

City of Gainesville

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



Meeting Agenda - Final

April 16, 2015

1:00 PM

MODIFIED AGENDA

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**AGENDA STATEMENT**

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

ROLL CALL**INVOCATION****Father Roland Julien**

St. Patrick Catholic Church, Gainesville, Florida

ADOPTION OF THE CONSENT AGENDA (Including both General Government and Gainesville Regional Utilities items)**CITY MANAGER, CONSENT AGENDA ITEMS**[140816.](#)**Grant Applications for Hoggetowne Medieval Faire and Downtown Cultural Series (NB)**

This item involves a request for the City Commission to approve the submission of two applications by the Parks, Recreation and Cultural Affairs Department for grants from the Alachua County Tourist Product Development Program for funds to provide marketing and production support for the Hoggetowne Medieval Faire and the Downtown Cultural Series.

Explanation: The Parks, Recreation and Cultural Affairs Department wishes to submit two grant applications to the Alachua County Tourist Product Development Program for funds to provide marketing and production support for the 2016 Hoggetowne Medieval Faire, and also the 2015/2016 Downtown Cultural Series. Each grant application requests \$50,000. The intent of the Tourist Product Development Program is to stimulate and encourage the development of new experiences for visitors coming into Alachua County. A condition of the grant funding is

that a percentage of funds is to be spent on marketing outside of Alachua County. The grants will pay for advertising and promotion in daily and monthly print publications, and will include radio and television broadcasts. The remaining balance will be spent on entertainment and production. The Department has received grant funding from the Alachua County Tourist Product Development Fund annually since 2008.

Fiscal Note: No matching funds are required.

RECOMMENDATION

The City Commission: 1) approve submission of two applications by the Parks, Recreation and Cultural Affairs Department for grants from the Alachua County Tourist Product Development Program for funds to provide marketing and production support for the Hoggetowne Medieval Faire and the Downtown Cultural Series; 2) authorize the City Manager to execute the grant applications; and 3) if awarded, authorize the City Manager to execute the grant award agreement(s) and other grant-related documents, subject to approval by the City Attorney as to form and legality.

[140821.](#)

2015 Plum Creek Foundation Grant (NB)

This item requests approval by the City Commission for the Department of Parks, Recreation and Cultural Affairs (PRCA) to accept a grant, if awarded, from the Plum Creek Foundation in the amount of \$10,000 to offset the costs related to purchasing a shade structure for the Fred Cone Park Playground.

Explanation: The Fred Cone Park playground is heavily used during both the winter and summer months. Through a grant opportunity from the Plum Creek Foundation, PRCA seeks to enhance visitors' experiences at this facility by installing a shade structure over the playground at the park. A shade structure will provide much-needed protection from harmful UV rays and could help to prevent heat-related illnesses during warm weather activities of our park visitors. This special outdoor project will give a new look to the park, while giving the users a more comfortable and much safer outdoor experience.

Fiscal Note: There is no fiscal impact related to this grant application request. No funding match is required.

RECOMMENDATION

The City Commission: 1) approve the request to accept a grant, if awarded, from the Plum Creek Foundation to offset the costs related to purchasing a shade structure for the Fred Cone Park playground; and 2) if the grant is awarded, authorize the City Manager or designee to execute

the grant agreement and other related grant documents, subject to approval by the City Attorney as to form and legality.

[140864.](#)

Byrne Criminal Justice Innovation Program Grant Application (NB)

This is a request for City Commission approval for the Gainesville Police Department to accept a grant if awarded from the U.S. Department of Justice, Office of Justice Programs.

Explanation: On February 19, 2015, the Office of Justice Programs released a solicitation for the "Byrne Criminal Justice Innovation Program Grant". The City of Gainesville is eligible to seek funding under this program. The grant program is designed to focus on neighborhoods with hot spots of violent and serious crime, in communities that exhibit concentration of poverty, high numbers of residents on community supervision by the courts or prison, and high numbers of at-risk youth. The program targets the implementation of effective place-based strategies for crime prevention and reduction at the micro-scale level, such as provision of infrastructure and enforcement among others.

The Gainesville Police Department and the Public Works Department are jointly submitting an application for the implementation of enhanced patrolling and installation of LED street lighting at the Pine Ridge neighborhood along NW 23rd Terrace. This grant, if awarded, will complement GPD's crime prevention efforts in the neighborhood. Other physical modifications in the area include a sidewalk and bus stop improvement project that is expected to be under construction by May of 2015, and a pocket park that was installed by the Parks Department in late 2014.

The application will be submitted by April 20, 2015. The grant award ceiling is \$175,000.

Fiscal Note: No fiscal impact. The grant does not require any local matching funds.

RECOMMENDATION

The City Commission authorize the City Manager to: 1) accept the grant, if awarded and; 2) execute any other necessary documents, pending review by the City Attorney as to form and legality.

[140869.](#)

2015 National Recreation and Park Association Grant Award (NB)

This item requests approval by the City Commission for the Department of Parks, Recreation and Cultural Affairs (PRCA) to accept a grant awarded from the National Recreation and Park Association and the Walmart Foundation's 2015 "Out-of-School Time Program" grant in the amount of \$34,591.60.

MODIFICATION - Changed language in the recommendation.

Explanation: The Parks, Recreation and Cultural Affairs Department (PRCA) seeks to provide healthier meal options to youth in afterschool and summer programs. Through a grant opportunity from the National Recreation and Park Association and the Walmart Foundation's 2015 Out-of-School Time Program Grant in the amount of \$34,591.60, the Department can serve more meals to youth during the summer and afterschool, and incorporate important nutrition literacy in more programs. In addition, the grant will expand healthy eating and increase physical activities at our recreation centers through organized afterschool and summer camp programs.

PRCA staff recently submitted an application for the grant, and learned the application has been awarded \$34,591.60. This will enable PRCA to serve more meals incorporating nutrition literacy into its programs, should the City Commission approve acceptance of the grant award.

Fiscal Note: There is no fiscal impact related to this grant application request. No funding match is required.

RECOMMENDATION

The City Commission: 1) approve the request to accept a grant awarded from the National Recreation and Park Association and the Walmart Foundation's 2015 Out-of-School Time Program Grant in the amount of \$34,591.60; and 2) authorize the City Manager or designee to execute the grant agreement and other related grant documents, subject to approval by the City Attorney as to form and legality.

[140763.](#)

License Plate Recognition (LPR) System Hardware for Parking Enforcement (B)

This item is a request to purchase License Plate Recognition (LPR) system hardware for parking enforcement.

Explanation: The Public Works Department - Parking Operations has sought out a system to more efficiently conduct parking enforcement rather than manual chalking of tires. Currently, vehicles are either manually marked with chalk or the license plate information is manually entered into a handheld device. Both processes are time consuming and/or inefficient.

The LPR system is an automated tracking system that captures parking times of vehicles while enforcement personnel drive down the street, using cameras mounted on a vehicle. This system is efficient and effective in that it continues to capture how long a vehicle is parked based on the number of times you drive that same street, thus verifying accurate times of a parked vehicle.

The City currently utilizes T2 Systems as its parking enforcement

software and the LPR is a component of their services, thus not requiring any additional setup or purchase to operate other than the LPR system hardware. T2 Systems Inc. is the sole developer of software used by Dana Safety Supply for Auto Vu/Genetic. Genetic is the only company that can interface with the eticketbook system (mobile enforcement software for laptop) with T2.

Staff recommends purchase of the LPR system using Dana Safety as the specified source.

Fiscal Note: Funding in the amount of \$63,715 is available through CIP funds.

RECOMMENDATION The City Commission authorize purchase of the License Plate Recognition system hardware.

Legislative History

4/2/15 City Commission Postponed

[140763 Letter 20150416.pdf](#)

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

[140750.](#)

Kanapaha Water Reclamation Facility Screen Replacement Project (B)

Explanation: Water/Wastewater Systems operates two water reclamation facilities, the Kanapaha Water Reclamation Facility (KWRF) and the Main Street Water Reclamation Facility (MSWRF), which receive wastewater from customers throughout GRU's service area. The water reclamation process produces biosolids which are currently treated through a Class B aerobic digestion process and beneficially reused as a fertilizer and soil additive at a local agricultural site. While this method has been used successfully for over 30 years, due to regulatory changes, the process must be changed. As a result, the City Commission authorized a settlement agreement and consent order with the Alachua County Board of County Commissioners to cease application of Class B biosolids at the agricultural site by February 21, 2016. To comply with the settlement agreement and consent order dated February 22, 2011, GRU has considered all viable alternatives for future reuse of biosolids.

