

#150528

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes

Thursday, October 15, 2015

1:00 PM

**MODIFIED AGENDA**

City Hall Auditorium

## City Commission

*Mayor Ed Braddy (At Large)*

*Commissioner Harvey Budd (At Large)*

*Commissioner Helen Warren (At Large)*

*Commissioner Charles Goston (District 1)*

*Commissioner Todd Chase (District 2)*

*Mayor-Commissioner Pro Tem 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 - 1:05 PM**

- Present** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd
- Absent** 1 - Commissioner Goston

**AGENDA STATEMENT**

**INVOCATION**

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

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

- Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd
- Absent:** 1 - Commissioner Goston

**CITY MANAGER, CONSENT AGENDA ITEMS**

140703.                    **Strategic Plan Quarterly Report - 4th Quarter of Fiscal Year 2015 (B)**

**This item provides a report on the progress of the City Commission’s Strategic Initiatives for the fourth quarter of fiscal year 2015**

RECOMMENDATION                    *The City Commission receives a quarterly report from the City Manager on the fourth quarter progress of the FY2015 strategic initiatives.*

**Approved as Recommended**

140926.                    **Second Amendment to Interlocal Agreement for the Distribution of the Local Option Gas Tax (B)**

**This is a request for the City Commission approved the second amendment to Interlocal Agreement for the Distribution of the Local Option Gas Tax.**

RECOMMENDATION                    *The City Commission: 1) approve the Second Amendment to the Interlocal Agreement for the Distribution of the Local Option Gas Tax with an expiration date of December 31, 2016; and 2) authorize the Mayor to execute the Agreement, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

150365.                    **Purchase of a New Fleet of Golf Carts for Ironwood Golf Course (B)**

**This is a request for the City Commission to approve staff's ranking of proposals for the purchase of a new fleet of golf carts for Ironwood Golf Course, with the top-ranked proposal being submitted by E-Z-GO A Textron Company ("EZGO"), and authorization for Parks, Recreation and Cultural Affairs ("PRCA") to enter into a contract with EZGO for purchase of the items included in EZGO's proposal.**

**RECOMMENDATION**

*The City Commission: 1) approve staff's recommended ranking of the proposals; 2) authorize the City Manager or his designee to execute a contract, subject to approval by the City Attorney as to form and legality, with E-Z-GO A Textron Company in the amount of \$145,970, and 3) authorize the City Manager or designee to issue a purchase order in an amount not to exceed \$145,970.*

**Approved as Recommended**

150382.                    **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**

150384.                    **Federal Law Enforcement Contraband Forfeiture Trust Fund (LECFTF) Funding for the Gainesville -Alachua County Drug Task Force (DTF), GPD Special Investigation Division for Verizon Wireless for FY16 (NB)**

**This is a request for City Commission approval for the appropriation of funds for cellular phones service for the Special Investigations Division for fiscal year 2016.**

**RECOMMENDATION**

*The City Commission approve the appropriation of \$11,000 from the Federal Law Enforcement Contraband Forfeiture Trust Fund (LECFTF) to pay for the cellular services and any equipment needed to Verizon Wireless.*

**Approved as Recommended**

150355.                    **Funding for Gainesville Police Department Television Show (B)**

**This is a funding request from Federal Forfeiture funds for FY2016 for the Gainesville Police Department's Television Show.**

**RECOMMENDATION**

*The City Commission approve the expenditure, the extension to the contract and issuance of a purchase order to Studio 601, Inc., in the amount of \$49,500 for the continuation of funding for the Police Beat Television show, subject to approval of the City Attorney as to form and legality.*

**Approved as Recommended**

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

**CITY ATTORNEY, CONSENT AGENDA ITEMS**

150385.

**WILLIAM THOMAS VS. CITY OF GAINESVILLE, A MUNICIPAL CORPORATION FOR THE STATE OF FLORIDA, EDWARD CHARLES KERSEY, JOANN CATHCART, AND JOHNNY BROWN; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-2663 (B)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City, Joann Cathcart and Johnny Brown in the case styled William Thomas vs. City of Gainesville, a Municipal Corporation for the State of Florida, Edward Charles Kersey, Joann Cathcart, and Johnny Brown; Eighth Judicial Circuit, Case No. 2015-CA-2663.*

**Approved as Recommended**

150402.

**FCHR CHARGE - TREVOR BROWN; FCHR CHARGE No. 201501742 AND EEOC No. 15D2015007635 (NB)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Trevor Brown v. City of Gainesville; FCHR CHARGE No. 201501742 AND EEOC No. 15D2015007635.*

**Approved as Recommended**

150403.

**FCHR CHARGE - KELVIN WALKER; FCHR CHARGE No. 201501312 AND EEOC No. 15D2015500732 (NB)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Kelvin Walker v. City of Gainesville; FCHR CHARGE No. 201501312 AND EEOC No. 15D2015500732.*

**Approved as Recommended**

150404.

**FCHR CHARGE - REGIONAL WILSON; FCHR CHARGE No. 201501429 AND EEOC No. 15D201500731 (NB)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Regional Wilson v. City*

of Gainesville; FCHR CHARGE No. 201501429 AND EEOC No. 15D201500731.

