

#130673

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Draft

Thursday, December 19, 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-1:07PM**

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

**AGENDA STATEMENT**

**ROLL CALL**

**INVOCATION**

**CONSENT AGENDA**

*Amendment: Remove Ironwood item*

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

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

**CITY MANAGER, CONSENT AGENDA ITEMS**

**130519.**

**Recommendation to Make City-Owned Lot 10 Available for Development (NB)**

RECOMMENDATION

*CRA Board to City Commission: Initiate a process to make City-owned Lot 10 available for development*

**Approved as Recommended**

**130529. Request to Extend Deadline for Cade Museum Agreement (NB)**

Staff is requesting an extension to the December 31, 2013 deadline to execute an agreement for the Cade Museum at Depot Park until June 30, 2014 due to delays in storm water pond construction and a request from the Cade Museum Foundation to change the agreement from a development and disposition agreement to a lease agreement.

RECOMMENDATION

*The City Commission authorize an extension of the deadline for final agreement execution until June 30, 2014.*

*Alternative Recommendation*

*Do not approve the extension. This would result in the City defaulting on the current MOU.*

Approved as Recommended

**130530. Appropriation of Unobligated Fund Balance of Ironwood Capital Surcharge Fund (NB)**

This item requests that the City Commission approve the appropriation of \$36,500 of unobligated fund balance in the Ironwood Capital Surcharge fund for the purchase of additional golf carts for use at Ironwood Golf Course.

*Steve Phillips made a presentation.*

*Donald Shepherd and Mark Venske spoke to the matter.*

*This item was heard on the regular agenda.*

*Comm LP moved with Comm SB seconding. Motion carried 6-1 with Comm TC voting no.*

RECOMMENDATION

*The City Commission approve the appropriation of \$36,500 of unobligated fund balance in the Ironwood Capital Surcharge Fund for the purchase of additional golf carts for use at Ironwood Golf Course.*

This Matter was Approved as Recommended

**130549. Refunding of the City of Gainesville's Capital Improvement Revenue Bonds, Series 2005 (NB)**

This item involves a request for the City Commission to authorize staff to take the steps necessary to advance refund the City of Gainesville's Capital Improvement Revenue Bonds, Series 2005.

RECOMMENDATION

*The City Commission 1) authorize staff to seek proposals for a bank loan to refund \$13,710,000 of the City's CIRB 2005; and 2) authorize the City Manager, Administrative Services Director, and Finance Director to retain the required professional services to solicit proposals.*

Approved as Recommended

- 130550.** Extension of the Marsh Broker Contract an Additional Six Months to March 31, 2014 (B)

This item is a request for a one-time extension to the Marsh, Inc. Services Agreement to move the selection process out of the insurance marketing time frame.

Approved as Recommended

- 130551.** Scheduling of a Compensation Study Workshop (NB)

**This is a request for the City Commission to schedule a special workshop to discuss the Compensation Study.**

RECOMMENDATION      *The City Commission approve a workshop to discuss the Compensation Study on January 13, 2014, from 4:00 pm to 6:00 pm in City Hall, Room 16.*

Approved as Recommended

- 130539.** Green Lane Project Grant Opportunity (B)

**This is a request for the City Commission to authorize staff to submit a grant application for the Green Lanes Project opportunity.**

RECOMMENDATION      *The City Commission: 1) authorize the City Manager or his designee to execute the grant application; and 2) authorize the City Manager or his designee to execute grant awards and any other necessary documents, subject to approval by the City Attorney as to form and legality.*

*Alternative Recommendation*

*The City Commission does not authorize the application for the grant opportunity.*

Approved as Recommended

- 130560.** Funding Request For The Black On Black Crime Task Force (NB)

**The Gainesville Police Department is requesting funding be transferred from an unexpected grant to the Black On Black Crime Task Force to be used to provide services to delinquent and at risk youth.**

RECOMMENDATION      *The City Commission: 1) approve the one time funding grant to the Black On Black Crime Task Force in the amount of \$70,000, for two Intervention Specialists at the Reichert House and one part-time Life Coach for the BOLD Reentry Program; and 2) direct the City Manager to enter into an agreement for one time funding for the Black On Black Crime Task Force to fund, two (2) Intervention Specialists for the Reichert House and one (1) part-time BOLD Life Coach.*

Approved as Recommended

**130561. Bid Award - Administer and Implement Services for Homeless Persons at the Former Gainesville Correctional Institution (GCI) (B)**

**This item is a request to approve staff's ranking of the entities that responded to a Request for Proposals (RFP # HOUS-140016-FB) to administer and implement homeless services at the former Gainesville Correctional Institution.**

RECOMMENDATION

*The City Commission 1) approve staff's recommended rankings of the organizations; and 2) authorize the City Manager to negotiate a license agreement, a service agreement, and any related documents with the top ranked organization or the next ranked organization if those negotiations are not successful, to operate and administer homeless services at GCI, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

**130486. State Housing Initiatives Partnership Program (SHIP) Affordable Housing Advisory Committee (AHAC) Incentives and Recommendations Report (B)**

**This item provides an informational update on the City's AHAC Incentives and Recommendations Report for the Report dated December 2, 2013.**

RECOMMENDATION

*The City Commission: 1) accept the City's AHAC Incentives and Recommendations Report dated December 2, 2013; 2) approve the submittal of the City's AHAC Incentives and Recommendations Report to the Florida Housing Finance Corporation by December 31, 2013; and 3) authorize the City Manager or his designee to execute all necessary documents required for the submittal of the City's AHAC Incentives and Recommendations Report, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

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

**CITY ATTORNEY, CONSENT AGENDA ITEMS**

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

**130558. Gainesville Housing Authority Appointments (NB)**

RECOMMENDATION      *The City Commission confirm Mayor Braddy's appointments of Beverly Akpo-Sanni for a term to expire August 1, 2015 and Angela Jones to the Gainesville Housing Authority for a term to expire August 1, 2016.*

Approved as Recommended

**130559. Appointment to City Commission Advisory Boards and Committees (NB)**

RECOMMENDATION      *The City Commission appoint Ernest Brockington to the Citizens Advisory Committee for Community Development for a term to expire 11/1/16.*

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**

**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 Poe, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Adopted. The motion carried by the following vote:

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

**CHARTER OFFICER UPDATES****CLERK OF THE COMMISSION****CITY MANAGER****130562. GPD Staffing Study (B)**

**This item will give an overview of the recently completed staffing for GPD performed by Police Executive Research Forum (PERF).**

