

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Final

Thursday, December 18, 2014

1:00 PM

City Hall Auditorium

## City Commission

*Mayor Ed Braddy (At Large)*  
*Commissioner Lauren Poe (At Large)*  
*Commissioner Helen Warren (At Large)*  
*Commissioner Yvonne Hinson-Rawls (District 1)*  
*Mayor-Commissioner Pro Tem Todd Chase (District 2)*  
*Commissioner Craig Carter (District 3)*  
*Commissioner Randy Wells (District 4)*

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

**CALL TO ORDER**

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

**AGENDA STATEMENT**

**ROLL CALL**

**INVOCATION**

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

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

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

**Absent:** 1 - Commissioner Carter

**CITY MANAGER, CONSENT AGENDA ITEMS**

[130861.](#) **Glen Springs property appraisal and potential acquisition referral to the Recreation, Cultural Affairs and Public Works Committee (NB)**

**This is a request for the City Commission to refer the Glen Springs property discussion to the Recreation, Cultural Affairs and Public Works Committee for further discussion.**

**RECOMMENDATION**      *The City Commission refer the Glen Springs property discussion to the Recreation, Cultural Affairs and Public Works Committee for further discussion.*

**This Matter was Referred Recreation, Cultural Affairs and Public Works Committee**

[140506.](#) **2014 Pop Warner National Travel Grant Application (NB)**

**This item request City Commission approval for the Parks, Recreation and Cultural Affairs Department to accept, if awarded, a grant from the 2014 Pop Warner Travel Grant Program to support the Gainesville Pop Warner Cheer Team to travel and compete in the National Competition in Orlando, Florida.**

**RECOMMENDATION**

*The City Commission: 1) approve the request to accept the travel grant voucher, if awarded, from the Pop Warner Travel Grant Program; and 2) if the grant is awarded, authorize the City Manager or his designee to execute the travel grant voucher agreement and other related documents, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[140520.](#)

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

**This item requests that the City Commission approve the appropriation of \$100,000 of unobligated fund balance in the Gainesville Police Department's Federal Law Enforcement Contraband Forfeiture Trust Fund for use of authorized Law Enforcement Equipment, Training, Travel and Transportation, Investigations and special programs.**

**RECOMMENDATION**

*The City Commission approve the appropriation of \$100,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund for future expenditures of Law Enforcement Equipment, Training, Travel and Transportation, Investigations and special programs.*

**Approved as Recommended**

[140522.](#)

**Approval to Transfer Funds to the Black On Black Crime Task Force Inc. for Youth and Job Skill Programs (NB)**

**This is a request for City Commission authorization for the transfer of \$25,000 of Federal Forfeiture funds to the Black On Black Crime Task Force.**

**RECOMMENDATION**

*The City Commission authorize the appropriation of an amount not to exceed \$25,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund to the Black On Black Crime Task Force, Inc.*

**Approved as Recommended**

[140547.](#)

**Cade Museum Second Amendment to Memorandum of Understanding for Cade Museum & Depot Park (B)**

**RECOMMENDATION**

*City Manager to City Commission: Authorize an extension of the deadline for execution of a final development and disposition agreement until June 30, 2016, subject to approval by the City Attorney as to form and legality*

**Approved as Recommended**

[140548.](#)

**Request to Waive Probationary Period of New City Plan Board Member Adam Tecler (B)**

**This is a request for the City Commission to waive the probationary period of a new City Plan Board member.**

**RECOMMENDATION**      *The City Commission waive the 60-day probationary period for new Plan Board Member Adam Tecler, in accordance with Sec. 30-353(a) 5c. of the Land Development Code.*

**Approved as Recommended**

[140569.](#)

**Selection of Blue Cross Blue Shield of Florida, Inc. as the provider of Specific Stop-Loss Carrier for the City Group Health Plan (B)**

**This item involves a request for the City Commission to approve the rankings and selection of Blue Cross Blue Shield of Florida, Inc. as the provider through their subsidiary, High Mark Insurance, of specific stop-loss insurance for the City's Group Health Plan.**

**RECOMMENDATION**      *The City Commission: 1) Approve the rankings and selection of Blue Cross Blue Shield of Florida, Inc. as the provider of the Specific Stop-Loss coverage for three-years beginning January 1, 2015 with an option to extend one additional two-year term; 2) Authorize issuance of a purchase order in an amount sufficient to cover applicable charges for the policy; and 3) Authorize the City Manager or his designee to negotiate an agreement with the top-ranked vendor for a period of three years with one two-year extension, subject to approval of the City Attorney as to form and legality.*

