#130920

City of Gainesville

City Hall 200 East University Avenue Gainesville, Florida 32601



Minutes - Draft

Thursday, March 20, 2014 1:00 PM

MODIFIED AGENDA

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-1:08PM

AGENDA STATEMENT

ROLL CALL

INVOCATION

CONSENT AGENDA

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

CITY MANAGER, CONSENT AGENDA ITEMS

130731.

Legal Office Expenses from Federal Law Enforcement Contraband Forfeiture Trust Fund for FY 2014 (NB)

This is a request for City Commission approval to appropriate funds from the Federal Law Enforcement Contraband Forfeiture Trust Fund

RECOMMENDATION

The City Commission authorize the Gainesville Police Department to appropriate \$15,000 from the Federal Forfeiture Fund. The unreserved fund balance is \$663,331 as of November 20, 2013.

Alternative Recommendation
The City Commission appropriate \$15,000 from the General
Fund for these expenses.

Fire Prevention and Safety (FP&S) 2013 Grant Application for Enhanced Safety through integration of Community Risk Reduction and Fire Response Data (NB)

This item requests that the Commission authorize the City Manager to execute a grant award, if awarded, for the 2013 FEMA Fire Prevention and Safety (FP&S) Grant for the purchase of hardware and software to integrate the fire department's information management system.

RECOMMENDATION

The City Commission authorize the City Manager to execute the grant, if awarded, and other necessary documents, pending approval by the City Attorney as to form and legality.

Approved as Recommended

130772.

Strategic Plan Quarterly Report - 1st Quarter of Fiscal Year 2014 (B)

This item provides a report on the progress of the City Commission's Strategic Goals and Initiatives for the 1st quarter of Fiscal Year 2014.

RECOMMENDATION

The City Commission receive a quarterly report from the City Manager on the progress of the City Commission Strategic Goals and Initiatives for the 1st quarter of FY 2014.

Approved as Recommended

130777.

Approval and Authorization to Execute a Lease Agreement (B)

This item is a request to Approve and Authorize the Execution of a Lease Agreement with KJB Investment Corporation, a Florida S Corporation.

RECOMMENDATION

The City Commission: 1) approve the Lease Agreement with KJB Investment Corporation for the space available at 60 Southwest 2nd Street, and 2) authorize the City Manager to execute the Lease Agreement with KJB Investment Corporation and any extensions, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

JANICE DEBOSE-WYRICK AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ARTRELL DEBOSE VS.CITY OF GAINESVILLE, A POLITICAL SUBDIVISION OF FLORIDA, COURT CASE NO. 2013-CA-4698 (B)

RECOMMENDATION

The City Commission authorize the City Attorney and/or Special Counsel if insurance coverage is available, to represent the City of Gainesville in the case styled Janice Debose-Wyrick as Personal Representative of the Estate of Artrell Debose vs. City of Gainesville, a Political Subdivision of Florida, Court Case No. 2013-CA-4698.

Approved as Recommended

130756.

STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY AS SUBROGEE OF KAREN A. DANIEL VS. CITY OF GAINESVILLE, A MUNICIPAL CORPORATION, COURT CASE NO. 2014-CC-427 (B)

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City of Gainesville in the case styled State Farm Mutual Automobile Insurance Company as Subrogee of Karen A. Daniel vs. City of Gainesville, a Municipal Corporation, Court Case No. 2014-CC-427.

Approved as Recommended

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

130797.

Appointments to City Commission Advisory Boards and Committees (NB)

RECOMMENDATION

The City Commission appoint:

Belinda M. Smith to the Citizens Advisory Committee for Community Development for a term to expire 11/1/17. Ethan J. Hudgins to the Development Review Board for a

term to expire 11/1/17.

Carl Ramey to the Gainesville Human Rights Board for a

term to expire 2/22/17.

Michelle A. Hazen to the Historic Preservation Board for a

term to expire 6/1/17.

Rosa B. Williams to the Public Recreation and Parks Board

for a term to expire 6/1/17.

E.J. Bolduc to the Tree Advisory Board for a term to expire

1/1/17.

Approved as Recommended

130801.

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of February 4, 6,

10, 11 and 20, 2014..

July 3rd Meeting (NB)

RECOMMENDATION

The City Commission cancel the July 3, 2014 meeting.

Approved as Recommended

130810.

