

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

Thursday, August 1, 2013

1:00 PM

City Hall Auditorium

City Commission

Mayor Ed Braddy (At Large)
Commissioner Lauren Poe (At Large)
Commissioner Thomas Hawkins (At Large)
Commissioner Yvonne Hinson-Rawls (District 1)
Commissioner Todd Chase (District 2)
Commissioner Susan Bottcher (District 3)
Mayor-Commissioner Pro Tem Randy Wells (District 4)

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

CALL TO ORDER-1:00PM

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

Absent 1 - Commissioner Chase

AGENDA STATEMENT

ROLL CALL

INVOCATION

Prophet George Young

CONSENT AGENDA

130133 and 130154 were heard as part of the regular agenda. The appointment of Gracy Castine was removed from the agenda.

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

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

Absent: 1 - Commissioner Chase

CITY MANAGER, CONSENT AGENDA ITEMS

[130119.](#)

Annexation of City-owned Parcel North of Morningside Nature Center (B)

This is the submission of petition for voluntary annexation of city-owned property of Tax Parcel 10860-000-000, which is located North of Morningside Nature Center and east of Northeast Waldo Road.

RECOMMENDATION

The City Commission: 1) authorize the Mayor, as agent for the City, to sign the petition for voluntary annexation; 2) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agent; 3) direct the City Manager to analyze the area; and 4) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Approved

[130120.](#)

Annexation of City-owned Parcel South of Fred Cone Park (B)

This is the submission of petition for voluntary annexation of city-owned property that is a portion of Tax Parcel 16146-000-000, which is located south of Fred Cone Park on Southeast Hawthorne Road and in the vicinity of Southeast 27th Street.

RECOMMENDATION

The City Commission: 1) authorize the Mayor, as agent for the City, to sign the petition for voluntary annexation; 2) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agent; 3) direct the City Manager to analyze the area; and 4) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Approved

[130121.](#)

Annexation of City-owned Parcels Northeast of Gainesville Regional Utilities Deerhaven Generating Station (B)

This is the submission of petitions for voluntary annexation of city-owned property composed of Tax Parcels 05871-003-000 and 05871-002-000, both of which are located northeast of Gainesville Regional Utilities Deerhaven Generating Station along State Road 121.

RECOMMENDATION

The City Commission: 1) authorize the Mayor, as agent for the City, to sign the petition for voluntary annexation; 2) receive the petition for annexation and make findings that it contains the signature of the property owner or authorized agent; 3) direct the City Manager to analyze the area; and 4) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.

Approved

[130122.](#)

Authorization to draft amendments to the General Employees' Pension Plan and the Police Officers and Firefighters Consolidated Retirement Plan (NB)

RECOMMENDATION

The City Commission authorize the City Attorney to draft and the Clerk of the Commission to advertise the proposed amendments to the General Employees' Pension Plan and the Police Officers and Firefighters Consolidated Retirement Plan.

Approved

[130124.](#)

Approval of the Regional Transit System (RTS) Title VI Program (B)

This item is a request to approve the RTS Title VI Program and its subsequent submission to the Federal Transit Administration (FTA) for final review and approval.

RECOMMENDATION

The City Commission approve the Regional Transit System (RTS) Title VI program.

Alternative Recommendation

The City Commission continue to work with the City of Gainesville Equal Opportunity Office for an acceptable alternative program.

Approved as Recommended

130133.

Service Agreement for an Open Data Portal and Performance Measurement Dashboard for the Government 2.0 Initiative (NB)

This item requests approval by the City Commission to authorize the City Manager to enter into a specified source contract with Socrata, Inc., for The Socrata Open Data Platform™ and GovStat™ to make data available through shared public datasets and display performance metrics using interactive dashboards.

Heard on Regular Agenda. Fred Murry and Becky Rountree made presentations.

Jo Beaty, Nathan Skop, Gabe Kaimowitz, Mac McEachern, Donald Sheppard and Mark Venske spoke to the matter.

RECOMMENDATION

The City Commission: 1) approve Socrata, Inc., to be a specified source for The Socrata Open Data Platform™ and GovStat™; and 2) authorize the City Manager, or his designee, to negotiate and execute a three-year service agreement with Socrata, Inc., subject to the approval of the City Attorney as to form and legality.

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

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

Nay: 1 - Mayor Braddy

Absent: 1 - Commissioner Chase

130143.

Scheduling of a Compensation Study Workshop (NB)

RECOMMENDATION

The City Commission approve a workshop to discuss the Compensation Study on August 29, 2013, from 2:00 pm to 4:00 pm in City Hall, Room 16.

