

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

**May 5, 2022**

**10:00 AM**

**City Hall Auditorium**

## **City Commission**

**Mayor Lauren Poe (At Large)**  
**Mayor-Commissioner Pro-Tem Reina Saco (At Large, Seat A)**  
**Commissioner Cynthia Moore Chestnut (At Large, Seat B)**  
**Commissioner Desmon Duncan-Walker (District 1)**  
**Commissioner Harvey Ward (District 2)**  
**Commissioner David Arreola (District 3)**  
**Commissioner Adrian Hayes-Santos (District 4)**

***If you have a disability and need an accommodation in order to participate in this meeting, please contact the Office of Equity and Inclusion at (352) 334-5051 at least two business days in advance. TTY (Text Telephone Telecommunication Device) users please call 711 (Florida Relay Service). For Speech to Speech (STS) relay, please call 1-877-955-5334. For STS Spanish to Spanish relay, please call 1-877-955-8773. For STS Spanish to English relay, please call 1-844-463-9710.***

**Call to Order - 10:00 AM****AGENDA STATEMENT****ROLL CALL**

**Present** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**INVOCATION**

Prophet George Young

**CA ADOPTION OF AGENDA (Includes both Consent and Regular Agenda Items. Consent Agenda Items that will not be discussed, may include Advocacy Resolutions)**

*Modifications: 1. File #211135 (Appointment the GACRA, GHRB, UAB) - Added Item; 2. File #210890 (Historic Home Stabilization Assistance Program) -Removed Item; 3. File #211108 (Memorandum from the Interim City Manager regarding General Government Financial Services Update) - Item moved from Regular Agenda to the Consent Agenda; 4. File #210163 (Redistricting the City's Election Districts) - Additional and Revised Back-up Added; 5. File #211190 (Proclamation - Asian American & Pacific Islander Heritage Month) - Added Item; 6. File #211191 (Proclamation - Youth Week) - Added Item; 7. File #211191 (Proclamation - Subterranean Circus Day) - Added Item; 8. File #190531 (GPD Quarterly Briefing) - Revised Back-up; 9. File #211145 (Commissioner Saco - Open Container) - Additional Back-up; and 10) Move BD-1 after BD-5 in the afternoon. Move BD-6 to first in the afternoon.*

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

**Aye:** 6 - Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**Nay:** 1 - Commissioner Hayes-Santos

**CONSENT AGENDA ITEMS**

**CA-1 [211142.](#) Approval of Minutes from the April 7, April 18, April 19 and April 21, 2022 City Commission Meetings (B)**

**RECOMMENDATION**

*The City Commission approve the minutes of April 7, April 18, April 19 and April 21, 2022.*

**Approved as Recommended**

**CA-2**     [211069.](#)

**Project Development, Environment Study & Design for University Ave and W 13th St (B)**

This item is a request for the City Commission to approve the ranking of Professional Service Consulting firms and to authorize negotiations for a Project Development and Environment Study (PD&E) and Design for the reconstruction of University Avenue between NW 34th Street and NE 31st Street, and W 13th Street between SW 16th Avenue and NW 8th Avenue as complete streets.

**RECOMMENDATION**

*The City Commission: 1) accept the selection of the two top ranked firms in the order of ranking; and 2) authorize the City Manager or designee to execute all necessary contract documents with the top ranked firm per the RFQ for project development, environment study & design services, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

**CA-3**     [211081.](#)

**Authorization to Accept the FTA Bus & Bus Facilities Grant Award (B)**

This item requests 1) authorization to accept an award by the Federal Transit Administration (FTA) for an east Gainesville transfer station and replacement buses; 2) authorize the Interim City Manager to execute the grant award and any other necessary documents, subject to approval by the City Attorney as to form and legality; 3) authorize approval of related procurements and expenditures, to include land acquisition, construction, bus purchase and associated activities required for the completion of the projects in the grant, and 4) direct the Budget Office to include this award in the next available FY22 Budget Amendment Resolution.