Resignation of Jason S. Gonos from the City Beautification Board (B)

RECOMMENDATION

The City Commission accepts the resignation of Jason S.

Gonos from the City Beautification Board, effective

immediately.

Approved as Recommended

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE, CONSENT

PUBLIC SAFETY COMMITTEE, CONSENT

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE, CONSENT

130740.

Proposed Three Year Extension of Agreement for Professional Auditing Services for the Annual Financial Statements Audit - General Government Segment (B)

RECOMMENDATION

The Audit, Finance and Legislative Committee recommends the City Commission:

1) Approve the proposed three year extension of the agreement for professional auditing services - General Government segment with

Carr, Riggs and Ingram, LLC; and

2) Authorize the City Auditor to execute the extension subject to the review of the City Attorney as to form and legality.

Approved as Recommended

EQUAL OPPORTUNITY COMMITTEE, CONSENT

COMMUNITY REDEVELOPMENT AGENCY, CONSENT ITEMS

END OF CONSENT AGENDA

ADOPTION OF THE REGULAR AGENDA

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

130778. Bus Rapid Transit (BRT) Alternative Analysis Final Report (B)

This item is a request to hear a presentation and receive the Bus Rapid Transit (BRT) Alternative Analysis final report from Parsons-Brinkerhoff, Inc. *ESTIMATED STAFF PRESENTATION 60 MINUTES*

Jesus Gomez and Alan Danahar made presentations.

Motion: Use TSM-A model and have staff provide costs and expenses for the project option list to be provided to the County and discussed in April

Mac McEachern, Donald Shepherd, Ernesto Martinez, Mark Venske, Debbie Martinez and Armando Grundy spoke to the matter.

RECOMMENDATION

The City Commission hear the presentation from Parsons-Brinkerhoff, Inc.

A motion was made by Commissioner Chase, 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 Chase, Mayor-Commissioner Pro Tem Wells, and
Commissioner Hinson-Rawls

Nay: 1 - Commissioner Hawkins

GENERAL MANAGER FOR UTILITIES

130812. GRU Electric Wholesale Sales Strategy (B)

John Stanton made a presentation.

Comm TH moved to waive rules with Comm TC seconding to continue this item after public hearing in the evening. Motion carried 7-0.

Refer to RUC: Processing of wholesale contracts and City Commission approvals

Jim Konish, Barbara Sharpe, Armando Grundy, Sandra Watts Kennedy, John Davies, Nathan Skop, Don Glendening, Paula Stahmer, Debbie Martinez, Rob Brinkman, Jo Beaty, Mac McEachern, Ernesto Martinez, John Davies and Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission hear a presentation on wholesale electric sales strategy including the recent agreement with Winter Park, Florida.

A motion was made by Commissioner Chase, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Referred to the Regional Utilities Committee, due back on 9/20/2014. The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

PUBLIC SAFETY COMMITTEE

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE

Issuance of Request for Proposals for an External Investigative Review of Gainesville Regional Utilities (B)

RECOMMENDATION

The Audit, Finance and Legislative Committee recommends the City Commission authorize the issuance of a Request for Proposals (RFP) for an external investigative review of Gainesville Regional Utilities (GRU) utilizing the proposed methodology and selection factors.

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

COMMISSION COMMENTS (if time available)

RECESS

RECONVENE

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

130795.

American Red Cross Month - March 2014 (B)

RECOMMENDATION

North Central Florida Chapter American Red Cross Executive Director Melanie Saxon to accept the

proclamation.

Heard

National Farm Worker Awareness Week - March 24-31, 2014 (B)

RECOMMENDATION

National Farm Worker Ministry Professor Samuel B. Trickey, Rural Women's Health Project Co-Director Fran Ricardo, Gainesville Interfaith Alliance for Immigrant Justice Organizer Sheila Payne and Westminster Presbyterian Church Pastor Reverend Larry Green to accept the proclamation.

Heard

CITIZEN COMMENT (6:00pm)

Jim Konish-GRU Debbie Martinez-City election Dekova Batev-Bike Rodeo File #130856 Kali Blount-Petition John Davies-Alachua DEC Rosemary Christey-NAACP GRU rate complaints Ester Wallace-Petition Armando Grundy-GRU rates Mark Venske-GRU issues File #130856 Nathan Skop-GRU Paul Johnson-Homeless Issues Jo Beaty-GRU/City rules Donald Shepherd-City issues Pat Fitzpatrick-Bees Wilbur Holloway-City election Susan Fairforest-Koppers Ms. Alanso-Koppers Maria Parsons-Koppers

Fred Murry made a presentation.

