

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

Thursday, March 17, 2016

1:00 PM

City Hall Auditorium

City Commission

Mayor Ed Braddy (At Large)
Commissioner Harvey Budd (At Large)
Commissioner Helen Warren (At Large)
Commissioner Charles Goston (District 1)
Commissioner Todd Chase (District 2)
Mayor-Commissioner Pro Tem Craig Carter (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: 05 PM

Present 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

AGENDA STATEMENT**INVOCATION****ADOPTION OF THE CONSENT AGENDA (Including both General Government and Gainesville Regional Utilities items)**

Rob Brinkman and Sam Mutch spoke to the matter.

A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Warren, that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

CITY MANAGER, CONSENT AGENDA ITEMS[150774.](#)

Release of Lien Affecting 512 NW 26th Avenue, Tax Parcel #08481-003-000 (B)

This item requests that the City Commission release the above-referenced property from the lien arising from costs incurred by the City of Gainesville to abate a violation.

RECOMMENDATION

The City Commission: 1) approve the request from Alachua Habit for Humanity for the release of lien on 512 NW 26th Avenue, tax parcel #08481-003-000; 2) direct staff to prepare the release of lien document, and authorize the City Manager to execute such document, subject to review and approval by the City Attorney as to form and legality; and 3) direct the Clerk to record the document in the public records.

Approved as Recommended

[150818.](#)

Voluntary annexation petition for property owned by the Emory Group and Prairie View Trust south of SW Williston Road and west of the Gainesville city limits (B)

This is the submission of petition for voluntary annexation of parcel 07176-002-000, owned by the Emory Group LTD and a portion of parcel 07176-000-000, owned by Prairie View Trust. The property is 12 acres

and located south of SW Williston Road and west of the Gainesville city limits.

RECOMMENDATION

The City Commission: 1) receive the petition for annexation and make findings that it contains the signature of the property owners or authorized agents; 2) authorize the Mayor to provide notice to the Board of County Commissioners; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Approved as Recommended

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

[150805.](#)

DIANA INWOOD VS. GAINESVILLE REGIONAL TRANSIT SYSTEM; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-4088 (B)

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Diana Inwood vs. Gainesville Regional Transit System; Eighth Judicial Circuit, Case No. 2015-CA-4088.

Approved as Recommended

[150809.](#)

KLM PROPERTIES, INC. v. THE CITY OF GAINESVILLE, A MUNICIPAL CORPORATION, COLEN M. RATLIFF, JR., DAVID L. RATLIFF, TINA M. HINSON AND JAMES E. RATLIFF, PERSONAL REPRESENTATIVES OF THE ESTATE OF GLORIA M. RATLIFF, DECEASED, AND UNNAMED INTERESTED PARTIES; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2016-CA-441 (B)

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled KLM Properties, Inc. v. The City of Gainesville, a municipal corporation, Colen M. Ratliff, Jr., David L. Ratliff, Tina M. Hinson and James E. Ratliff, Personal Representatives of the Estate of Gloria M. Ratliff, deceased, and Unnamed Interested Parties; Eighth Judicial Circuit, Case No. 2016-CA-441.

Approved as Recommended

[150817.](#)

DARLENE HENRICHS VS. CITY OF GAINESVILLE AND ANTHONY LYONS, IN HIS OFFICIAL CAPACITY AS INTERIM CITY MANAGER, CASE NO. 2016-CA-0513 (NB)

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Darlene Henrichs vs.

*City of Gainesville and Anthony Lyons, in his official capacity
as Interim City Manager, Case No. 2016-CA-0513.*

Approved as Recommended

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

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

PUBLIC SAFETY COMMITTEE, CONSENT

AUDIT AND FINANCE COMMITTEE, CONSENT

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

**ADOPTION OF THE GENERAL GOVERNMENT REGULAR AGENDA (Read
if any, each item added or modified)**

**A motion was made by Commissioner Warren, seconded by
Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted. The motion
carried by the following vote:**

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells,
Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro
Tem Carter, and Commissioner Chase

**GENERAL GOVERNMENT-RELATED CITIZEN COMMENT (not to exceed 30
minutes in length)**

*Perry Clausen
Sam Mutch
Debbie Martinez
Jim Konish
Joseph Floyd
Ernesto Martinez
Scott Hesh*

[150759.](#)**State Law Enforcement Contraband Forfeiture Trust Funding of Youth Programs (NB)**

This is a request for the City Commission to approve the use of \$35,000 from the State Law Enforcement Contraband Forfeiture Trust Fund for two Youth Programs.