**RECOMMENDATION**

*The City Commission: 1) authorize the City Manager to accept the FTA's Bus & Bus Facilities grant award; 2) authorize the Interim City Manager to execute the grant award and any other necessary documents, subject to approval by the City Attorney as to form and legality; 3) authorize approval of related procurements and expenditures, to include land acquisition, construction, bus purchase and associated activities required for the completion of the projects in the grant, and 4) direct the Budget Office to include this award in the next available FY22 Budget Amendment resolution in order to enable start-up of project-related expenses.*

**Approved as Recommended**

**CA-4**     [211084.](#)

**Florida Department of State, Division of Cultural Affairs General Program**

**Support, Multidisciplinary Organization Grant Application(NB)**

This item requests approval by the City Commission for the Department of Parks, Recreation and Cultural Affairs (PRCA) to submit an application for and accept if awarded a General Program Support grant from the Florida Division of Cultural Affairs.

**RECOMMENDATION**

*The City Commission to 1) approve the request for the Department of Parks, Recreation and Cultural Affairs (PRCA) to submit the grant and accept the grant, if awarded, from the Florida Department of State, Division of Cultural Affairs, and 2) authorize the City Manager or designee to execute the grant award agreement and other grant related documents, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

**CA-5**     [211090.](#)

**Amend the Agreement for the Provision of Emergency Homeless Services with the Alachua County Coalition for the Homeless and Hungry (B)**

This item requests the City Commission to amend an agreement and allocate funding an additional \$10,000 for Emergency Homeless Hotel Services.

**RECOMMENDATION**

*Staff recommends that the City Commission: 1) Allocate the additional \$10,000.00 to cover a portion of the additional costs of the hotel services; 2) Approve the proposed amendment; and 3) Authorize the City Manager or designee to execute the proposed amendment, subject to the City Attorney's approval for legality and form.*

**Approved as Recommended**

**CA-6**     [211107.](#)

**Closed Captioning Services (B)**

The City is seeking a qualified firm that can provide high quality, Americans with Disabilities Act (ADA) approved and Federal Communications Commission (FCC) compliant, real-time closed captioning services during all live broadcasts of City meetings, select live special events and offline captioning services as needed.

**RECOMMENDATION**

*The City Commission: (1) authorize the City Manager or designee to execute a contract with Florida Captioning Services for Closed Captioning Services subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

**CA-7**     [211110.](#)

**Contract Award for Grounds Maintenance for Regional Transit System Facilities (B)**

This item is a request to approve the recommended award for Invitation to Bid (ITB) #RTSX-220045-DS and execute a contract with Kelly Klean LLC for Grounds Maintenance for Regional Transit System Facilities.

**RECOMMENDATION**

*The City Commission authorizes the interim City Manager or designee to execute a contract with Kelly Klean LLC, for Grounds Maintenance for Regional Transit System Facilities, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

**CA-8**     [210898.](#)

**Amendment the Gainesville Community Reinvestment Area (GCRA) Advisory Board Rules (B)**

**RECOMMENDATION**

*The City Commission approves the amendment to the GCRA Advisory Board Rules to reflect 1) the reduction in membership from fifteen (15) to nine (9) and 2) approve the changes to the agenda structure in Article VI - Order of Business.*

**Approved as Recommended**

**CA-9**     [211159.](#)

**Appointments to City Commission Advisory Boards and Committees (B)**

**RECOMMENDATION**

*The City Commission appoint:*

*Jonathan Stephens to the student seat of the Nature Centers Commission for a partial term ending 9/30/2022.*

*Norbert Dunkel to the Police Advisory Council for a partial term ending 1/21/2022.*

*Jennifer Rivers to the SHIP - Affordable Housing Advisory Committee for a partial term ending 7/31/2022.*

**Approved as Recommended**

**CA-10**     [211108.](#)

**Memorandum from the Interim City Manager regarding General Government Financial Services Update and the Status of the General Government External Financial Statement Audit (B)**

**RECOMMENDATION**

*The Interim City Manager recommends that the Audit Committee review and recommend the City Commission accept the Interim City Manager's memo and presentation.*

**Approved as Recommended**

**EARLY PUBLIC COMMENT - Members of the public who are unable to wait for their agenda item(s) to be called during the meeting may speak during Early Public Comment. Comment is limited to three (3) minutes on one agenda item or five (5) minutes on two or more agenda items. Speaking during Early Public Comment waives the right to comment during later agenda items.**