One of the segments of the project involves installation of enhanced screening equipment which will prevent the premature degradation of the centrifuge equipment. Due to the long lead time of the equipment, staff issued a bid for the new screening equipment which was awarded by the City Commission on March 5, 2015. As discussed in the presentation at that meeting, a contract is now required for construction services by a General Contractor to modify the headwork's channel and prepare for the installation of the new screening equipment.

GRU Purchasing issued an Invitation to Bid for general contractor

services to nine known general contractors that perform this type of work. In addition, the bid was posted on GRU's web page. Three firms attended the mandatory pre-bid meeting and two bids were received with one as a no bid due to schedule conflicts. The third firm was contacted and they indicated they did not submit a bid or no bid because of schedule conflicts. The bid received from Ortega Industrial Contractors, Inc. is within the budgeted amount for the project. The bid tabulation is attached for your reference.

Fiscal Note: Funding for this project is included in the FY 2015 and FY 2016 Water/Wastewater Capital Improvements budget.

RECOMMENDATION

The City Commission: 1) authorize the Interim General Manager, or her designee, to execute a contract for construction services with Ortega Industrial Contractors, Inc. subject to approval by the City Attorney; and 2) approve the issuance of a purchase order for the General Contractor for Kanapaha Water Reclamation Facility Screen Replacement to Ortega Industrial Contractors, Inc. in the amount of \$741,484.

Legislative History

3/5/15 City Commission Approved as Recommended

[140750 KWRF Screen Replacement Presentation 20150305](#)

[140750 KWRF Screen Bid Tab 20150305](#)

[140750 Screen Construction 2015-048 Bid Tab 20150416](#)

CITY ATTORNEY, CONSENT AGENDA ITEMS

[140844.](#)

MARIO NEAL V. CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-657 (B)

Explanation: On March 19, 2015, the City was served with a Summons and Complaint filed by Mario Neal in the Circuit Court against the City of Gainesville. Mario Neal alleges that he was involved in an automobile accident with a City vehicle on April 14, 2013 on NW 17th Street, in Gainesville. Mario Neal claims to have suffered significant and permanent loss of an important bodily function and or permanent and significant scarring; permanent injury within a reasonable degree of medical probability other than scarring or disfigurement; aggravation or activation of an existing disease or physical defect; pain, suffering, disability, physical impairment, mental anguish, inconvenience, and a loss of capacity for the enjoyment of life; expenses of medical care and treatment in the past and in the future; and loss of wages and or loss of earning capacity in the future. Mr. Neal seeks money damages in excess of \$15,000.00.

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Mario Neal

v. City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-657.

[140844 Mario Neal Consent 20150416.pdf](#)

[140861.](#)

EEOC CHARGE - TORREY RICHARDSON; EEOC CHARGE No. 510-2015-01302 (NB)

Explanation: On March 30, 2015, the City of Gainesville received a Notice of Charge of Discrimination from the U.S. Equal Employment Opportunity Commission. Mr. Richardson, a current City employee, alleges he was discriminated against because of his race in violation of Title VII of the Civil Rights Act.

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Torrey Richardson v. City of Gainesville; EEOC Charge No. 510-2015-01302.

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

[140868.](#)

Resignation of Leslie Roseman from the City Beautification Board and Craig Wilburn from the Gainesville Housing Authority (B)

RECOMMENDATION

The City Commission accepts the resignation of Leslie Roseman and Craig Wilburn, effective immediately.

[140868 Resignations 20150416.pdf](#)

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

LEGISLATIVE AND ORGANIZATIONAL POLICY COMMITTEE, CONSENT

[130877.](#)

Canvass Board Responsibilities (B)

This item seeks City Commission approval to remove an agenda item from the Committee's referral list.

Explanation: On April 3, 2014, the City Commission referred an item concerning Canvass Board responsibilities to the Audit, Finance and Legislative Committee. This item was subsequently referred to the newly formed Legislative and Organizational Policy Committee.

The discussion suggested that Canvassing Board responsibilities would more appropriately be fulfilled by the City Auditor rather than the Clerk of the Commission due to the level of staffing under the two Charter Officers.

Currently under Section 9-14 of the City of Gainesville Code of Ordinances, the City Canvass board consists of 1) the Mayor, the Mayor Pro Tempore or a member of the City Commission; 2) a citizen appointed by the City Commission; and 3) the Clerk of the Commission or designee. It also states that in the event the Mayor, Mayor Pro Tempore or a member of the City Commission are unable to serve, the City Auditor or designee shall replace that member. See attached Section 9-14 Board of Canvassers; composition; powers and duties. Should the City Commission desire to transfer responsibility in Sec 9-14(a)(1) to the City Auditor, the replacement member referenced in Sec 9-14(a)(2) will also require a change.

After a discussion, the members of the Legislative and Organizational Policy Committee recommended referring this item to the City Commission with no change to the Canvass Board. The minutes from the February 3, 2015 Legislative and Organizational Policy Committee meeting are attached as back-up.

Fiscal Note: None

RECOMMENDATION

The City Commission remove this item from the Legislative and Organizational Policy Committee referral list.

Legislative History

4/3/14	City Commission	Referred to the Audit, Finance and Legislative Committee
2/3/15	Legislative and Organizational Policy Committee	Discussed

[130877 Board of Canvassers - City Code 20150203.pdf](#)

[130877 February Committee Minutes 20150416.pdf](#)

[140296.](#)

Future Living Wage Appropriations (B)

This item seeks City Commission approval to draft a change to the ordinance and remove the agenda item from the Committee's referral list.

Explanation: On July 22, 2014, during a special meeting of the City Commission related to the budget, an item concerning the living wage was referred to the Legislative and Organizational Policy Committee. The referral was centered around wage increases or bonuses for low wage employees.

In March 2003, the City Commission adopted Ordinance Number 020663 creating Article IX of Chapter 2, establishing a living wage requirement for certain employees of contractors providing selected services to the City. The ordinance applies to all contractors or subcontractors who employ 50 or more persons and who provide covered services purchased by the City under a single contract over \$100,000.

The living wage specified in the ordinance was set at \$8.70/hour for those offering health benefits and \$9.95/hour for those not offering health benefits. The living wage is based on the federal poverty guidelines for a family of four as determined by the U.S. Department of Health and Human Services (DHHS) and published in the Federal Register. The ordinance requires an adjustment annually in accordance with publication of the new federal poverty guidelines. The current living wage rate is \$11.6587/hour (health benefit wage) and \$12.91/hour (non-health benefit wage).

While the adopted ordinance only applies to contractors and subcontractors providing certain covered services to the City, the third paragraph of the preamble to the ordinance states, "WHEREAS, the City has set an example by providing a living wage to City employees as determined consistent with budgetary, pay plan and bargaining unit considerations." As such, the City has paid a living wage to its regular employees, adjusted annually, since the adoption of this ordinance in 2003.

The minutes from the February 3, 2015 Legislative and Organizational Policy Committee meeting are attached as back-up.

Fiscal Note: The fiscal impact for the remainder of FY15 is \$5,100.

RECOMMENDATION

The City Commission: 1) direct the City Attorney to draft and the Clerk of the Commission to advertise a change which expressly includes City Employees in this ordinance; and 2) remove this item from the Legislative and Organizational Policy Committee referral list.

Legislative History

7/22/14	City Commission	Referred to the Legislative and Organizational Policy Committee
2/3/15	Legislative and Organizational Policy Committee	Discussed

[140296A Article IX Living Wage Requirements 20150203.pdf](#)

[140296B Original Ordinance- Living Wage 20150203.pdf](#)

[140296C Living Wage History 20150203.pdf](#)

[140296 February 3 Committee Minutes 20150416.pdf](#)

AUDIT AND FINANCE COMMITTEE, CONSENT[140810.](#)

Fiscal year 2015 Fund Review Update Quarterly Monitoring Report - Quarter Ending December 31, 2014 (B)

Explanation: In October of 2014, in response to a City Commission request during the FY2015 budget workshops, staff presented the available fund status for all General Government funds. Staff committed to update this review on a quarterly basis concurrent with the timing of the submission of the budget monitoring report, which is required by the City's General Government Budget Policy for all major operating funds, including the status of General Fund fund balances to the Audit and Finance Committee.

