

City of Gainesville

*City Hall
200 East University Avenue
Gainesville, Florida 32601*



Meeting Agenda - Final

October 17, 2013

1:00 PM

MODIFIED AGENDA

City Hall Auditorium

City Commission

*Mayor Ed Braddy (At Large)
Commissioner 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)
Mayor-Commissioner Pro Tem 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**AGENDA STATEMENT**

"Citizens are encouraged to participate in City of Gainesville meetings. In general, speakers will be limited to 3 (three) minutes per agenda item. Additional time may be granted by the Mayor or by the City Commission as directed. The City of Gainesville encourages civility in public discourse and requests that speakers limit their comments to specific motions and direct their comments to the Chair. Signs or Props are not permitted in the meeting room. Citizens are encouraged to provide comments in writing to the Clerk of the Commission before meetings and/or during meetings for inclusion into the public record. Citizens may also provide input to individual commissioners via office visits, phone calls, letters and e-Mail, that will become public record. In some instances, i.e., Quasi-Judicial Hearings, these particular contacts may be prohibited."

ROLL CALL**INVOCATION****CONSENT AGENDA****CITY MANAGER, CONSENT AGENDA ITEMS**

[130322.](#)

Contract Award to Tindale-Oliver & Associates, Inc. for Transit Development Plan (TDP) for the Regional Transit System (RTS) (B)

This item is a request to approve the recommended award for Request for Proposal (RFP) #RTSX-140009-DS and execute a contract with Tindale-Oliver & Associates, Inc., to conduct a Transit Development Plan (TDP) for the Regional Transit System (RTS).

Explanation: On July 25, 2013, the City's Purchasing Division solicited Request for Proposals (RFP) to conduct a state-mandated Transit Development Plan (TDP) for the Regional Transit System (RTS). The RFP process was implemented in compliance with, and as required by, the Federal Transit Administration (FTA), Florida Statutes and City of Gainesville policies.

One (1) proposal was submitted by the deadline. The submission contained technical and written proposals and a cost component of \$136,589. An evaluation team consisting of City staff evaluated the proposal. The proposal was submitted by Tindale-Oliver & Associates, Inc. RTS desires to enter into a contract with Tindale-Oliver & Associates, Inc.

Fiscal Note: Funds in the amount of \$136,589 have been provided by federal grants and are available in the FY14 RTS budget to negotiate with Tindale-Oliver & Associates, Inc.

RECOMMENDATION

The City Commission authorize the City Manager or his designee to execute a contract with Tindale-Oliver & Associates, Inc., for the Transit Development Plan (TDP) for the Regional Transit System (RTS), subject to approval by the City Attorney as to form and legality.

[130322_BidTab_20131017.pdf](#)

[130337.](#)

Florida Department of Environmental Protection Florida Recreation Development Assistance Program (FRDAP) 2014-15 grant application (NB)

This item involves a request for the City to accept a grant from the Florida Department of Environmental Protection, Florida Recreation Development Assistance Program (FRDAP), if awarded, to assist the City in constructing planned park improvements at Hogtown Creek Headwaters Nature Park.

Explanation: The City of Gainesville's Department of Parks, Recreation and Cultural Affairs (PRCA) has submitted an application for a Florida Department of Environmental Protection, Florida Recreation Development Assistance Program (FRDAP) grant to assist the City in constructing planned park improvements at Hogtown Creek Headwaters Nature Park. Improvements will include a picnic pavilion, tennis court with fence, playground, sidewalks and bicycle parking.

Fiscal Note: The total estimated project cost for future Hogtown Creek Headwaters Nature Park development is \$370,750. The Florida Department of Environmental Protection FRDAP grant will provide \$172,500 (47%) and the City will contribute \$198,250 (53%) which is currently included in the City's FY13-FY17 Capital Improvement Plan.

RECOMMENDATION

The City Commission: 1) approve the request to accept a grant, if awarded, from the Florida Department of Environmental Protection, Florida Recreation Development Assistance Program to assist the City in constructing planned park improvements at Hogtown Creek Headwaters Nature Park; and 2) if awarded, authorize the City Manager or designee to execute the grant award agreement and other grant-related documents, subject to approval by the City Attorney as to form and legality.

[130358.](#)

Release of Lien Affecting 1024 SE 18th Terrace, Tax Parcel #16116-087-000 (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 in the amount of \$242.