**Approved as Recommended**

[140561.](#)

**Depot Park Phase 2: Park Construction (B)**

**RECOMMENDATION**      *City Manager to the City Commission: 1) Approve the Depot Park Phase 2 90% Construction Documents, 2) Approve Oelrich Construction, Inc. Guaranteed Maximum Price of \$5,998,804.00 to construct Depot Park Phase 2 and 3) Authorize the City Manager or designee to execute all documents associated with the GMP, Owner Direct Purchase Program, and any other pertinent information subject to form and legality by the City Attorney.*

**Approved as Recommended**

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

## **CITY ATTORNEY, CONSENT AGENDA ITEMS**

[140563.](#)

**JAMES J. KONISH INDIVIDUALLY, AND JAMES J. KONISH AS PERSONAL GUARANTOR, PRESIDENT AND MANAGER OF 625 NORTHEAST FIRST STREET LLC, 619 NORTHEAST FIRST STREET LLC, AND 120 SOUTHEAST 7th STREET LLC V. CITY OF GAINESVILLE AND GAINESVILLE REGIONAL UTILITIES (GRU);**

**EIGHTH JUDICIAL CIRCUIT, CASE NO. 2014-SC-4051 (B)****RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled James J. Konish Individually, and James J. Konish as Personal Guarantor, President and Manager of 625 Northeast First Street LLC, 619 Northeast First Street LLC, and 120 Southeast 7th Street LLC v. City of Gainesville and Gainesville Regional Utilities (GRU); Eighth Judicial Circuit, Case No. 2014-SC-4051.*

**Approved as Recommended**

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

[140553.](#)

Request to Transfer Legislative Referrals from the Audit and Finance Committee to the Legislative and Organizational Policy Committee (B)

**RECOMMENDATION**

*The City Commission approve transferring the attached list of referrals from the Audit and Finance Committee to the Legislative and Organizational Policy Committee.*

**Approved as Recommended**

**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS****COMMITTEE REPORTS, CONSENT AGENDA ITEMS****AUDIT AND FINANCE COMMITTEE, CONSENT AGENDA ITEMS**

[130592.](#)

Validated (Free) Parking and Bus Fare for Attending City Commission Meetings (B)

*This item was heard during the regular agenda.  
Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The Audit and Finance Committee recommends the City Commission approve the suggested methodology of having the Clerk of the Commission provide temporary parking permits, upon request, to citizens who attend regular City Commission meetings beginning January 15, 2015.*

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

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

**Absent:** 1 - Commissioner Carter

**END OF CONSENT AGENDA**

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

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

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

**Absent:** 1 - Commissioner Carter

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

*Debbie Martinez  
Jim Konish  
Cody Anderson  
Donald Shepherd*

**CLERK OF THE COMMISSION**

**CITY MANAGER**

**140528. Campus Master Plan Update (NB)**

**This is an update to the City Commission on the University of Florida Campus Master Plan and Campus Development Agreement  
\*ESTIMATED STAFF PRESENTATION 5 MINUTES\***

*Ralph Hilliard and Linda Dixon made presentations.  
Jim Konish and Donald Shepherd spoke to the matter.*

**RECOMMENDATION**      *The City Commission hear an update from staff on the process.*

**Heard**

**140533. Transitioning the Disability Benefit to the General Employees' Pension Plan (B)**

**This agenda item discusses the proposal to terminate the current City of Gainesville Employee's Disability Pension Plan and move administration of the same disability benefit to within the General City of Gainesville Employees' Pension Plan.**

*Mark Benton made a presentation.  
Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission authorize the City Attorney to draft and the Clerk to advertise an ordinance to effectuate staff's proposal.*

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

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

**Absent:** 1 - Commissioner Carter

**140573.****Amendments to the Interlocal Agreement between the City of Gainesville and Alachua County for the Provision of Emergency Supplemental Shelter and Services (B)**

**This agenda item requests the City Commission to approve amendments to the Interlocal Agreement for the provision of emergency shelter and services for homeless persons and families. The proposed amendments involve additional program expenditures and reporting, and extending the term of the Agreement by one year, from September 30, 2014 to September 30, 2015.**

*Comm Hinson-Rawls moved and Comm Wells seconded to approve the recommendation which carried 5-0 with Comm Chase and Comm Carter absent. Paul Folkers made a presentation. Jim Konish, Donald Shepherd and Jo Beaty spoke to the matter.*