RECOMMENDATION

The Audit and Finance Committee recommends that the City Commission receive the quarterly budget monitoring report and the fund review update for the quarter ended December 31, 2014.

[140810 A -FY15 1st Qtrly Report-Final.pdf](#)

[140810 B -FY15 1st Qtr All Funds Qtrly Report-Final.pdf](#)

[140811.](#)

City of Gainesville Fiscal Year 2014 Comprehensive Annual Financial Report, Audited Financial Statements, Auditors' Reports, Auditors' Management Letters and Single Audit Reports (B)

Explanation: In accordance with the City's contracts for external auditing services with Carr, Riggs & Ingram, LLC and Purvis, Gray and Company, LLP, the following reports are presented for review by the Audit and Finance Committee:

1. The Basic Financial Statements, Supplemental Information and Independent Auditors' Report, Management Letters and Single Audit Reports of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2014; which are presented in the attached Comprehensive Annual Financial Report;
2. The Financial Statements, Supplemental Information and Independent Auditors' Report of Gainesville Regional Utilities for the Fiscal Year Ended September 30, 2014;
3. The Financial Statements and Independent Auditors' Report on the Wild Spaces and Public Places (WSPP) Funds of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2014;
4. The Financial Statements and Independent Auditors' Report on the Community Redevelopment Agency (CRA) Funds of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2014;
5. The Financial Statements and Independent Auditors' Report on the Employees' Pension Fund of the City of Gainesville, Florida for the

Fiscal Year Ended September 30, 2014;

6. The Financial Statements and Independent Auditors' Report on the Consolidated Police Officers and Firefighters Retirement Plan of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2014;

7. The Financial Statements and Independent Auditors' Report on the Disability Pension Fund of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2014; and

8. The Financial Statements and Independent Auditors' Report on the Other Postemployment Benefits Fund of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2014.

In the opinion of the independent auditors, the financial statements referred to in items 1 through 4 above present fairly, in all material respects, the financial position and changes in financial position of the City, GRU, and the City's WSPP and CRA Funds for the year ended September 30, 2014, in conformity with generally accepted accounting principles.

In the independent auditors' opinion, the financial statements referred to in items 5 through 8 above present fairly, in all material respects, the net assets and changes in net assets held in trust for benefits for the year ended September 30, 2014, in conformity with generally accepted accounting principles.

As part of the audit process the independent auditors issue "management letter comments" along with several other reports related to internal control structure; compliance with certain provisions of laws, regulations, contracts and grants, and internal control structure and certain requirements applicable to federal and state financial assistance programs. These reports are presented within item 1 above under the heading of "Single Audit Section."

The auditors' management letters and internal control reports over financial reporting related to General Government and Gainesville Regional Utilities both indicate that there were no recommendations in the current year. The auditors' also reported no recommendations related to their review of the City's federal grant programs.

In accordance with Section 6(b) of Resolution 970187, City Auditor Responsibilities and Administrative Procedures, the City Auditor has reviewed the attached statements and reports to ensure that contractual terms have been fulfilled and transmits these reports with a recommendation for City Commission acceptance.

Note that this year, the GRU Financial Statements, Supplemental Information and Independent Auditor's Reports were presented separately to the City Commission during their GRU-focused meeting of March 5th, 2015.

RECOMMENDATION

The Audit and Finance Committee recommends that the City Commission accept the subject financial report, financial statements, auditors'

reports, management letters and single audit reports; and management's written response.

[140811-1_FY2014COGCompAnnualFinancialReport_20150331.pdf](#)

[140811-1A_CityFY2014SAS_114Letter_20150331.pdf](#)

[140811-2_FY2014GRUAuditedFinancialStatements_20150331.pdf](#)

[140811-2A_PurvisGrayGRUFY2014RequiredCommunication_20150331.pdf](#)

[140811-3_FY2014WildSpacesPublicPlacesAuditedFinState_20150331.pdf](#)

[140811-4_FY2014CRAAuditedFinancialStatements_20150331.pdf](#)

[140811-5_FY2014EmployeesPensionFundAuditedFinState_20150331.pdf](#)

[140811-6_FY2014ConsolidatedRetirePlanAuditedFinState_20150331.pdf](#)

[140811-7_FY2014DisabilityPensionFundAuditedFinState_20150331.pdf](#)

[140811-8_FY2014OtherPostemploymentBenefitsFundAuditedFinState2015033](#)

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

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

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

CLERK OF THE COMMISSION

[140889](#)

Appointments to the Development Review Board (B)

MODIFICATION - Added item to the agenda.

RECOMMENDATION

The City Commission discuss appointments to the Development Review Board and take appropriate action.

[140889_DRBApps_20150416.pdf](#)

CITY MANAGER

[140858](#)

2014 Strike Out Hunger Food Drive Outcomes (B)

The purpose of this item is to hear a presentation on the results and outcomes of the 2014 Strike Out Hunger Food Drive for Gainesville/Alachua County and to ask for continued support from the City during the 2015 Strike Out Hunger Food Drive.

****ESTIMATED PRESENTATION 10 MINUTES****

Explanation: For several years, the City of Gainesville and its employees have participated in the Strike Out Hunger Food Drive. The food drive is organized by former Alachua County Commissioner Rodney Long. The City of Gainesville has been a committed partner in the effort to reduce poverty in Gainesville/Alachua County for a number of years. In addition, the City has been a major partner in the creation and development of the Hunger Abatement Plan for Gainesville/Alachua County. The Strike Out Hunger Food Drive collects food and donations to restock food pantries throughout Gainesville/Alachua County for needy families. Without the annual food drive, many of the local food pantries would run out of food during one of the most critical times of the year, which is the holiday season. Mr. Long has requested an opportunity to report the results and outcomes of the 2014 Strike Out Hunger Food Drive and to request continued support from the City during the 2015 Strike Out Hunger Food Drive.

Fiscal Note: There is little or no cost to the city to participate in the annual food drive other than minimal staff time.

RECOMMENDATION

The City Commission: 1) hear a presentation on the 2014 Strike Out Hunger Food Drive for Gainesville/Alachua County; and 2) consider the request for continued City support and participation in the 2015 Strike Out Hunger Food Drive.

[140858A Email Request 20150416.pdf](#)

[140858B Strike Out Hunger PPT 20150416.pdf](#)

[140858C 2015 Food Drive Proposal 20150416.pdf](#)

[140771.](#)

Development Services Center (DSC) (B)

This is a request for the City Commission to hear a presentation on implementing a Development Services Center. **ESTIMATED STAFF PRESENTATION 8 MINUTES**

MODIFICATION - Changed language in the recommendation.

Explanation: A key role of the City is to provide development review services. Over time there have been a number of concerns with these services including but not limited to consistency, timing, coordination, and accountability.

In order to address the concerns, a new approach to deliver these services must be deployed to ensure both, a world class built environment and the City's economic health. In the simplest explanation of providing these services, the city manufactures Entitlements and Building Permits. Like any manufacturing process, there are various tasks/disciplines/parts required to produce the end

product. For instance, to manufacture a tractor disc, one needs the materials to be ordered, the machines to cut materials, the welders to assemble, the painters to paint and the sales team to sell. Everybody on this team knows that they are producing a specific product. Similarly, with the manufacturing of an entitlement various city departments/disciplines are necessary.

The existing process with the City to date has been arrived at and not necessarily thought out in terms of providing a specific deliverable, i.e. entitlements/building permits. Therein lays the opportunity to shift the thinking of service delivery and align the various disciplines/departments into a "company" that manufactures the aforementioned deliverables -See Attachment 1 (Legistar 140771A). This opportunity comes in the form of a fully integrated service delivery model, commonly referred to as a Development Services Center, where cradle to grave development services are produced. Fully integrated Development Services Centers across the country have their uniqueness due to various factors such as state enabling legislation and local legislation, yet the most successful of these entities have DSC commonalities that are critical for success.

These commonalities include:

1. Co-Location;
2. Performance Tracking/Technology;
3. Organizational Structure;
4. Advisory Panel.

In order to create and sustain a DSC, there are costs primarily with the co-location and technology components. There are one-time costs, such as systems furniture, relocation, rent, hardware and software, training, etc., and on-going costs, such as staffing, software licensing, technology maintenance, etc. Staff has compiled some preliminary estimates associated for both, one-time costs and on-going costs - Table 1 below is a summary and Attachment 2 (Legistar 140771B) provides much greater detail.