Explanation: This item supports City Commission Strategic Initiative 6.2 - Ensure the quality and broad distribution of affordable housing throughout the City.

The City of Gainesville received a request on behalf of Alachua Habitat for Humanity (Habitat) requesting the city release a lien on a property Habitat holds title to located at 1024 SE 18th Terrace. Habitat's title originated from a Tax Deed issued by the Alachua County Clerk of Court on September 25, 2009. The property owner donated the property to Habitat via deed dated December 5, 2011. Since acquiring the property, Habitat constructed a new home at Santa Fe College and moved it to the property located at 1024 SE 18th Terrace earlier this year. In order to transfer title to the new owner Habitat is attempting to quiet title under the 2009 Tax Deed.

The City of Gainesville has a Claim of Lien against the property due to the city's administrative abatement of a city ordinance violation against the prior owner. In this case, the city abated a hazardous land violation by clearing the property and correcting the violation. The owner was billed the cost of the abatement that went unpaid and resulted in a \$242 lien which is the cost incurred by the city to correct the violation. This lien differs from a lien resulting from Code Enforcement Board levied fines in that it is an attempt to recover actual costs for the abatement of a violation by the city.

Generally the release of administrative liens is not recommended for approval by staff as they are real costs incurred by the city to abate a hazardous condition on private property. However, in some cases the release may be appropriate due to the benefit gained through the release such as with this request which will provide affordable housing and add value to a property that has been vacant.

Fiscal Note: No additional costs other than staff time. If the request for release of lien is approved staff will prepare the required paperwork and facilitate the release of lien.

RECOMMENDATION

The City Commission: 1) approve the request from Alachua Habit for Humanity for the release of lien on 1024 SE 18th Terrace, tax parcel #16116-087-000; and 2) authorize staff to prepare and execute the required paperwork to facilitate the release of lien, subject to approval by the City Attorney as to form and legality.

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

[130358 Request to Waive Lien 20131017.pdf](#)

[130373.](#)**Application for Disability Retirement for Larry D. Brown (B)**

This item is a request for the City Commission to approve the retirement application for Larry D. Brown, Transit Operator, at Regional Transit System (RTS) 8.333 years, who has been under the care of a physician for medical reasons.

Explanation: A meeting of the Disability Review Committee was conducted on Tuesday, September 17, 2013 to review the application for disability retirement for Larry D. Brown. In reviewing the application and supporting information from his physician, it is the recommendation of the Disability Review Committee that the City Commission approve the application.

Larry D. Brown, Transit Operator at RTS for 8.333 years has been under the care of a physician for medical reasons. Information provided to the Committee from his physician and from the City of Gainesville's third party administrator American General Life, states that Mr. Brown is totally disabled and wholly and continuously unable to perform any and every duty of his employment or of a position to which he may be assigned.

Fiscal Note: The current monthly salary, final average earnings of the employee's 36 highest consecutive months of earnings, and the estimated benefit for this employee has been determined to be: current monthly salary - \$00.00; final average monthly earnings - \$2,451.10; final monthly benefit - \$612.77 offset has not been taken for Social Security Disability. These benefits shall become retroactive to July 23, 2013, date employee left employment, upon the City Commission's approval and would be paid from the Disability Pension Fund.

RECOMMENDATION

The City Commission approve the submitted application for disability retirement for Larry D. Brown, Transit Operator at RTS.

[130373_Disability Application_20131017.pdf](#)

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS**CITY ATTORNEY, CONSENT AGENDA ITEMS**[130361.](#)**KATHLEEN KOPACZ VS. CITY OF GAINESVILLE, EEOC NO.: 510201304951 (NB)**

Explanation: On September 30, 2013, the City of Gainesville received a Charge of Discrimination from the U.S. Equal Employment Opportunity Commission. Ms. Kathleen Kopacz, an employee with the City, alleges that she has been discriminated against based on her disability.

RECOMMENDATION

The City Commission authorize the City Attorney

to represent the City in the case styled Kathleen Kopacz vs. the City of Gainesville; EEOC No.: 510201304951

[130362.](#)

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION VS. IVAN MITCHELL; ESTATE OF DORINDA HENRY, DECEASED, ET AL.; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2013-CA-4072 (B)

Explanation: On September 30, 2013, the City was served with an Amended Summons to Show Cause and Notice of Hearing Date along with an Amended Petition in Eminent Domain and Amended Declaration of Taking filed by the State of Florida Department of Transportation in the Circuit Court. The Department of Transportation is condemning certain property in the vicinity of Depot Park. The City has a lien on the property in question as a result of a Code Enforcement Board lien for demolition costs of a structure. The properties will eventually be transferred from DOT to the City.