*Tony Jones and Will Halvosa made presentations.*

*Motion: City Manager and Police Department to implement with input from Human Resources, GPD staff and bargaining units.*

RECOMMENDATION

*The City Commission hear a presentation from GPD staff summarizing the findings and recommendations of the staffing study.*

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

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

**130578. 2015 Federal Legislative Agenda (B)**

**This is a request for the City Commission to approve the 2015 Federal Legislative Agenda and provide policy direction on future referrals to the Legislative Agenda.**

*Kelly Amerson made a presentation.*

*Nathan Skop spoke to the matter.*

RECOMMENDATION

*The City Commission: 1) approve the 2015 Federal Legislative Agenda; 2) direct that all new referral items to the Legislative Agenda be forwarded to the Audit, Finance and Legislative Committee for review and recommendation; and 3) direct staff to provide the 2015 Federal Legislative Agenda to the Florida League of Cities, and other interested parties.*

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

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

**Nay:** 1 - Commissioner Chase

**130579. Interlocal Agreement Between City of Gainesville and The District Board of Trustees of Santa Fe College for GTEC Incubator Management Services (B)**

**This is a request for the City Commission to authorize entering into an Interlocal Agreement between the City of Gainesville and the District Board of trustees of Santa Fe College for GTEC Incubator Management Services subject to Board of Trustees Approval of the Agreement.**

*Fred Murry and Doug Jones made presentations.*

*Donald Shepherd, Mark Venske and Nathan Skop spoke to the matter.*

**RECOMMENDATION**      *The City Commission authorize the City Manager to execute the Interlocal Agreement (including minor edits) with the District Board of Trustees of Santa Fe College, subject to approval by the City Attorney as to form and legality.*

**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 Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

**130574. Children's Movement of Florida - December (B)**

**RECOMMENDATION**      *Early Learning Coalition Executive Director Gordon Tremaine to accept the proclamation.*

**Heard**

**130580. Request for Funding Options for a Computer Lab for Children Residing in the Gainesville Housing Authority (NB)**

**This item is a request for the City Commission to consider funding options for a computer lab in the Gainesville Housing Authority.**

*Motion: Alternative recommendation and authorize letters from Mayor requesting additional partners*

*Nathan Skop, Donald Shepherd and Mark Venske spoke to the matter.*

**RECOMMENDATION**      *The City Commission include this request as an increment for consideration in the FY2015 budget.*

*Alternative Recommendation*

*The City Commission fund this request by appropriating funds from the General Fund Fund Balance in FY2014.*

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

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



Nay: 1 - Commissioner Bottcher

## GENERAL MANAGER FOR UTILITIES

### 130479. Solar Feed-in-tariff (FIT) Update and 2014 Pricing Options (B)

*Bill Shepherd, Scott Schlossman and Shayla McNeil made presentations. Jim Konish, Nathan Skop, Dom Ryan, Barry Jacobson and Donald Shepherd spoke to the matter.*

*Motion: Approve option #4*

**RECOMMENDATION**

*The City Commission 1) receive a presentation from staff; and 2) determine capacity allocation for 2014, and direct the City Attorney to draft, and City Clerk to advertise an ordinance for any rate changes necessary to implement that capacity option.*

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

**Aye:** 5 - Mayor Braddy, Commissioner Bottcher, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

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

**130576. Economic Development Incentive Rate Rider (B)**

Many utility companies offer rate incentives to attract new customer load or to facilitate expansion of existing customer businesses. Rate incentives can be an effective strategy to grow a utility's system load and increase revenue. System growth is especially valuable for utilities, like GRU, that have excess available generating capacity and flat sales projections as a tool to combat rising rate pressure. With few utility-based economic incentives available to the City, staff is proposing the adoption of a new rate rider that can be used to further the City's economic development goals.

*Comm LP moved and Comm RW seconded to continue meeting until 11:30PM. Motion carried 7-0.*

*Comm LP moved and Comm RW seconded to continue meeting until 11:45PM. Motion carried 7-0.*

*Kik Koppitch made a presentation.*

*Nathan Skop, Donald Shepherd, Jim Konish, Susan Davenport, Armando Grundy and Mark Venske spoke to the matter.*

**RECOMMENDATION**

1. *The City Commission hear a presentation from staff on the proposed economic development rate rider.*
2. *Direct the City Attorney to draft and the City Clerk to advertise an ordinance implementing the economic development incentive rate rider and present to the City Commission*

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

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

**130582. City of Gainesville Ordinance Section 27-28, Fuel Adjustment, Revision (B)****RECOMMENDATION**

*The City Commission 1) receive a presentation from staff; and 2) direct the City Attorney to draft and the City Clerk to advertise revisions to the City of Gainesville Ordinance Section 27-28 as recommended.*

**A motion was made by Commissioner Poe, seconded by Commissioner Hinson-Rawls, that this Matter be Continued. The motion carried by the following vote:**

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

**CITY ATTORNEY**

**CITY AUDITOR**

**EQUAL OPPORTUNITY DIRECTOR**

**TIME CERTAIN - 4:00 PM**

**120705. Strategic Initiative 3.4. Facilitate broader community support to improve the educational opportunities for City youth (B)**

*Nancy Hardt made a presentation.  
Mark Venske spoke to the matter.  
Amendment: Increment*

**RECOMMENDATION**

*The City Commission: 1) hear a presentation on the results of the community report card from Dr. Nancy Hardt of the UF Family Data Center; and 2) ask the City Manager to include in his balanced 2014/15 budget a three way (City, County and School Board) matching amount of \$15,000 as a recurring expense to track and trend data over time.*

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

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

**Nay:** 1 - Commissioner Chase

**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**

**MEMBERS OF THE CITY COMMISSION**

**130584.** Commissioner Randy Wells - Dental Screening (B)

*Scott Tomar made a presentation.*

RECOMMENDATION      *The City Commission hear a presentation from Scott Tomar.*

Heard

**COMMISSION COMMENTS (if time available)**

**RECESS-5:00PM**

**RECONVENE-6:07**

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

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

**130573.** Arbor Day - January 16, 2014 (B)

RECOMMENDATION      *Planning and Development Services Department Urban Forestry Inspector Earline Luhrman, City Beautification Board Chair Dr. Anita Spring and Four Seasons Garden Club Chair Nina Ring to accept the proclamation.*