The preliminary estimates are not specific but rather intended to provide a range of potential costs to ensure that the Commission wants staff to proceed with this effort recognizing the estimated costs. Please note that there are multiple fund sources that would pay for the DSC such as the GG general fund, GRU, the Building Fund and potentially others. The pro-rata cost sharing allocated to each potential funding source would be presented with a draft final budget.

Table 1 - Summary Costs

One-Time Costs	Ongoing Costs (Rent Not Included)
\$2.3 - \$2.7 Million	\$450,000/year

Fiscal Note: a) None; b) Up to 100k; or c) (i) \$2.3 million to \$2.7 million - One Time Costs, (ii) 400k-450k - Annual Costs

RECOMMENDATION

City Commission: 1) Hear a presentation from staff to consider moving forward with a proposed DSC; and 2) Take action deemed appropriate.

Staff to City Commission: The City Commission approve the proposed DSC concept and accept Staff's recommendations as follows: a) Authorize the City Manager to use General Fund Fund balance for professional services necessary to aid in the creation of a final draft budget (not to exceed \$100,000); b) Direct the City Manager to prepare and bring forward a Final Draft Budget for Commission approval to implement the DSC; and c) Authorize the City Manager, following budget approval, to prepare a Strategic Initiative to monument the creation of the DSC.

Legislative History

4/2/15 City Commission Continued

[140771A_DSC Diagram Overview_20150416.pdf](#)

[140771B_DSC Scenario A_20150416.pdf](#)

[140771C_Budgeting-CofG PDS at Downtown GRU 2nd Flr_Senario A & Senari](#)

[140737.](#)

State Infrastructure Bank (SIB) Loan Application (B)

This item is a request to authorize the City Manager or his designee to apply for a State Infrastructure Bank (SIB) loan agreement to purchase buses and cutaway vans for the Regional Transit System (RTS). **ESTIMATED STAFF PRESENTATION 5 MINUTES
MODIFICATION - Revised powerpoint.**

Explanation: On August 18, 2011 the City Commission authorized the Regional Transit System (RTS) to apply for a Florida Department of Transportation (FDOT) State Infrastructure Bank (SIB) loan for the construction of its new Maintenance, Operations and Administration facility. The Metropolitan Transportation Planning Organization (MTPO) adopted a resolution on December 3, 2012 authorizing RTS to use Surface Transportation Program (STP) funds to repay the loan.

The STP provides flexible funding that may be used by states and localities for projects to preserve and improve the conditions and performance on any Federal-aid highway, bridge and tunnel projects on any public road, pedestrian and bicycle infrastructure, and transit capital projects, including intercity bus terminals (Statutory citation(s): MAP-21 §1108; 23 USC 133)

On May 16, 2013 the City Commission granted approval to execute the SIB loan agreement in the amount of \$3,800,000 for Phase II (final phase) of the RTS facility project, which included acquisition of property and construction of additional bus parking including demolishing existing structures, fencing, security equipment and landscape. Because RTS was able to receive grants in addition to the SIB loan, RTS only used

approximately \$1,350,000 of the SIB loan proceeds.

The FDOT 5-year work program (Project 429927-2) for the RTS facility project has an allocation of \$4.0 million in FY16 (of which the \$3.8 SIB loan is part) and \$4.1 million for FY17. After paying the SIB loan, the STP funds of \$2,593,843.82 in FY16 and the \$4.1 million in FY17 become available for reallocation to another eligible project (as defined above). This request would need to be approved by the MTPO.

Fiscal Note: If approved by the MTPO and the Florida Department of Transportation Surface Transportation Program, funds could be used for repayment of any SIB loans.

RECOMMENDATION

The City Commission: 1) authorize the City Manager or his designee to apply for a State Infrastructure Bank (SIB) Loan with the Florida Department of Transportation (FDOT) to purchase buses and vans; and 2) authorize the City Manager or his designee to seek approval from the Metropolitan Transportation Planning Organization (MTPO) for use of Surface Transportation Program (STP) funds for SIB loan repayment.

Legislative History

4/2/15 City Commission Continued

[140737A Program 20150416.pdf](#)

[140737B RTS SIB Loan 20150416.pdf](#)

[140737-MOD RTS SIB Loan 20150416.pdf](#)

[140833.](#)

Presentation of the Regional Transit System (RTS) Universal Access Report (B)

This item is a request for the City Commission to hear a presentation of the RTS Universal Access Report. **ESTIMATED STAFF PRESENTATION 20 MINUTES**

Explanation: At the Metropolitan Transportation Planning Organization (MTPO) meeting on February 2, 2015, County Commissioner Mike Byerly made a motion to request a presentation from RTS on an update of the 2005 Universal Access and fare-free transit report.

Fiscal Note: No fiscal impact.

RECOMMENDATION

The City Commission: 1) hear the presentation on the RTS Universal Access report; and 2) authorize RTS staff to present the report at the MTPO meeting on June 1, 2015, for discussion.

[140833A Presentation 20150416.pdf](#)

[140774](#)**Proposed Affordable Care Act (NB)**

This item involves a request for the City Commission to hear a presentation from Diane Dimperio, Chair of Health Care Committee, Alachua County League of Women Voters, on the Affordable Care Act and provide policy direction on whether to support the expansion of Medicaid under that Act. **ESTIMATED PRESENTATION 10 MINUTES******

Explanation: The Affordable Care Act (ACA) mandated citizens have health insurance but included provisions to help make it affordable. The affordability plan included subsidies for people of moderate income who purchased insurance through the market place and free health care for low income people through expanding eligibility for Medicaid to all legal residents with incomes below 138% of poverty. This Medicaid expansion was deemed optional by the Supreme Court. Florida did not participate in the Medicaid expansion. The Federal Government would have paid for the cost of the expansion and then phased its cost share down to 90%. Subsidies are available to individuals to purchase insurance through the exchanges, which in Florida's case is a federal exchange, since the state chose not to establish its own.

Florida estimates that accepting the ACA money would result in an infusion of over 5 billion dollars a year in federal dollars to provide insurance coverage to people who cannot otherwise afford it. It is important for the Legislature to determine whether to accept money because over 2 million dollars to the hospitals is being phased out in 2015. In addition, this is the first tax filing season where individuals who did not purchase insurance will be evaluated for affordability and then will face a penalty if they don't have insurance.

The employer mandate is in effect for 2015 and the employers will pay penalties for not providing affordable insurance. Those penalties apply to employers with 100 or more employees. In 2016 the penalty will apply to employers with fifty or more employees. The U.S. Supreme Court is hearing oral arguments on the case challenging whether or not the government is allowed to provide subsidies to people who obtain insurance through the federal exchanges rather than by a state exchange.

Currently, it is estimated that hospital costs for the uninsured add an extra \$1,200 dollars per family to insurance coverage. The loss of federal subsidies that help defray these expenses without replacing them with a new source of funds will result in a greater shift of the cost of the uninsured to insurance premiums.

Fiscal Note: None

RECOMMENDATION

The City Commission hear a presentation on the

Affordable Care Act and provide policy direction on this issue.

[140806.](#)

Regional Transit System (RTS) Summer 2015 Transit Service Changes (B)

This item is a request for the City Commission to approve the proposed Regional Transit System (RTS) Summer 2015 Service Changes. **ESTIMATED STAFF PRESENTATION 10 MINUTES**

Explanation: Regional Transit System (RTS) makes transit service changes three (3) times a year. These changes coincide with the semester schedules for the University of Florida (UF) and Santa Fe College (SF). The proposed service changes reflect the routine decrease in service levels that accompany the summer period and have been approved by both UF and SF respective to the routes they fund. A number of the changes are also an attempt to fulfill the intent of the 2015 - 2024 RTS Transit Development Plan (TDP), which the City Commission approved on August 21, 2014; this includes changes recommended in the Comprehensive Operational Analysis (COA) report that were incorporated into the TDP. RTS presented these service changes at an advertised public meeting on March 25, 2015, that was jointly held at the same time as the RTS Advisory Board meeting to receive citizen input on the proposed changes.

Fiscal Note: In FY 2015-16, the City of Gainesville will receive approximately \$13,800,000 from the University of Florida (UF) for service enhancements and \$1,000,000 from Santa Fe College (SF) for service enhancements.

RECOMMENDATION

The City Commission approve the Regional Transit System (RTS) proposed summer 2015 transit service changes effective May 4, 2015.