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City of Gainesville in the case styled State of Florida Department of Transportation vs. Ivan Mitchell; Estate of Dorinda Henry, Deceased, et al., Eighth Judicial Circuit, Case No. 2013-CA-4072.

[130362 DOT v. Mitchell Consent 20131017.pdf](#)

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

[130374.](#)

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of August 15, September 19 and September 24, 2013.

[130374_Minutes_20131017.pdf](#)

[130376.](#)

Appointment to the Gainesville Housing Authority (B)

RECOMMENDATION

The City Commission confirm the Mayor's appointment for the following:

Craig Wilburn to the Gainesville Housing Authority for a term to expire August 1, 2016.

[130376_appointment_20131017.pdf](#)

[130377.](#)**Appointments to City Commission Advisory Boards and Committees (NB)****RECOMMENDATION***The City Commission appoint:**Kentucky Costellow as a student seat to the Bicycle/Pedestrian Advisory Board for a term to expire 9/30/15.**Ethan Hudgins as a student seat to the Citizens Advisory Committee for Community Development for a term to expire 9/30/15.**William Anderson to the City Beautification Board for a term to expire 11/1/16.**Fredrick Sowder to the Gainesville/Alachua County Cultural Affairs Board for a term to expire 9/30/16.**Dakota Woll as a student seat to the Gainesville Energy Advisory Committee for a term to expire 9/30/15.**Stephanie Mandelblum as a student seat to the Gainesville Human Rights Board for a term to expire 9/30/15.**Katherine Jacob as a student seat to the Historic Preservation Board for a term to expire 9/30/15.**Charles Nealis as a student seat to the Public Recreation and Parks Board for a term to expire 9/30/15.**Andrew Schein as a student seat to the Regional Transit System Advisory Board for a term to expire 9/30/15.**Layne Prebor as a student seat to the Student Community Relations Advisory Board for a term to expire 9/30/15.**Theresa Spurling-Wood to the Gainesville Energy Advisory Committee for a term to expire 9/30/16.***EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS****COMMITTEE REPORTS, CONSENT AGENDA ITEMS****RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT**[120713.](#)**Strategic Initiative 5.2 Update (B)****This item is to provide an update to the City Commission and request approval of proposed 6th Street Projects.**

Explanation: On August 6, 2013, bids were due for the construction of the West 6th Street Rail Trail Section 3 which will connect the two existing sections of the Rail Trail between SW 2nd Avenue and NW 10th Avenue. The bid award was approved by the City Commission on September 5, 2013 with construction expected to start in November.

On August 8, 2012 a purchase order was created for DR3 Design, LLC to design landscaping construction plans for the 6th Street Rail Trail. The scope was divided into sections with the area between NW 8th Avenue and NW 10th Avenue chosen to be designed and constructed first due to potential conflicts in other sections (GPD facility, Depot Avenue, and SW 6th Street construction projects).

On October 18, 2012 the City Commission approved the recommendation to award the design of the SW 6th Street Project to Comprehensive Engineering Services. The project limits are W 6th Street from SW 5th Avenue to NW 3rd Avenue. The Basis of Design is the first deliverable from the design process. It includes two alternative concepts. Alternative #1 includes constructing a roundabout at the intersection of SW 4th Avenue and SW 6th Street as well as adding northbound and southbound left turn lanes at the intersection of University Avenue and SW 6th Street. The Base alternative maintains the existing configuration. Both alternatives include the upgrade of an existing stormwater pipe. This presentation will demonstrate the proposed modifications and estimated costs of both alternatives.

The 6th Street Projects were discussed by the Recreation, Cultural Affairs and Public Works Committee on September 23, 2013.

Fiscal Note: The construction of the Rail Trail is funded by an FDOT LAP grant for \$665,000. Funds from the 302 General Capital Projects Fund and the 339 Campus Development Agreement are allocated to pay for trail amenities including the Trail Landscaping project.

The SW 6th Street Project is funded by the CIP for \$1,500,000 for roadway modifications and \$300,000 for stormwater pipe upgrades.