Heard

**CITIZEN COMMENT (6:00pm)**

*Ernesto Martinez-Biomass  
Debbie Martinez-Biomass File # 130678  
Kali Blount-Clean Air E sig  
Thomas Herrington-Clean Air E sig  
Pat Fitzpatrick-Clean Air File # 130678  
Armando Grundy-Web site  
Elisa Wang-Clean Air E sig  
Jim Konish-GRU  
Jason Bowman-First Friday  
Nathan Skop-GRU Issues  
Mark Venske-Joint Meeting  
Ray Washington-Turkey Creek  
Alisa Yang-Turkey Creek  
John Davies-City Issues  
Wilbur Holloway-Biomass  
Donald Shepherd-Lamplighter  
Rob Brinkman-FIT*

**130679.** E-Cig and Clean Air

RECOMMENDATION *Refer to Committee*

A motion was made by Commissioner Bottcher, seconded by Commissioner Poe, that this Matter be Referred to the Public Safety Committee, due back on 6/19/2014. The motion carried by the following vote:

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

**Absent:** 1 - Commissioner Chase

**RESOLUTIONS- ROLL CALL REQUIRED**

**130536. Resolution for 5311 Grant Application (B)**

**This item is a request for the City Commission to adopt a Resolution to allow the Regional Transit System (RTS) to apply for a 5311 Grant to purchase Demand Response trips and to continue to provide Route 23 transportation services to the citizens of Gainesville.**

RECOMMENDATION      *The City Commission: 1) adopt the Resolution to allow the Regional Transit System (RTS) to apply for a 5311 Grant to purchase Demand Response trips; and 2) allow RTS to continue to provide Route 23 transportation services to the citizens of Gainesville.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted. The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Chase

**130537. Resolution for 5310 Grant Application (B)**

**This item is a request for the City Commission to adopt a Resolution to allow the Regional Transit System (RTS) to apply for a 5310 Grant to purchase paratransit trips and a paratransit van to provide ADA service to the disabled citizens of Gainesville.**

RECOMMENDATION      *The City Commission adopt the Resolution.*

**A motion was made by Commissioner Poe, seconded by Commissioner Böttcher, that this Matter be Adopted. The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Chase

**130538. Resolution for 5339 Grant Application (B)**

**This item is a request for the City Commission to adopt a Resolution to allow the Regional Transit System (RTS) to apply for a 5339 Grant to purchase a paratransit van to provide ADA service to the disabled citizens of Gainesville.**

RECOMMENDATION      *The City Commission adopt the Resolution.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted. The motion carried by the following vote:**

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

**130553. Resolution amending City of Gainesville's Retiree Health Savings Plan(s) to Comply with Certain Provisions of the Patient Protection and Affordable Care Act by Removing In-service Distributions (B)**

RECOMMENDATION

*The City Commission: 1) approve the resolution amending the City's Retiree Health Savings Plans by removing the in-service distribution option. 2) authorize the Mayor or City Manager where appropriate, to execute the plan amendments upon receipt, subject to the approval of the City Attorney as to form and legality.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:**

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

**ADOPTION READING-ROLL CALL REQUIRED**

**130282. LAND USE CHANGE - SMALL SCALE - PROPERTY GENERALLY LOCATED AT 2201 AND 2219 NE 2ND STREET (B)**

**Ordinance No. 130282; Petition No. PB-13-75 LUC**

**An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by removing the Planned Use District (PUD) overlay from approximately 1.7 acres of property generally located at 2201 and 2219 NE 2nd Street, as more specifically described in this ordinance; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.**

*Dean Mimms made a presentation.*

RECOMMENDATION

*The City Commission: (1) approve Petition No. PB-13-75 LUC and (2) adopt the proposed ordinance.*

**A motion was made by Mayor-Commissioner Pro Tem Wells, seconded by Commissioner Hinson-Rawls, that this Matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:**

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

**130283. REZONING - PROPERTY GENERALLY LOCATED AT 2201 AND 2219 NE 2ND STREET (B)  
Ordinance No. 130283; Petition No. PB-13-76 ZON**

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 1.7 acres of property generally located at 2201 and 2219 NE 2nd Street, as more specifically described in this ordinance, from Planned Development District (PD) to General Office District (OF); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Mark Venske spoke to the matter.*

RECOMMENDATION                      *The City Commission: (1) approve Petition No. PB-13-76 ZON and (2) adopt the proposed ordinance.*

**A motion was made by Mayor-Commissioner Pro Tem Wells, seconded by Commissioner Hinson-Rawls, that this Matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:**

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

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

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

**130106. TEXT CHANGE - TERM LIMIT ELIMINATION FOR DEVELOPMENT REVIEW BOARD, CITY PLAN BOARD, BOARD OF ADJUSTMENT AND HISTORIC PRESERVATION BOARD. (B)**

Ordinance No. 130106; PB-Petition No. 13-52 TCH

An ordinance of the City of Gainesville, Florida, amending the Land Development Code by eliminating term limits for board members serving on the Development Review Board, City Plan Board, Board of Adjustment, and Historic Preservation Board; by amending Section 30-353. - City plan board; by amending Section 30-354. - Board of adjustment; by amending Section 30-355. - Historic preservation board; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION                      *The City Commission (1) adopt the proposed ordinance, and (2) direct staff to prepare revisions to the rules of procedure for the subject quasi-judicial boards.*

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



**Aye:** 5 - Commissioner Bottcher, Commissioner Poe, Commissioner Hawkins, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

**Nay:** 2 - Mayor Braddy, and Commissioner Chase

**130440**

**HISTORIC PROPERTY TAX EXEMPTION - 418 NW 4TH AVENUE  
(B)**

Ordinance No. 130440

An ordinance of the City of Gainesville, Florida, finding that property located at 418 NW 4th Avenue, 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, 2014, and continuing for 10 years under certain conditions; authorizing the Mayor and the 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.

RECOMMENDATION            *The City Commission adopt the proposed ordinance.*

**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:**

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

**Nay:** 1 - Mayor Braddy

**130339.** VOLUNTARY ANNEXATION - CITY-OWNED PARCEL LOCATED NORTH OF MORNINGSIDE NATURE CENTER AND EAST OF NORTHEAST WALDO ROAD (B)

Ordinance No. 130339

An ordinance of the City of Gainesville, Florida, annexing a certain portion of the City of Gainesville reserve area, as petitioned for by the City as the property owner pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act, that includes Tax Parcel No. 10860-000-000, which is generally located south of NE 39th Avenue, west of Morningside Nature Center, north of E University Avenue, and east of NE Waldo Road; 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.