**BD BUSINESS DISCUSSION ITEMS (Agenda Items that will be discussed, including those moved from Consent)**

**BD-2 [211116.](#) Constituent Services and Intern Support (B)**

*Brandi Stone, Civic Collaboration Specialist gave a presentation.*

*Cynthia Curry, Interim City Manager spoke to the item.*

RECOMMENDATION

*The City Commission hear a presentation from staff and discuss.*

**Heard**

**BD-3 [211100.](#) Updates to Lighting Program within the City of Gainesville Code of Ordinances, Chapter 27 and Appendix A (B)**

**\*\*This item was presented to the UAB on 4/15/22 and their recommendation is listed below the staff recommendation.\*\***

*Anthony Cunningham, Interim General Manager spoke to the item.*

*Kelly Rose, Utility Standards Specialist gave a presentation.*

*Public Comment: Armando Grundy-Gomes*

RECOMMENDATION

*The City Commission 1) receive a presentation from staff; and 2) authorize the City Attorney to draft and the City Clerk to advertise revisions to Chapter 27 and Appendix A of the City of Gainesville Code of Ordinances for an anticipated October 1, 2022 effective date.*

*The UAB voted unanimously to advise the City Commission to approve the staff recommendation with the following amendment: 1) ask staff to do a comparison of light and pole rates to other utilities; 2) ask staff to present some real case information of how the new rates will affect a few different entities (e.g., a large commercial customer, a small commercial customer, a government entity); and 3) ask staff to do a breakdown of the methodology used to calculate the new rates and explain it in detail.*

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

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**BD-4    [211045.](#)    Streetlight Asset Transfer from General Government to Gainesville Regional Utilities (B)**

*Cynthia Curry, Interim City Manager spoke to the item.*

*Chase Night, GRU Engineer and Utility Designer gave a presentation.*

**RECOMMENDATION**    *The General Policy Committee: 1) approve the transfer of streetlight assets; and 2) authorize the City Manager or designee to execute all necessary documents for the transfer of streetlight assets, subject to approval by the City Attorney as to form and legality.*

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

**Aye:** 6 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, and Mayor-Commissioner Pro Tem Saco

**Nay:** 1 - Commissioner Arreola

**RE    RESOLUTIONS - ROLL CALL REQUIRED (Unless mandated by statute to occur in the evening: May include Advocacy Resolutions and Binding Resolutions)**

**RECESS - 11:26 AM**

**RECONVENE - 1:00 PM**

**EARLY PUBLIC COMMENT ON AGENDA ITEMS - Members of the public who are unable to wait for their agenda item(s) to be called during the meeting may speak during Early Public Comment. Comment is limited to three (3) minutes on one agenda item or five (5) minutes on two or more agenda items. Speaking during Early Public Comment waives the right to comment during later agenda items.**

**GENERAL PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA - Members of the public may speak for up to three (3) minutes per meeting on any item not on the agenda. General Public Comment may be submitted in advance by pre-recorded voice message only (see page 2 for details). The General Public Comment period shall not exceed 30 minutes total.**

*Armando Grundy-Gomes, Jo Beaty*

**BD BUSINESS DISCUSSION ITEMS****BD-1 [211145.](#) Commissioner Reina Saco - Open Container (B)**

*Motion:*

*1) Direct the City Attorney and the City Manager to bring back an ordinance reinstating open container, specifically in the city parking garages. Motion Passed 4-3. Mayor Poe, Commissioner Hayes-Santos and Commissioner Arreola in dissent.*

*2) Bring back a process that will allow permitting of businesses for an allowed "open container" in locations around the city. Motion passed 4-3. Commissioner Hayes-Santos, Commissioner Arreola and Commissioner Chestnut in dissent.*