Chief Jones made a presentation.

RECOMMENDATION

The City Commission approve the appropriation of \$35,000 from the State Law Enforcement Contraband Forfeiture Trust Fund to pay for the operational expenses.

A motion was made by Commissioner Goston, seconded by Commissioner Chase, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Budd, Commissioner Warren, Commissioner Goston, Commissioner Chase, Mayor-Commissioner Pro Tem Carter and Commissioner Wells.

CLERK OF THE COMMISSION**CITY MANAGER**[150723.](#)**Approve the Regional Transit System Award Recommendation for Acquisition of Scheduling and Operations Software (B)**

This is a request for the City Commission to approve the Regional Transit System (RTS) award recommendation.

Jesus Gomez made a presentation.

Perry Clausen spoke to the matter.

RECOMMENDATION

The City Commission: 1) award the bid to GIRO, Inc. and authorize the City Manager or designee to finalize negotiation of the contract; and 2) authorize the City Manager to execute the agreement, subject to approval by the City Attorney as to form and legality.

A motion was made by Commissioner Goston, seconded by Commissioner Budd, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Budd, Commissioner Warren, Commissioner Goston, Commissioner Chase, Mayor-Commissioner Pro Tem Carter and Commissioner Wells.

[150782.](#)**Fire Station Alerting System Replacement (NB)**

This item requests that the City Commission authorize the City Manager

or designee to negotiate a contract to replace the current Fire Station Alerting System.

Jeff Lane made a presentation.

RECOMMENDATION

The City Commission authorize the City Manager or designee to enter into a contract with Purvis Systems for purchase of the Fire Station Alerting System, spare parts, and license and support fees not to exceed the approved FY15-19 CIP amount of \$488,160.

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

Aye: 7 - Mayor Braddy, Commissioner Budd, Commissioner Warren, Commissioner Goston, Commissioner Chase, Mayor-Commissioner Pro Tem Carter and Commissioner Wells.

150790.

Ranking for Construction Management at Risk Services for the Depot Avenue Segment 4 Project (B)

This item is a request for the City Commission to approve the ranking of Construction Management Firms and authorize a contract for Construction Management services for the Depot Avenue Segment 4 Project that includes Depot Avenue from SE 7th Street to SE Williston Road.

Stefan Broadus, Teresa Scott and Torey Alston made presentations.

RECOMMENDATION

The City Commission: 1) accept the selection of the three most qualified firms in the order of ranking; 2) authorize the City Manager or designee to initiate contract negotiations and execute a contract for Construction Management services in accordance with Consultants Competitive Negotiation Act (CCNA); and 3) authorize the City Manager or designee to execute all contract documents and other necessary documents, subject to approval by the City Attorney as to form and legality.

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

Aye: 7 - Mayor Braddy, Commissioner Budd, Commissioner Warren, Commissioner Goston, Commissioner Chase, Mayor-Commissioner Pro Tem Carter and Commissioner Wells.

150609.

A Partnership to Provide Services for Homeless Veterans (B)

This is a request for the City Commission to consider and approve the City of Gainesville entering into a partnership with the Alachua County Coalition for the Homeless and Hungry (ACCHH) and the local Veteran's Administration Office (VA) to provide services for homeless

veterans in Gainesville-Alachua County. **ESTIMATED STAFF PRESENTATION 15 MINUTES**

Fred Murry and Theresa Lowe made presentations.

Diane Marchese, Sam Mutch, Perry Clausen and Jim Konish spoke to the matter

RECOMMENDATION

The City Commission: 1) consider and authorize the City of Gainesville to enter into an agreement with Alachua County Coalition for the Homeless and Hungry, Inc. to lease one dormitory for five years, subject to the VA's provision of funding and case management; 2) authorize City staff to utilize Connect Free Funds in the amount of \$247,223 for water, wastewater, and plumbing improvements for the building and utilize up to \$132,777 from general or bond funds for HVAC repairs for the dorm; 3) authorize the City Manager to execute the agreement between the City and ACCHH, subject to the City Attorney's review and approval as to form and legalit; and 4) direct City staff to identify possible names for the dorm and bring them back to the City Commission for consideration and approval on such terms as the Commission deems appropriate.

A motion was made by Commissioner Warren, seconded by Commissioner Chase, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

[150640.](#)

Authorization for Construction of the Tumblin Creek Sediment Facility (B)

This item is a request for the City Commission to approve the Guaranteed Maximum Price in the amount of \$1,773,018.10 for the construction of the Tumblin Creek Sediment Facility with The Brentwood Company, Inc.

