

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Draft

Thursday, November 15, 2012

1:00 PM

Modified Agenda

City Hall Auditorium

## City Commission

*Mayor Craig Lowe (At Large)*  
*Mayor-Commissioner Pro-Tem Lauren Poe (At Large)*  
*Commissioner Thomas Hawkins (At Large)*  
*Commissioner Yvonne Hinson-Rawls (District 1)*  
*Commissioner Todd Chase (District 2)*  
*Commissioner Susan Bottcher (District 3)*  
*Commissioner Randy Wells (District 4)*

*Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.*

**CALL TO ORDER - 1:03 PM**

**ROLL CALL**

**Present** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**INVOCATION**

**CONSENT AGENDA**

**A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Bottcher, that this Matter be Adopted on the Consent Agenda, as modified. The motion carried by the following vote:**

**MODIFICATIONS**

**1. File #120522. - 2013 State Legislative Agenda - (Moved from the Consent Agenda to the Regular Agenda for discussion).**

**2. File #120122 - Proposed Constitutional Amendment "Move to Amend" - (Moved from the Consent Agenda to the Regular Agenda for discussion).**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**CITY MANAGER, CONSENT AGENDA ITEMS**

**120471. Partial Release of Lien Affecting 14376 SW State Road 45, Archer, Florida, Tax Parcel #05124-001-002 (B)**

**This item requests that the City Commission release the above-referenced property from the lien arising from Code Enforcement Board Cases: CEB 2010-112; CEB 2010-113; and CEB 2010-114.**

RECOMMENDATION      *The City Commission: release 14376 SW State Road 45, Archer, Florida, Tax Parcel #05124-001-002 from Code Enforcement Board liens related to CEB Case #CEB 2010-112; CEB 2010-113; and CEB 2010-114.*

*Alternate Recommendation A: Take no action and allow lien to remain in place.*

**This Matter was Approved as Recommended**

**120489. Domestic Violence Homicide Prevention Demonstration Initiative (B)**

**The purpose of this important initiative will be to enhance current**

electronic monitoring and GPS services and designate a position and equipment for supervision of High Risk Offenders accused of domestic violence related offenses.

RECOMMENDATION

*The City Commission authorize the City Manager to accept and execute the grant award if received as well as any other necessary documents, subject to approval by the City Attorney as to form and legality.*

**This Matter was Approved as Recommended**

**120506. Jest Fest Tourist Product Development Grant (NB)**

**This item involves the submittal of a grant application to the Alachua County Tourist Product Development Program for funds to provide marketing and promotion for a new spring festival called “Jest Fest,” which will be held at the Bo Diddley Community Plaza in April, 2013.**

RECOMMENDATION

*The City Commission: 1) authorize the City Manager to accept the grant, and 2) authorize the City Manager to execute the grant award agreement and any other grant-related documents, subject to approval by the City Attorney as to form and legality.*

*Alternative Recommendation*

*The City Commission decline the request to accept the grant.*

**This Matter was Approved as Recommended**

**120514. Strategic Plan Quarterly Report - 4th Quarter of Fiscal Year 2012 (B)**

**This item provides a report on the progress of the City Commission's Strategic Goals and Initiatives for the 4th Quarter of Fiscal Year 2012.**

RECOMMENDATION

*The City Commission receives a quarterly report from the City Manager on the progress of the City Commission Strategic Goals and Initiatives for the 4th Quarter of FY 2012.*

**This Matter was Approved as Recommended**

**120538. Bid Award - NW 22nd Street Milling and Resurfacing (B)**

**This is a request for the City Commission to authorize the bid award in the amount of \$775,875 to R.E. Arnold Construction, Inc. for the NW 22nd Street Milling and Resurfacing project.**

RECOMMENDATION

*The City Commission: 1) award the bid to R.E. Arnold Construction, Inc. for the construction of the NW 22nd Street Milling and Resurfacing project; 2) authorize the City Manager to execute the contract, subject to approval as to form and legality by the City Attorney; and 3) issue a purchase order in an amount not to exceed \$775,875.*

**GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**

**CITY ATTORNEY, CONSENT AGENDA ITEMS**

**120537. Ayman Abdellatief v. City of Gainesville; Presuit claim arising from an accident that occurred in Gainesville, Alachua County, Florida on or about November 7, 2011.**

RECOMMENDATION            *The City Commission 1) approve the terms of the negotiated settlement; and 2) authorize the City Attorney to settle the claim of Ayman Abdellatief arising from an accident that occurred on or about November 7, 2011.*