RECOMMENDATION

The Recreation, Cultural Affairs and Public Works Committee recommends the City Commission approve: 1) implementation of a roundabout at SW 4th Avenue and left turn lanes at University Avenue; and 2) addition of sidewalk improvements adjacent to Central Florida Office Plus instead of a southbound left turn lane, if necessary.

Legislative History

| | | |
|---------|---|---|
| 1/3/13 | City Commission | Referred to the Recreation, Cultural Affairs and Public Works Committee |
| 8/26/13 | Recreation, Cultural Affairs and Public Works Committee | Continued |

[120713 PowerPt 20130826.pdf](#)

[120713 6th Street Ppt 20130923.pdf](#)

[120713 6th Street Ppt 20131017.pdf](#)

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

[130372.](#)

Parks, Recreation and Cultural Affairs Department Receives National Accreditation (NB)

This item is a brief presentation by Assistant City Manager Paul Folkers and Gina Peebles, President of the Florida Recreation and Park Association regarding Parks, Recreation and Cultural Affairs Department having obtained accreditation from the National Recreation and Parks Association (NRPA). *estimated staff presentation 10 minutes*

Explanation: Parks, Recreation and Cultural Affairs has worked for several years to meet the 144 national accreditation standards set forth by the Commission for Accreditation of Park and Recreation Agencies (CAPRA), sponsored by the National Recreation and Park Association (NRPA). After an in-depth self-assessment process and report, followed by a thorough on-site peer review visit over three days by three park, recreation and cultural professionals from Ohio, Illinois and Iowa, the department has been advised by NRPA that it has exceeded the minimum requirements for becoming accredited.

The accreditation process is a voluntary evaluation of the department that is conducted by an external, unbiased source, CAPRA. The department's business practices are evaluated against national best practice standards created by the NRPA. Aside from the initial review, the accreditation process has an ongoing internal review of the department's policies and procedures which help document all aspects of the department's operations. The department is required to develop a new self-assessment report every five years, as well as submit annual reports to maintain its accreditation.

This newly granted accreditation for PRCA reaffirms the department's continued commitment to provide the public with excellence in service, as well as recognizing the department as a leader in the parks, recreation and cultural community. This national accreditation by CAPRA is the highest recognition that can be bestowed on a parks, recreation and cultural affairs operation, and sets it apart from thousands of other parks operations throughout the nation. The benefits to the City of Gainesville are: a) assurance and validation of well-administered services in accordance with industry best practices; b) enhancement of grant funding eligibility; c) ensured accountability to the community and responsiveness to their needs; and, d) improved customer service and quality programs.

A presentation will be made by Ms. Gina Peebles, President of the Florida Recreation and Park Association.

Fiscal Note: No funds are being requested.

RECOMMENDATION

The City Commission hear a brief presentation by Assistant City Manager Paul Folkers and Gina Peebles, President of the Florida Recreation and Park Association regarding Parks, Recreation and Cultural Affairs Department having obtained accreditation from the National Recreation and Parks Association (NRPA).

[120296.](#)

Update and Bid Award - Maintenance of Ironwood Golf Course (B)

This is a request for the City Commission to hear an update and award a bid to OneSource Landscape and Golf Services, Inc. for Maintenance Only of Ironwood Golf Course. *estimated staff presentation 20 minutes*

Explanation: The City purchased Ironwood Golf Course in 1992 for \$1.2 million and approximately \$1 million was bonded for improvements. The City completed payment of this original debt in FY12. In 2008, due to the City's ongoing fiscal challenges, a team of City employees began a project to identify and evaluate options for the future of Ironwood Golf Course that ranged from selling the property, to converting the property

to a passive park, to investing in critical capital improvements while retaining the golf course. The City hired the National Golf Foundation Consulting Services (NGF) to work with the City's team to evaluate Ironwood Golf Course and its operations providing options and recommendations.

Ultimately NGF's report was provided to the City Commission and the Commission decided to retain Ironwood as a City operated golf course and to complete capital improvements essential to the ongoing viability of the golf course. To this end, the City invested approximately \$1.3 million to improve long running drainage issues, rebuild the greens and complete other improvements. The Commission also made the long-term decision to transition Ironwood Golf Course from an enterprise fund to the general fund over a 10-year period to allow time to pay off the accumulated deficit (\$300,000 annually over 10 years through FY19). As of FY20, the accumulated deficit will have been paid off and Ironwood will be part of the general fund no longer subject to indirect costs and treated similar to other Parks, Recreation and Cultural Affairs operations. Based on the policy decisions made by the City Commission, staff believes that a key gauge of the current performance of Ironwood Golf Course is the net annual cost of operating the golf course (a view of Ironwood as if it were already part of the general fund).

