

City of Gainesville

City Hall
200 East University
Avenue
Gainesville, Florida
32601

Master

File Number: 130196.

File ID: 130196.

Type: Ordinance

Status: Adopted

Version: 1

**Agenda
Section:**

In Control: City Commission

Department:

Cost:

File Created: 08/07/2013

File Name:

Final Action: 09/19/2013

Title: APPENDIX A - SCHEDULE OF FEES, RATES & CHARGES (B)

Ordinance No. 130196

An ordinance of the City of Gainesville, Florida, amending Appendix A, Schedule of Fees, Rates and Charges of the Code of Ordinances by revising fees, rates and charges for adult performance establishment, escort services, and escort licenses; alcoholic beverage bottle club license; cable franchise; cemetery, including a ten percent surcharge on fees; controlled vehicular parking area decals/permits; fire/rescue fire alarm operators, false alarm, prohibited devices, fire alarm monitoring companies, fire alarm system contractors, fire inspection, burning leaves, brush, clean wood or other vegetative debris, annual burning permit, pyrotechnic display; basic air monitoring fee for hazardous material response; home occupation permit; land development code fees; parks, recreation, and cultural affairs facilities and events, including a ten percent surcharge on fees; peddlers, solicitors and canvassers; burglar alarm operators, burglar alarm monitoring companies, burglar alarm systems contractors, and burglar alarm systems; roam towing trespass towing application process fee, registration for owners, operators and vehicles, immobilization; registered domestic partnerships; secondhand goods dealers; permits for congregating on streets and sidewalks; permit to remove, construct, alter curb, driveway, gutter, etc.; traffic and motor vehicle parking violations and delinquency and immobilization; solid waste and recyclables; stormwater management; and vehicles for hire; Amending Section 11.5-31 of Chapter 11.5, Article III, Hazardous Material Cost Recovery to include within the definition of costs for recovery, a fee associated with the use of a basic air monitoring device; Amending Section 18-17 of Chapter 18, Article II, Park Regulation to limit city manager's authority to set parks and recreation fees; Amending Chapter 18, Article II, Park Regulation, by adding a new section regarding setting fees for parks, recreation and cultural affairs facilities and events; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date in accordance with the schedule provided herein.

Notes:

Code Sections:

Agenda Date: 09/09/2013

Indexes:	Agenda Number:
Sponsors:	Enactment Date:
Attachments: 130196A_draft ordinance_20130909.pdf, 130196_Ordinance_20130919.pdf, Master	Enactment Number:
Contact Name:	Hearing Date:
Drafter Name: murnahanaf@cityofgainesville.org	Effective Date:
Related Files:	

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Commission	09/09/2013	Adopted on First Reading (Ordinance)				Pass
	Action Text:		A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:				
	Notes:		<i>Becky Rountree and Mark Benton made presentations. Donald Sheppard and Armando Grundy spoke to the matter.</i>				
			Aye: 5	Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls			
			Nay: 1	Commissioner Chase			
			Absent: 1	Commissioner Hawkins			
1	City Commission	09/19/2013	Adopted on Final Reading (Ordinance)				Pass
	Action Text:		A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:				
	Notes:		<i>Mark Venske and Nathan Skop spoke to the matter.</i>				
			Aye: 4	Commissioner Bottcher, Commissioner Poe, Commissioner Hawkins, and Commissioner Hinson-Rawls			
			Nay: 1	Mayor Braddy			
			Absent: 2	Commissioner Chase, and Mayor-Commissioner Pro Tem Wells			

Text of Legislative File 130196.

title

APPENDIX A - SCHEDULE OF FEES, RATES & CHARGES (B)

Ordinance No. 130196

An ordinance of the City of Gainesville, Florida, amending Appendix A, Schedule of Fees, Rates and

Charges of the Code of Ordinances by revising fees, rates and charges for adult performance establishment, escort services, and escort licenses; alcoholic beverage bottle club license; cable franchise; cemetery, including a ten percent surcharge on fees; controlled vehicular parking area decals/permits; fire/rescue fire alarm operators, false alarm, prohibited devices, fire alarm monitoring companies, fire alarm system contractors, fire inspection, burning leaves, brush, clean wood or other vegetative debris, annual burning permit, pyrotechnic display; basic air monitoring fee for hazardous material response; home occupation permit; land development code fees; parks, recreation, and cultural affairs facilities and events, including a ten percent surcharge on fees; peddlers, solicitors and canvassers; burglar alarm operators, burglar alarm monitoring companies, burglar alarm systems contractors, and burglar alarm systems; roam towing trespass towing application process fee, registration for owners, operators and vehicles, immobilization; registered domestic partnerships; secondhand goods dealers; permits for congregating on streets and sidewalks; permit to remove, construct, alter curb, driveway, gutter, etc.; traffic and motor vehicle parking violations and delinquency and immobilization; solid waste and recyclables; stormwater management; and vehicles for hire; Amending Section 11.5-31 of Chapter 11.5, Article III, Hazardous Material Cost Recovery to include within the definition of costs for recovery, a fee associated with the use of a basic air monitoring device; Amending Section 18-17 of Chapter 18, Article II, Park Regulation to limit city manager's authority to set parks and recreation fees; Amending Chapter 18, Article II, Park Regulation, by adding a new section regarding setting fees for parks, recreation and cultural affairs facilities and events; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date in accordance with the schedule provided herein.

recommendation

The City Commission adopt the proposed ordinance.

explanation

BUDGET AND FINANCE DEPARTMENT STAFF REPORT

During several public meetings beginning July 16, 2013 and continuing through July 25, 2013, Administrative Services staff presented the "Budget Workshop for the FY2014 Adjustment Year" to the City Commission. As presented, the proposed FY2014 revenues included a continuation of the policy of 5% scheduled biennial increases of Appendix A fees.

On July 25, 2013, the City Commission adopted Resolution No.130139, approving the Proposed Tentative General Government Financial and Operating Plan which includes the 5% increase in Appendix A fee revenues and the 10% surcharge for cemetery, parks, recreational and cultural affairs fees and charges. This ordinance is necessary to implement the increased fees effective October 1, 2013.

CITY ATTORNEY MEMORANDUM

This ordinance increases the existing fees and charges found in Appendix A by 5%, effective October 1, 2013. This ordinance also limits the city manager's authority to set fees for parks, recreation and cultural affairs by placing those fees in Appendix A. The city manager will continue to set fees and charges for any park, recreational or cultural affair event or facility if that fee is not listed in Appendix A.

The ordinance increases the existing parks, recreation, and cultural affairs fees by 5%. In addition, this ordinance places a 10% surcharge on cemetery fees, and certain parks, recreational, and cultural affairs fees. The increase is effective October 1, 2013 for all fees and charges except when a facility was booked prior to the effective date of the ordinance, in which case the City would recognize the fees in place at the time the facility was booked.

If adopted on first reading, second and final reading will be held on September 19, 2013.