**This Matter was Approved as Recommended**

**CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS**

**120530. Appointments to City Commission Advisory Boards and Committees (NB)**

RECOMMENDATION            *The City Commission appoint:*

*Debra Neill-Mareci to the Development Review Board for a term to expire 11/1/15.*

*James Lasley to the Gainesville/Alachua County Cultural Affairs Board for a term to expire 9/30/15.*

**This Matter was Approved as Recommended**

**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**

**COMMITTEE REPORTS, CONSENT AGENDA ITEMS**

**RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT**

**PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT**

**PUBLIC SAFETY COMMITTEE, CONSENT**

**110683. Alcohol Sales and Consumption Outdoors Downtown (B)**

**This is a referral to address increasing interest in holding outdoor events in the downtown area that allow the sale and consumption of alcohol on City property. The City received a specific request from Santa Fe**

**College to allow alcohol at their Spring Arts Festival.**

RECOMMENDATION

*The City Commission: 1) direct the City Attorney's Office to draft and the Clerk of the Commisison to advertise an amendment to the Alcohol Ordinance to allow for the Santa Fe College Downtown Spring Arts Festival to be able to sell alcohol; and 2) keep this item as an active referral for the overall revisions to the ordinance to allow events to sell alcohol at downtown outdoor events.*

**This Matter was Approved as Recommended**

**Approval of the Consent Agenda**

**A motion was made to Adopt the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT**

**EQUAL OPPORTUNITY COMMITTEE, CONSENT**

**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS**

**END OF CONSENT AGENDA**

**ADOPTION OF THE REGULAR AGENDA**

**A motion was made by Commissioner Bottcher, seconded by Mayor-Commissioner Pro Tem Poe, that Regular Agenda be adopted as modified. The motion carried by the following vote:**

**MODIFICATION: File #120311 - Election Districts - (Additional back-up submitted and the rules were waived to hear the item at 7:30 PM).**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**CHARTER OFFICER UPDATES**

**CLERK OF THE COMMISSION**

**CITY MANAGER**

**GENERAL MANAGER FOR UTILITIES**

**CITY ATTORNEY**

**CITY AUDITOR**

**EQUAL OPPORTUNITY DIRECTOR**

**COMMITTEE REPORTS (PULLED FROM CONSENT)**

**AUDIT, FINANCE AND LEGISLATIVE COMMITTEE**

**120522. 2013 State Legislative Agenda (B)**

**This is a request for the City Commission to approve the 2013 State Legislative Agenda.**

*MOTION (MODIFICATION): Add to the State Legislative Agenda the following: 1) The City of Gainesville opposes any State legislation that alters the governance of Gainesville Regional Utilities (GRU). The governance of GRU is set forth by the Charter of the City of Gainesville, and any modification to that governing structure should be by the elected City Officials of Gainesville and the voters of the City of Gainesville, in accordance with the Charter; and 2) request state funding for job training education programs that could be operated by the City of Gainesville.*

*ADDITIONAL MOTION (REFERRAL) - See following File # 120586.*

*REQUEST TO DIVIDE THE QUESTION:*

*FIRST MOTION ON THE DIVIDED QUESTION:*

*1) Add to the State Legislative Agenda the request for state funding for job training education programs that could be operated by the City of Gainesville.*

*VOTE: (7-0, MOTION CARRIED)*

*SECOND MOTION ON THE DIVIDED QUESTION: The entire motion as shown above including the GRU item.*

*(VOTE: 6-1, Commissioner Chase - No, MOTION CARRIED)*

**RECOMMENDATION**

*The City Commission: 1) approve the 2013 State Legislative Agenda as approved by the Audit, Finance and Legislative Committee including the committee's recommendation to prioritize the Campus Development Agreement item and the Central City Development initiative; and 2) direct staff to provide the 2013 State Legislative Agenda to the Alachua County Legislative Delegation; the Florida League of Cities, and other interested parties.*

**A motion was made by Commissioner Hawkins, seconded by Commissioner Wells, that this Matter be Approved as Recommended, as Modified. The motion**

carried by the following vote:

**Aye:** 6 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Nay:** 1 - Commissioner Chase

**120586. Dual Diploma Program Referral (NB)**

RECOMMENDATION            *The City Commission refer to the Audit, Finance and Legislative Committee the issue of the Dual Diploma Program being included in the State Legislative Agenda.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Wells, that this Matter be Referred to the Audit, Finance and Legislative Committee, due back on 5/15/2013. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**120122. Proposed Constitutional Amendment "Move to Amend" (B)**

