

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

Thursday, January 17, 2013

1:00 PM

City Hall Auditorium

City Commission

Mayor Craig Lowe (At Large)
Mayor-Commissioner Pro-Tem Lauren Poe (At Large)
Commissioner Thomas Hawkins (At Large)
Commissioner Yvonne Hinson-Rawls (District 1)
Commissioner Todd Chase (District 2)
Commissioner Susan Bottcher (District 3)
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

ROLL CALL

INVOCATION

CONSENT AGENDA

A motion was made that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:

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

Absent: 2 - Mayor Lowe, and Commissioner Wells

CITY MANAGER, CONSENT AGENDA ITEMS

[120650.](#) Seon Systems Sales, Inc., Contract with Regional Transit System (RTS) (B)

This item is a request to allow Regional Transit System (RTS) to purchase 20 additional new units, spare and replacement parts to complete the camera system upgrade on RTS buses.

RECOMMENDATION *The City Commission approve staff's recommendation to purchase additional new units, spare and replacement parts and repair services as needed to maintain the fleet.*

Adopted on the Consent Agenda

[120659.](#) Purchase of Motorola Radios from CIP Funds for The Gainesville Police Department in Fiscal Year 2013 (B)

This item requests that the City Commission authorize the purchase of radios for the Gainesville Police Department in the amount of \$341,700 from Motorola Solutions Inc., as a specified source selection.

RECOMMENDATION *The City Commission: 1) authorize the City Manager to authorize the issuance of a purchase order in an amount not to exceed \$341,700 to Motorola Solutions Inc. for radios as a specified source.*

Adopted on the Consent Agenda

[120676.](#) **Request to Waive Probationary Period of New City Plan Board Member Seth Lane (B)**

RECOMMENDATION *Staff to City Commission - Waive the 60-day probationary period for new Plan Board Member Seth Lane, in accord with Sec. 30-353(a) 5c. of the Land Development Code.*

Approved as Recommended

[120680.](#) **Consolidated Police Officers and Firefighters Retirement Plan Ordinance Amendments and the Establishment of a Police Officers Share Plan Ordinance (B)**

RECOMMENDATION *The City Commission authorize: 1) the City Attorney to prepare; and 2) the Clerk of the Commission to advertise the ordinance required to effectuate the negotiated changes to the Consolidated Police Officers and Firefighters Retirement Plan and the establishment of The Police Officer's Share Plan.*

Adopted on the Consent Agenda

[120681.](#) **Lease Agreements with Alachua County Library District for Fred Cone Park (B)**

This item requests approval and authorization by the Gainesville City Commission for the Mayor to execute two lease agreements with the Alachua County Library District for Fred Cone Park

RECOMMENDATION *The City Commission: 1) approve the two Ground Leases between the City of Gainesville and the Alachua County Library District: one for the temporary modular library, and a second for the permanent library; and 2) authorize the Mayor to execute and the Clerk of the Commission to attest both Ground Lease agreements, subject to approval by the City Attorney as to form and legality.*

Adopted on the Consent Agenda

[120704.](#) **Scheduling of Annexation Initiative Workshop (NB)**

RECOMMENDATION *The City Commission approve a workshop to discuss annexation strategy on February 26, 2013 from 5:00PM to 7:00PM in City Hall, Room 16.*

Approved as Recommended

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

[120728.](#) **Contract for Telecommunications Consulting Services (NB)**

Staff recommends executing a contract for telecommunications consulting services with Hike & Co., Inc.

RECOMMENDATION

The City Commission authorize the General Manager or his designee to: 1) execute a three year contract with Hike and Co., Inc. as a specified sole source, for telecommunications consulting services on an as needed basis, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders for these services in amounts not exceeding \$75,000 for each year of the contract, subject to final approval of funds.

Approved as Recommended

CITY ATTORNEY, CONSENT AGENDA ITEMS

[120675.](#)

HARRY JONES VS. THE CITY OF GAINESVILLE, FCHR NO.: 201300415 (NB)

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Harry Jones vs. the City of Gainesville; FCHR No.: 201300415

Approved as Recommended

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

[120623](#)

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of December 6 and 20, 2012, as circulated.

Approved as Recommended

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT

PERSONNEL & ORGANIZATIONAL STRUCTURE COMM, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

Commissioner Hinson-Rawls moved with Commissioner Bottcher seconding to adopt the regular agenda. Motion carried 5-0 with Mayor Lowe and Commissioner Wells absent.

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

[120732](#) **Advisory Board Attendance Appeals (B)**

RECOMMENDATION *The City Commission consider the appeal of:*

Filed With No Action Taken

CITY MANAGER

[120416](#) **Solid Waste Collection Contract (B)**

This item is a request the City Commission consider an opportunity for WCA (City’s contract waste hauler) convert their fleet to Compressed Natural Gas (CNG) and develop a publicly accessible fueling station in return for a five year extension of the current waste and recycling collection contract set to expire September 2016.