Approved as Recommended

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

130150. General Engineering and Consultation Services (NB)

Staff recommends authorization to negotiate amendments to contracts for professional engineering and consulting services.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or his designee, to negotiate and execute amendments to the contracts for professional engineering and consulting firms extending the term through September 30, 2018, in accordance with the Consultants Competitive Negotiations Act (CCNA) and subject to approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders for these services, in amounts not to exceed budgeted amounts, subject to the final appropriation of funds for each year of the contract.

Approved as Recommended

130154. Florida Municipal Power Agency (FMPA) Costs and Expenses for Crystal River Unit 3 Negotiations (B)

Heard on regular agenda. Nathan Skop, Rob Brinkman, Ray Washington, Jo Beaty and Donald Sheppard spoke to the matter.

RECOMMENDATION

The City Commission (1) authorize the General Manager, or his designee, to pay FMPA up to a total of \$110,000 for FMPA's efforts on GRU's behalf, inclusive of all amounts already incurred and paid by GRU for the CR3 negotiations with Duke; and (2) authorize the General Manager, or his designee, to execute the Authorization for Increased FMPA Costs and Expenses, agreeing to pay up to \$110,000 to FMPA on GRU's behalf.

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

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

Nay: 1 - Mayor Braddy

Absent: 1 - Commissioner Chase

CITY ATTORNEY, CONSENT AGENDA ITEMS

130155. EYE ASSOCIATES OF GAINESVILLE, LLC AND DEBORAH L. MARTINEZ, PETITIONERS IN RE: PETITION FOR EXPEDITED REVIEW OF ELECTRIC RATE STRUCTURE FOR GAINESVILLE REGIONAL UTILITIES; BEFORE THE FLORIDA PUBLIC SERVICE

COMMISSION, DOCKET NO. 130188-EM (B)

RECOMMENDATION

The City Commission authorize the City Attorney, assisted by special counsel, D. Bruce May, Jr. with Holland & Knight, to represent the City d/b/a Gainesville Regional Utilities in the administrative proceeding before the Florida Public Service Commission styled Eye Associates of Gainesville, LLC and Deborah L. Martinez, In re: Petition for Expedited Review of Electric Rate Structure for Gainesville Regional Utilities, PSC Docket No. 130188-EM

Approved as Recommended

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

[130142.](#)

Appointments to City Commission Advisory Boards and Committees

RECOMMENDATION

The City Commission appoint:

Gracy Castine to the CRA Downtown Redevelopment Advisory Board for a term to expire 6/7/16.

Brian Scarborough, Susan Crowley, and Racheal Johnson to the Gainesville/Alachua County Regional Airport Authority for a term to expire 7/31/16.

Kenneth Johnson to the Gainesville Enterprize Zone Development Agency for a term to expire 3/31/17.

Stanley Livengood to the Pension Review Committee for a term to expire 7/13/18.

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

[110489.](#)

Road Maintenance Costs Associated With Providing Residential Solid Waste Collection Services (B)

RECOMMENDATION

The City Commission approve the phasing in over a three year period accounting for the total cost of roadway pavement management for the Solid Waste Program beginning with Fiscal Year 2014.

Approved as Recommended

[110858.](#)

Solid Waste - Can Sizes and Fees (B)**RECOMMENDATION**

The City Commission remove this item from the referral list.

Approved as Recommended

[130101.](#)

Fiscal Year 2013 Operating Funds Quarterly Monitoring Report - Quarter Ending March 31, 2013 (B)**RECOMMENDATION**

The City Commission receive the quarterly budget monitoring report for the quarter ended March 31, 2013.

Approved as Recommended

[130102.](#)

Quarterly Financial Report - Gainesville Regional Utilities (B)**RECOMMENDATION**

The City Commission receive the GRU Quarterly Financial Report as of March 31, 2013.

Approved as Recommended

[090456.](#)

Payment Methods of City Fees and Licenses (B)

This item is to discuss the issue of traditional options of payment for City fees and licenses versus online payments and also includes Legistar Referral #100219.

RECOMMENDATION

The City Commission remove the item from the Audit, Finance and Legislative Committee referral list.

Approved as Recommended

EQUAL OPPORTUNITY COMMITTEE, CONSENT**COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS****END OF CONSENT AGENDA****ADOPTION OF THE REGULAR AGENDA**

Jo Beaty, Nathan Skop and Mac McEachern spoke to the matter.

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

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

Absent: 2 - Commissioner Chase, and Commissioner Hawkins

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

GENERAL MANAGER FOR UTILITIES

120516. **Net Metering Policy and Practice (B)**

Lewis Walton and Scott Schlossman made presentations.

Donald Sheppard, Mac McEachern, Linda McGurn, Ken McGurn, Mike Warren, Nathan Skop and Mark Venske spoke to the matter.