Andrew Roberts made a presentation.

RECOMMENDATION

The City Commission: 1) approve the project task; and 2) authorize the City Manager or designee to execute the appropriate documents, subject to City Attorney approval as to form and content to The Brentwood Company, Inc.

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

Aye: 5 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 2 - Commissioner Goston, and Commissioner Chase

[150784.](#)

2015 Strike Out Hunger Food Drive Outcomes (B)

This is a request for the City Commission to hear a presentation on the results and outcomes of the 2015 Strike Out Hunger Food Drive for Gainesville/Alachua County and to ask for continued support from the City during the 2016 Strike Out Hunger Food Drive. **ESTIMATED PRESENTATION 10 MINUTES**

Rodney Long made a presentation.

Motion by Commissioner Wells, seconded by Commissioner Warren to waive the rules and hear Item No. 140187 before Item No. 150738. Motion passed 5-0, with Commissioner Chase and Mayor-Commissioner Pro Tem Carter being absent.

RECOMMENDATION

The City Commission: 1) hear a presentation on the 2015 Strike Out Hunger Food Drive for Gainesville/Alachua County; and 2) approve the request for continued City support and participation in the 2016 Strike Out Hunger Food Drive.

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

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

140187.

Bike Share Program Update (B)

The City Commission provided one-time funding for FY16 for a bike share pilot program. Staff identified a vendor and anticipates a program launch by May 2016. **ESTIMATED PRESENTATION 10 MINUTES**

Scott Wright and Chad Jacobs made a presentation.

Jacob Adams, Joseph Floyd and Perry Clausen spoke to the matter.

RECOMMENDATION

The Recreation, Cultural Affairs and Public Works Committee recommends that the City Commission: 1) hear a presentation about the bike share system; 2) approve a fee structure range similar to the City of Lakeland, FL, which includes a period of free usage to a maximum of \$30 per day, and the provision for monthly and annual memberships; and 3) authorize the City Manager or designee to expand the system beyond the city-provided seed funding, through partnerships in the community.

A motion was made by Commissioner Wells, seconded by Commissioner Warren, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

150738.

Bo Diddley Plaza Café Lease and Business Case (B)

Malcolm Kiner and Sarah Vidal-Finn made presentations.

RECOMMENDATION

City Manager to City Commission: 1) Approve the Lease Agreement with Patticakes, Inc. for the café space located at 105 SE University Avenue and 2) Authorize the City Manager to execute the Lease Agreement and all related documents with Patticakes, Inc., subject to approval by the City Attorney as to form and legality.

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

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

GENERAL GOVERNMENT COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

GENERAL GOVERNMENT ADVISORY BOARD/COMMITTEE REPORTS.
Reports must be placed on the agenda by a Charter Officer, through staff liaison after approval by Board/Committee.

GENERAL GOVERNMENT-RELATED ITEMS FROM OUTSIDE AGENCIES.
Must be submitted by a Charter Officer. Update limited to ten (10) minutes.

GENERAL GOVERNMENT-RELATED ITEMS FROM MEMBERS OF THE CITY COMMISSION

GENERAL GOVERNMENT-RELATED COMMISSION COMMENTS (if time permits)

GAINESVILLE REGIONAL UTILITIES items of a time-sensitive or important nature or pulled from Consent. Must be submitted or pulled by the Mayor, a City Commissioner or a Charter Officer.

[150841.](#)

Amended and Restated Agreement between the City of Gainesville, d/b/a GRU, and the City of Alachua for the Purchase and Sale of Wholesale Electric Service (B)

Estimated Presentation Time 10 minutes

Ed Bielarski made a presentation.

Jim Konish spoke to the matter.

RECOMMENDATION

The City Commission (1) receive a presentation related to the Amended and Restated Agreement between the City of Gainesville, d/b/a Gainesville Regional Utilities (GRU), and the City of Alachua for the purchase and sale of wholesale electric service; (2) authorize the General Manager, or his designee, to execute the form Amended and Restated Agreement between the City of Gainesville, d/b/a GRU, and the City of Alachua for the purchase and sale of wholesale electric service, subject to the approval of the City Attorney as to form and legality; and (3) authorize the General Manager, or his designee, to execute such other documents as may be necessary or desirable to proceed with the transaction authorized above, subject to the approval of the City Attorney as to form and legality, and to take such other actions as may be necessary or advisable to proceed with such transaction in accordance with this City Commission authorization.