Commissioner Wells arrived during this agenda item.

Public Works Director Teresa Scott, Strategic Planner Lila Stewart, Solid Waste Manager Steve Joplin and Alachua County Waste Management Director Sally Palmi made presentations.

Bob Shires, George Herrera and Dana Miller spoke to the matter.

Amendment: Include in the negotiations 1.) Discussion of annexation 2.) Discussions on 75% waste reduction diversion 3.) Discussions on providing public access and government fleet access 4.) Discussions on CNG data points and collection

RECOMMENDATION

The City Commission 1) hear a staff presentation; and 2) direct the City Manager to pursue negotiations with WCA for a five year contract extension in return for converting their fleet to CNG and providing a publicly accessible CNG fueling station.

Alternative Recommendation

The City Commission 1) hear a staff presentation; and 2) direct the City Manager to not pursue negotiations with WCA for a five year contract extension at this time.

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

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

Nay: 1 - Commissioner Chase

Absent: 1 - Mayor Lowe

[120579.](#)**Report on C. R. Layton United States Army Reserve Center Visioning Session (B)**

This item is a request to provide a presentation summarizing the results of the October 23, 2012, Neighborhood Visioning Session on the future of the C. R. Layton United States Army Reserve Center located at 1125 Northeast 8th Avenue.

Assistant City Manager Paul Folkers, Planner Andrew Persons, Gerry Dedenbach and Bill Warinner made presentations.

Donald Sheppard spoke to matter.

Motion: Authorize City Manager to implement a facilitated due diligence plan with the specific outcome of a re-purpose plan to include financial parameters, timeline and design charrette.

RECOMMENDATION

The City Commission: 1) hear a presentation on the results of the October 23, 2012 Neighborhood Visioning Session; and 2) provide any additional guidance as appropriate.

Approved, as shown above

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

Absent: 1 - Mayor Lowe

GENERAL MANAGER FOR UTILITIES**CITY ATTORNEY**

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

PERSONNEL & ORGANIZATION STRUCTURE COMMITTEE

PUBLIC SAFETY COMMITTEE

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

Commissioner Chase left the meeting at 3:49PM and returned for the beginning of the evening session.

Fire Chief Gene Prince made a presentation on a new location for Fire Station #1.

Commissioner Hawkins regarding Boulware School zoning issue.

Commissioner Hawkins regarding transportation safety.

Commissioner Wells regarding Correctional Institution.

Donald Sheppard made comments.

[120882.](#)

Commissioner Hawkins Materials

Placed on File

RECESS

4:36PM

RECONVENE

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

120683. Delta Sigma Theta Day - January 26, 2013 (B)

RECOMMENDATION *Delta Sigma Theta Sorority, Inc. Gainesville Alumnae President Wendy Fletcher-Shannon to accept the proclamation.*

Heard

120684. School Crossing Guard Appreciation Day - February 1, 2013 (B)

RECOMMENDATION *Gainesville Police Department Specialty Units Commander Lt. Art Adkins and Supervisor of School Crossing Guards PST Supervisor Robert Huff to accept the proclamation.*

Heard

120685. Gainesville SIATech and MYcroSchool National School Choice Week - January 27- February 2, 2013 (B)

RECOMMENDATION *Gerald Zagaiski to accept the proclamation.*

Heard

CITIZEN COMMENT (6:00pm) - Please sign on sign-up sheet

Michelle Parker-Fire Station #1

Mac McEachern-Biomass related fees

Debbie Martinez-Biomass Work-shop conduct

Gabriel Kaimowitz-Biomass Work-shop apology/Butterfly City

Joe Courtier-Fire Station #1

Pat Fitzpatrick-Share Program/Business Incentives

Mike Myers-Fire Station #1

John Davies-Democratic Politics

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

[120718.](#)

Qualified Target Industry (QTI) Refund Resolution - Mobiquity, Inc. (B)

This item seeks City Commission approval for a QTI contribution for the prospective location of a development center for Mobiquity, Inc. a professional services company providing mobility services to the enterprise market, within the City of Gainesville.

Eric Bredfedlt made a presentation.

Gabe Kaimowitz, Jo Beaty and Rose Monroe spoke to the matter.