Motion: Move alternative PSC model

RECOMMENDATION *The City Commission; 1) receive a presentation from staff; and 2) direct staff to draft an ordinance modifying the net metering policy and practice that implements the staff recommendation or the staff alternative.*

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

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

Absent: 1 - Commissioner Chase

130325. **Net Metering Policy/Cap on Pay-out and Existing Installations**

RECOMMENDATION *Refer to Committee*

A motion was made by Commissioner Poe, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Assigned to the Regional Utilities Committee, due back on 2/1/2014. The motion carried by the following vote:

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

Absent: 1 - Commissioner Chase

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

[130095.](#) **Report of Small Business Enterprise Activity for the City of Gainesville (GG and GRU) (B)**

Joann Dorval made a presentation and Nathan Skop spoke the matter.

RECOMMENDATION *The City Commission: hear a presentation from EO Director Cecil Howard on the SBPP and SBE 2012 spending reports; discuss and accept the reports.*

Heard

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

[130158.](#) **Commissioner Yvonne Hinson-Rawls - Update on City's Major Construction Projects (B)**

RECOMMENDATION *The City Commission: 1) hear a presentation from EO staff on the City's major construction projects; 2) discuss the capital projects that the EO Office is monitoring for compliance; and 3) take appropriate action.*

[130173.](#) **Mayor Ed Braddy: GRU Spill (B)**

David Richardson made a presentation.

RECOMMENDATION *Hear a presentation from GRU staff.*

Heard

COMMISSION COMMENTS (if time available)

RECESS

RECONVENE

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

[130147.](#) **Ted Crom Day - August 10, 2013 (B)**

RECOMMENDATION *Ted Crom's Family Widow of Honree Wynona Crom and Sons of Honoree Ted Crom, Brady Crom and Gary Crom to accept the proclamation.*

Heard

[130166.](#) **National Night Out - August 6, 2013 (B)**

RECOMMENDATION *Gainesville Police Department Crime Prevention Supervisor Sergeant Jamie Kurnick to accept the proclamation.*

Heard

CITIZEN COMMENT (6:00pm)

- Kim Konish-Charter Review*
- Gabe Hillel-City Volunteer File #130284 Nathan Skop-Gainesville Sun Editorial*
- John Davies-DEC*
- Mark Venske-GRU Issues*
- Mary Furrell-MLK March on Washington*
- Donald Sheppard-GRU Charges*
- Pat Fitzpatrick-Hunger Issue File #130284*
- Rob Brinkman-GRU and Charter Issues*
- Ray Washington-GRU Issues*
- Mac McEachern-Charter Review/GRU Issues*
- Joe Beaty-Government 2.0*

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

[130100.](#)**SECOND AMENDMENT TO THE FY 2012-2013 GENERAL FINANCIAL AND OPERATING PLAN (B)**

A Resolution of the City Commission of the City of Gainesville, Florida; Relating to its General Government Budget for the Fiscal Year Beginning October 1, 2012 and Ending September 30, 2013; Amending Resolution No. 120271 as Amended by Resolution No. 120758, by Making Certain Adjustments to the General Operating and Financial Plan Budget; and Providing an Immediate Effective Date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

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

Absent: 1 - Commissioner Chase

Clerk's Note: The City Commission waive the Rules to hear the item below after File #121102.

[130082.](#)**RESOLUTION AUTHORIZING THE CODE ENFORCMENT BOARD TO CONDUCT QUASI-JUDICIAL HEARINGS (B)**

Resolution No. 130082

A Resolution of the City of Gainesville authorizing the code enforcement board to conduct quasi-judicial hearings related to violations of the City of Gainesville Code of Ordinances and providing an immediate effective date.

Donald Sheppard spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

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

Nay: 1 - Mayor Braddy

Absent: 1 - Commissioner Chase

ADOPTION READING - ROLL CALL REQUIRED[120796.](#)**LAND USE CHANGE - SMALL SCALE - APPROXIMATELY 0.24 ACRES OF PROPERTY GENERALLY LOCATED IN THE VICINITY**

OF THE 3600 BLOCK OF SW 40TH BOULEVARD (B)

Ordinance No. 120796; Petition No. PB-12-167 LUC

An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately 0.24 acres of property generally located in the 3600 block of SW 40th Boulevard, as more specifically described in this ordinance, from Alachua County Commercial to the City of Gainesville land use category of Business Industrial (BI); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Onelia Lazari made a presentation.

RECOMMENDATION

The City Commission: (1) approve Petition PB-12-167 LUC and (2) adopt the proposed ordinance.