RECOMMENDATION

*The City Commission adopt the proposed ordinance.*

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

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

**130340.** VOLUNTARY ANNEXATION - CITY-OWNED PARCEL LOCATED SOUTH OF FRED CONE PARK (B)

Ordinance No. 130340

An ordinance of the City of Gainesville, Florida, annexing a certain portion of the City of Gainesville reserve area, as petitioned for by the City as the property owner pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act, that includes Tax Parcel No. 16146-000-000 and a portion of the right-of-way of SE Hawthorne Road, and which is generally located south of E University Avenue and Fred Cone Park, west of Tax Parcel No. 16143-000-000, north of SE Hawthorne Road, and east of SE 24th Street and the Alachua County Sheriff's office; 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.

RECOMMENDATION

*The City Commission adopt the proposed ordinance.*

**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:**

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

**130341.** VOLUNTARY ANNEXATION - TAX PARCEL NO. 05871-002-000 - CITY-OWNED PARCEL LOCATED NORTHEAST OF GRU DEERHAVEN GENERATING STATION (B)

Ordinance No. 130341

An ordinance of the City of Gainesville, Florida, annexing a certain portion of the City of Gainesville reserve area, as petitioned for by the City as the property owner pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act, that includes Tax Parcel No. 05871-002-000 and a portion of the right-of-way of State Road 121, and which is generally located south of NW 128th Lane, west of State Road 121 and Seminole Woods Subdivision, north of Tax Parcel No. 05882-004-000, and east of Tax Parcel No. 05878-004-001; 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.

RECOMMENDATION

*The City Commission adopt the proposed ordinance.*

**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:**

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

**130342.** VOLUNTARY ANNEXATION - TAX PARCEL NO. 05871-003-000 - CITY-OWNED PARCEL LOCATED NORTHEAST OF GRU DEERHAVEN GENERATING STATION (B)

Ordinance No. 130342

An ordinance of the City of Gainesville, Florida, annexing a certain portion of the City of Gainesville reserve area, as petitioned for by the City as the property owner pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act, that includes Tax Parcel No. 05871-003-000 and a portion of the right-of-way of NW 128th Lane, and which is generally located south of NW 142nd Avenue and Tax Parcel No. 05871-000-000, west of State Road 121, north of NW 128th Lane, and east of Tax Parcel No. 05869-002-000; 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.

*Debbie Martinez who spoke to the matter.*

RECOMMENDATION            *The City Commission adopt the proposed ordinance.*

**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:**

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

## **PLAN BOARD PETITIONS**

**130514. 13th Street Mixed-Use Planned Use District Amendment (B)**

**Petition PB-13-86 LUC. Causseaux, Hewett & Walpole, Inc., agent for RBLWP Parcel D, LLC, and D. Bruce and Kristin S. Hawkins. Amend an existing Planned Use District and amend the City of Gainesville Future Land Use Map from Residential Low-Density to Planned Use District. Located at 303-319 Northwest 13th Street, 1227 Northwest 4th Avenue, and 1226 NW 3rd Avenue. Related to Petition PB-13-85 PDA.**

**\*ESTIMATED STAFF PRESENTATION 10 MINUTES\***

RECOMMENDATION

*City Plan Board to City Commission - Approve Petition PB-13-86.*

*Staff to City Plan Board - Approve Petition PB-13-86.*

*Alternative Recommendation - Approve Petition PB-13-86 with revised conditions.*

**A motion was made by Commissioner Poe, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Continued (Petition). The motion carried by the following vote:**

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

**130515. 13th Street Mixed-Use Planned Development Amendment (B)**

**Petition PB-13-85 PDA. Causseaux, Hewett & Walpole, Inc., agent for RBLWP Parcel D, LLC, and D. Bruce and Kristin S. Hawkins. Planned Development Amendment to allow construction of a mixed-use development zoned PD (Planned Development district); and rezone property from RMF-5 (12 units/acre single-family/multiple-family residential district) to Planned Development district (PD). Located at 303-319 Northwest 13th Street, 1227 Northwest 4th Avenue, and 1226 NW 3rd Avenue. Related to Petition PB-13-86 LUC. \*ESTIMATED STAFF PRESENTATION 20 MINUTES\***

RECOMMENDATION

*City Plan Board to City Commission - Approve Petition PB-13-85 with staff recommendation as modified.*

*Staff to the City Plan Board - Approve Petition PB-13-85 with staff recommendation.*

*Alternative Recommendation - Approve Petition PB-13-85 with revised conditions.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Continued (Petition). The motion carried by the following vote:**

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

**DEVELOPMENT REVIEW BOARD PETITIONS****SCHEDULED EVENING AGENDA ITEMS****130585. Mayor Edward Braddy - Gainesville Chamber Energy Competitiveness Report (B)**

*Kamal Latham, David Flagg, Mike Giampietro and Diane Wilson made presentations.*

*Jim Konish, Debbie Martinez, Alisa Yang, Nathan Skop, Armando Grundy, Mark Venske, Donald Shepherd, Rob Brinkman, Wilbur Holloway, Ernesto Martinez, Nancy Darin, Jason Fortz and Don Glendening spoke to the matter.  
The matter was also referred to the RUC Committee.*

**RECOMMENDATION**      *The City Commission hear a presentation from the Chamber of Commerce.*

**A motion was made by Commissioner Bottcher, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Referred to the Audit, Finance and Legislative Committee, due back on 6/19/2014. The motion carried by the following vote:**

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

**UNFINISHED BUSINESS****COMMISSION COMMENT**

*Comm Chase-Birthday*

*Comm Wells-1. Change of law memo*

*2. Min Flow levels Comm RW moved with Comm TH seconding to have Clerk schedule work-shop on flow levels. Motion carried 7-0*

*Comm YHR-Cost of Service Study Comm YHR moved with Comm RW seconding to have GRU research cost of service study. Motion carried 7-0 with Nathan Skop speaking to the matter.*

*Mayor Braddy-Christmas Poem*

**CITIZEN COMMENT (If time available)****ADJOURNMENT-11:43PM**

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Draft

Monday, January 13, 2014

4:00 PM

City Commission Workshop

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.*



**ADOPTION OF THE AGENDA**

*The meeting was called to order at 4:07PM*

*Motion to adopt agenda passed 6-0.*

**Adopted**

**Present** 6 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,  
Commissioner Hawkins, Mayor-Commissioner Pro Tem Wells, and  
Commissioner Hinson-Rawls