Approved as Recommended

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

150390.      **Joint City/County Commission Special Meetings (NB)**

RECOMMENDATION      *The City Commission approve the dates of March 31, August 22 and December 12, 2016 for Joint City/County Commission Special Meetings.*

Approved as Recommended

150408.      **City Commission Minutes (B)**

RECOMMENDATION      *The City Commission approves minutes of September 10, 17, 30 and October 1, 2015.*

Approved as Recommended

**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**

**COMMITTEE REPORTS, CONSENT AGENDA ITEMS**

**LEGISLATIVE AND ORGANIZATIONAL POLICY COMMITTEE COMMITTEE, CONSENT**

**RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT**

**PUBLIC SAFETY COMMITTEE, CONSENT**

**AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT**

**EQUAL OPPORTUNITY COMMITTEE, CONSENT**

**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS**

**END OF CONSENT AGENDA**

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

*Motion: Waive the rules to hear item No. 150405 on the regular agenda. Motion*

*passed 6-0 with Commissioner Goston absent.*

**A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Warren, that this Matter be Adopted. The motion carried by the following vote:**

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd

**Absent:** 1 - Commissioner Goston

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

*Commissioner Goston arrived at 1:20 PM.*

*Jim Konish  
Blake Hakimian*

#### **150448. Habitat/City Partnership Potential**

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Referred to the General Policy Committee, due back on 4/15/2016. The motion carried by the following vote:**

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

### **CLERK OF THE COMMISSION**

### **CITY MANAGER**

#### **150380.      The FY2015-2016 City of Gainesville Strategic Plan (B)**

**This item seeks approval of the amendment to the City of Gainesville Strategic Plan for fiscal years 2015-2016. \*\*ESTIMATED STAFF PRESENTATION 20 MINUTES\*\***

*Samatha Wolfe made a presentation.*

**RECOMMENDATION**      *The City Commission: 1) hear a presentation regarding the strategic plan; 2) accept the strategic initiative sponsor assignments; 3) remove existing referrals of strategic initiatives from respective Committees; 4) direct the Clerk to schedule quarterly General Policy Committee meetings for ongoing strategic plan updates beginning in February 2016; and 5) adopt the amendment of the FY2015-2016 City of Gainesville Strategic Plan.*

**A motion was made by Commissioner Wells, seconded by**

**Mayor-Commissioner Pro Tem Carter,that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

150108.

**Forensic Capacity Hiring Program for Wounded Veterans (B)**

**This is a request for City Commission approval to accept for funding under the Office of Juvenile Justice and Delinquency Prevention (OJJDP) FY 15 Internet Crimes Against Children Task Forces.**

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

*John Madsen made a presentation.*

*Walter Williard spoke to the matter.*

RECOMMENDATION

*The City Commission: 1) hear a presentation from staff; 2) authorize the City Manager to accept these funds; and 3) execute any additional documents that may be required, pending review of the City Attorney as to form and legality.*

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

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**CITY ATTORNEY**

**CITY AUDITOR**

**EQUAL OPPORTUNITY DIRECTOR**

*The Mayor welcomed Torey Alston the new Equal Opportunity Director.*

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

**LEGISLATIVE and ORGANIZATIONAL POLICY COMMITTEE**

140700.

**Purchasing Process for Professional Services (B)**

**This is a request for the City Commission to discuss the local vendor preference policy. \*\*ESTIMATED STAFF PRESENTATION 10 MINUTES\*\***

*Becky Rountree, Mark Benton and Torey Alston made presentations.*

**RECOMMENDATION**

*The Commission: 1) discuss the local vendor preference policy; 2) take any action deemed appropriate; and 3) remove from this item from the Legislative and Organizational Policy Committee referral list.*

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

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE**

150250.

**Neighborhood Master Plans (B)**

**This is a request for the City Commission to hear a proposal from Professor Kim Tanzer and residents of the Golfview neighborhood to explore Integrated 21st Century Infrastructure. \*\* Estimated Presentation 10 Minutes\*\***

*Phil Mann and Kim Tanzer made presentations.*

*Jim Konish and Jean Chalmers spoke to the matter.*

**RECOMMENDATION**

*The RCAPW Committee recommends that the City Commission hear a proposal from Professor Kim Tanzer and residents of the Golfview neighborhood on the proposed case study for Integrated 21st Century Infrastructure and provide direction to City staff as appropriate.*

**Heard**

**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**

150378.

**Mayor Ed Braddy - Proposed referendum ballot language regarding funding for land conservation and recreational improvements (B)**

*Motion by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Carter to find the ballot referendum language acceptable. Motion failed 2-5, with Mayor Braddy, Commissioner Budd, Commissioner Goston, Commissioner Chase and Mayor-Commissioner Pro Tem Carter voting no.*



*Motion: Approve the Alachua County Ballot Referendum for 5 years. Motion passed 6-1.*

*Michelle Park made a presentation*

*Jim Konish, Albert White, Willie Powers, Herman Williams, David Ruiz, Leslie Ladendorf, Carrie Russell, Rosa Williams, Dr. Leonard Cullen, Bill Burger, Elizabeth Manley, Dan Fesmyer, Phillip Calfert and Mark Sexton spoke to the matter.*

**RECOMMENDATION**            *The City Commission take appropriate action.*

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Nay:** 1 - Commissioner Warren

150417.

**Mayor Ed Braddy - Cycle Pub (NB)**

**RECOMMENDATION**            *The City Commission refer Cycle Pub to the Community Development Committee.*

**A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Wells, that this Matter be Referred to the Community Development Committee, due back on 4/15/2016. The motion carried by the following vote:**

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**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 - 4:59 PM**

**RECONVENE - 6:02**

**PLEDGE OF ALLEGIANCE**

**Mr. Bob Gasche**

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**PROCLAMATIONS/SPECIAL RECOGNITIONS Placed on Agenda by  
Commissioner or Charter Officer**

150386.            **National Red Ribbon Week - October 23-31, 2015 (B)**

RECOMMENDATION            *Gator Detachment of the Marine Corp League Bob Gasche  
to accept the proclamation.*

Heard

150387.            **United Nations Day - October 22, 2015 (B)**

RECOMMENDATION            *Brian Mitchell to accept the proclamation.*

Heard

150391.            **Manufacturing Month - October 2015 (B)**

RECOMMENDATION            *Advanced Manufacturing Council Chair Kathy Hellriegel to  
accept the proclamation.*