**RECOMMENDATION**

*The City Commission: 1) approve the amendments to the Interlocal Agreement between the City of Gainesville and Alachua County to continue supporting emergency shelter and services for homeless persons and families; and 2) authorize the Mayor to execute the agreements on behalf of the City, subject to review by the City Attorney as to form and legality.*

**This Matter was Approved as Recommended**

**130561.****Update on the Provision of Homeless Services at the Empowerment Center (B)**

**This item is a request for the City Commission to hear an update on the recommendation of the Empowerment Center Oversight Board to increase funding for the Alachua County Coalition for the Homeless and Hungry (ACCHH) by up to \$251,680 in FY15 for the provision of services at the Empowerment Center. This includes a request to authorize staff to negotiate with the ACCHH and Alachua County Board of County Commissioners (County) to amend the Agreement(s) with ACCHH, and the Interlocal Agreement with the County.**

*Paul Folkers, Joe Jackson, Gary Cothren, Tom Tompovitch and Jon DeCarminie made presentations.*

*Jim Konish, Jo Beaty, Mr. Bruno, Ms. Peta, Debbie Martinez, Don Glendening, Donald Shepherd and Laurie Newsome spoke to the matter.*

**RECOMMENDATION**

*The City Commission: 1) hear an update from staff; 2) authorize staff to reallocate \$125,840 from the Maintenance Funds for the Empowerment Center to the Operational Funds for the Empowerment Center; 3) authorize staff to finalize amendments to the Interlocal Agreement with the County and authorize the Mayor to execute and the Clerk to attest same, subject to approval by the City Attorney as to form and legality; and 4) authorize staff to finalize the Amended and Restated Service Agreement with ACCHH and authorize the City Manager to execute same, subject to approval by the City Attorney as to form and legality.*

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

**Aye:** 5 - Commissioner Poe, Commissioner Hinson-Rawls, Commissioner Warren, Commissioner Wells, and Mayor-Commissioner Pro Tem Chase

**Nay:** 1 - Mayor Braddy

**Absent:** 1 - Commissioner Carter

[140562.](#)

**Mayor Ed Braddy - Carbon Neutrality of Biomass (B)**

*John Stanton made a presentation.*

*Diane Deevy, Paula Stahmer, Don Glendening, Donald Shepherd and Nancy Deren spoke to the matter.*

**RECOMMENDATION**

*The City Commission discuss the carbon neutrality of biomass energy fueled from wood waste prior to including the item in the 2015 Federal Legislative Agenda.*

**Heard**

[140542.](#)

**2016 Federal Legislative Agenda (B)**

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

*Comm Wells moved and Comm Warren seconded to hear this item before Mayor's item. Motion carried 6-0.*

*Kelly Amerson made a presentation.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission: 1) Approve the 2016 Federal Agenda; and 2) Direct all new referral items to the Legislative Agenda to the Legislative and Organizational Policy Committee for review and recommendation; and 3) Direct staff to provide the 2016 Federal Legislative Agenda to the Florida League of Cities and other interested parties.*

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



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

**Absent:** 1 - Commissioner Carter

**GENERAL MANAGER FOR UTILITIES**

**CITY ATTORNEY**

**CITY AUDITOR**

**EQUAL OPPORTUNITY DIRECTOR**

**GENERAL GOVERNMENT COMMITTEE REPORTS (PULLED FROM CONSENT)**

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

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

**GENERAL GOVERNMENT-RELATED ITEMS FROM MEMBERS OF THE CITY COMMISSION**

**GENERAL GOVERNMENT-RELATED COMMISSION COMMENTS (if time permits)**

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

**RECESS-4:44PM**

**RECONVENE-5:41PM**

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

**PROCLAMATIONS/SPECIAL RECOGNITIONS PLACED ON AGENDA BY COMMISSIONER OR CHARTER OFFICER**

**140565. Martin Luther King, Jr. Hall of Fame Day - January 11, 2015 (B)**

RECOMMENDATION *Martin Luther King, Jr., Commission of Florida, Inc. President Honorable Rodney Long to accept the proclamation*

Heard

**140566. King Celebration 2015 - January 11-20, 2015 (B)**

RECOMMENDATION *Martin Luther King, Jr., Commission of Florida, Inc. President Honorable Rodney Long to accept the proclamation.*