The golf course reopened for play in November 2010. Ironwood's performance since that time has generated more than enough revenue to cover the costs of the capital improvements; however, the annual rounds played and revenue has not yet reached the potential identified by NGF. City staff believed the potential remains for improving Ironwood's performance as a City operated golf course as the economy recovers and by fully implementing a number of the operational recommendations made by NGF. City staff believed the timing was appropriate to explore private sector interest and capabilities in the operation and/or maintenance of Ironwood Golf Course. On August 16, 2012, the City Commission approved a bid/proposal process for the operation and/or maintenance of Ironwood Golf Course. To achieve this, the City contracted with NGF to assist the City with a bid/proposal process that allowed the City to solicit proposals for private sector operation and/or maintenance of the golf course and compare the advantages and disadvantages of contracting for services versus continued operation by the City. On August 16, 2012, the City Commission also referred the potential of including a sale option in the bid/proposal process to the Recreation, Cultural Affairs & Public Works Committee. The Committee discussed this referral and approved a recommendation that the City Commission proceed with including a sale option in the upcoming bid process with the restriction that the property continue as a municipal (publicly accessible) golf course. Subsequently staff met with NGF and they strongly recommended that a sale option not be included in the bid/proposal process feeling that it could negatively impact bids for the operation and/or maintenance of Ironwood Golf Course.

On August 7, 2013 the City of Gainesville received Requests for Proposals (RFPs) for Ironwood Golf Course. The proposals were broken into two types: Full Service Management and Maintenance Only. Based on the proposals received, the evaluation team is recommending the "Maintenance Only" contract be awarded to One Source Landscaping and Golf Services, Inc. Their bid was the low bid, was \$30,000 lower than their current price, and their proposed price also included an additional service of re-grassing all 18 fairways at no cost to the City, which has been identified as an unfunded capital need at the golf course. Regarding the Full Management Service bids, the team and the NGF independent consultant did not feel any of the bidders would provide a cost benefit to the city equal to their proposed management fee. All bids were submitted for a four-year term; OneSource's price was \$490,000 for Year 1, with 2% annual increases.

Fiscal Note: Funds for the Maintenance of Ironwood Golf Course are available in the FY13-14 Ironwood Golf Course fund.

RECOMMENDATION

The City Commission: 1) hear a brief update regarding the Request for Proposals for Ironwood Golf Course; 2) award a bid to OneSource Landscape and Golf Services, Inc., for maintenance of Ironwood Golf Course including their proposal to re-grass the fairways at no cost to the City; and 3) authorize the City Manager or designee to execute the contract and other documents necessary to facilitate this service, subject to approval by the City Attorney as to form and legality.

Legislative History

| | | |
|----------|---|---|
| 8/16/12 | City Commission | Referred to the Recreation, Cultural Affairs and Public Works Committee |
| 9/24/12 | Recreation, Cultural Affairs and Public Works Committee | Approved as shown above (See Motion) |
| 10/22/12 | Recreation, Cultural Affairs and Public Works Committee | Approved by Consensus |
| 2/7/13 | City Commission | Approved as Recommended |
| 5/2/13 | City Commission | Approved as Recommended |

[120296 Vendor Report 20120924.pdf](#)

[120296 Minutes 20130502.pdf](#)

[120296A Ironwood PPT 20131017.pdf](#)

[120296B Financial Summary 20131017.pdf](#)

GENERAL MANAGER FOR UTILITIES

[130310](#)

GREC Right of First Offer (B)

RECOMMENDATION*Hear a presentation and discussion.***Legislative History**

| | | |
|---------|-----------------|--------------------------|
| 9/19/13 | City Commission | Approved, as shown above |
| 10/2/13 | City Commission | Heard |
| 10/7/13 | City Commission | Approved, as shown above |