Heard

150392.            **Family Promise Week - October 18-25, 2015 (B)**

RECOMMENDATION            *Family Promise of Gainesville Executive Director Jayne  
Moraski, Director Jeanna Mastrodicasa and Board President  
Adam Gursket to accept the proclamation.*

Heard

150394.            **Dance Alive National Ballet Year - 2015 (B)**

RECOMMENDATION            *Dance Alive National Ballet Judy Skinner to accept the  
proclamation.*

Heard

150409.            **Reverend Karl V. Smith, Sr. Day - October 16, 2015 (B)**

RECOMMENDATION            *Greater Bethel AME Church Pastor Reverend Karl Smith to  
accept the proclamation.*

Heard

**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)**

*Jim Konish  
Barbara Sharpe  
Darlene Pifalo  
Telfred Cartwright*

**PUBLIC HEARINGS****150465.** Issue of Homelessness

*Jim Konish, Darlene Pifalo, Barbara Sharpe and Telfred Cartwright spoke to the matter.*

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Wells, that this Matter be Referred to the General Policy Committee, due back on 4/15/2016. The motion carried by the following vote:**

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

**150466.** Police Report Providing Coverage with Illegal Behavior that is not threatening to the Neighborhood.

**RECOMMENDATION**      *Refer to City Manager*

**A motion was made by Commissioner Wells, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Referred to the City Manager, due back on 4/15/2016. The motion carried by the following vote:**

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

**150379.** **Public Hearing to Approve the Campus Development Agreement for the University of Florida Campus Master Plan, 2015 - 2025 (B)**

**In accordance with Subsection 1013.30, Florida Statutes, the University of Florida must enter into an Agreement with their host local government(s) that addresses level-of-service requirements, deficiencies and campus impacts on public services and facilities. The host local government must adopt the Agreement in a manner consistent with the requirements of Chapter 163.3225. \*Estimated Staff Presentation 5 Minutes\***

*Announcement: The second public hearing will be held on November 5, 2015 at 6:00 PM, or soon thereafter as may be heard.*

*Ralph Hilliard made a presentation.*

*Jim Konish and Telfred Cartwright spoke to the matter.*

**RECOMMENDATION**      *Recommended Motion: The City Commission: 1) review the proposed Campus Development Agreement; and 2) hold a public hearing; and 3) announce 2nd public hearing for November 5, 2015.*

*Alternative Recommendation A: The City Commission takes no action.*

Heard

## RESOLUTIONS- ROLL CALL REQUIRED

150367.      **Resolution and Perpetual Easement Request from Florida Department of Transportation (B)**

**This item involves the request from Florida Department of Transportation (FDOT) for adoption of a Resolution and grant of a Perpetual Easement, located on Southwest 16th Street, south of Southwest 16th Avenue.**

**RECOMMENDATION**      *The City Commission 1) adopt the Resolution approving a Perpetual Easement; and 2) authorize the Mayor to execute and the Clerk to attest the Perpetual Easement subject to approval by the City Attorney as form and legality.*

**A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Goston, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:**

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

150368.      **Resolution and Subordination Agreement Request from Florida Department of Transportation (B)**

**This item involves the request from Florida Department of Transportation (FDOT) for adoption of a Resolution and grant of a Subordination Agreement, located on Southwest 16th Street, north of Southwest 16th Avenue.**

**RECOMMENDATION**      *The City Commission 1) adopt the Resolution approving a Subordination Agreement; and 2) authorize the Mayor to execute and the Clerk to attest the Subordination Agreement subject to approval by the City Attorney as form and legality.*

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

150370.      **CITY COMMISSION RULES (B)**

Resolution No. 150370

A RESOLUTION AMENDING AND RESTATING IN ITS ENTIRETY THE RULES OF THE CITY COMMISSION BY REVISING THE AGENDA DEADLINES FOR THE REGULAR CITY COMMISSION MEETINGS; PROVIDING A REPEALING CLAUSE AND PROVIDING AN EFFECTIVE DATE.

**RECOMMENDATION**

*The City Commission adopt the proposed Resolution.*

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

150405.

**FINAL PLAT - FLETCHER OAKS A PLANNED DEVELOPMENT (B)**

Resolution No. 150405

A Resolution of the City of Gainesville, Florida, approving the final plat of "Fletcher Oaks A Planned Development", located in the vicinity of NW 31st Avenue and NW 26th Street and to the south of the 2500 block of NW 39th Avenue, as more specifically described in this resolution; accepting the dedication of the public rights-of-way, easements and other dedicated portions as shown on the plat; authorizing the City Manager to execute a Security Agreement to secure the construction of improvements; providing directions to the Clerk of the Commission; and providing an immediate effective date.

*Lawrence Calderon, Andrew Roberts and Robert Walpole made presentations.*

*Jo Beaty spoke to the matter.*

**RECOMMENDATION**

*The City Commission: 1) waive the City Commission rules to hear this item; and 2) adopt the proposed Resolution.*

**A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Goston, that this Matter be Adopted (Resolution). The motion carried by the following vote:**

**Aye:** 6 - Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, Commissioner Budd, and Mayor Braddy

**Absent:** 1 - Commissioner Chase

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

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

150352.            **SETTING 2016 ELECTION DATES AND QUALIFYING DATES (B)**

**ORDINANCE NO. 150352**  
**AN ORDINANCE OF THE CITY OF GAINESVILLE, FLORIDA,**  
**SETTING MARCH 15, 2016 AS THE DATE FOR THE 2016 REGULAR**  
**CITY ELECTION AND APRIL 12, 2016 AS THE DATE FOR THE 2016**  
**RUN-OFF ELECTION, IF NECESSARY; SETTING THE DATES FOR**  
**QUALIFYING FOR THE 2016 REGULAR ELECTION; PROVIDING**  
**A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE;**  
**REPLACING AND SUPERSEDING ORDINANCE NO. 140911; 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 Carter, that this Matter be Adopted on Final**  
**Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner  
Warren, Commissioner Wells, Commissioner Goston, and Commissioner  
Budd