**Absent** 1 - Commissioner Chase

**AGENDA STATEMENT**

**ROLL CALL**

**CITY MANAGER**

**130636. Presentation of the Results of the Milliman Compensation Study (B)**

**This is a request for the City Commission to allow staff to present the results of the compensation study.**

*Cheryl McBride made a presentation.*

*Jeff McAdams, Donald Shepherd, Mark Warner and Jorge Campos spoke to the matter.*

**RECOMMENDATION**

*The City Commission hear the results of the compensation study but take no action at this time.*

**Discussed**

**ADJOURNMENT-5:40PM**

# City of Gainesville

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



## Minutes - Draft

Thursday, January 16, 2014

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-1:09PM**

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

**AGENDA STATEMENT**

**ROLL CALL**

**INVOCATION**

**Prophet George Young**

**CONSENT AGENDA**

*Move #130635 to regular agenda  
Move #130637 to regular agenda*

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

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

**CITY MANAGER, CONSENT AGENDA ITEMS**

**130572. Land Development Code/Form Based Code Update (B)**

**This is a request for City Commission approval to schedule a Special City Commission Meeting on May 29, 2014 to hear a petition on the Land Development Code/Form Based Code.**

RECOMMENDATION

*Planning and Development Services Staff to the City Commission - Approve the request to schedule a Special City Commission Meeting on May 29, 2014 at 6:00 PM to hear a petition on Land Development Code/Form Based Code.*

*Alternative Recommendation  
he City Commission deny staff's request for a Special City Meeting on May 29, 2014, and direct staff to schedule the petition hearing on a regularly scheduled City Commission meeting.*

**Approved as Recommended**

**130583. FEMA Assistance to Firefighters Grant (AFG) Program (NB)**

**This item involves a request for the City to accept a grant from the 2013 Federal AFG Grant Program, if awarded, for the purpose of Station Alerting.**

**RECOMMENDATION**

*The City Commission: 1) approve the request to accept a grant, if awarded, from the US Department of Homeland Security AFG Grant Program for the purpose of Station Alerting; 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; and 3) authorize the expenditure of these grant funds.*

**Approved as Recommended**

**130587. Contract Award to Adbiz, Inc. for Creative Services for the Regional Transit System (RTS) Rebid (B)**

**This item is a request to approve the recommended award for Request for Proposal (RFP) #RTSX-140015-DS and execute a contract with Adbiz, Inc., for Creative Services for the Regional Transit System (RTS).**

**RECOMMENDATION**

*The City Commission authorize the City Manager or his designee to execute a contract with Adbiz, Inc., for Creative Services for the Regional Transit System (RTS) Rebid, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

**130588. Surplus Property Sale (NB)**

**Staff recommends all items at Surplus Lot be declared surplus and disposed of through contract methods.**

**RECOMMENDATION**

*The City Commission declares all materials, equipment and vehicles stored at the Surplus Lot as surplus property and authorize the sale of such property for the time period covering FY2014.*

**Approved as Recommended**

**130605. Federal Law Enforcement Contraband Forfeiture Trust Fund Funding To Purchase Equipment To Initiate A Child Safety Course For Children (B)**

**This is a request for \$7,000 to purchase radKIDS instructor products to facilitate the training.**

**RECOMMENDATION**

*The City Commission approve the appropriation of \$7,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund to pay for purchase of these items from radKIDS Inc.*

**Approved as Recommended**

**130614. Annual Maintenance Fees and Licenses for the Gainesville Police Department's Records Management System - Request for Purchase Order to SunGard Public Sector (B)**

**This item requests the City Commission to authorize the issuance of a purchase order not to exceed \$147,600.16 for annual maintenance fees and licenses for Gainesville Police Department's Records Management System.**

**RECOMMENDATION**

*The City Commission authorize the City Manager to execute a purchase order to SunGard Public Sector, a sole source vendor, in the amount not to exceed \$147,600.16 for payment of the annual maintenance fees and licenses.*

**Approved as Recommended**

**130615. Appropriation of Unobligated Fund Balance of the Gainesville Police Department's State Law Enforcement Contraband Forfeiture Trust Fund (NB)**

**This item requests that the City Commission approve the appropriation of \$50,000 of unobligated fund balance in the Gainesville Police Department's State Law Enforcement Contraband Forfeiture Trust Fund for use on authorized equipment, training, special programs and crime prevention activities.**

**RECOMMENDATION**

*The City Commission approve the appropriation of \$50,000 from the State Law Enforcement Contraband Forfeiture Trust Fund for future expenditures of Equipment, Training, Special Programs and Crime Prevention needs.*

**Approved as Recommended**

**130616. Fiscal Year 2013 Continuum of Care Program Grant Application (NB)**

The City of Gainesville will partner with North Central Florida Continuum of Care to develop an application for the U.S. Department of Housing and Urban Development (HUD) Continuum of Care Program funding. The City will participate by serving as the sponsor grantee for two local transitional housing projects, VETSPACE, Inc. and Meridian Behavioral Healthcare, Inc.

**RECOMMENDATION**

*The City Commission: 1) authorize the City Manager or his designee to apply for grant funding in collaboration with the North Central Florida Continuum of Care under the U.S. Department of Housing & Urban Development Continuum of Care Program; 2) authorize the City Manager or his designee to execute the Continuum of Care Program grant agreements and Continuum of Care Program grant agreement amendments with the U.S. Department of Housing and Urban Development for the Meridian Behavioral Healthcare, Inc. and VETSPACE, Inc. projects, subject to approval by the City Attorney as to form and legality; and 3) authorize the City Manager or his designee to act on behalf of the City of Gainesville in all matters pertaining to the U.S. Department of Housing & Urban Development Continuum of Care Program grants, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

**130619. State Agency for Surplus Property (SASP) Program (B)**

This item requests that the City Commission authorize the City Manager to sign as Authorized Representative for the Department of Management Services, Bureau of Federal Property Assistance Application for Eligibility to Receive Federal Surplus Property.