[140806_ServiceChanges_20150416.pdf](#)

[140892.](#)

Alachua County Request for Business Plans: Capital Projects that Promote Tourism (B)

This item is a request for the City Commission to provide a letter of support for the Cade Museum's request for Tourist Development Tax funding.

MODIFICATION - Added to the agenda.

Explanation: Alachua County released a Request for Information (RFI) for Business Plans for Capital Projects that Support Tourism. The available Tourism Development Tax (TDT) funding is \$600,000 with potential County Commission approval up to \$1 million. Applications are due by April 29,

2015.

City staff spoke with Cade Museum Chief Operating Officer Jennifer Denault about the TDT funding opportunity and confirmed that the Cade Museum will submit a proposal for this funding. The Cade Museum previously received \$600,000 in TDT funds and have raised another \$3.8 million from other sources. They hope to break ground this fall.

Parks, Recreation and Cultural Affairs (PRCA) staff reviewed the PRCA Master Plan for potential City projects that might be eligible. PRCA projects that could have a significant tourism impact are higher cost projects that could not be adequately funded with available TDT funding. Some of the PRCA Master Plan projects with tourism impacts include an outdoor performing arts venue (potentially the Depot Park Amphitheater) and Martin Luther King Jr. Center expansion project (estimated to cost approximately \$5 million in 2011).

Based on the amount of funding available and current status of possible City projects, City staff believes it would be best for the City to support the Cade Museum's proposal for additional TDT funds that can help continue to leverage their fundraising efforts and provide the funding needed to initiate construction of the Cade Museum for Creativity and Invention at Depot Park.

Fiscal Note: None

RECOMMENDATION

The City Commission authorize the Mayor to send a letter to the County Commission supporting the full request of the Cade Museum for tourism development tax funding.

[140892_RFP Tourism Grant_20150416.pdf](#)

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 the Mayor, a City Commissioner or a Charter Officer.

5:30 P.M.

PLEDGE OF ALLEGIANCE (5:30pm)**PROCLAMATIONS/SPECIAL RECOGNITIONS Placed on Agenda by Commissioner or Charter Officer**

[140835.](#)

City of Gainesville's Citizens' Academy Spring 2015 Graduates (NB)

This is a request for the City Commission to recognize the Spring 2015 Citizen's Academy graduates.

Explanation: The City of Gainesville Communications Office offers the Citizens' Academy, dubbed "Gainesville 101," to educate Gainesville citizens on the diverse services their city government provides and inform them on how they can become more involved in their local government. Citizens' Academy expanded to seven sessions to allow for additional opportunities to learn about the services provided by Gainesville Fire Rescue and the Gainesville Police Department.

Participants in this session's Citizens' Academy went behind the scenes of city government operations, met with government officials, toured facilities and asked questions at seven weekly sessions. This is the 17th graduating class of the City of Gainesville's Citizens' Academy.

RECOMMENDATION

The City Commission: 1) recognize accomplishments of Gainesville 101 Spring 2015 City of Gainesville Citizens' Academy graduates; and 2) hear brief comments from the class speaker on what they have learned.

[140865.](#)

Special Recognition of Chief JoAnne Rice Awarded Chief Fire Officer Designation by the Center for Public Safety Excellence (CSPE) (B)**RECOMMENDATION**

The City Commission Hear the Special Recognition of Chief JoAnne Rice.

[140865_ChiefRice_20150416.pdf](#)

[140866.](#)

**National Public Safety Telecommunications Week - April 12-18, 2015
(B)**

RECOMMENDATION *Combined Communications Center to accept the proclamation.*

[140866 Telecommunications 20150416.pdf](#)

[140867.](#)

Father Roland Julien Day - April 25, 2015 (B)

RECOMMENDATION *St. Patrick Catholic Church Father Roland Julien to accept the proclamation.*

[140867_FatherRolandJulien_20150416.pdf](#)

[140871.](#)

Fair Housing Month (B)

RECOMMENDATION *Gwendolyn Saffo to accept the proclamation.*

[140880.](#)

Special Recognition for Beverly Ge on earning a Perfect 2400 on the SAT College Entrance Exam (B)

RECOMMENDATION *The City Commission Hear the Special Recognition for Beverly Ge.*

[140880_BeverlyGe_20150416.pdf](#)

6:00 P.M.

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

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

[140698.](#)

**FIRST BUDGET AMENDMENT TO THE FY 2014-2015
GENERAL GOVERNMENT FINANCIAL AND OPERATING
PLAN (B)**

Explanation: The purpose of this amendment is to accurately reflect and incorporate into the City's FY 2014-2015 General Government budget those transactions and activities that were not anticipated during the budget process.

Fiscal Note: All of the recommended changes are funded either by increases in revenue budgets, decreases in expenditure budgets, or decreases in appropriate fund balances.

RECOMMENDATION The City Commission adopt the proposed resolution.

[140698 - FY15 1st Qtr. Amendatory Budget Resolution.pdf](#)

[140698-A - FY2015 Amendatory 1st Quarter-Final.pdf](#)

[140698_Budget Amendment_20150416.pdf](#)

[140734.](#)

Resolution for the Regional Transit System (RTS) Program of Projects (POP) FY 2015

This item is a request to adopt a Resolution authorizing the filing of an application with the Federal Transit Administration (FTA) and Florida Department of Transportation (FDOT).

Explanation: In order to remain eligible for federal and state funding, the Regional Transit System (RTS) is required annually to submit a Program of Projects (POP) to the Federal Transit Administration (FTA) and a budget application for capital and operating projects to the Florida Department of Transportation (FDOT). The budget application requires notice to the public for their comments. The POP was presented to the RTS Advisory Board on March 25, 2015, and was published in the Gainesville Guardian on April 2, 2015, and the Gainesville Sun on April 1, 2015. Citizens will also be able to comment at a public hearing during the City Commission meeting on April 16, 2015.

Fiscal Note: The costs for the Program of Projects of \$4,834,785 are included in the Transportation Improvement Program (TIP) approved by the Metropolitan Transportation Planning Organization (MTPO).

RECOMMENDATION The City Commission adopt the Resolution.

[140734A Resolution_20150416.pdf](#)

[140734B Program_20150416.pdf](#)

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

[140860.](#)

COMPLETING THE TRANSITION OF THE DISABILITY BENEFIT FROM THE DISABILITY PLAN TO THE EMPLOYEES PENSION PLAN (B)

Ordinance No. 140860

An ordinance of the City of Gainesville, Florida, amending Chapter 2, Article VII, Divisions 5 (Employees Pension Plan) and 6 (Disability Plan) of the Code of Ordinances of the City of Gainesville to complete the transition of the disability benefit to the Employees Pension Plan by amending Sections 2-526, 2-546, and 2-551 to transfer the remaining obligations for disability benefits currently being paid to disabled retirees and requisite level of assets to satisfy these obligations from the Disability Plan to the Employees Pension Plan; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: The City Commission, at its meeting of December 18, 2014, authorized the preparation and advertisement of this Ordinance. Future disability claims by City employees under the Disability Plan were transitioned to the Employees Pension Plan on February 19, 2015, through the City Commission's adoption of Ordinance Number 140657. To complete the transition of the disability benefit to the Employees Pension Plan, this Ordinance amends the Disability Plan and Employees Pension Plan to transfer the remaining obligations for disability benefits currently being paid to disabled retirees and the requisite level of assets to satisfy these obligations, as determined by the Disability Plan Actuary, from the Disability Plan to the Employees Pension Plan.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

[140860_draft ordinance_20150416.pdf](#)

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

[140694.](#)

UPDATE THE 5-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS ELEMENT (B)

Ordinance No. 140694; Petition No. PB-14-164 CPA
An ordinance updating Table 14: 5-Year Schedule of Capital Improvements in the Capital Improvements Element of the City of Gainesville Comprehensive Plan; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance is the state-required annual update of the City's 5-Year Schedule of Capital Improvements, which is found in the Capital

Improvements Element of the Comprehensive Plan. This update will reflect the City's capital improvements projects that are scheduled through FY 2018/2019. Capital improvements are defined as: land, non-structural improvements to land, and structures (including the costs for design, permitting, construction, furnishings and equipment) with a unit cost of \$25,000 or more and that have an expected life of at least two years. The capital improvements in the 5-Year Schedule are primarily related to levels of service (LOS) adopted in the Comprehensive Plan and are needed to: correct existing deficiencies in LOS; maintain existing LOS; or deal with projected LOS deficiencies that will occur during the 5-year planning period of FYs 2014/2015 - 2018/2019. Planning staff finds that the proposed 5-Year Schedule is consistent with the various elements of the Comprehensive Plan.