**Absent:** 1 - Commissioner Chase

**PLAN BOARD PETITIONS****DEVELOPMENT REVIEW BOARD PETITIONS****SCHEDULED EVENING AGENDA ITEMS**150407.            **Tree Planting Project at Depot Park (B)**

**This item is a request for approval of a tree planting project at Depot**  
**Park, to be paid from Tree Mitigation Funds, and authorization of a**  
**change order in an amount that requires City Commission approval.**

*Sarah Vidal-Finn made a presentation.*

*Meg Neiderhofer, Jo Beaty and Telfred Cartwright spoke to the matter.*

RECOMMENDATION            *City Manager to City Commission: 1) Approve the proposal*  
*submitted by Oelrich Construction, Inc. for the amount of*  
*\$734,693.36, to be paid from Tree Mitigation Funds; and (2)*  
*authorize the CRA Executive Director to execute the contract*  
*change order documents, subject to approval by the City*  
*Attorney as to form and legality.*

**Continued**

120125.            **Overall Charter Review Process Referral (B)**

**RECOMMENDATION**

*The City Commission take no action; and remove this item from the Legislative and Organizational Policy Committee referral list.*

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

**150454.** Change of Ratio of Vote Required from 6-7 to 5-7

**RECOMMENDATION**

*Refer to Committee*

**A motion was made by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Referred to the Legislative and Organizational Policy Committee, due back on 4/15/2016. The motion carried by the following vote:**

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Chase

**UNFINISHED BUSINESS**

**COMMISSION COMMENT**

*Mayor-Commissioner Pro Tem Carter - Police Chief as a Charter Officer*

**CITIZEN COMMENT (If time permits)**

*Jo Beaty  
Telfred Cartwright*

**ADJOURNMENT - 8:58 PM**

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes

Thursday, October 29, 2015

6:00 PM

City Commission Special Meeting

City Hall Auditorium

### City Commission

*Mayor Ed Braddy (At Large)*  
*Commissioner Harvey Budd (At Large)*  
*Commissioner Helen Warren (At Large)*  
*Commissioner Charles Goston (District 1)*  
*Commissioner Todd Chase (District 2)*  
*Mayor-Commissioner Pro Tem 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.*



**ADOPTION OF THE AGENDA - 6:01 PM**

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

**Aye:** 6 - Mayor Braddy, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Mayor-Commissioner Pro Tem Carter

**AGENDA STATEMENT**

**ROLL CALL**

150205.      **2015 Telephone Town Hall Meeting (NB)**

**This is a request for the City Commission to hold a Telephone Town Hall Meeting on October 29, 2015 to discuss the Parks, Recreation, and Cultural Affairs Vision2020 Master Plan and Funding Options.**

*Samantha Wolfe, Steve Phillips, Michelle Park, Russell Eting and Paul Folkers made presentations.*

RECOMMENDATION

*The City Commission hold a Telephone Town Hall Meeting to discuss the Parks, Recreation, and Cultural Affairs Vision2020 Master Plan and Funding Options.*

Heard

**ADJOURNMENT - 7:04 PM**

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes

Tuesday, November 3, 2015

6:30 PM

**City Commission Joint Meeting with the U of F Student Body**

**University of Florida Levin School of Law, Holland, Room 180, SW  
2nd Avenue & 25th Street, Gainesville, FL**

### **City Commission**

*Mayor Ed Braddy (At Large)*  
*Commissioner Harvey Budd (At Large)*  
*Commissioner Helen Warren (At Large)*  
*Commissioner Charles Goston (District 1)*  
*Commissioner Todd Chase (District 2)*  
*Mayor-Commissioner Pro Tem 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.*

**ADOPTION OF THE AGENDA**

A motion was made by Commissioner Budd, seconded by Mayor-Commissioner Pro Tem Carter, that this Matter be Adopted. The motion carried by the following vote:

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Wells

**AGENDA STATEMENT**

150498.

**Transportation, Student Safety and Security and Gainesville Experience (NB)**

*Student Senate Business started the meeting.*

*After introductions the City Commission discussed: 1. Transportation Issues; 2. Student Safety; and 3. Gainesville Experience*

*Teresa Scott, Chief Jones, Jesus Gomez, Jorge Campos and Joseph Raulerson made presentations.*

**RECOMMENDATION**

*The City Commission discuss Transportation, Student Safety and Security and Gainesville Experience and take action deemed appropriate.*

**Heard**

**ADJOURNMENT - 9:29 PM**

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes

Thursday, November 5, 2015

1:00 PM

**MODIFIED AGENDA**

City Hall Auditorium

## City Commission

*Mayor Ed Braddy (At Large)*  
*Commissioner Harvey Budd (At Large)*  
*Commissioner Helen Warren (At Large)*  
*Commissioner Charles Goston (District 1)*  
*Commissioner Todd Chase (District 2)*  
*Mayor-Commissioner Pro Tem 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 - 1:07 PM**

**Present** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**AGENDA STATEMENT****INVOCATION****PROPHET GEORGE YOUNG****ADOPTION OF THE CONSENT AGENDA (Including both General Government and Gainesville Regional Utilities items)**

*Jim Konish spoke to the matter.*

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Wells

**CITY MANAGER, CONSENT AGENDA ITEMS**

150335. **Grant an Easement to Lisa Brooks - Alachua Habitat for Humanity, Inc. (B)**

**This item is a request to approve and authorize the execution of an easement to Lisa Brooks.**

**RECOMMENDATION**

*The City Commission: 1) approve the grant of an Ingress/Egress Easement to Lisa Brooks; and 2) authorize the Mayor to execute, and the Clerk to attest the Easement, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

150427. **Human Resources Policies 23: Job Vacancy, Layoff, Transfer, Recall, Length of Service; NEW E-5: Layoff and Recall; and NEW E-6: Separation from Service; C-3: Changes in Employee Status Affecting Compensation (B)**

**This is a request for the City Commission approval to sunset HR Policy 23: Job Vacancy, Layoff, Transfer, Recall, Length of Service; implement HR**

**Policy E-5: Layoff and Recall; implement HR Policy E-6: Separation from Service; and amend HR Policy C-3: Changes in Employee Status Affecting Compensation.**

**RECOMMENDATION**

*The City Commission approve revisions to Human Resources Policies 23, E-5, E-6 and C-3.*

**Approved as Recommended**

150429.