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

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

RECESS - 4:51 PM

RECONVENE - 5:52 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS Placed on Agenda by Commissioner or Charter Officer

[150810.](#)

Ms. Esther A. Jones Day - March 17, 2016 (B)

RECOMMENDATION

Ms. Esther A. Jones to accept the proclamation.

Heard

[150769.](#)

Maria Huff-Edwards Day and Shirley, Andy, Arthur and Alex Baker Day - March 3, 2016 (B)

RECOMMENDATION

Star Volunteer The Baker Family and Star Good Neighbor Maria Huff-Edwards to accept the proclamation.

Heard

[150770.](#)

2015 Albert "Ray" Massey Citizen Volunteer Award Recipients Day - March 3, 2016 (B)

RECOMMENDATION

City of Gainesville Football Program Citizen Volunteer Carrie Russell, City of Gainesville Living History Citizen Volunteer Barbara, Steve, Nathan and Sage and City of Gainesville Football and Basketball Program Citizen Volunteer Fredrick Doby to accept the proclamation.

Heard

[150811.](#)

Iryna Kanishcheva Day - March 17, 2016 (B)

RECOMMENDATION

Public Art Curator Iryna Kanishcheva to accept the proclamation.

Heard

[150812.](#)

Vicki J. Sabatella, Joseph Saccocci and David Arrighi and the Thornebrook Gallery Day - March 17, 2016 (B)

RECOMMENDATION

Promoter Joseph Saccocci, Gainesville Youth Chorus Executive Director Vicki J. Sabatella and Thornebrook Gallery Owner David Arrighi to accept the proclamation.

Heard

[150813.](#)

Help a Horse Month - April 2016 (B)

RECOMMENDATION

Horse Protection Association of Florida Volunteer Coordinator Karen Curran to accept the proclamation.

Heard

CITIZEN COMMENT (to end at a time certain of 6:30pm or at such later time as allows for 30 minutes of citizen comment)

*Tedford Cartwright
Tana Silver
Frank Lineberger
Debbie Martinez
Phoebe Miles
Don Glendening
Ernesto Martinez
Mark Van Soestbergen*

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED[140739.](#)**Welcoming Gainesville (B)**

This is a request for the City Commission to adopt a Resolution designating Gainesville as a Welcoming City and become a part of the Welcoming America Network.

Paul Folkers, Richard MacMaster and Steve Kalishman made presentations.

Carol Simms, Tim Martin, Don Glendening, Dave Mathia and Telford Cartwright spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed Resolution #140739.*

A motion was made by Commissioner Warren, seconded by Commissioner Wells, that this Matter be Adopted (Resolution). The motion carried by the following vote:

Aye: 5 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Nay: 1 - Commissioner Goston

Absent: 1 - Commissioner Chase

ORDINANCES, 1ST READING- ROLL CALL REQUIRED[110541.](#)**INFRASTRUCTURE IMPROVEMENT AREAS FOR WATER AND WASTEWATER (B)**

Ordinance No. 110541

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances, relating to utilities, by amending Chapter 27 to provide for the creation and designation of infrastructure improvement areas for water and wastewater gravity collection improvements and to designate the Innovation District Infrastructure Improvement Area; by amending Appendix A, Schedule of Fees, Rates and Charges, to add infrastructure improvement area user fees for water and wastewater gravity collection in the Innovation District Area; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing a retroactive effective date.

Rick Hutton made a presentation.

John Fleming, Lee Nelson and Bruce Delaney spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

[150456.](#)

**LAND USE CHANGE - BUTLER DEVELOPMENT/OLIVE GARDEN
3440 SW ARCHER ROAD (B)**

Ordinance No. 150456, Petition No. PB-15-91 LUC

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Map of the Comprehensive Plan by overlaying the Planned Use District (PUD) land use category on approximately 1.1 acres of property that has an underlying land use category of Commercial (C) and that is generally located at 3440 SW Archer Road, as more specifically described in this ordinance; assigning the subject property to Subarea 3 within the Butler Development PUD as regulated by Policy 4.3.6 of the Future Land Use Element of the Comprehensive Plan; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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

A motion was made by Commissioner Budd, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

[150457.](#)

**QUASI-JUDICIAL REZONING - BUTLER DEVELOPMENT/OLIVE
GARDEN 3440 SW ARCHER ROAD (B)**

Ordinance No. 150457, Petition No. PB-15-93 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 1.1 acres of property that is generally located at 3440 SW Archer Road, as more specifically described in this ordinance, from General Business District (BUS) to Planned Development District (PD); adopting development terms and conditions by assigning the subject property to the Butler Development PD, as may be amended from time to time; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Gerry Dedenbach made a presentation.