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

130813. RESOLUTION ACCEPTING REPORT OF BOARD OF CANVASSERS - ELECTIONS 2014 (B)

A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, election held March 11, 2014; and providing an immediate effective date.

RECOMMENDATION

The City Commission adopt the proposed resolution.

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

120991. PROHIBITING MINORS IN ALCOHOLIC BEVERAGE ESTABLISHMENTS (B)

Ordinance No. 120991

An ordinance of the City of Gainesville, Florida, amending Chapter 4, Article I, of the Code of Ordinances of the City of Gainesville related to alcoholic beverages; adding a new Section 4-5.2, Minors Prohibited in Alcoholic Beverage Establishments; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Mark Venske spoke to the matter.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

130058. TEXT CHANGE - TEMPORARY OUTDOOR ALCOHOLIC BEVERAGE SALES AND SPECIAL EVENT PERMITS FOR THE UNIVERSITY CONTEXT AREA (B)

Ordinance No. 130058, Petition No. PB-13-49 TCH
An ordinance of the City of Gainesville, Florida, amending the Land
Development Code related to temporary outdoor alcoholic beverage sales and
event permits; by deleting portions of Section 30-67(g); 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 Poe, seconded by Commissioner Bottcher,that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

130482.

GRU Governance (NB)

Comm LP moved with Comm RW seconded to hear this item next. Motion carried

Jim Konish, Mark Venske, Mac McEachern, Debbie Martinez, Don Glendening, Armando Grundy, Donald Shepherd, Joe Beaty, Paula Stahmer, Rob Brinkman, Dustin S., Nancy Gearan, Ernesto Martinez, Kamal Latham and Mark Van spoke to the matter.

Motion; Refer Comm Poe's proposed Governing Board criteria to the City Attorney to create draft ordinance to use as a guide/framework for use at a workshop scheduled by City Clerk

RECOMMENDATION

Discuss GRU Governance

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time available)

ADJOURNMENT-10:59PM

+130920

City of Gainesville

City Hall 200 East University Avenue Gainesville, Florida 32601



Minutes - Draft

Monday, March 24, 2014 3:00 PM

Joint City/County Commission Special Meeting

Jack Durrance 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.

ADOPTION OF THE AGENDA

Present 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

ROLL CALL

AGENDA STATEMENT

CITY MANAGER

130814. Update on the "Empowerment Center" Project (B)

The purpose of this item is to provide an update to the City and County Commissions on the status of the "Empowerment Center" project; request direction on the make-up and authority of the governing structure for the Center; and request input on the future funding of the homeless services at the Empowerment Center for FY15 and FY16. *ESTIMATED STAFF PRESENTATION 30 MINUTES*

Fred Murry, Theresa Lowry and Betty Baker made presentations.

Debbie Martinez, Paul Johnson, Pat Fitzpatrick, Kevin Thorpe, Mark Venske and Dave Reed spoke the matter.

Motion:1. Request City and County staff and attorneys prepare an interlocal agreement with the following.2. Five member Empowerment Board with 2 City Commissioners, 2 County Commissioners and one member designated by and from the Advisory Board. 3. Creation of an Advisory Board (17 members), the constituents of which are designated by the Governing Board and a member which serves on the Governing Board. 4. Creation of a residency council, two members of which serve on the Advisory Council. 5. Breakdown of City and County responsibilities to come back at future meeting.

Comm Wells left the meeting at 5:15PM.

RECOMMENDATION

The City Commission: 1) hear a presentation on the status of the Empowerment Center; 2) provide staff with direction on the make-up and authority of the governing structure for the Center; and 3) discuss the future funding of the homeless services at the Empowerment Center for FY15 and FY16.

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

ADJOURNMENT-5:39PM

#130920

City of Gainesville

City Hall 200 East University Avenue Gainesville, Florida 32601



Minutes - Draft

Tuesday, April 1, 2014 6:00 PM

City Commission Workshop

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.

ADOPTION OF THE AGENDA

The meeting was called to order at 6:07PM.