**Air Rights Easement onto Capital Assets Group II, LLC (B)**

**This item is a request to approve and authorize an Air Rights Easement onto Capital Assets Group II, LLC.**

**RECOMMENDATION**

*The City Commission approve and authorize the Mayor to sign and the Clerk to attest an Air Rights Easement onto Capital Assets Group II, LLC, subject to approval of the City Attorney as to form and legality.*

**Approved as Recommended**

150430.

**Declare as Surplus and Authorization of a Special Warranty Deed - Butler Properties Land Trust (B)**

**This item is a request to declare a portion of right of way as surplus and approve and authorize the execution of a Special Warranty Deed onto Mary Jane Fredrickson as successor Trustee of the S. Clark Butler Properties Land Trust dated December 10, 1998.**

**RECOMMENDATION**

*The City Commission: 1) declare a portion of right of way at the intersection of Southwest 37th Boulevard and Southwest 33rd Place as surplus; 2) approve a Special Warranty Deed onto Mary Jane Fredrickson as successor Trustee of the S. Clark Butler Properties Land Trust dated December 10, 1998; and 3) authorize the Mayor and Clerk of the Commission to execute the Special Warranty Deed, subject to approval from the City Attorney as to form and legality.*

**Approved as Recommended**

150431.

**Approval and Authorization of a Quitclaim Deed - Butler Properties Land Trust (B)**

**This item is a request to approve and authorize the execution of a Quitclaim Deed onto Mary Jane Fredrickson as successor Trustee of the S. Clark Butler Properties Land Trust dated December 10, 1998.**

**RECOMMENDATION**

*The City Commission: 1) approve a Quitclaim Deed onto Mary Jane Fredrickson as successor Trustee of the S. Clark Butler Properties Land Trust to clear title to certain property; and 2) authorize the Mayor and Clerk of the Commission to execute the Quitclaim Deed, subject to approval from the City Attorney as to form and legality.*

**Approved as Recommended**

150451.

**Florida Department of Transportation's Safety Office Grant Awards (NB)**

**This is a request for City Commission approval to accept three grants through the Florida Department of Transportation Safety Office.**

**RECOMMENDATION**

*The City Commission authorize the City Manager to accept, and execute the grant awards subject to review by the City Attorney as to form and legality and approve the expenditures as outlined in the approved grant awards.*

*Alternative Recommendation*

*The City Commission declines the three proposals in the total amount of \$118,360 and advise staff accept these funds.*

**Approved as Recommended**

150464.

**Supplemental Joint Participation Agreements (SJPA) for Florida Department of Transportation Service Development Grant Funds for Regional Transit System (RTS) Projects (B)**

**This item requests that the City Commission authorize the City Manager to execute SJPAs for Department of Transportation Service Development Grant Funds for Regional Transit System (RTS) projects.**

**RECOMMENDATION**

*The City Commission authorize the City Manager or his designee to execute SJPAs for the aforementioned projects, subject to review and approval by the City Attorney as to form and legality.*

**Approved as Recommended**

150467.

**Ratification of Agreement between the Amalgamated Transit Union (ATU) bargaining unit and the City of Gainesville for October 1, 2015 through September 30, 2018 (B)**

**This item is to ratify a three year successor agreement between the City and the ATU bargaining unit.**

**RECOMMENDATION**

*The City Commission ratify the Agreement between the ATU bargaining unit and the City of Gainesville extending the Agreement through September 30, 2018.*

**Approved as Recommended**

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

150478.

**Contract for Independent Assessment of NERC Cyber Security Program (B)**

**RECOMMENDATION**

*The City Commission: 1) authorize the General Manager, or his designee, to execute a contract with AESI Acumen Engineered Solutions International, Inc. for independent assessment of North American Electric Reliability Corporation's (NERC) cyber security program, subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase order for these services in an amount not to exceed \$80,000.*

**Approved as Recommended**

**CITY ATTORNEY, CONSENT AGENDA ITEMS**

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150428.

**OCTAVIA ROBINSON VS. CITY OF GAINESVILLE, FLORIDA;  
EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-3161 (B)****RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Octavia Robinson vs. City of Gainesville, Florida; Eighth Judicial Circuit, Case No. 2015-CA-3161.*

**Approved as Recommended**

150432.

**RUTHIE ARAD VS. CITY OF GAINESVILLE; EIGHTH JUDICIAL  
CIRCUIT, CASE NO. 2015-CA-3231 (B)****RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Ruthie Arad vs. City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-3231.*

**Approved as Recommended**

150439.

**PATRICIA BRADLEY MCNAIR, AS PERSONAL REPRESENTATIVE  
OF THE ESTATE OF DONTE MANDEL BRADLEY-FAULK, AND  
TERRELL BRADLEY, AND RODRICK THOMPSON VS. JAMIE  
REED, AND PATRIOT TRANSPORTATION HOLDING, INC. D/B/A  
FLORIDA ROCK & TANK LINES, INC., AND CITY OF  
GAINESVILLE, A MUNICIPALITY; EIGHTH JUDICIAL CIRCUIT,  
CASE NO. 2015-CA-1619 (B)****RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City of Gainesville in the case styled Patricia Bradley McNair, as Personal Representative of the Estate of Donte Mandel Bradley-Faulk, and Terrell Bradley, and Rodrick Thompson vs. Jamie Reed, and Patriot Transportation Holding, Inc. d/b/a Florida Rock & Tank Lines, Inc., and City of Gainesville, a municipality; Eighth Judicial Circuit, Case No. 2015-CA-1619.*

**Approved as Recommended**

150446.