Heard

**140568. Aaliyah Harris - Consumer Services' Regional Student Chef Ambassadorship for Northeast Florida (NB)**

RECOMMENDATION *The City Commission recognize Eastside High School senior, Aaliyah Harris, for winning the Florida Department of Agriculture and Consumer Services' regional student chef ambassadorship for Northeast Florida at the December 18th meeting.*

Heard

**140591. Wiles Elementary School 2014 Chess Champions (NB)**

RECOMMENDATION *The City Commission recognize Wiles Elementary School kindergarten team members Erick Zhao, Noah Lang and Nick Liu - 2014 Chess Champions*

Heard

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

- Jim Konish*
- John Davies*
- Vanessa Anthony*
- Bob Davis*
- Fletcher Crow File #140620*
- Arnell Downs*
- Mark Goldstein*
- Chuck Woods*
- John Rushwood*
- Pat Fitzpatrick-File #140620*

**PUBLIC HEARINGS**

**GENERAL PUBLIC HEARINGS****RESOLUTIONS- ROLL CALL REQUIRED****ADOPTION READING-ROLL CALL REQUIRED****140029. LAND USE CHANGE - GRU POWER DISTRICT (B)**

Ordinance No. 140029; Petition Nos. PB-14-55 LUC and PB-14-75 LUC  
An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 12.22 acres of property known as the "Power District" that is generally located south of SE 4th Avenue, west of SE 7th Street, north of SE 7th Avenue, and east of SE 3rd Street, as more specifically described in this ordinance, from Public and Institutional Facilities (PF) and Mixed-Use High-Intensity (MUH) to Urban Mixed-Use 2 (UMU-2); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

**RECOMMENDATION**

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

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

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

**Absent:** 1 - Commissioner Carter

**ORDINANCES, 2ND READING, ROLL CALL REQUIRED****140030. QUASI-JUDICIAL - REZONING AND TEXT CHANGE - GRU POWER DISTRICT (B)**

Ordinance No. 140030; Petition Nos. PB-14-54 ZON, PB-14-53 TCH, PB-14-76 ZON and PB-14-77 TCH

An ordinance amending the Zoning Map Atlas and the Land Development Code of the City of Gainesville, Florida, by rezoning approximately 12.22 acres of property known as the "Power District" that is generally located south

of SE 4th Avenue, west of SE 7th Street, north of SE 7th Avenue, and east of SE 3rd Street, as more specifically described in this ordinance, from Public Services and Operations District (PS) and Central City District (CCD) to Urban Mixed-Use District 2 (UMU-2); amending the Land Development Code by adding "public administration, excluding correctional institutions" to the list of permitted uses by right in Section 30-65.2 Urban mixed-use district 2 (UMU-2); amending the Land Development Code Section 30-65.2 Urban mixed-use district 2 (UMU-2) by adding a height limit dimensional provision and adding Figure 1.3 District Boundary Map - Power District, Figure 2.3 Street Types - Power District, and Figure 3.1 Height Limits - Power District; providing directions to the City Manager; providing directions to the Codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

*Donald Shepherd spoke to the matter.*

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

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

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

**Absent:** 1 - Commissioner Carter

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

### [140297.](#)

#### **WAIVE VEHICLE FOR HIRE FEES FOR A PERIOD OF 12 MONTHS (B)**

Ordinance No. 140297

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 Vehicles for Hire; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing a retroactive effective date.

*Donald Shepherd spoke to the matter.*

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

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

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

**Absent:** 1 - Commissioner Carter

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

### 140325.

#### **VOLUNTARY ANNEXATION - URBAN SERVICES REPORT OF CITY-OWNED & STATE-OWNED PARCELS THAT ENCOMPASS THE PAYNES PRAIRIE SHEETFLOW RESTORATION PROJECT (B)**

Ordinance No. 140325

An ordinance of the City of Gainesville, Florida, adopting an Urban Services Report that sets forth plans to provide urban services upon the voluntary annexation of city-owned Tax Parcel Nos. 15672-002-001 and 16246-001-001, state-owned Tax Parcel No. 15672-001-000, and a portion of state-owned Tax Parcel Nos. 16246-003-001, 16246-001-000, 16258-042-000 and 16257-000-000, which are generally located south of Southeast Williston Road, west of the Gainesville-Hawthorne State Trail, north of Tax Parcel Nos. 16287-000-000 and 16286-000-000, and east of the intersection of South Main Street and Southwest Williston Road, as petitioned for by the property owners pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and 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 Wells, seconded by Mayor-Commissioner Pro Tem Chase, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Carter