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

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

Absent: 1 - Commissioner Chase

[120797.](#)**REZONING - APPROXIMATELY 0.24 ACRES OF PROPERTY GENERALLY LOCATED IN THE 3600 BLOCK OF SW 40TH BOULEVARD (B)**

Ordinance No. 120797; Petition PB-12-168 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 0.24 acres of property generally located in the 3600 block of SW 40th Boulevard, as more specifically described in this ordinance, from Alachua County Highway oriented business services district (BH) to City of Gainesville Business industrial district (BI); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Donald Sheppard spoke to the matter.

RECOMMENDATION

The City Commission (1) approve Petition No. PB-12-168 ZON and (2) adopt the proposed ordinance.

A motion was made by Commissioner Hawkins, 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: 5 - Commissioner Bottcher, Commissioner Poe, Commissioner Hawkins, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Absent: 2 - Mayor Braddy, and Commissioner Chase

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**ORDINANCES, 2ND READING- ROLL CALL REQUIRED**[121097.](#)**REZONING - PROPERTY GENERALLY LOCATED WEST OF NE 18TH STREET, SOUTH OF NE 6TH PLACE, EAST OF NE 17TH TERRACE, AND NORTH OF NE 5TH AVENUE (B)**

Ordinance No. 121097; Petition No. PB-13-27 ZON

An ordinance amending the Zoning Map Atlas of the City of Gainesville, Florida, by rezoning approximately 3.47 acres of property generally located west of NE 18th Street, south of NE 6th Place, east of NE 17th Terrace, and north of NE 5th Avenue, as more specifically described in this ordinance, from Residential low density district (RMF-5) to Multiple-family medium density residential district (RMF-7); 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 Poe, seconded by Commissioner Bottcher, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 2 - Mayor Braddy, and Commissioner Chase

[130098.](#)**VOLUNTARY ANNEXATION - URBAN SERVICES REPORT - WRH PROPERTIES (B)**

Ordinance No. 130098

An ordinance of the City of Gainesville, Florida, adopting an Urban Services Report that sets forth plans to provide urban services to Tax Parcel Nos. 07240-030-000, 07240-001-010 and 07242-001-000, which are generally located south of SW Archer Road, west of Fred Bear Drive and I-75, north of SE Williston Road, and east of SW 62nd Avenue, upon voluntary annexation as petitioned for by the property owner pursuant to Chapter 90-496, as amended, Special Act, Laws of Florida, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Onelia Lazzari made a presentation and Donald Sheppard spoke to the matter.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

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

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

Absent: 1 - Commissioner Chase

[121102.](#)

SPECIAL MAGISTRATE FOR CODE ENFORCEMENT (B)

Ordinance No. 121102

An ordinance of the City of Gainesville, Florida, amending the Gainesville Code of Ordinances by creating a special magistrate position as an alternative to the code enforcement board to enforce compliance with City Of Gainesville ordinances; amending Chapter 2, Article V, Division 8, Code Enforcement Board to provide intent; provide minimum qualifications and requirements for appointment of special magistrates; 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 Hawkins, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Nay: 1 - Mayor Braddy

Absent: 1 - Commissioner Chase

PLAN BOARD PETITIONS

[130118.](#)

Amend the Magnolia Parke PD to add an additional drive-through lane for a financial institution. (B)

Petition PB-13-55 PDA. Causseaux, Hewett & Walpole, Inc., agent for HCA Federal Credit Union. Amend the Magnolia Parke Planned Development (PD) to add an additional drive-through lane for a financial institution. Located at 4720 NW 39th Avenue.

Jason Simmons and Craig Brashier made presentations.

RECOMMENDATION *City Plan Board to City Commission - The City Commission approve Petition PB-13-55 PDA with the additional amendment that Section 4, Condition 13 be changed from "Pod "A" and "B" to "Pod "A" and or "B". Plan Board vote 5-0.*

*Staff to City Commission - The City Commission approve
Petition PB-13-55 PDA as amended by the Plan Board.*

Staff to the Plan Board - Approve Petition PB-13-55 PDA.

Alternative Recommendation

*Staff to City Commission - The City Commission deny
Petition PB-13-55 PDA.*

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

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

Absent: 1 - Commissioner Chase

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

Commission Comment

*Yvonne Hinson-Rawls-Gainesville Job Fair
Mayor Braddy-Gainesville Builders's Association-request for memo*

CITIZEN COMMENT (If time available)

*Rob Brinkman-Sewar Spill
Nathan Skop-GRU Issues
Ray Washington-Base Rate and Taxes issue
Jo Beaty-City Open Government
Donald Sheppard-Return Money*

*Comm Wells moved to extend the meeting by waiving the rules with Comm Bottcher
seconding. Motion carried 5-1 with Comm Hawkins voting no.*

ADJOURNMENT-11:03PM

Kurt Lannon, Clerk of the Commission