**ELIZABETH HUTTO VS. CITY OF GAINESVILLE; EIGHTH  
JUDICIAL CIRCUIT, CASE NO. 2015-CA-2281 (B)**



**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Elizabeth Hutto vs. City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-2281.*

**Approved as Recommended**

150447.

**ELIZABETH SYLVESTER VS. CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-2282 (B)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Elizabeth Sylvester vs. City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-2282.*

**Approved as Recommended**

150481.

**RICKEY KING VS. CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-3608 (B)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Rickey King vs. City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-3608.*

**Approved as Recommended**

150482.

**CHAD SMITH VS. THE CITY OF GAINESVILLE; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-3459 (B)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Chad Smith vs. The City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-3459.*

**Approved as Recommended**

150485.

**MEAGAN LAMOTHE VS. GAINESVILLE REGIONAL TRANSIT SYSTEM; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2015-CA-3399 (B)**

**RECOMMENDATION**

*The City Commission authorize the City Attorney to represent the City in the case styled Meagan Lamothe vs. Gainesville Regional Transit System; Eighth Judicial Circuit, Case No. 2015-CA-3399.*

**Approved as Recommended**

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

**EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**

**COMMITTEE REPORTS, CONSENT AGENDA ITEMS**

**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS****END OF CONSENT AGENDA****ADOPTION OF THE UTILITIES REGULAR AGENDA (Read if any, each item added or modified)**

A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Chase, that this Matter be Adopted. The motion carried by the following vote:

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Wells

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

*Jim Konish  
Jo Beaty  
Donald Shepherd*

**GENERAL MANAGER FOR UTILITIES****150513. Third Amendment to Employment Agreement - Russ Blackburn (B)**

**RECOMMENDATION**      *The City Commission (1) approve Third Amendment to the Employment Agreement between the City and City Manager Russ Blackburn; and (2) support the transition plan as presented.*

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 1 - Commissioner Wells

**150479. City of Gainesville/GRU Annual Employee Awards Program (B)**

This is an Informational Item

**\*\*Estimated Presentation Time 15 Minutes\*\***

*Scott Holowasko made a presentation.*

RECOMMENDATION

*The City Commission hear a presentation on the 2015 City of Gainesville/GRU Annual Employee Awards Program hosted by TEAM from Event Coordinators Scott Holowasko and Michelle Vickers.*

Heard

**UTILITY COMMITTEE REPORTS (PULLED FROM CONSENT)**

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

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

**UTILITY-RELATED ITEMS FROM MEMBERS OF THE CITY COMMISSION**

**UTILITY-RELATED COMMISSION COMMENTS (if time permits)**

**GENERAL GOVERNMENT 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.**

150475.

**Appointments to the Gainesville Human Rights Board, City Plan Board, Development Review Board and Board of Adjustment (B)**

*Motion by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Carter to appoint Jennifer Goins to the Human Rights Board. Motion passed 6-0.*

*Motion by Commissioner Chase, seconded by Commissioner Goston to appoint Bryan Williams to the City Plan Board. Motion passed 4-2, with Commissioner Warren and Commissioner Budd voting no. Katie Brown spoke to the matter.*

*Motion by Commissioner Chase, seconded by Commissioner Budd to appoint Debra Neill-Mareci to the Development Review Board. Motion passed 5-0, with Mayor Commissioner Pro tem Carter absent. Debra Neill-Marec and Donald Shepherd spoke to the matter.*

*Motion by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Warren to appoint Adam Bourdeaux and Daniel Harloff to the Board of Adjustment. Motion passed 6-0.*

*Ralph Hilliard spoke to the matter.*

RECOMMENDATION

*The City Commission discuss appointments to the Gainesville Human Rights Board, City Plan Board, Development Review Board and Board of Adjustment and take appropriate action.*

Discussed

150463.

**Proposed Amendments to the Interlocal Agreement Creating the North Central Florida Regional Planning Council (B)**

**The North Central Florida Regional Planning Council has provided proposed amendments to the Interlocal Agreement creating the North Central Florida Regional Planning Council. \*\*ESTIMATED PRESENTATION 5 MINUTES\*\***

*Motion: Approve amendments to the Interlocal Agreement.*

*Commissioner Goston left at 2:43 PM.*

*Scott Koons made a presentation.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission hear comments from a representative of the North Central Florida Regional Planning Council about the proposed amendments to the Interlocal Agreement and take action as appropriate.*

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

**Aye:** 5 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, and Commissioner Budd

**Absent:** 2 - Commissioner Wells, and Commissioner Goston

150494.

**Mayor Ed Braddy - Jasmin Hall EO Case. (NB)**

**RECOMMENDATION**

*The City Commission hear comments regarding Jasmin Hall's case.*

**Deferred**

**RECESS - 3:01 PM**

**RECONVENE - 5:33 P.M.**

**PLEDGE OF ALLEGIANCE**

**MR. BOB GASCHE**

**PROCLAMATIONS/SPECIAL RECOGNITIONS Placed on Agenda by Commissioner or Charter Officer**

150471.