After public notice was published in the Gainesville Sun on January 6, 2015, the City Plan Board held a public hearing on January 22, 2015, where it voted to recommend adoption of this ordinance.

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and shall become effective immediately upon adoption at second reading.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

4/2/15 City Commission Approved (Petition) and Adopted on First Reading (Ordinance)

[140694A_draft ordinance_20150402.pdf](#)

[140694B_Staff report_20150402.pdf](#)

[140694C_Exh A-1_Table 14 5-year schedule of Capital Improvements_20150402.pdf](#)

[140694D_Exh A-2_Map_20150402.pdf](#)

[140694E_Exh A-3_Application_20150402.pdf](#)

[140694F_CPB minutes_20150402.pdf](#)

[140694G_staff ppt_20150402.pdf](#)

[140190.](#)

ALLOWING AND REGULATING FOOD TRUCKS IN CERTAIN ZONING DISTRICTS (B)

Ordinance No. 140190, Petition PB-14-165 TCH

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances to allow and provide regulations for food trucks as a temporary use on private property; by amending Section 2-339 to provide civil citation penalties for vending booths and food trucks; by amending Chapter 19, Article IV - Vending Booths and Itinerant Vendors to delete provisions regarding Itinerant Food Vendors; by amending the definition

of Food Truck in Section 30-23; by amending the permitted uses in the following zoning districts to add Food Trucks as a permitted use by right: Office Residential District (OR), General Office District (OF), General Business District (BUS), Automotive-oriented Business District (BA), Tourist-oriented Business District (BT), Mixed Use Low Intensity District (MU-1), Mixed Use Medium Intensity District (MU-2), Urban Mixed-Use District 1 (UMU-1), Urban Mixed-Use District 2 (UMU-2), Central City District (CCD), Business Industrial District (BI), Warehousing and Wholesaling District (W), Limited Industrial District (I-1), General Industrial District (I-2), Public Services and Operations District (PS), Airport Facility District (AF), and Corporate Park District (CP); by amending Section 30-125 to provide regulations for food trucks; by amending Appendix A - Schedule of Fees, Rates and Charges to provide a permit fee for food truck special events; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance will amend the Code of Ordinances to allow and provide regulations for food trucks as a temporary use on private property in certain zoning districts. This ordinance eliminates from the Code of Ordinances the concept of "itinerant food vendors" and carries forward any relevant allowances in the regulation of food trucks, which per this ordinance will be allowed by right in all zoning districts that currently allow either eating places (i.e., restaurants) or alcoholic beverage establishments. In such zoning districts, this ordinance will allow one food truck per one-half (0.5) acre of private property or fraction thereof. This ordinance also provides certain operating criteria, including operating hours and a 50-ft buffer from any neighboring eating places.

On August 7, 2014, the City Commission adopted Ordinance No. 130319 to allow monthly special events to operate food trucks within the Central City District (CCD). During that process, staff received many requests from the public to address the operation of food trucks in a more comprehensive manner. The Community Development Committee discussed the issue and based on its recommendation, the City Commission on October 2, 2014, directed staff to initiate this petition/ordinance. In late 2014, City staff held multiple stakeholder meetings and incorporated feedback regarding this ordinance. Subsequently, the City Plan Board on February 26, 2015, held a public hearing and voted to recommend approval of this ordinance.

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and shall become effective immediately upon adoption at second reading.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

Legislative History

7/17/14	City Commission	Assigned to the Community Development Committee
10/1/14	Community Development Committee	Approved, as shown above - See Motion(s)
4/2/15	City Commission	Approved (Petition) and Adopted on First Reading (Ordinance)

[140190A Code Summary Attachment 'A' 20141001 .pdf](#)

[140190B JFleming Email to Full Commission&CM 20141001.pdf](#)

[140190C Tyler Black Email to Comm L Poe 20141001.pdf](#)

[140190 draft ordinance 20150402.pdf](#)

[140190B Staff report 20150402.pdf](#)

[140190C Exhibit 1 Draft Food Truck Ordinance 20150402.pdf](#)

[140190D Application 20150402.pdf](#)

[140190E CPB minutes 20150402 .pdf](#)

[140190F staff ppt 20150402.pdf](#)

[140661.](#)

TEXT CHANGE - ADOPTION OF PUBLIC WORKS DESIGN MANUAL (B)

Ordinance 140661; Petition No. PB-14-123 TCH

An ordinance of the City of Gainesville, Florida, adopting the City of Gainesville Engineering Design and Construction Manual in accordance with Section 30-14 of the Land Development Code to provide detailed design guidelines and specifications for the construction of physical improvements in the City; amending Section 30-14 of the Land Development Code regarding adoption of the Design Manual; amending Section 30-192 to delete a reference to the Design Manual; deleting Section 30-270 of the Land Development Code regarding design guidelines and specifications for the construction of stormwater management facilities; amending Section 30-336 to update certain references to the Design Manual; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance will adopt the City of Gainesville Engineering Design & Construction Manual ("Design Manual") in accordance with Section 30-14 of the Land Development Code. Section 30-14 of the Land Development Code requires adoption of the Design Manual to provide detailed design guidelines and specifications for the construction of physical improvements in the City. Specifically, the Design Manual

addresses:

1. Selection of environmentally sound practices for the management of stormwater control of erosion and sedimentation;
2. Construction specifications for stormwater facilities, streets, bridges, bikeways, sidewalks, and other physical improvements;
3. Design criteria for wet and dry detention basins; and
4. Local rainfall information.

This ordinance also amends Sections 30-14, 30-192, 30-270, and 30-336 of the Land Development Code to update and provide clarity to the procedure for adopting and approving modifications from the terms of the Design Manual. In addition, this ordinance deletes stormwater management provisions in the Land Development Code, as they are now included in the Design Manual.

After public notice was published in the Gainesville Sun on February 10, 2015, the City Plan Board held a public hearing on February 26, 2015, and voted to recommend approval of the petition.

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and shall become effective immediately upon adoption at second reading.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

4/2/15 City Commission Approved (Petition) and Adopted on First Reading
(Ordinance)

[140661B_Staff report_20150402.pdf](#)

[140661C_ExhA-1_Proposed LDC changes_20150402.pdf](#)

[140661D_Exh B-1 EDCM_2015_markup_wappx final_20150402.pdf](#)

[140661E_ExhC-1_Application_20150402.pdf](#)

[140661F_CPB minutes draft_20150402 .pdf](#)

[140661A_draft ordinance_20150402.pdf](#)

[140618.](#)

VOLUNTARY ANNEXATION - CITY AND STATE-OWNED LAND THAT ENCOMPASSES THE PAYNES PRAIRIE SHEETFLOW RESTORATION PROJECT (B)

Ordinance No. 140618

An ordinance of the City of Gainesville, Florida, annexing a certain portion of the City of Gainesville urban reserve area that includes 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 more specifically described in this ordinance, 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; making certain findings; providing for inclusion of the area in Appendix I of the City Charter; providing for land use plan, zoning, and subdivision regulations, and enforcement of same; providing for persons engaged in any occupation, business, trade, or profession; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: This ordinance will annex land into the City of Gainesville that is unincorporated, compact, and contiguous to the current boundaries of the City, and was voluntarily initiated at the request of the City of Gainesville and the State of Florida as the property owners. The property is within the City of Gainesville reserve area and is 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.

The adoption of an annexation ordinance is the final stage in the annexation process under the provisions of the Alachua County Boundary Adjustment Act. On October 2, 2014, the City Commission received and accepted the petition for voluntary annexation. On December 18, 2014, the City Commission adopted the Urban Services Report for the area as mandated by the Boundary Adjustment Act as a prerequisite to the adoption of an annexation ordinance. Because this is a voluntary annexation pursuant to the Boundary Adjustment Act, no referendum is required.

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and will become effective immediately upon adoption.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

Legislative History

3/5/15	City Commission	Continued (1st Reading)
4/2/15	City Commission	Approved (Petition) and Adopted on First Reading (Ordinance)

[140618A_draft ordinance_20150305.pdf](#)

[140618_agendamodrequest_20150305.pdf](#)

PLAN BOARD PETITIONS

[140817.](#)

Amend Comprehensive Plan Text (B)

Petition PB-14-40 CPA. City Plan Board. Amend the text of the Comprehensive Plan for consistency with proposed changes to the Land Development Code and to create new land use categories. Related to Petitions PB-14-41 TCH and PB-14-42 LUC. **expected presentation time 8 minutes**

MODIFICATION - Additional back-up and revised powerpoint.