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

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

Absent: 1 - Commissioner Hawkins

AGENDA STATEMENT

ROLL CALL

GENERAL MANAGER FOR UTILITIES

130677. Special Meeting on GRU Governance (B)

Lisa Bennett made a presentation. Jim Konish, Kali Blount, Helen Warren, Nancy Gearan, Donald Shepherd, Rob Brinkman, Paula Stahmer, Jo Beaty, Nathan Skop and Mark Venske spoke the matter.

RECOMMENDATION

The City Commission consider further action resulting from discussion of GRU governance.

Discussed

ADJOURNMENT-8:17PM

#130920

City of Gainesville

City Hall 200 East University Avenue Gainesville, Florida 32601



Minutes - Draft

Thursday, April 3, 2014 1:00 PM

MODIFIED AGENDA

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-1:03PM

AGENDA STATEMENT

ROLL CALL

INVOCATION

Prophet George Young

CONSENT AGENDA

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

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

Absent: 2 - Commissioner Hawkins, and Commissioner Hinson-Rawls

CITY MANAGER, CONSENT AGENDA ITEMS

120096.

Emergency Shelter Retrofit for the City of Gainesville/Alachua County Senior Recreation Center (B)

This item involves a request to authorize the City Manager to execute an agreement with the Florida Division of Emergency Management for retrofit of the City of Gainesville/Alachua County Senior Recreation Center to increase the emergency shelter capacity of the facility.

RECOMMENDATION

The City Commission authorize the City Manager to execute an agreement and any necessary documents with the Florida Division of Emergency Management for retrofit of the City of Gainesville/Alachua County Senior Recreation Center to increase the emergency shelter capacity of the facility, subject to approval by the City Attorney as to form and legality.

Paul Coverdell Forensic Science Improvement Grants Program (NB)

This item is a request for City Commission approval to apply for grant funding from the U.S. Department of Justice, Office of Justice Programs, and National Institute of Justice to be used for the Gainesville Police Department's Forensic Crime Unit for fiscal year 2015.

RECOMMENDATION

The City Commission authorize the City Manager to: 1) accept the grant if awarded from the U.S. Department of Justice Office of Justice Programs for the Paul Coverdell Forensic Science Improvement Grant; and 2) execute any grant documents, subject to approval as to form and legality by the City Attorney.

Approved as Recommended

130766.

Florida Department of Transportation's Safety Office Statewide Nighttime Seatbelt Enforcement Grant, Speed and Aggressive Driving Grant, Impaired Driving Enforcement Grant and Pedestrian High Visibility Enforcement Grant (B)

This is a request for City Commission approval to apply for four grants through the Florida Department of Transportation Safety Office.

RECOMMENDATION

The City Commission authorize the City Manager to apply for, accept, and execute the grant awards subject to approval 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 deny staff's request to apply for the

grants.

Synthetic Drug Ordinance Proposal (B)

This item requests a referral to the Public Safety Committe for consideration of the creation of a City ordinance to prohibit the possession, sale, display for sale, or manufacture of synthetic drugs in Gainesville; to assist in combatting the rise in the sale and use of dangerous synthetic substances commonly known as "spice".

RECOMMENDATION

The City Commission refer this proposal to the City's Public Safety Committee for consideration as to whether an ordinance prohibiting the sale, distribution, production, manufacture, or display for sale or marketing of synthetic drugs within the city limits of Gainesville would benefit law enforcement in combatting the increased use and availability of these drugs.

Approved as Recommended

130808.

Agreement for Depot Park Remediation Project (B)

This item is a request to execute an Agreement between the City of Gainesville Public Works Department and Environmental Consulting and Technology, Inc. (ECT) to complete remediation services on the Depot Park site.

RECOMMENDATION

The City Commission: 1) approve the agreement with ECT; 2) authorize the City Manager to execute the contract and any necessary documents, subject to approval by the City Attorney as to form and legality; and 3) issue a purchase order in the amount of \$159,070.71.

Approved as Recommended

130834.

Request to Release Reverter Rights (B)

This item is a request to release the Reverter Right provisions contained in a Special Warranty Deed to Pleasant Place, Inc.

RECOMMENDATION

The City Commission: 1) approve the release of the reverter on Tax Parcel 14402-000-000; and 2) authorize the Mayor to execute and Clerk of the Commission attest a Quit-Claim Deed to Pleasant Place, Inc., removing any interest the City may have in Tax Parcel 14402-000-000, subject to approval from the City Attorney as to form and legality.