**World Pancreatic Cancer Day - November 13, 2015 (B)**

**RECOMMENDATION**

*Amy Osteryoung to accept the proclamation.*

Heard

150472. **Veterans Day - November 11, 2015 (B)**

RECOMMENDATION *Gator Detachment of the Marine Corp League Bob Gasche to accept the proclamation.*

Heard

150473. **National American Indian Heritage Month - November 2015 (B)**

RECOMMENDATION *Americans Indians Chapter Gainesville Chapter NSDAR Co Chair Marwin A. Smith to accept the proclamation.*

---

Heard

150474. **Hunger Awareness Month - November 2015 (B)**

RECOMMENDATION *Rodney Long to accept the proclamation.*

This matter was Postponed

150495. **Veterans Day - November 11, 2015 (B)**

RECOMMENDATION *Department of Veterans Affairs Chief of Community Affairs at the Honor Center Ms. Vianne Marchese to accept the proclamation.*

Heard

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)**

*John Davies  
Donald Shepherd  
Don Glendening*

**PUBLIC HEARINGS**

150379. **Public Hearing to Approve the Campus Development Agreement for the University of Florida Campus Master Plan, 2015 - 2025 (B)**

**In accordance with Subsection 1013.30, Florida Statutes, the University of Florida must enter into an Agreement with their host local government(s) that addresses level-of-service requirements, deficiencies and campus impacts on public services and facilities. The host local government must adopt the Agreement in a manner consistent with the requirements of Chapter 163.3225. \*Estimated Staff Presentation 5 Minutes\***

*Motion: Approve alternative recommendation.*

*Ralph Hilliard and Linda Dixon made presentations.*

*Jim Konish spoke to the matter.*

**RECOMMENDATION**

*Recommended Motion: The City Commission: continue second public hearing to November 19, 2015 at 6:00 pm or as soon thereafter as the matter may be heard, at City Commission Auditorium, 200 E. University Avenue.*

*Alternative Recommendation: The City Commission approve the Campus Development Agreement and authorize the City Manager and Clerk of the Commission to execute the agreement.*

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

**Aye: 5-Mayor-Commissioner Pro Tem Carter, Commissioner Chase, Commissioner Warren, Commissioner Goston and Commissioner Budd**

**Absent: 2-Mayor Braddy, Commissioner Wells.**

## **RESOLUTIONS- ROLL CALL REQUIRED**

### **ADOPTION READING-ROLL CALL REQUIRED**

150305.

#### **LAND USE CHANGE - 5021 AND 4911 W UNIVERSITY AVENUE (B)**

Ordinance No. 150305; Petition No. PB-15-73 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 2.84 acres of property generally located at 5021 and 4911 W University Avenue, as more specifically described in this ordinance, from Conservation (CON) to Single-Family (SF); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Dean Mimms made a presentation.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*The City Commission: (1) approve Petition No. PB-15-73 LUC; and (2) adopt the proposed ordinance.*

**A motion was made by Commissioner Budd, seconded by Commissioner Goston, that this Matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:**

**Aye: 4- Mayor-Commissioner Pro Tem Carter, Commissioner Chase, Commissioner Goston and Commissioner Budd**

**Abstain: 1-Commissioner Warren**

**Absent: 2-Mayor Braddy and Commissioner Wells.**

150306.

**QUASI-JUDICIAL - REZONING - 5021 AND 4911 W UNIVERSITY AVENUE (B)**

Ordinance No. 150306; Petition No. PB-15-74 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 2.84 acres of property generally located at 5021 and 4911 W University Avenue, as more specifically described in this ordinance, from Conservation (CON) to Single-Family Residential District (RSF-1); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Dean Mimms made a presentation.*

**RECOMMENDATION**

*The City Commission: (1) approve Petition No. PB-15-74 ZON and (2) adopt the proposed ordinance.*

**A motion was made by Commissioner Budd, seconded by Commissioner Goston, that this Matter be Approved (Petition) and Adopted on Adoption Reading. The motion carried by the following vote:**

**Aye: 4- Mayor-Commissioner Pro Tem Carter, Commissioner Chase, Commissioner Goston and Commissioner Budd**

**Abstain: 1-Commissioner Warren**

**Absent: 2-Mayor Braddy and Commissioner Wells.**

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

**TIME CERTAIN FOR FILE #140384 OF 8:00 PM**

150304.

**QUASI-JUDICIAL - HISTORIC PROPERTY TAX EXEMPTION - 420 NE 5th STREET (B)**

Ordinance No. 150304

An ordinance of the City of Gainesville, Florida, finding that property located at 420 NE 5th Street, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2016, and continuing for 10 years under certain conditions; authorizing the Mayor and the Clerk of the Commission to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

*Ralph Hilliard made a presentation.*

*Jim Konish and Donald Shepherd spoke to the matter.*

**RECOMMENDATION**      *The City Commission: 1) approve Part 2 of the Historic Preservation Property Tax Exemption Application; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Budd, seconded by Commissioner Goston, that this Matter be Adopted on First Reading (Ordinance) and Approved the Recommendation. The motion carried by the following vote:**

**Aye:** 5 - Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 2 - Mayor Braddy, and Commissioner Wells

150350.

**VACATION OF PUBLIC RIGHT-OF-WAY - 207 FEET OF UNIMPROVED ALLEY BETWEEN SW 7TH TERRACE AND SW 6TH STREET, SOUTH OF SW 4TH AVENUE (B)**

Ordinance No. 150350; Petition PB-15-63 SVA

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close an unimproved alley public right-of-way that extends for 207 feet between SW 7th Terrace and SW 6th Street, south of SW 4th Avenue, as more specifically described in this ordinance; reserving a utilities easement; providing a severability clause; providing a repealing clause; and providing an effective date.

*Ralph Hilliard made a presentation.*

**RECOMMENDATION**      *The City Commission: 1) approve Petition No. PB-15-63 SVA; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Warren, seconded by Commissioner Chase, that this Matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 5 - Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 2 - Mayor Braddy, and Commissioner Wells

150395.