[130310_ltr_20130919](#)[130310_ppt_20130919](#)[130310_MOD GREC_20131002.pdf](#)[130310_MOD GREC_20131003.pdf](#)[130310_spreadsheet_20131003](#)[130310_nfrontppt_20131003](#)[130310_ppt_20131007](#)[130310_report_20131017](#)[130310_ppt2_20131007](#)[130310_ppt3_20131007](#)[130310_rofoltr_20131017](#)[130310_ppt_20131017](#)**CITY ATTORNEY****CITY AUDITOR****EQUAL OPPORTUNITY DIRECTOR****COMMITTEE REPORTS (PULLED FROM CONSENT)****RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE****PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE****PUBLIC SAFETY COMMITTEE****AUDIT, FINANCE AND LEGISLATIVE COMMITTEE****ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)****OUTSIDE AGENCIES****MAYOR ED BRADDY/GENERAL MANAGER FOR UTILITIES**

[130400.](#)

Second Amendment to Employment Agreement - Robert Hunzinger (B)

RECOMMENDATION *City Commission approve.*

[130400 letter 20131017](#)

[130400 2amendment 20131017](#)

MEMBERS OF THE CITY COMMISSION

[130403.](#)

Mayor-Commissioner Pro Tem Randy Wells - Legislative Intent of Noise Ordinance (NB)

RECOMMENDATION *The City Commission discuss and take action deemed appropriate.*

COMMISSION COMMENTS (if time available)

RECESS

RECONVENE

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

[130399.](#)

Butterfly Fest Weekend - October 19-20, 2013 (B)

RECOMMENDATION *Gabriel Hillel, Peter Johnson and Tavane Griffith to accept the proclamation.*

[130399 proclamation 20131017.pdf](#)

CITIZEN COMMENT (6:00pm)

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

[130171.](#)**AMENDMENTS TO ELECTIONS CODE RELATING TO
CAMPAIGN FINANCE REPORTS (B)**

An ordinance of the City of Gainesville, Florida, amending Chapter 9 of the Code of Ordinances relating to elections; amending Section 9-11 as it relates to campaign contribution limitations and campaign finance reports; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: The City Commission, at its meeting of August 15, 2013, authorized the City Attorney to draft an ordinance changing sections of the City's Election Code relating to campaign finance reports.

In this past session, the Florida Legislature changed the dates and frequency for filing campaign finance reports. These changes apply to municipal elections to the extent that the timing of the municipal election permits compliance with the timelines in the statute. The City's Code currently provides that reports shall be filed on the 32nd, 18th and 4th days immediately preceding the election and on the 4th day immediately preceding a run-off election. The new law, effective November 1, 2013 provides that once a campaign treasurer is appointed, reports must be filed monthly thereafter. Reports are also due on the 25th, 11th and 4th days preceding an election. The new law also eliminates "committees of continuous existence".

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

[130171_Amendments to City's Election Code_20131017.pdf](#)

[130243.](#)**VOLUNTARY ANNEXATION - WRH PROPERTIES (B)**

Ordinance No. 130243

An ordinance of the City of Gainesville, Florida, annexing a certain portion of the City of Gainesville reserve area, as petitioned for by the property owner pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act, that comprises Tax Parcel Nos. 07240-030-000, 07240-001-010, and 07242-001-000, along with a portion of the right-of-way of SW 41st Boulevard, and which is generally located south of SW Archer Road, west of Fred Bear Drive and I-75, north of SE Williston Road, and east of SW 62nd Avenue; making certain findings; providing for inclusion of the area in Appendix I of the City Charter; 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 directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: This ordinance will annex, at the request of the property owner (WRH Gainesville, LLC), three parcels that are unincorporated, compact, and contiguous to the current boundaries of the City of Gainesville. These parcels are within the City of Gainesville reserve area and are generally located south of SW Archer Road, west of Fred Bear Drive and I-75, north of SW Williston Road, and east of SW 62nd Avenue. The adoption of an annexation ordinance is the final stage in the annexation process under the provisions of the Alachua County Boundary Adjustment Act. On June 6, 2013, the City Commission received and accepted the petition for voluntary annexation. On August 1, 2013, the City Commission adopted the Urban Services Report for the area as mandated by the Boundary Adjustment Act as a prerequisite to the adoption of an annexation ordinance. Because this is a voluntary annexation pursuant to the Boundary Adjustment Act, no referendum is required.

CITY ATTORNEY MEMORANDUM

This ordinance requires two readings.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

[130243_draft ordinance_20131017.pdf](#)

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

ADJOURNMENT (no later than 11:00PM - Mayor to schedule date and time to continue meeting)