Transfer of Certain Surplus Property over to Alachua County Coalition for the Homeless and Hungry (NB)

The purpose of this item is to request authorization for the City Commission to authorize the City Manager or his designee, to transfer surplus property to the Alachua County Coalition for the Homeless and Hungry, and to authorize the City Manager to execute an amendment to the Agreement with ACCHH to provide for the terms and conditions of the donation, including limiting use of the donated items to the implementation of homeless services at the Empowerment Center.

RECOMMENDATION

The City Commission: 1) authorize the City Manager or his designee, to transfer surplus property (of such type and in such amount and value as is determined reasonable by the City Manager) to the Alachua County Coalition for the Homeless and Hungry; and 2) authorize the City Manager to execute an amendment to the Agreement with ACCHH to provide for the terms and conditions of the donation, including limiting use of the donated items to the implementation of homeless services at the Empowerment Center, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

130840.

Human Resources Policies B-1, Tuition Reimbursement Program; and E-7, Outside Employment and Business Activity (B)

This item is to amend HR Policies B-1 and E-7, to conform to changes negotiated with the CWA.

RECOMMENDATION

The City Commission approve the revisions to Human Resources Policy B-1, Tuition Reimbursement Program, and Human Resources Policy E-7, Outside Employment or Business Activity.

Smart Supervision: Reducing Prison Populations, Saving Money, and Creating Safer Communities (NB)

This item is a request for City Commission approval to apply for grant funding from the U.S. Department of Justice, Office of Justice Programs, and Bureau of Justice Assistance to assist the Gainesville Police Department in implementing evidenced-based supervision strategies and developing innovative new strategies to improve the success rate of the adults being supervised in the community on probation and parole.

RECOMMENDATION

The City Commission authorizes the City Manager to 1) accept the grant if awarded from the U.S. Department of Justice Office of Justice Programs for the Paul Coverdell Forensic Science Improvement Grant, and if awarded; 2) execute any grant documents, subject to approval as to form and legality by the City Attorney.

Approved as Recommended

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

CITY ATTORNEY, CONSENT AGENDA ITEMS

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

130844.

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of the March 6,

City Commission meeting.

Approved as Recommended

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS

COMMITTEE REPORTS, CONSENT AGENDA ITEMS

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 REGULAR AGENDA

Pat Fitzpatrick and Donald Shepherd spoke to the matter. Comm YHR arrived at 1:06PM.

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

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

Absent: 1 - Commissioner Hawkins

CHARTER OFFICER UPDATES

CLERK OF THE COMMISSION

CITY MANAGER

130826.

Gainesville Fire Rescue Accreditation Status (B)

This item requests that the Commission hear a report from Fire Chief Gene Prince on GFR's recent success becoming an accredited fire rescue agency with the Commission on Fire Accreditation International. *ESTIMATED STAF PRESENTATION 10 MINUTES*

Chief Prince made a presentation.

RECOMMENDATION

The City Commission hear the report from Chief Prince.

130806. Charter County and Regional Transportation System Surtax (B)

Section 212.055, Florida Statutes allows charter counties to impose a discretionary sales surtax of up to 1 percent. The Alachua County Board of County Commissioners is considering a 2014 ballot initiative for a 1-cent Charter County Transportation System Surtax. *estimated staff presentation 20 minutes*

Phil Mann, Debbie Leistner, Paul Folkers and Jesus Gomez made presentations. Continued date: April 17th Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission: 1) hear presentation; 2) approve staff's recommended 8 year Transportation Surtax Funding Plan; and 3) authorize the City Manager to forward a copy of the City's 8 Year Transportation Surtax Funding Plan to Alachua County.

Alternative Recommendation:

The City Commission provide the City Manager with input on development of an 8 year Transportation Surtax Funding Plan.

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

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

Absent: 1 - Commissioner Hawkins

130807. Bid Award - Depot Avenue Segment 2 Roadway Reconstruction (B)

This item is a request for the City Commission to authorize the bid award to O'Steen Brothers, Inc., for the Depot Avenue Segment 2 Roadway Project for reconstruction of Depot Avenue between SW 11th Street and Main St, including roundabouts at SW 11th Street, SW 6th Street and Main Street.

Phil Mann made a presentation.

RECOMMENDATION

The City Commission: 1) award the bid to O'Steen Brothers, Inc., for the Depot Avenue Segment 2 Roadway Project construction; and 2) authorize the City Manager to execute the contract and any necessary documents, subject to approval by the City Attorney as to form and legality.