**DEFINING AND ALLOWING MEDICAL MARIJUANA DISPENSARIES IN CERTAIN ZONING DISTRICTS (B)**

Ordinance No. 150395, Petition PB-15-80 TCH

An ordinance of the City of Gainesville, Florida, amending the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) to allow Medical Marijuana Dispensaries, as defined in this ordinance, as a permitted use in certain zoning districts; by amending Section 30-23 to add definitions; by amending the following zoning districts to add Medical Marijuana Dispensaries as a permitted use by right: Office Residential District (OR), General Office District (OF), General Business District (BUS), 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), Medical Services District (MD), and Corporate Park District (CP); providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*Dean Mimms made a presentation.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**      *The City Commission: 1) approve Petition No. PB-15-80 TCH; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Warren, seconded by Commissioner Chase, that this Matter be Approved (Petition) and Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 5 - Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**Absent:** 2 - Mayor Braddy, and Commissioner Wells

## ORDINANCES, 2ND READING- ROLL CALL REQUIRED

### PLAN BOARD PETITIONS

150418.      **Rezone from UMU-2 (10-100 units/acre and up to 25 additional units/acre by special use permit, urban mixed-use district) to PD (Planned development district) (B)**

**Petition PB-15-69 PDV. City Plan Board. Rezone property from UMU-2 (10-100 units/acre and up to 25 additional units/acre by special use permit, urban mixed-use district) to PD (Planned development district) to allow a restaurant with a drive-through. Located at 1206 W. University Avenue. \*Expected presentation time 10 minutes\***

*Commissioner Wells arrived at 7:35 PM.*

*Motion by Commissioner Warren, seconded by Commissioner Budd to approve recommendation. Motion deadlocked 3-3, with Mayor Braddy, Mayor Commissioner Pro Tem Carter, and Commissioner Chase voting no.*

*Motion: Continue the petition until December 3, 2015.*

*Ralph Hilliard, Bedez Massey, Wade Olszewski, Sandra Gorman, Brady Lasar and Kimberly Seyer made presentations.*

*Tom Benton, Jay Hoge, Donald Shepherd, and Kathy Benton spoke to the matter*

**RECOMMENDATION**      *City Plan Board to City Commission - The City Commission approve Petition PB-15-69 PDV with the proposed PD Report and PD Layout Plan Map, subject to the conditions in the staff report and Appendix E (Technical Review Committee Conditions), with the provision that driveways*

and interior circulation can be adjusted at development plan review, if necessary, and subject to final development plan review by the City Plan Board.

The City Plan Board voted 3-2.

Staff to City Commission - The City Commission approve the City Plan Board recommendation.

Alternative Recommendation - The City Commission approve the City Plan Board recommendation with final development plan review by staff in accordance with the City Land Development Code.

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

**Aye:** 6 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, and Commissioner Budd

**Absent:** 1 - Commissioner Goston

## DEVELOPMENT REVIEW BOARD PETITIONS

### SCHEDULED EVENING AGENDA ITEMS

140384.

#### **GRU GOVERNANCE - UTILITY ADVISORY BOARD CREATION (B)**

Ordinance No. 140384

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances to repeal the existing Energy Advisory Committee and create a new Utility Advisory Board to assist with governance of the City's electric, gas, telecommunications, water and wastewater utilities; by repealing the text within the existing Division 7. of Article V. Boards, Commissions and Committees of Chapter 2 Administration and replacing it with text that creates the Utility Advisory Board; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*Lisa Bennett made a presentation.*

*Jim Konish, Nancy Deren and John Flemming spoke to the matter.*

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

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

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**150512. Utility Governance Alternatives (NB)**

*Jim Konish and Nancy Daren spoke to the matter.*

**RECOMMENDATION**      *Discuss utility governance alternatives.*

**Discussed**

**150514. SELECT AN INTERIM CITY MANAGER**

*Motion by Mayor Commissioner Pro Tem Carter, seconded by Commissioner Chase to appoint Anthony Lyons as the Interim City Manager and authorize the Mayor to negotiate an agreement. Motion passed 7-0.*

*Motion by Mayor Commissioner Pro Tem Carter, seconded by Commissioner Chase to authorize Human Resources to engage the services of an executive search firm currently on retainer with the City to initiate a search for a City Manager. Motion passed 7-0.*

*Fred Murry and John Fleming spoke to the matter.*

**RECOMMENDATION**      *The City Commission (1) select an Interim City Manager; and (2) authorize the Mayor to negotiate an agreement with the selected candidate.*

**A motion was made by Mayor-Commissioner Pro Tem Carter, seconded by Commissioner Chase, that this Matter be Approved, as shown above.**

**UNFINISHED BUSINESS****COMMISSION COMMENTS**

*Commissioner Budd - 1) Criteria for extending gas lines; and 2) Thank you to Russ Blackburn*

*Commissioner Chase - 1) Bus Service on 43rd Avenue; and 2) Thank you to Russ Blackburn*

*Commissioner Goston - CRA Relationship/Minority Contractors*

*Commissioner Warren - Thank you to Russ Blackburn*

*Mayor Commissioner Pro Tem Carter - Thank you to Russ Blackburn*

*Commissioner Wells - Thank you to Russ Blackburn*

*Mayor Braddy - Thank you to Russ Blackburn*

**150516. Mexican Restaurant/Sprinkler System**

**RECOMMENDATION**      *Refer to Committee*

**A motion was made by Commissioner Budd, seconded by Commissioner Wells, that this Matter be Referred to the Public Safety Committee, due back on**

**5/5/2016. The motion carried by the following vote:**

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**150517.** Driveway/Cut in Road

RECOMMENDATION *Refer to Committee*

**A motion was made by Commissioner Budd, seconded by Commissioner Wells, that this Matter be Referred to the Community Development Committee, due back on 5/5/2016. The motion carried by the following vote:**

**Aye:** 7 - Mayor Braddy, Mayor-Commissioner Pro Tem Carter, Commissioner Warren, Commissioner Wells, Commissioner Chase, Commissioner Goston, and Commissioner Budd

**CITIZEN COMMENT (If time permits)**

**ADJOURNMENT - 10:49 PM**