*Mayor Lowe recognized Nancy Parkinson who spoke to the matter.*

RECOMMENDATION            *The Audit, Finance & Legislative Committee recommends that the City Commission direct the City Attorney to draft a resolution similar to the "Move to Amend" model resolution with the inclusion of two additional provisions: 1) forwarding the Resolution to the County Commission and requesting the County Commission place this issue on the next County election ballot as a non-binding referendum; and 2) forwarding the Resolution to the City's State and Federal Legislative Delegation requesting their support of a Federal Constitutional Amendment consistent with the Resolution.*

**A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Wells, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 6 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Nay:** 1 - Commissioner Chase

**ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)**

**OUTSIDE AGENCIES**

**MEMBERS OF THE CITY COMMISSION**

**COMMISSION COMMENTS (if time available)**

**Commissioner Randy Wells**

*Closed Correctional Institution.*

**Commissioner Todd Chase**

- 1. GRU - Vote.
- 2. City Commission Emails - See following File #120587.

**120587.** City Commission Emails on the Internet Referral (NB)

RECOMMENDATION                      *The City Commission refer the issue of putting City Commission Emails on the internet to the Audit, Finance and Legislative Committee.*

**A motion was made by Commissioner Chase, seconded by Commissioner Wells, that this Matter be Referred to the Audit, Finance and Legislative Committee, due back on 5/15/2013. The motion carried by the following vote:**

**Aye:** 6 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Nay:** 1 - Commissioner Hawkins

**Commissioner Yvonne Hinson-Rawls**

*Disparity Study - See following File #120588.*

**120588.** Disparity Study Referral (NB)

RECOMMENDATION                      *The City Commission refer the issue of a possible contract disparity study to the Equal Opportunity Committee.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Hawkins, that this Matter be Referred to the Equal Opportunity Committee, due back on 5/15/2013. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Mayor Craig Lowe**

*Scooters Sales and Service in UMU Zoning Districts - See following File # 120590.*

**120590.** Scooter Sales and Service Zoning Petition (NB)

RECOMMENDATION                      *The City Commission initiate a petition to allow for the sales*



*and service of scooters in the UMU Zoning Districts and others as recommended by staff and deemed appropriate by the Plan Board.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Bottcher, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**RECESS - 2:40 PM**

**RECONVENE - 5:40 PM**

**PLEDGE OF ALLEGIANCE (5:30pm)**

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

**120539.** DECA Week - November 11-17, 2012 (B)

RECOMMENDATION *Buchholz High School Donna Martin to accept the proclamation.*

**Heard**

**120540.** World AIDS Day - December 1, 2012 (B)

RECOMMENDATION *Rural Women's Health Project Director of Development Fran Ricardo, Project Administrator Bianca Gras and Director of Education Robin Lewy to accept the proclamation.*

**Placed on File**

**120541.** Pulmonary Hypertension Awareness Month - November 2012 (B)

RECOMMENDATION *City of Gainesville to accept the proclamation.*

**Heard**

**RECESS - 5:47 PM**

**RECONVENE - 6:01 PM**

**120486.** City of Gainesville's Citizens' Academy Fall 2012 Graduates (NB)

*Assistant City Manager Paul Folkers gave a presentation.*

RECOMMENDATION

*The City Commission: 1) recognize accomplishments of Gainesville 101 Fall 2012 City of Gainesville Citizens' Academy graduates; and 2) hear brief comments from the class speaker on what they have learned.*

Heard

**CITIZEN COMMENT**

**Mark Venske**

*Elections.*

**John Davies**

*Elections.*

**PUBLIC HEARINGS**

**RESOLUTIONS- ROLL CALL REQUIRED**

**TRANSMITTAL HEARINGS**

**120209. COMPREHENSIVE PLAN AMENDMENT - FUTURE LAND USE ELEMENT AND STORMWATER MANAGEMENT ELEMENT (B)**

Ordinance No. 120209; Petition No. PB-12-58 CPA  
An ordinance amending the City of Gainesville Comprehensive Plan; by amending Policy 3.1.5 in the Future Land Use Element; by amending Policies 1.1.1, 1.3.1, 1.3.5, 1.3.8, 1.3.10, 1.5.2, and by deleting Objective 1.11 and its Policies in the Stormwater Management Element; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Senior Planner Andrew Persons gave a presentation.*

RECOMMENDATION

*The City Commission (1) approve Petition PB-12-58 CPA and (2) adopt the proposed ordinance.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Hawkins, that this Matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:**