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

Aye: 6 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls Absent: 1 - Commissioner Hawkins

130802.

Charter Officers' Annual Performance Evaluations for the Past Fiscal Year Ending September 30, 2103 (B)

This is to review the Performance of the Charter Officers for the past fiscal year ending September 30, 2013. *ESTIMATED STAFF PRESENTATION 5 MINUTES*

Donald Shepherd spoke the matter. Motion: Approve 1.5% increase

RECOMMENDATION

The City Commission review the performance of each Charter Officer and establish appropriate performance ratings and pay increases for 2014 to be effective on Monday of the first full pay period, January 6, 2014.

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

Aye: 4 - Commissioner Bottcher, Commissioner Poe, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Nay: 2 - Mayor Braddy, and Commissioner Chase

Absent: 1 - Commissioner Hawkins

GENERAL MANAGER FOR UTILITIES

130541. Update on Minimum Flows and Levels Rules and Potential Impact on GRU Consumptive Use Permit (NB)

Rick Hutton, Tony Cunningham and David Richardson made presentations.

Comm LP moved and Comm RW seconded to have GRU negotiate with Alachua County, Springs Alliance, FDEP, and WM districts and schedule special meeting at 5:00PM next Thursday and authorize GRU to begin preparations to intervene. Motion carried 6-0.

David Morris, Jim Konish, Mark Venske, Rob Brinkman, Donald Shepherd, Dave Wilson and Harold Saive spoke to the matter.

Comm TC moved and Comm RW seconded to waive rules to continue meeting until 11:15PM. Motion carried 6-0.

RECOMMENDATION

Hear an update from staff.

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

Aye: 6 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls Absent: 1 - Commissioner Hawkins

CITY ATTORNEY

CITY AUDITOR

EQUAL OPPORTUNITY DIRECTOR

COMMITTEE REPORTS (PULLED FROM CONSENT)

RECREATION, CULTURAL AFFAIRS AND PUBLIC WORKS COMMITTEE

PUBLIC SAFETY COMMITTEE

130679.

E-Cigarettes and Clean Air (B)

Paul Folkers and Kathy Nichols made presentations. Dr. Norman Levy, Alysa Wang and Annette Chesnut spoke to the matter.

RECOMMENDATION

The City Commission: 1) hear a presentation from Kathy Nichols from the University of Florida; and 2) direct the City Attorney to draft and the Clerk of the Commission to advertise an ordinance similar to the Alachua County ordinance regulating e-cigarettes, adding language to prohibit the possession of e-cigarettes by minors.

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

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

Absent: 1 - Commissioner Hawkins

AUDIT, FINANCE AND LEGISLATIVE COMMITTEE

Issuance of Request for Proposals for an External Investigative Review of Gainesville Regional Utilities (B)

Jim Konish and Nathan Skop spoke the matter.

RECOMMENDATION

The Audit, Finance and Legislative Committee recommends the City Commission authorize the issuance of a Request for Proposals (RFP) for an external investigative review of Gainesville Regional Utilities (GRU) utilizing the proposed methodology and selection factors.

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

Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Absent: 1 - Commissioner Hawkins

ADVISORY BOARDS/COMMITTEES (APPOINTMENTS/REPORTS)

OUTSIDE AGENCIES

MEMBERS OF THE CITY COMMISSION

130860. Commissioner Todd Chase - Empowerment Center (B)

Theresa Lowe and Tony Jones made presentations. Motion: Security Plan update to be returned to City Commission in one month Debbie Martinez, Armando Grundy, Barbara Sharpe, Kenneth Johnson, Rosemary Newton, Donald Shepherd and Pat Fitzpatrick spoke to the matter.

RECOMMENDATION

The City Commission discuss the policies at the Empowerment Center in regards to security and background checks and take action deemed appropriate.

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

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

Absent: 2 - Commissioner Hawkins, and Commissioner Hinson-Rawls

Mayor Ed Braddy - Glen Springs Project (B)

Jeff Montgomery, Marilyn Tubb and Jay Norquist made presentations. Motion: funds for appraisal to be included in budget increment (or sooner if possible) and include Glen Springs as the first of eight regional parks in Recreation Master

Donald Shepherd, Perry Clausen, Art Yeperian and Bruce Morgan spoke to the matter.