Explanation: This petition amends policies in the City's Comprehensive Plan in recognition of the proposed new Land Development Code that introduces updated regulations and proposed new zoning districts. The backup material contains all of the proposed text changes to the Comprehensive Plan.

Several new future land use categories are being proposed to form the basis for the new zoning districts being added in the proposed Land Development Code update. Some existing future land use categories are proposed for deletion because they are being replaced by the new categories. In addition, several policies in the Future Land Use and Transportation Mobility Elements are being amended or deleted to reflect the City's new direction related to zoning districts and new regulations for auto-oriented uses such as drive-through facilities and gas stations.

Public notice was published in the Gainesville Sun on April 16, 2014 and November 17, 2014. The City Plan Board held a public hearing on December 3, 2014 and voted 5-0 to approve the petition. The Plan Board did recommend deleting the following text in the Urban Mixed-Use High Intensity land use category: "in the physical, engineering and life sciences" because the language could be construed as being too limited in terms of scientific research. The text provided in the backup materials has been changed to reflect this Plan Board recommendation.

Fiscal Note: None.

RECOMMENDATION

City Plan Board to City Commission - The City Commission approve Petition PB-14-40 CPA with deletion of "in the physical, engineering and life sciences" from the Urban Mixed-Use High Intensity land use category in Policy 4.1.1 of the Future Land Use Element. The Plan Board voted 5-0.

Staff to City Commission - The City Commission approve Petition PB-14-40 CPA as recommended by the Plan Board.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-40 CPA.

Alternative Recommendation - Approve the petition with modifications recommended by the City Commission.

Legislative History

3/30/15 City Commission Continued (Petition)

[140817A_Staff report_20150330.pdf](#)

[140817B_ ExA-1_Proposed text changes to Comp Plan_20150330.pdf](#)

[140817C_ Exh B-1_Application to amend the text of the Comp Plan_20150330](#)

[140817D_CP B minutes_20150330 .pdf](#)

[140817E_staff ppt_20150330.pdf](#)

[140817A_Staff report_20150416.pdf](#)

[140817B_ ExA-1_Proposed text changes to Comp Plan_20150416.pdf](#)

[140817C_ Exh B-1_Application to amend the text of the Comp Plan_20150416](#)

[140817D_CP B minutes_20150416 .pdf](#)

[140817E-MOD_staff ppt_20150416.pdf](#)

[140817F-MOD_4-16-15 CCOM Discussion Topics_20150416.pdf](#)

[140817G-MOD_Supplemental Information for the April 16_20150416.pdf](#)

[140817H-MOD_4-16-15 Draft amended Permitted Uses within Transect Zones_](#)

[140817I-MOD_Matrix Comparisons_20150416.pdf](#)

[140817J-MOD_Maps_Existing and Proposed Zoning_20150416.pdf](#)

140818.

Update the Land Development Code (B)

Petition PB-14-41 TCH. City Plan Board. Amend the Land Development Regulations to update the Land Development Code to add new zoning districts, a revised list of uses, and associated regulations. Related to Petitions PB-14-40 CPA, PB-14-42 LUC, and PB-14-43 ZON. **expected presentation time 20 minutes**

Explanation: This amendment reorganizes, updates, and clarifies many of the existing zoning and development regulations in the Land Development Code. Many of the review and approval processes described within the code will also be streamlined as a part of the amendment. At the same time, this petition proposes to create eight new zoning districts (called transect zones) that are designed to apply within the areas around downtown Gainesville and the University of Florida. These new districts are also

designed to replace the existing special area plans that serve as zoning overlays within these areas. Therefore, the proposed amendment will eliminate several existing zoning categories, as well as several special area plans that currently apply to properties within the City.

Public notice was published in the Gainesville Sun on April 16, 2014 and November 17, 2014. The City Plan Board held a public hearing on December 3, 2014 and voted 5-0 to approve the petition.

Fiscal Note: None.

RECOMMENDATION

City Plan Board to City Commission - The City Commission approve Petition PB-14-41 TCH. The Plan Board voted 5-0.

Staff to City Commission - The City Commission approve Petition PB-14-41 TCH.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-41 TCH.

Alternative Recommendation - Approve the petition with modifications recommended by the City Commission.

Legislative History

3/30/15 City Commission Continued (Petition)

[140818A Staff report 20150330.pdf](#)
[140818B Exh A Application 20150330.pdf](#)
[140818C Exh B-1 Transect Zones and Standards 20150330.pdf](#)
[140818D Ch 30 Table of Contents 20150330.pdf](#)
[140818E Art I GenProvisions 20150330.pdf](#)
[140818F Art II Def and Rules 20150330.pdf](#)
[140818G Art III Vested Rights Reviewing 20150330.pdf](#)
[140818H Art IV ReviewAuthAndProced 20150330.pdf](#)
[140818I Art V District Regs 20150330.pdf](#)
[140818J Art VI Spec Reg Uses 20150330.pdf](#)
[140818K Art VII DevSubdivDesign 20150330.pdf](#)
[140818L Art VIII Parking and Loading Regs 20150330.pdf](#)
[140818M Art IX EnvMgmt 20150330.pdf](#)
[140818N Art X Sign Regs 20150330.pdf](#)
[140818O CPB minutes 20150330 .pdf](#)
[140818A Staff report 20150416.pdf](#)
[140818B Exh A Application 20150416.pdf](#)
[140818C Exh B-1 Transect Zones and Standards 20150416.pdf](#)
[140818D Ch 30 Table of Contents 20150416.pdf](#)
[140818E Art I GenProvisions 20150416.pdf](#)
[140818F Art II Def and Rules 20150416.pdf](#)
[140818G Art III Vested Rights Reviewing 20150416.pdf](#)
[140818H Art IV ReviewAuthAndProced 20150416.pdf](#)
[140818I Art V District Regs 20150416.pdf](#)
[140818J Art VI Spec Reg Uses 20150416.pdf](#)
[140818K Art VII DevSubdivDesign 20150416.pdf](#)
[140818L Art VIII Parking and Loading Regs 20150416.pdf](#)
[140818M Art IX EnvMgmt 20150416.pdf](#)
[140818N Art X Sign Regs 20150416.pdf](#)
[140818O CPB minutes 20150416 .pdf](#)

[140819.](#)

Amend Future Land Use Category on properties (B)

Petition PB-14-42 LUC. City Plan Board. Amend the City of Gainesville Future Land Use Map from multiple land use categories (Mixed-Use High-Intensity, Urban Mixed-Use 1, Urban Mixed-Use 2, Mixed-Use Residential, Residential High-Density, Mixed-Use Low, Mixed-Use Medium, Public and Institutional Facilities, Office, Residential Low-Density, Residential Medium-Density, Commercial,

Single-Family, or Industrial) to Urban Core, Urban Mixed-Use High Intensity, Urban Mixed-Use, Mixed-Use Office/Residential, or Residential Low-Density. Related to Petitions PB-14-40 CPA, PB-14-41 TCH, and PB-14-43 ZON. **expected presentation time 5 minutes**

Explanation: This petition involves approximately 1,829 acres of land. This represents approximately 4.52% of the City's land area. The proposed large-scale land use changes are related to a proposal to update the City's Land Development Code (see Petition PB-14-41 TCH and Petition PB-14-43 ZON) that proposes rezoning of properties consistent with the proposed new land use categories. It is also related to the proposed Comprehensive Plan text amendments needed to form the basis for the updated Land Development Code and new zoning districts (see Petition PB-14-40 CPA).

The area proposed for changes primarily consists of developed properties, with only about 14.1% of those parcels being vacant (257.3 acres). Excluded areas include properties that are: currently single-family and will continue to have that designation; currently Residential Low Density and will continue to have that designation; or currently have another land use designation (such as Public and Institutional Facilities) that will not be changed.

Since the majority of the area (approximately 85.9%) is already developed, it is anticipated that the proposed changes will primarily result in redevelopment or infill that will occur over a period of 10 - 50 years. Since these developed areas are all within a central portion of the City, they are adequately served by existing public facilities such as streets, potable water, wastewater, water supply, public schools, recreation, and transit services. As redevelopment occurs, new infrastructure such as stormwater systems and utility upgrades may be required and will be the responsibility of the developer. This entire area falls within the City's Transportation Mobility Program Area. The City rescinded transportation concurrency when it adopted its new Plan in 2013.