**Aye:** 6 - Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Absent:** 1 - Mayor Lowe

**120221. LAND USE CHANGE - 3500-3700 BLOCKS OF SOUTHWEST WILLISTON ROAD (B)**

Ordinance No. 120221; Petition No. PB-11-49 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 24 acres of property located in the vicinity of the 3500-3700 blocks of SW Williston Road, as more specifically described in this ordinance, from the Alachua County land use category of Heavy Industrial (INDH) to the City of Gainesville land use category of Office (O); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Planner Jason Simmons gave a presentation.*

*NOTE: Mayor Lowe re-entered the meeting room at 6:46 PM.*

**RECOMMENDATION**      *The City Commission (1) approve Petition PB-11-49 LUC and (2) adopt the proposed ordinance.*

**A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Hawkins, that this Matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**120222. LAND USE CHANGE - 4600-5000 BLOCKS OF SOUTHWEST 41st BOULEVARD (B)**

Ordinance No. 120222; Petition No. PB-11-51 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 285 acres of property located in the vicinity of the 4600-5000 blocks of SW 41st Boulevard, as more specifically described in this ordinance, from the Alachua County land use categories of Heavy Industrial (INDH), Light Industrial (INDL), and Low Density Residential (1-4 DU/acre)(LOW) to the City of Gainesville land use category of Business Industrial (BI); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Planner Jason Simmons gave a presentation.*

**RECOMMENDATION**      *The City Commission (1) approve Petition PB-11-51 LUC and (2) adopt the proposed ordinance.*

**A motion was made by Commissioner Wells, seconded by Commissioner Hinson-Rawls, that this Matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**120234. COMPREHENSIVE PLAN AMENDMENT -  
INTERGOVERNMENTAL COORDINATION ELEMENT (B)**

Ordinance No. 120234; Petition No. PB-12-72 CPA

An ordinance amending the Intergovernmental Coordination Element of the City of Gainesville Comprehensive Plan by deleting Policy 1.6.3; providing directions to the city manager; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION            *The City Commission (1) approve Petition PB-12-72 CPA and (2) adopt the proposed ordinance.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Bottcher, that this Matter be Approved (Petition) and Adopted (Ordinance) on Transmittal Hearing. The motion carried by the following vote:**

**Aye:** 6 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Absent:** 1 - Commissioner Hawkins

**ORDINANCES, 1ST READING- ROLL CALL REQUIRED**

**120307. ANNEXATION ORDINANCE - NORTHWEST - AREA 2 (B)**

Ordinance No. 120307

An ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; annexing to include within the corporate limits of the City of Gainesville, Florida, certain compact and contiguous area generally located: west of NW 43rd Street (& that portion west of NW 43rd Street lying between NW 23rd & 29th Avenues east of NW 49th Terrace, including Buck Ridge Unit 2, already in the city limits), east of NW 63rd Street, north of NW 23rd Avenue and south of NW 39th Avenue, excluding tax parcels No. 06111-001-000 and 06111-003-001 located at the southwest corner of NW 39th Avenue and NW 43rd Street (already within the city limits), but including tax parcel No. 06064-000-000 located at the northwest corner of NW 39th Avenue and NW 43rd Street ("Area 2"); providing for inclusion of the area in Appendix I of the City Charter; providing for a referendum election; providing directions to the City Manager and Clerk of the Commission; providing ballot language; providing for land use plan, zoning and subdivision regulations, and enforcement of same; providing for persons engaged in any occupation, business, trade or profession; providing a severability clause; and providing effective dates.

*Senior Strategic Planner Lila Stewart gave a presentation.*

*Mayor Lowe recognized Mary Bird who spoke to the matter.*

RECOMMENDATION            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Bottcher, seconded by Commissioner Wells, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**120308.                    ANNEXATION - NORTHWEST - AREA 3 (B)**

Ordinance No. 120308

An ordinance of the City of Gainesville, Florida, annexing a portion of the City of Gainesville Reserve Area pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act; making certain findings; annexing to include within the corporate limits of the City of Gainesville, Florida, certain compact and contiguous area generally located: west of NW 43rd Street, east of NW 51st Street (shown on the plat of Huntington Phase 6 as recorded in Plat book "S", Page 48 of the public records of Alachua County, Florida), north of the current city limits at tax parcel No. 06061-003-003 and Bellamy Forge Condominiums and south of the current city limits at the south line of the northeast quarter of Section 22, Township 9 South, Range 19 East and the county drainage easement & right of way lying immediately north of Rustlewood as recorded in Plat Book "K", page 52 ("Area 3"); providing for inclusion of the area in Appendix I of the City Charter; providing for a referendum election; providing directions to the City Manager and Clerk of the Commission; providing ballot language; providing for land use plan, zoning and subdivision regulations, and enforcement of same; providing for persons engaged in any occupation, business, trade or profession; providing a severability clause; and providing effective dates.