RECOMMENDATION

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

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

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

Absent: 1 - Mayor Lowe

ADOPTION READING - ROLL CALL REQUIRED

[120524.](#)

LAND USE CHANGE - SMALL SCALE - APPROXIMATELY .04 ACRES OF PROPERTY GENERALLY LOCATED AT 1126 NW 7TH AVENUE (B)

Ordinance No. 120524; Petition No. PB-12-110 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately .04 acres of property generally located at 1126 NW 7th Avenue, as more specifically described in this ordinance, from Public Facilities (PF) to Residential Low-Density (RL); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Planner Andrew Persons made a presentation.

RECOMMENDATION

The City Commission: (1) approve Petition PB-12-110 LUC and (2) adopt the proposed ordinance.

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

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

Absent: 1 - Mayor Lowe

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

120309.

REZONING - VICINITY OF 6600 BLOCK OF STATE ROAD 121 (B)

Ordinance No. 120309; Petition No. PB-12-74 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 41 acres of certain properties, as more specifically described in this ordinance, located in the vicinity of the 6600 block of State Road 121 from the zoning category of Limited industrial district (I-1) to Business industrial district (BI); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

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

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

Absent: 1 - Mayor Lowe

120313.

TEXT CHANGE - COLLEGE PARK SPECIAL AREA PLAN SIGNS

Ordinance No. 120313; Petition No. PB-12-84 TCH

An ordinance of the City of Gainesville, Florida, amending the Land Development Code Appendix A. Special Area Plans, Section 3. Special Area Plan for College Park, Exhibit B. College Park Special Area Plan by deleting obsolete zoning district references pertaining to sign regulations; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: 1 - Mayor Lowe

PLAN BOARD PETITIONS

[120638.](#)

Amend the Permitted Uses in the Industrial and Public Facilities Future Land Use Categories (B)

Petition PB-12-134 CPA. City Plan Board. Amend the City of Gainesville Comprehensive Plan Future Land Use Element to change the permitted uses in the Industrial and Public Facilities land use categories.

Planners Andrew Persons and Ralph Hilliard made presentations.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition PB-12-134 CPA. Plan Board vote 6-0.*

Staff to City Commission - The City Commission approve Petition PB-12-134 CPA and include these changes as part of the Evaluation and Appraisal Update of the Comprehensive Plan.

Staff to the Plan Board - Approve Petition PB-12-134 CPA.

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

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

Absent: 1 - Mayor Lowe

[120652.](#)

Amend the City of Gainesville Comprehensive Plan Public Schools Facilities Element (B)

Petition PB-12-131 CPA. Amend the City of Gainesville Comprehensive Plan Public Schools Facilities Element for the Evaluation and Appraisal process.

Planner Dean Mimms made a presentation.

RECOMMENDATION *City Plan Board to City Commission - The City Commission*

approve Petition PB-12-131 CPA. The Plan Board voted 6-0.

Staff to City Commission - The City Commission approve Petition PB-12-131 CPA.

Staff to City Plan Board - Staff recommends approval of Petition PB-12-131 CPA.

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

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

Absent: 1 - Mayor Lowe

[120667.](#)

Time Extension for Design Plat for ADC Development and Investment Group, LLC. (B)

Time Extension for Petition DB-11-145 SUB: Causseaux Hewett and Walpole, Inc., Agent for City of Gainesville, property owner, ADC Development and Investment Group, LLC. (Grace Market Place) Design Plat review for a three-lot subdivision. Zoned I-2 (General Industrial) and PD (Planned Development). Located at 820 NW 53rd Avenue (1850 feet northwest of NW 53rd Avenue.

Planner Lawrence Calderon made a presentation.

RECOMMENDATION

Staff to City Commission:

Approve the request for extension of time to file final plat for Petition DB-11-145 SUB, to March 1, 2014.

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

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

Absent: 1 - Mayor Lowe

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

Commissioner Hinson-Rawls -GRU bills

Jo Beaty, Mark Venske and Donald Sheppard spoke to the matter.

Motion: Commissioner Hinson-Rawls moved with Commissioner Hawkins seconding to hold a community forum on large utility bills with strategies for assistance especially for lower income customers. Motion carried 6-0.

Commissioner Chase-Stormwater and Garbage on GRU bills

-City Manager and General Manager to provide memorandum

-CRA Manager hiring

-Charter Review

-Election district notification

Citizen Comment

Debbie Martinez-Citizen Comment Period

Mark Venske-GRU Issues

Jo Beaty-Charter Issue/Re-districting

Ed Braddy-Citizen Comment Period/GRU Power Plant

[120883.](#)

Lates Fees and Utility Terminations

A motion was made by Commissioner Hinson-Rawls, seconded by Commissioner Hawkins, that this Matter be Referred to the Regional Utilities Committee, due back on 7/17/2013. The motion carried by the following vote:

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

Absent: 1 - Mayor Lowe

CITIZEN COMMENT (If time available)

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

8:51PM

Kurt Lannon, Clerk of the Commission