RECOMMENDATION

The City Commission discuss the Glen Springs Project and

take appropriate action.

Clerk's Note: This item is anticipated to be heard at 1:00

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

Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and

Commissioner Hinson-Rawls

Absent: 1 - Commissioner Hawkins

COMMISSION COMMENTS (if time available)

RECESS-5:48PM

RECONVENE-6:32PM

PLEDGE OF ALLEGIANCE (5:30pm)

PROCLAMATIONS/SPECIAL RECOGNITIONS

130817.

Children's Week - April 6-11, 2014 (B)

RECOMMENDATION

The Early Learning Coalition of Alachua County CEO Gordon Tremaine and Local Children's Week Coordinator

Community Outreach Sheryl Eddie to accept the

proclamation.

Heard

130818.

National Service Day of Recognition - April 1, 2014 (B)

RECOMMENDATION

Institute for Workforce Innovation Executive Director

Jonathan Leslie and Project Youth Build Program Manager

Rachel Gillis to accept the proclamation.

Heard

Chestnut Funeral Home Centennial Founders Day - April 13, 2014 (B)

RECOMMENDATION

Chestnut Funeral home Owner Charles S. Chestnut, III,

Cynthia Moore Chestnut and Funeral Director Larry

Saunders to accept the proclamation.

Continued

130820.

National Youth HIV and AIDS Awareness Day - April 10, 2014 (B)

RECOMMENDATION

National Youth HIV & AIDS Awareness Day (NYHAAD)

Youth Ambassador Charisse Ahmed to accept the

proclamation.

Heard

130857.

Doctor's Day - March 30, 2014 (B)

RECOMMENDATION

Alachua County Medical Society President Norman S. Levy

and Alachua County Medical Alliance President Roslyn F.

Levy to accept the proclamation.

Heard

CITIZEN COMMENT (6:00pm)

Kali Blount-Greenspace
Debbie Martinez-Biomass
Paula Stahmer-Biomass
Armando Grundy-Democratic Black Caucus
John Davies-DEC
Pat Fitzpatrick-City Issues
Ray Bennett-McPherson Center
Sandra Watts Kennedy-Koppers
Constance Session-Koppers
Danny Jewell-Koppers
Mark Venske-GRU issues
Donald Shepherd-City issues

Fred Murry and Chief Jones made presentations.

Comm TC moved with Comm RW seconding to have Mayor write a letter to EPA and Beazer East over concerns on progress at Koppers Site. Motion carried 6-0.

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

130798. Resolution for 5317 Grant Application (B)

This item is a request to adopt a Resolution to allow the Regional Transit System (RTS) to apply for a 5317 Grant to purchase ADA paratransit trips in the unincorporated area of Gainesville and paratransit vans to provide ADA service to the disabled citizens of Gainesville.

RECOMMENDATION

The City Commission adopt the Resolution.

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

Ave: 6 -

Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Absent: 1 - Commissioner Hawkins

130827.

State Housing Initiatives Partnership (SHIP) Program Local Housing Assistance Plan -State Fiscal Years 2014-2016 (B)

This item requests the City Commission approval of the proposed SHIP Local Housing Assistance Plan covering State Fiscal Years 2014/2015, 2015/2016 and 2016/2017, resolution and required certifications.

RECOMMENDATION

The City Commission: 1) adopt the resolution approving the State Housing Initiatives Partnership Program Local Housing Assistance Plan for State Fiscal Years 2014/2015, 2015/2016 and 2016/2017 and required certifications: 2) authorize the submission of the Local Housing Assistance Plan for review and approval by the Florida Housing Finance Corporation; and 3) authorize the Mayor and/or City Manager or his designee to execute all necessary documents related to the Local Housing Assistance Plan, subject to review by the City Attorney as to form and legality.

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

Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Absent: 1 - Commissioner Hawkins

ADOPTION READING

130431. REZONING - TAX PARCEL NO. 07877-001-004 GENERALLY LOCATED AT 820 NW 53rd AVENUE (B)

Ordinance No. 130431; Petition No. PB-13-92 ZON An ordinance amending the Zoning Map Atlas of the City of Gainesville. Florida, by rezoning approximately 9.78 acres of tax parcel no. 07877-001-004 generally located at 820 NW 53rd Avenue, as more specifically described in this ordinance, from Planned Development District (PD) to General Industrial District (I-2); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Jason Simmons made a presentation.