*Senior Strategic Planner Lila Stewart gave a presentation.*

RECOMMENDATION            *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Bottcher, seconded by Commissioner Wells, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**120502.                    HISTORIC PROPERTY TAX EXEMPTION - 1041 NE 6TH STREET (B)**

Ordinance No. 120502; Petition No. HP-11-00038/HP-11-00039

An ordinance of the City of Gainesville, Florida, finding that property located

at 1041 NE 6th Street, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2013, and continuing for 10 years under certain conditions; authorizing the Mayor and Clerk of the Commission to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

*Historic Preservation Planner Dee Henrichs gave a presentation.*

**RECOMMENDATION**      *The City Commission 1) approve Part 2 of the application for ad valorem tax exemption; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Wells, seconded by Commissioner Hinson-Rawls, that this Matter be Adopted on First Reading (Ordinance) and Approved the Recommendation. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

## **110952. TRAFFIC AND MOTOR VEHICLE OVERTIME METERED PARKING (B)**

Ordinance No. 110952

An ordinance of the City of Gainesville, Florida, amending Chapter 26 of the Code of Ordinances of the City of Gainesville relating to traffic and motor vehicles; amending Sec. 26-76 by providing a further exception for the parking of governmental vehicles; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*ADDITIONAL MOTION: A motion was made by Commissioner Hawkins, seconded by Commissioner Wells to not adopt this ordinance and refer this issue to the Public Works Committee removing the exemption in the Code for government vehicles for parking infractions.*

*(2-5, Commissioners Hawkins and Wells - Yes; and Commissioners Bottcher, Chase, Hinson-Rawls, Poe and Mayor Lowe - No, MOTION FAILED)*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Chase, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 5 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**Nay:** 2 - Commissioner Hawkins, and Commissioner Wells

## **ORDINANCES, 2ND READING- ROLL CALL REQUIRED**

**PLAN BOARD PETITIONS****DEVELOPMENT REVIEW BOARD PETITIONS****SCHEDULED EVENING AGENDA ITEMS****120311. ELECTION DISTRICTS - REDISTRICTING BASED ON 2010 CENSUS DATA (B)**

Ordinance No. 120311

An ordinance of the City of Gainesville, Florida, amending Section 9-1.1 Election districts of the Code of Ordinances by redistricting the City of Gainesville into four ratably or equally proportioned election districts as required by law; making findings; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*Attorney Marion Radson and Crystal Goodison gave presentations.*

*Mayor Lowe recognized Cynthia Moore Chestnut, Reverend Clifford Patrick, Darry Lloyd, Evelyn Fox, Janey Vincent, Dr. Newsome and Pat Fitzpatrick who spoke to the matter.*

**RECOMMENDATION**                      *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Mayor-Commissioner Pro Tem Poe, that this Matter be Continued (1st Reading) to the December 6, 2012 meeting. The motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Hawkins, Commissioner Wells, Commissioner Chase, Commissioner Bottcher, and Commissioner Hinson-Rawls

**090777. Parks, Recreation and Cultural Affairs Master Plan (B)**

**This item provides the report and recommendations of the Parks, Recreation and Cultural Affairs Master Plan, PRCA Vision 2020.**

*Assistant City Manager Paul Folkers, Parks, Recreation and Cultural Affairs Assistant Director Michelle Park and Park Planner David Barth gave presentations.*

**RECOMMENDATION**                      *The City Commission: 1) adopt the Parks, Recreation and Cultural Affairs Master Plan; and, 2) direct staff to return to the City Commission at a later date with funding option scenarios.*

*Alternative Recommendation:*

*The City Commission not adopt the PRCA Master Plan and provide feedback and direction.*

**A motion was made by Mayor-Commissioner Pro Tem Poe, seconded by Commissioner Hawkins, that this Matter be Approved as Recommended. The**

**motion carried by the following vote:**

**Aye:** 7 - Mayor Lowe, Mayor-Commissioner Pro Tem Poe, Commissioner Wells, Commissioner Bottcher, Commissioner Hawkins, Commissioner Chase, and Commissioner Hinson-Rawls

## **UNFINISHED BUSINESS**

## **COMMISSION COMMENT**

### **Mayor-Commissioner Pro Tem Lauren Poe**

*Goodbye to Broadcast Engineering Technician Danni Conrad.*

### **Commissioner Todd Chase**

- 1. Thanks to GRU for helping out in New Jersey and New York.*
- 2. Notice of Issues.*

## **CITIZEN COMMENT**

*There were no citizens who wished to speak during this time.*

## **ADJOURNMENT - 10:10 PM**