**RECOMMENDATION**

*The City Commission authorizes the City Manager to sign as the Authorized Representative.*

Approved as Recommended

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

**130622. Removal and Consolidation of Items from the Regional Utility Committee (RUC) Outstanding Referral List (B)**

RECOMMENDATION

*The RUC recommends removal of the following items from its outstanding referral list:*

- #100576 - GRU Class B Biosolids*
- #080183 - Coal Acquisition Policy*
- #110210 - GREC Status Update*
- #120516 - Review of Solar Feed-In-Tariff*
- #130325 - Net Metering Policy/ Cap on Pay-out and Existing Installations*

*The RUC additionally recommends consolidation of the following strategic initiatives into one item titled "Strategic Initiatives":*

- #120721 - Monitor the Progress of the Clean-up of Cabot Carbon/Koppers Superfund Site (SI 6.4)*
- #120724 - Protect the Quality of Drinking Water in Gainesville (SI 7.1)*
- #120726 - Develop a Coordinated Response at the Local Level to Address Energy Policy and Climate Change (SI 7.3)*
- #120727 - Energy Efficiency Standards and Requirements (SI 7.4)*

**Approved as Recommended**

**CITY ATTORNEY, CONSENT AGENDA ITEMS**

**130575.**

**BRANDON WALKER VS. ADAM URRA, SARAH BOWIE, AND MICHAEL SCHENTRUP, COURT CASE NO. 1:13-CV-59-MW-GRJ (B)**

RECOMMENDATION

*The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available to represent the City employee acting in the course and scope of his employment in the case styled Brandon Walker vs. Adam Urra, Sarah Bowie, and Michael Schentrup, Court Case No. 1:13-CV-59-MW-GRJ.*

**Approved as Recommended**

**130604. LINDSEY O. THOMAS, AND SPENCER A. THOMAS, HER HUSBAND VS. CITY OF GAINESVILLE, A MUNICIPALITY; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2013-CA-5075 (B)**

RECOMMENDATION

*The City Commission authorize the City Attorney to represent the City in the case styled Lindsey O. Thomas, and Spencer A. Thomas, her husband vs. City of Gainesville, a municipality; Eighth Judicial Circuit, Case No. 2013-CA-5075.*

**Approved as Recommended**

**130635. City's claims against Beazer East, Inc. for cost recovery under Florida and Federal Law (B)**

*Fred Murry made a presentation.*

*Comm LP moved and Comm RW seconded to approve recommendation. Motion carried 7-0.*

RECOMMENDATION

*1) Authorize the City Manager and the Interim General Manager for Utilities to execute a tolling agreement, subject to approval by the City Attorney as to form and legality; and 2) In the event BEI does not timely provide a signed tolling agreement, authorize the City Attorney to file litigation if necessary to prevent the City's cost recovery claims from being extinguished by the Statute of Limitations.*

**This Matter was Approved as Recommended**

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

**130531. Appointments to City Commission Advisory Boards and Committees (NB)**

RECOMMENDATION

*The City Commission appoint:*

*Robert Ackerman and Phillip Lake to the City Plan Board for a term to expire 11/1/17.*

*Ellen West to the Art in Public Places for a term to expire 9/30/17.*

*Miguel Ortiz and Erika Smith to the Bicycle/Pedestrian Advisory Board for a term to expire 12/31/17.*

*Rebecca Howard to the City Beautification Board for a term to expire 11/1/17.*

*Charles Pedersen and Taylor Stein to the Nature Centers Commission for a term to expire 11/1/17.*

**Approved as Recommended**



130611. City Commission Minutes (B)

RECOMMENDATION      *The City Commission approve the minutes of November 21, December 5, and December 9, 2013.*

Approved as Recommended

130637. Canvassing Board Appointment (NB)

*Amendment 3. Early Voting open from 9-5 on Saturday at both locations.*

*Comm TH made motion and Comm LP seconded and it passed 7-0.*

RECOMMENDATION      *The City Commission: 1) appoint Commissioner Thomas Hawkins and Adrian Hayes-Santos to the 2014 Canvassing Board and 2) Designate Supervisor of Elections Office and the Millhopper Library as the 2014 Early Voting sites.*

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**

**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 Poe, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Adopted. The motion carried by the following vote:

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

## **CHARTER OFFICER UPDATES**

## **CLERK OF THE COMMISSION**

## **CITY MANAGER**

**130528. Use of ConnectFree Program Funds for Funding Water and Sewer Extension to Serve a Proposed Classroom Addition to Reichert House (B)**

**This item is to request the use of ConnectFree program funds to pay for GRU water and sewer extensions to provide service to classrooms being constructed for elementary aged at-risk boys on the current Reichert House Property at 1724 SE 2nd Avenue. \*ESTIMATED STAFF PRESENTATION 10 MINUTES\***

*Motion: Amend the resolution to include a new classification of uses and refer to the RUC Committee*

*Tony Jones, John Alexander, Rick Hutton and Jackie Richardson made presentations.*

*Donald Shepherd and Ken VanNorwick made presentations.*

**RECOMMENDATION**      *The City Commission: 1) hear a brief presentation from GPD and GRU staff; and 2) approve the use of ConnectFree funds to pay for water and sewer extensions to serve two proposed classrooms to be added to the Reichert House property.*

**A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Poe, that this Matter be Referred to the Regional Utilities Committee, due back on 7/16/2014. The motion carried by the following vote:**

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

- 130633. Temporary Moratorium to Immediately Prohibit the Filing, Acceptance, or Processing of any Permit, Development Order, or any Official Action of the City having the Effect of Permitting or Allowing the Construction or Operation of any Internet Gaming/Gambling Business within City Limits, unless an Application for a Permit, Development Order, or any other Official Action of the City was Properly Filed with the City on or before 5:00 PM on January 16, 2014 (B)**

**This is a request for the City Commission to approve advertising an ordinance for a six month moratorium on internet cafes. \*ESTIMATED STAFF PRESENTATION 30 MINUTES\***

*Tony Jones made a presentation.*

**RECOMMENDATION**

*The City Commission: 1) direct the City Attorney to draft, and the Clerk of the Commission to advertise, an ordinance enacting a 6-month moratorium on the filing, acceptance, or processing of any permit, development order, or any other official action of the City having the effect of permitting or allowing the construction or operation of any internet gaming/gambling business within city limits, unless an application for such official action was properly filed with the City on or before 5:00 p.m. on January 16, 2014; and 2) direct the City Attorney to draft, and the Clerk of the Commission to advertise, an ordinance prohibiting internet gaming/gambling businesses within city limits.*