RECOMMENDATION

The City Commission: (1) approve Petition No. PB-13-82

ZON and (2) adopt the proposed ordinance.

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

Mayor Braddy, Commissioner Bottcher, Commissioner Poe. Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Absent: 1 - Commissioner Hawkins

ORDINANCES, 1ST READING- ROLL CALL REQUIRED

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

120991. PROHIBITING MINORS IN ALCOHOLIC BEVERAGE **ESTABLISHMENTS (B)**

Ordinance No. 120991

An ordinance of the City of Gainesville, Florida, amending Chapter 4, Article I, of the Code of Ordinances of the City of Gainesville related to alcoholic beverages; adding a new Section 4-5.2, Minors Prohibited in Alcoholic Beverage Establishments; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Mark Venske spoke to the matter.

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

Absent: 1 - Commissioner Hawkins

PLAN BOARD PETITIONS

130460.

Use of Portable Storage Units (PODs) by Commercial Delivery Companies (B)

<u>Petition PB-12-13 TCH:</u> City Plan Board. Amend the Land Development Code to allow Portable Storage Units (PODs) in residential areas for seasonal distribution of packages by commercial delivery service providers.

ESTIMATED STAFF PRESENTATION 15 MINUTES

Lawrence Calderon, Steve Dush, Barbara Luchardt and Maria LeVero made presentations.

Jeremiah Tattersall, Donald Shepherd, Mark Venske, Dan Wesling and John Kilroy spoke to the matter.

RECOMMENDATION

City Plan Board to City Commission -Approve Petition PB-13-107 TCH with the condition submitted by staff as modified.

Staff to City Commission - Approve Plan Board's

recommendation.

Staff to City Plan Board - Approve petition.

Alternate Recommendation

Approve Petition PB-13-107 TCH with the conditions submitted by staff as modified and limiting the use only to Multi-family residential zoning districts.

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

Aye: 5 - Mayor Braddy, Commissioner Bottcher, Commissioner Chase,

Mayor-Commissioner Pro Tem Wells, and Commissioner Hinson-Rawls

Nay: 1 - Commissioner Poe

Absent: 1 - Commissioner Hawkins

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

Comm Chase-Golf cart discussion/Canvass Board responsibilities Comm Hinson-Rawls-Letter regarding early voting sites-Cone Park Library and UF Campus

130877.

Canvass Board Responsibilities

RECOMMENDATION

Refer to Committee

A motion was made by Commissioner Chase, seconded by Mayor-Commissioner Pro Tem Wells, that this Matter be Referred to the Audit, Finance and Legislative Committee, due back on 10/3/2014. The motion carried by the following vote:

Aye: 6 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe, Commissioner Chase, Mayor-Commissioner Pro Tem Wells, and

Commissioner Hinson-Rawls

Absent: 1 - Commissioner Hawkins

CITIZEN COMMENT (If time available)

ADJOURNMENT-11:11PM

#130920

City of Gainesville

City Hall 200 East University Avenue Gainesville, Florida 32601



Minutes - Draft

Thursday, April 10, 2014 5:30 PM

City Commission Special Meeting

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.

ADOPTION OF THE AGENDA

The meeting was called to order at 5:34PM.

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

AGENDA STATEMENT

ROLL CALL

GENERAL MANAGER FOR UTILITIES

130541.

Results of Staff efforts to discuss mitigation of Alachua County's challenge to the proposed Minimum Flows and Levels (MFL's) for the Lower Santa Fe and Ichetucknee Rivers (B)

Eric Olsen and Tony Cunningham made presentations.

Robert Hutchinson, Gus Olmos, Mark Sexton, Bob Palmer, Jim Konish, Mark Venske and Donald Shepherd spoke the the matter.

Motion: Authorize staff to keep working with St. John's Water Management District, authorize outside counsel to prepare to challenge the Rule and utilize the inequitable burden with other permitted users as the criteria for the challenge.

RECOMMENDATION

The City Commission hear the results of staff's discussions and determine whether to intervene in the administrative hearing.

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

Aye: 7 - Mayor Braddy, Commissioner Bottcher, Commissioner Poe,
Commissioner Chase, Commissioner Hawkins, Mayor-Commissioner Pro
Tem Wells, and Commissioner Hinson-Rawls

ADJOURNMENT-8:03PM