### 130895.

#### **TEXT CHANGE - SIDEWALK CAFES - REQUIREMENTS FOR USE OF STATE RIGHT-OF-WAYS (B)**

Ordinance 130895; Petition No. PB-14-31 TCH

An ordinance of the City of Gainesville, Florida, amending the Land Development Code Section 30-121 Sidewalk cafes to add provisions required by the Florida Department of Transportation in order for the city to permit sidewalk cafes to be located in state right-of-ways; amending Appendix A - Schedule of Fees, Rates and Charges of the Code of Ordinances to add an annual license agreement fee for sidewalk cafes located in State of Florida right-of-ways; providing directions to the codifier; providing a severability

clause; providing a repealing clause; and providing an immediate effective date.

*Donald Shepherd spoke to the matter.*

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

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

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

**Absent:** 1 - Commissioner Carter

**PLAN BOARD PETITIONS**

[140516.](#)

Modification to the Lighting Ordinance, Sec. 30-344 (B)

Petition PB-14-122 TCH. City of Gainesville. Amend the Land Development Code, Section 30-344 Outdoor Lighting to modify the standards and process for review and permitting of photometric plans for new and existing developments. **\*Estimated presentation time 15 minutes.\***

*Lawrence Calderon made a presentation.*

**RECOMMENDATION**                      *City Plan Board to City Commission - The City Commission approve petition PB-14-122 TCH as revised by the Plan Board - Plan Board vote 5-0.*

*Staff to City Commission - the City Commission approves Plan Board's recommendation as amended by staff after the Plan Board Hearing.*

*Staff to City Plan Board - Approve petition.*

*Alternative Recommendation  
Staff to City Commission - Approve the Plan Board Recommendation*

**A motion was made by Commissioner Wells, seconded by Commissioner Warren, that this Matter be Approved (Petition) with Staff Conditions, as Revised. The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Carter

**DEVELOPMENT REVIEW BOARD PETITIONS**

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**SCHEDULED EVENING AGENDA ITEMS****TIME CERTAIN - 7:30 PM****140564. Police Advisory Council Report on Disproportionate Minority Contact (B)**

**The Police Advisory Council (PAC) will present data they gathered throughout 2014 on Disproportionate Minority Contact (DMC) at the request of the City Manager.**

*Norb Dunkel and Tony Jones made presentations.*

*Kali Blount, Armando Grundy, Evelyn Foxx, Lynn Lowenthal and Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission hear a presentation from the Police Advisory Council on Disproportionate Minority Contact/Racial and Ethnic Disparities.*

**A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Chase, that this Matter be Referred to the General Policy Committee, due back on 6/18/2015. The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Carter

**100607. Update on the C. R. Layton United States Army Reserve Center at 1125 Northeast 8th Avenue (B)**

**This item provides an update on the status of the C. R. Layton United States Army Reserve Center and seeks City Commission approval on a Draft Action Plan to determine future use of the property.**

*Comm Wells moved and Comm Poe seconded to approve the recommendation which carried 6-0. Paul Folkers made a presentation.*

*Mike Sylvester, Tom Lyons, Kim Popejoy, Mandy Miller and Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission: 1) receive an update from staff on the status of the C. R. Layton United States Army Reserve Center; 2) review and approve the Draft Action Plan including Phases 1 and 2 of the proposed park and direct the City Manager to provide an FY 16 budget increment for City Commission consideration for Phase 3; and 3) provide guidance and direction as appropriate.*

**Approved as Recommended**

**UNFINISHED BUSINESS**

**COMMISSION COMMENTS**

*Comm Warren-Happy Holidays  
Comm Chase-Happy Holidays*

*Russ Blackburn-Lot 10 Farmer Market  
-Apartment violation(s)*

*Mayor Braddy-Happy Holidays  
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**CITIZEN COMMENTS (If time permits)**

*Donald Shepherd*

[140622.](#)

Interviewing Board and Committee candidates

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Chase, that this Matter be Referred to the Legislative and Organizational Policy Committee, due back on 6/18/2015. The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Carter

[140623.](#)

Costs of Land Use regulations

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Commissioner Wells, seconded by Commissioner Poe, that this Matter be Referred to the Economic Development/University Community Com, due back on 6/18/2015. The motion carried by the following vote:**

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

**Absent:** 1 - Commissioner Carter

**ADJOURNMENT-10:12PM**

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**Kurt Lannon, Clerk of the Commission**