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

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

## **GENERAL MANAGER FOR UTILITIES**

- 130621. Initiate the Search for a General Manager - Utilities (NB)**

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission direct the Human Resources Department to develop a plan to initiate the search for a General Manager - Utilities to be presented to the Commission for approval at a future date.*

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

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

**130582. City of Gainesville Ordinance Section 27-28, Fuel Adjustment, Revision (B)**

*David Richardson and Diane Wilson spoke the matter.*

*Jim Konish, Paula Stahmer and Donald Shepherd spoke to the matter.*

*Additional Motion: Comm TC moved and Comm YHR seconded to use .69cents for remainder of Fiscal Year. Motion carried 6-1 with Comm TH voting no.*

**RECOMMENDATION**      *The City Commission 1) receive a presentation from staff; and 2) direct the City Attorney to draft and the City Clerk to advertise revisions to the City of Gainesville Ordinance Section 27-28 as recommended.*

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

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

**CITY ATTORNEY**

**130642. City Attorney Memorandum re: Equitable Adjustment for Change of Law of the Power Purchase Agreement (NB)**

*Donald Shepherd, Paula Stahmer and Debbie Martinez spoke to the matter.*

*Additional motion: Comm TC moved with Comm YHR seconding to send letter to GREC concerning today's action and wishing to talk. Motion carried*

7-0.

**RECOMMENDATION**      *The City Commission: 1) Hear a brief presentation from the City Attorney; 2) confirm that the City Commission does not desire to initiate litigation seeking to invalidate the Equitable Adjustment as an ultra vires act, such that would require payments to be made under protest at this time; and 3) refer the recommendations contained in the memorandum to the Audit, Finance and Legislative Committee to be taken up as part of the pending referral (made by the City Commission on December 5, 2013) concerning an audit of GRU.*

**A motion was made by Commissioner Bottcher, seconded by Commissioner Hawkins, that this Matter be Referred to the Audit, Finance and Legislative Committee,. The motion carried by the following vote:**

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

**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**

**MEMBERS OF THE CITY COMMISSION**

**130653.** Mayor Ed Braddy - SAFER Grant (NB)

*Jeff Lane made a presentation.*

*Donald Shepherd spoke to the matter.*

*First Motion: Accept grant*

*Second Motion: Direct City Manager to execute grant made by Comm*

*SB and seconded by Comm YHR. Motion carried 7-0.*

**RECOMMENDATION**      *The City Commission hear remarks and take appropriate action.*

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

**Aye:** 5 - Mayor Braddy, Commissioner Bottcher, Commissioner Chase, Commissioner Hawkins, and Commissioner Hinson-Rawls

**Nay:** 2 - Commissioner Poe, and Mayor-Commissioner Pro Tem Wells

**130654.** Mayor Ed Braddy - Vacant Registry (NB)

*Donald Shepherd spoke to the matter.*

RECOMMENDATION            *The City Commission hear remarks and take appropriate action.*

**A motion was made by Commissioner Poe, seconded by Commissioner Hinson-Rawls, that this Matter be Referred to the Audit, Finance and Legislative Committee,. The motion carried by the following vote:**

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

**COMMISSION COMMENTS (if time available)**

*Lauren Poe    Comm LP moved and Comm SB seconded to have Clerk schedule work shop and special meeting on GRU governance Motion carried 7-0.  
Comm YHR    Digital Divide*

*Todd Chase    Homeless Visioning*

**RECESS-5:19**

**RECONVENE-6:10PM**

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

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

**130630.**            **Gainesville SIATech and MYcroSchool National School Choice Week - January 26 - February 1, 2014 (B)**

RECOMMENDATION            *SIATech Principal Christal Blue, SIATech Board President Alena Lawson, MYcroSchool Principal Randy Starling and MYcroSchool Board President Gerald Zagaiski to accept the proclamation.*

Heard

**130629. Human Trafficking Awareness Month - January 2014 (B)**RECOMMENDATION

*Alachua County Coalition Against Human Trafficking Leadership Team Member and United Methodist Women Human Trafficking Committee at Trinity UMC Chair Marie Samec, Child Advocacy Center President/CEO Sherry Kitchens and Alachua County Coalition Against Human Trafficking Education Committee Chair Megan Murphy-Menezes to accept the proclamation.*

Heard

**130627. Mentoring Awareness Month - January 2014 (B)**RECOMMENDATION

*Equal Opportunity Director Cecil Howard to accept the proclamation.*

Heard

**130628. Gainesville Enrichment Mentoring (GEM) Program (B)**RECOMMENDATION

*The City Commission recognize The City of Gainesville Office of Equal Opportunity Gainesville Enrichment Mentoring (GEM) Program students Reshyria Clark Quichanna Foster Landon Manchester Raneisha Boston Capresha King Dederick Johnson Shantreal Buggs Trey Milne Timothy Miles Gerala Campbell Willie Lake Emmanuel Lewis Davion Smith Damien McPhadden Aiyanna Carey Curtis Smith Maria Bautista for signing contracts and are now designated as GEM Mentees.*

Heard

**130620. Presentation to United Way of North Central Florida on Behalf of General Government and GRU Employees (NB)**

**This is a request for the City Commission to allow staff to make a presentation to the United Way of North Central Florida. \*ESTIMATED STAFF PRESENTATION 10 MINUTES\***

RECOMMENDATION

*General Government and GRU employees make a presentation to the United Way of North Central Florida.*

Heard

**130651. Human Trafficking Awareness Day - January 11, 2014 (B)**RECOMMENDATION

*Count Girls In Sarah Evans to accept the proclamation.*

Heard

**CITIZEN COMMENT (6:00pm)**

*Jim Konish-Rep. Perry bill  
Debbie Martinez-Rep. Perry bill  
John Davies-DEC Alachua County  
Ernesto Martinez-Audit and Finance  
Nick "Tall Tree"-Homeless  
Jo Beaty-RTS schedule File #130681  
Ray Washington-GRU Governance  
Pat Fitzpatrick-Homeless-File #-130681  
Mark Venske-GRU Issues  
Wilbur Holloway-City Issues*

**PUBLIC HEARINGS****RESOLUTIONS- ROLL CALL REQUIRED****130589. Qualified Target Industry (QTI) Amended Resolution -  
ONESIXTYOVERNINETY, INC. (B)**