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

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

[150441.](#)

COMPREHENSIVE PLAN AMENDMENT - BUTLER DEVELOPMENT PUD (B)

Ordinance No. 150441, Petition No. PB-15-102 CPA

An ordinance of the City of Gainesville, Florida, amending Policy 4.3.6 of the Future Land Use Element of the City of Gainesville Comprehensive Plan relating to a condition about transportation impacts to Florida Department of Transportation facilities resulting from the Butler Development Planned Use District (PUD) that is generally located north of Archer Road, west of SW 34th Street, east of I-75, and south of SW 24th Avenue; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

[150440.](#)

QUASI-JUDICIAL REZONING - BUTLER DEVELOPMENT PLANNED DEVELOPMENT (PD) (B)

Ordinance No. 150440, Petition No. PB-15-92 PDA

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning certain property known as the Butler Development that is generally located north of Archer Road, west of SW 34th Street, east of I-75, and south of SW 24th Avenue, as more specifically described in this ordinance, to Planned Development District (PD); adopting a PD report with land development regulations; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

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

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

150162.

TEXT CHANGE - NAMING OF PRIVATE ROADS (B)

Ordinance No. 150162

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances relating to the designation of street names; by amending Section 23-16 Definitions; by amending Section 23-17 regarding the map of streets within the city; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

150444.

LAND USE CHANGE - 1600 BLOCK OF SE 8TH AVENUE (B)

Ordinance No. 150444 ; Petition No. PB-15-89 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 15 acres of property that is generally located in the 1600 block of SE 8th Avenue, as more specifically described in this ordinance, from Residential Medium-Density (RM) to Residential Low-Density (RL); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION

The City Commission: (1) receive letters from the Florida Department of Economic Opportunity, North Central Florida Regional Planning Council, St. Johns River Water Management District, and Florida Department of Transportation, and (2) adopt the proposed ordinance.

A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on Final Reading (Ordinance) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

[150445](#)**QUASI-JUDICIAL - REZONING - 1600 BLOCK OF SE 8TH AVENUE
(B)**

Ordinance No. 150445, Petition No. PB-15-90 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 15 acres of property that is generally located in the 1600 Block of SE 8th Avenue, as more specifically described in this ordinance, from Multiple-Family Medium-Density Residential District (RMF-7) to Residential Low-Density District (RMF-5); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Budd, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor-Commissioner Pro Tem Carter

Absent: 1 - Commissioner Chase

PLAN BOARD PETITIONS**DEVELOPMENT REVIEW BOARD PETITIONS****SCHEDULED EVENING AGENDA ITEMS**[150849.](#)**RETENTION OF WINSTON & STRAWN LLP, TO REPRESENT THE CITY OF GAINESVILLE D/B/A GAINESVILLE REGIONAL UTILITIES (GRU) IN GAINESVILLE RENEWABLE ENERGY CENTER, LLC'S ARBITRATION DEMAND AGAINST THE CITY D/B/A GRU (B)**

Carlos Holt made a presentation.

Jim Konish and Rob Brinkman spoke to the matter.

RECOMMENDATION *Authorize the Office of the City Attorney, on behalf of the General Manager for Utilities, to retain Winston & Strawn LLP for representation of the City d/b/a GRU in this arbitration.*

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

Aye: 7 - Mayor Braddy, Commissioner Budd, Commissioner Warren,

Commissioner Goston, Commissioner Chase, Mayor-Commissioner Pro Tem Carter and Commissioner Wells.

[150524.](#)

Proposed Charter Amendment for GRU Governance (NB)

Motion by Commissioner Budd, seconded by Commissioner Warren for the Clerk to schedule a special City Commission meeting.

Jim Konish spoke to the matter.

RECOMMENDATION *The City Commission hear a report from the March 10, 2016 Regional Utilities Committee meeting discussion on the city's proposed charter amendment, and discuss the issue further.*

A motion was made by Commissioner Budd, seconded by Commissioner Warren, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, Mayor-Commissioner Pro Tem Carter, and Commissioner Chase

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Budd - Parking Passes

Commissioner Carter - Ballot Issues

Commissioner Chase - 1) CRA Depot Building Leasing; and 2) Fall Elections

Commissioner Warren - Dignity Village Walk Path - Fred Murry spoke to the matter

Commissioner Goston - Election Issues

CITIZEN COMMENT (If time permits)

Telford Cartwright

ADJOURNMENT - 10:14 PM

Kurt Lannon, Clerk of the Commission