Public notice was published in the Gainesville Sun on April 16, 2014 and November 17, 2014. The City Plan Board held a public hearing on December 3, 2014 and voted 5-0 to approve the petition.

Fiscal Note: None.

RECOMMENDATION

City Plan Board to City Commission - The City Commission approve Petition PB-14-42 LUC. The Plan Board voted 5-0.

Staff to City Commission - The City Commission approve Petition PB-14-42 LUC.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-42 LUC.

Legislative History

3/30/15 City Commission Continued (Petition)

[140819A staff report 20150330.pdf](#)

[140819B Maps Exh A-1 -Exh A-3 20150330.pdf](#)

[140819C Exh B-1 Comp Plan GOPs 20150330.pdf](#)

[140819D Exh C-1 Application 20150330.pdf](#)

[140819E ExE-1 Listing of Parcels 20150330.pdf](#)

[140819F CPB minutes 20150330 .pdf](#)

[140819 & 140820 Nancy Loeper \(Citizen\) Letter 20150330.pdf](#)

[140819A staff report 20150416.pdf](#)

[140819B Maps Exh A-1 -Exh A-3 20150416.pdf](#)

[140819C Exh B-1 Comp Plan GOPs 20150416.pdf](#)

[140819D Exh C-1 Application 20150416.pdf](#)

[140819E ExE-1 Listing of Parcels 20150416.pdf](#)

[140819F CPB minutes 20150416 .pdf](#)

[140820.](#)

Rezone property from multiple zoning districts to several new zoning districts (B)

Petition PB-14-43 ZON. City Plan Board. Rezone property from multiple zoning districts (RSF-1: 3.5 units/acre single-family residential; RSF-3: 5.8 units/acre single-family residential district; RSF-4: 8 units/acre single-family residential; RMF-5: 12 units/acre single-family/multiple-family residential; RMF-6: 8-15 units/acre multiple-family residential; RMF-7: 8-21 units/acre multiple-family residential; RMF-8: 8-30 units/acre multiple-family residential; RC: 12 units/acre residential conservation; RMU: Up to 75 units/acre residential mixed use; RH-1: 8-43 units/acre residential high density; RH-2: 8-100 units/acre residential high density district; OR: 20 units/acre office residential; OF: General office; BUS: General business; BA: Automotive-oriented business; BT: Tourist-oriented business; MU-1: 8-30 units/acre mixed use low intensity; MU-2: 12-30 units/acre mixed use medium intensity; CCD: Up to 150 units/acre central city district; UMU-1: 8-75 units/acre, and up to 25 additional units/acre by special use permit, urban mixed-use; UMU-2: 10-100 units/acre, and up to 25 additional units/acre by special use permit, urban mixed-use; W: Warehousing and wholesaling; I-1: Limited industrial district; I-2: General industrial; MD: Medical services; PS: Public services and operations; PD: Planned Development) to T-6: Urban Core; T-5: Urban Mixed-Use High intensity; T4-R: Urban Residential low density; T-4 OR:

Urban Office/Residential; T-4 M1: Urban Mixed-Use 1; T-4 C: Mixed-Use Corridor; or T-4 M2: Urban Mixed-Use 2 district. Related to Petitions PB-14-40 CPA, PB-14-41 TCH, and PB-14-42 LUC. **expected presentation time 20 minutes**

Explanation: This petition proposes to rezone properties to the new transect zoning districts that will be created as part of the related Land Development Code text amendment (PB-14-41 TCH). This text amendment is also associated with PB-14-40 LUC, which is an amendment to the Comprehensive Plan to create new land use categories that correspond with the proposed new zoning districts.

The proposed rezoning focuses on the area around downtown and near the University of Florida. However, most of the neighborhoods within this area that currently have single-family zoning districts are not included. The rezoning also includes properties along the existing major corridors that radiate from that area (including stretches of University Avenue, West 13th Street, West 6th Street, Main Street, Waldo Road, and Hawthorne Road). Most of these areas are currently subject to one or more special area plans (Traditional City, University Heights, College Park, SW 13th Street, SEGRI, Central Corridors). The proposed rezoning to the transect zones will simultaneously remove the special area plan designations that apply to these areas today.

Public notice was published in the Gainesville Sun on April 16, 2014 and November 17, 2014. The City Plan Board held a public hearing on December 3, 2014 and voted 5-0 to approve the petition.

Fiscal Note: None.

RECOMMENDATION

City Plan Board to City Commission - The City Commission approve Petition PB-14-43 ZON. The Plan Board voted 5-0.

Staff to City Commission - The City Commission approve Petition PB-14-43 ZON.

Staff to City Plan Board - Staff recommended approval of Petition PB-14-43 ZON.

Alternative Recommendation - Approve the petition with modifications recommended by the City Commission.

Legislative History

3/30/15 City Commission Continued (Petition)

[140820A Staff report 20150330.pdf](#)
[140820B Attach A Application 20150330.pdf](#)
[140820C Maps D-1 - Exh D-5 20150330.pdf](#)
[140820D Attach E List of Parcels 20150330.pdf](#)
[140820E CPB minutes 20150330 .pdf](#)
[140819 & 140820 Nancy Loeper \(Citizen\) Letter 20150330.pdf](#)
[140820A Staff report 20150330.pdf](#)
[140820B Attach A Application 20150330.pdf](#)
[140820C Maps D-1 - Exh D-5 20150330.pdf](#)
[140820D Attach E List of Parcels 20150330.pdf](#)
[140820E CPB minutes 20150330 .pdf](#)

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

[140813.](#)

ORDER OF THE CITY COMMISSION - APPEAL OF HISTORIC PRESERVATION BOARD DENIAL OF PETITION HP-15-02 (B)

MODIFICATION - Added item to the agenda.

Explanation: Petition HP-15-02, filed by Causseaux, Hewett, & Walpole, Inc., agent for RBL Parcel D, LLC, sought a Certificate of Appropriateness (COA) to demolish a vacant, existing single-family dwelling that is located at 1227 NW 4th Avenue and is a contributing structure in the University Heights Historic District North. On February 3, 2015, the Historic Preservation Board held a quasi-judicial hearing and voted to deny the petition. Pursuant to Section 30-112(d)(7) of the Land Development Code, the City Commission on appeal held a de novo quasi-judicial hearing on April 2, 2015, and reversed the Historic Preservation Board's decision by voting to approve the COA for demolition with one condition. Section 30-112 of the Land Development Code requires the City Commission's order to be reduced to writing. Therefore, the members of the City Commission that were present and voted at the hearing on April 2, 2015, should vote to ratify the written order as an accurate reflection of the City Commission's decision.

RECOMMENDATION

The City Commission ratify the written order.

[140813A_Staff report_20150402.pdf](#)
[140813B_Exh1_Florida Master site file_20150402.pdf](#)
[140813C_Exh2_Code Enforcement Public Records_20150402.pdf](#)
[140813D_Exh3_Existing PUD Ord 100896_20150402.pdf](#)
[140813E_Exh4_Existing PUD Ord 100897_20150402.pdf](#)
[140813F_Exh5_Draft PUD Ord 130514_20150402.pdf](#)
[140813G_Exh6_Draft PUD Ord 130515_20150402.pdf](#)
[140813H_Exh7_Structural Assessment of house at 1227 NW 4th Ave_2015040](#)
[140813I_Exh8_House moving cost estimates_20150402.pdf](#)
[140813J_Exh9_Application and Affidavit_20150402.pdf](#)
[140813K_Exh10_Applicant's COA_20150402.pdf](#)
[140813L_Exh11_Historic Preservation Rehabilitation & Design guidelines_2015](#)
[140813M_Exh12_List of Florida Demo Salvage companies_20150402.pdf](#)
[140813N_Order of Denial_20150402.pdf](#)
[140813O_Denial letter HP-15-02_20150402.pdf](#)
[140813P_HP 150203 Minutes_20150402.pdf](#)
[140813Q_Petitioner letter request for appeal.3.5.15_20150402.pdf](#)
[140813R_Petitioner request letter for CCOM Mtg date.3.9.15_20150402.pdf](#)
[140813S_staff ppt_20150402.pdf](#)
[140813_Exhibit A_20150402.pdf](#)
[140813_MOD PRES_150203_4th Ave_20150402.pdf](#)
[140813_draft Order_20150416.pdf](#)

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time permits)

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