**This item seeks City Commission approval for an amended QTI Resolution previously approved by the City Commission to adjust timing associated with prospective job creation for the location of a regional headquarters within the City of Gainesville for ONESIXTYOVERNINETY, INC, a branding and public relations agency.**

*Eric Bredfeldt made a presentation.*

**RECOMMENDATION**

*The City Commission: 1) adopt the Amended QTI Resolution; 2) authorize the Mayor to execute and the Clerk to attest to the Amended QTI Resolution regarding ONESIXTYOVERNINETY, INC.; and 3) direct the City Manager to forward the executed Amended QTI Resolution to Enterprise Florida.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:**

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



**130608. Qualified Target Industry (QTI) Amended Resolution - BioMonde (B)**

**This item seeks City Commission approval for an amended QTI Resolution previously approved by the City Commission to adjust timing associated with prospective job creation for the location within Gainesville of BioMonde, a British larval therapy company, providing debridement treatments to the US wound care market.**

*Eric Bredfeldt made a presentation.*

**RECOMMENDATION**

*The City Commission: 1) adopt the Amended QTI Resolution; 2) authorize the Mayor to execute and the Clerk to attest to the Amended QTI Resolution regarding BioMonde; and 3) direct the City Manager to forward the executed Amended QTI Resolution to Enterprise Florida.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:**

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

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

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

**PLAN BOARD PETITIONS**

**130514. 13th Street Mixed-Use Planned Use District Amendment (B)**

**Petition PB-13-86 LUC. Causseaux, Hewett & Walpole, Inc., agent for RBLWP Parcel D, LLC, and D. Bruce and Kristin S. Hawkins. Amend an existing Planned Use District and amend the City of Gainesville Future Land Use Map from Residential Low-Density to Planned Use District. Located at 303-319 Northwest 13th Street, 1227 Northwest 4th Avenue, and 1226 NW 3rd Avenue. Related to Petition PB-13-85 PDA.  
\*ESTIMATED STAFF PRESENTATION 10 MINUTES\***

*Scott Wright, Gerry Dedenbach and Steven Dush made presentations.*

*Bonnie Kraft, John Kraft, Mark Venske and Donald Shepherd spoke the matter.*

RECOMMENDATION      *City Plan Board to City Commission - Approve Petition PB-13-86.*

*Staff to City Plan Board - Approve Petition PB-13-86.*

*Alternative Recommendation - Approve Petition PB-13-86 with revised conditions.*

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

**Aye:** 4 - Commissioner Bottcher, Commissioner Poe, Commissioner Hawkins, and Mayor-Commissioner Pro Tem Wells

**Nay:** 3 - Mayor Braddy, Commissioner Chase, and Commissioner Hinson-Rawls

**130515. 13th Street Mixed-Use Planned Development Amendment (B)**

**Petition PB-13-85 PDA. Causseaux, Hewett & Walpole, Inc., agent for RBLWP Parcel D, LLC, and D. Bruce and Kristin S. Hawkins. Planned Development Amendment to allow construction of a mixed-use development zoned PD (Planned Development district); and rezone property from RMF-5 (12 units/acre single-family/multiple-family residential district) to Planned Development district (PD). Located at 303-319 Northwest 13th Street, 1227 Northwest 4th Avenue, and 1226 NW 3rd Avenue. Related to Petition PB-13-86 LUC. \*ESTIMATED STAFF PRESENTATION 20 MINUTES\***

*Scott Wright and Gerry Dedenbach made presentations.*

*Mark Venske, John Kraft, Bonnie Kraft and Donald Shepherd spoke the matter.*

**RECOMMENDATION**

*City Plan Board to City Commission - Approve Petition PB-13-85 with staff recommendation as modified.*

*Staff to the City Plan Board - Approve Petition PB-13-85 with staff recommendation.*

*Alternative Recommendation - Approve Petition PB-13-85 with revised conditions.*

**A motion was made by Commissioner Bottcher, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Approved (Petition). The motion carried by the following vote:**

**Aye:** 4 - Commissioner Bottcher, Commissioner Poe, Commissioner Hawkins, and Mayor-Commissioner Pro Tem Wells

**Nay:** 3 - Mayor Braddy, Commissioner Chase, and Commissioner Hinson-Rawls

**DEVELOPMENT REVIEW BOARD PETITIONS****SCHEDULED EVENING AGENDA ITEMS****UNFINISHED BUSINESS****COMMISSION COMMENT**

*Comm Poe-City Hack-a-thon*

*Comm Wells-Homeless projects*

**CITIZEN COMMENT (If time available)**

*Mark Venske-Economic viability of projects*

**ADJOURNMENT-9:30PM**

# City of Gainesville

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



## Minutes - Draft

**Tuesday, January 21, 2014**

**1:00 PM**

**City Commission Workshop**

**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.*

## ADOPTION OF THE AGENDA

*The meeting called to order at 1:07PM.  
Mayor Braddy arrived at 2:39PM*

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

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

**Absent:** 1 - Mayor Braddy

## ROLL CALL

## AGENDA STATEMENT

## GENERAL MANAGER FOR UTILITIES

### 130541. Update on Minimum Flows and Levels and Water Supply Planning (B)

*David Richardson, Tom Bartol, Janet Llewellyn and Rick Hutton made presentations. Steve Minnis, Bob Palmer and Clyde Kiker spoke to the matter.*

RECOMMENDATION

*The City Commission receive a presentation from staff, SJRWMD, SRWMD, and FDEP.*

Discussed

## ADJOURNMENT-3:29PM

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Draft

Monday, January 27, 2014

6:00 PM

City Commission Workshop

Roberta Lisle Kline Room

## 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.*

**ADOPTION OF THE AGENDA**

*Meeting called to order at 6:08PM.*

**A motion was made by Commissioner Poe, seconded by Commissioner Bottcher, that this Matter be Adopted. The motion carried by the following vote:**

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

**ROLL CALL**

**AGENDA STATEMENT**

**CITY MANAGER**

**130665. General Government Five Year Financial Forecast (B)**

**The City Commission hear a presentation on the Five Year Financial Forecast to begin planning for the FY2015/2016 biennial budget.**

*Mark Benton, Becky Rountree and David Richardson made presentations. Jim Konish, Pat Fitzpatrick, Nathan Skop, Walter Willard, Donald Shepherd and Paula Stahmer spoke to the matter.*

RECOMMENDATION      *The City Commission hear a presentation on the Five Year Financial Forecast.*

**Discussed**

**ADJOURNMENT-8:57PM**