*Chief Lonnie Scott spoke to the item.*

*Public Comment: Dotty Fabisy, Jack Carter, Jacob Larson, Armando Grundy-Gomes.*

*Daniel Nee, Interim City Attorney spoke to the item.*

**RECOMMENDATION**

*The City Commission discuss and take action deemed appropriate.*

**Approved, as shown above**

**FR-2 [210163.](#) Redistricting the City's Election Districts Based upon 2020 Census Data (B)**

Ordinance No. 210163

An ordinance of the City of Gainesville, Florida, amending Section 9-1.1 Election districts of the Code of Ordinances by redistricting the City of Gainesville into four ratably or equally proportioned election districts as required by law; making findings; 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 Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Saco, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola



**Absent:** 1 - Commissioner Duncan-Walker

**BD-5**    [190531.](#)

**Gainesville Police Department Quarterly Briefing (B)**

*Motion: Accept report.*

*Cynthia Curry, Interim City Manager spoke to the item.*

*Chief Lonnie Scott gave a presentation.*

*Public Comment: Sharon Burney, Armando Grundy-Gomes, Aaron Green, Laila Fakhoney, Anthony Rue, Wayne Fields.*

**RECOMMENDATION**

*For the City Commission to hear the presentation from speakers and ask any questions as it relates to the presented information.*

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

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**BD-6**    [211135.](#)

**Appointments to the Gainesville/Alachua County Regional Airport, Gainesville Human Rights Board and the Utility Advisory Board (B)**

*Todd Chase and Perry Clawson spoke to their application.*

*Motion by Mayor-Commissioner Pro Tem Saco, seconded by Commissioner Ward: Appoint Todd Chase to the Gainesville/Alachua County Airport Authority. Motion passed 6-1. Commissioner Duncan-Walker in dissent.*

*Motion by Mayor-Commissioner Pro Tem Saco, seconded by Commissioner Arreola: Appoint Joanna Anderson and Tehquin Forbes to the Gainesville Human Rights Board. Motion passed 7-0.*

*John Paul spoke to his application.*

*Motion by Commissioner Hayes-Santos, seconded by Commissioner Ward: Appoint John Paul and readvertise for 2nd opening. Motion passed 7-0.*

**RECOMMENDATION**

*The City Commission discuss the appointments to the*

*Gainesville/Alachua County Regional Airport, Gainesville Human Rights Board and the Utility Advisory Board and take appropriate action.*

**Approved, as shown above**

## **RE RESOLUTIONS**

### **RE-1     [211075.](#)     Public Hearing and Resolution for the Regional Transit System (RTS) Program of Projects (POP) for Federal Fiscal Year (FFY) 2022 (B)**

This item is a request to accept comments at a Public Hearing on the Regional Transit System Program of Projects (POP) for FFY 2022, and adopt a Resolution authorizing the filing of grant applications with the Federal Transit Administration (FTA) and Florida Department of Transportation (FDOT).

*Cynthia Curry, Interim City Manager spoke to the item.*

**RECOMMENDATION**

*The City Commission: 1) accept comments at a Public Hearing on the Regional Transit System Program of Projects for FFY 2022; and 2) adopt the Resolution authorizing the Regional Transit System to file grant applications with the Federal Transit Administration and Florida Department of Transportation as outlined in the Program of Projects for FFY 2022.*

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

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

## **OR ORDINANCES**

### **SECOND READINGS**

### **SR-1     [210570.](#)     Quasi-Judicial - Rezoning 0.60 Acres of Property Located at the 1200 Block of SW 25th Place (B)**

Ordinance No. 210570

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 0.60 acres of property generally located at the 1200 block of SW 25th Place and 350 feet east of SW 13th Street, as more specifically described in this ordinance, from Single-Family Residential (RSF-1) to Urban 7 (U7); 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 Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Saco, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**SR-2**     [210837.](#)

**Vacation of Public Right-of-Way - 400 Block of NW 12th Terrace, between NW 5th Avenue and NW 4th Place (B)**

Ordinance No. 210837

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close a certain public right-of-way generally located in the 400 block of NW 12th Terrace, between NW 5th Avenue and NW 4th Place, as more specifically described in this ordinance, subject to terms and conditions; providing directions to the City Clerk; 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 Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Saco, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**Absent:** 1 - Commissioner Duncan-Walker

## FIRST READINGS

**FR-1**     [210356.](#)

**Ordinance Revising Code Sections Relating to Boards and Committees (B)**

Ordinance No. 210356

An ordinance of the City of Gainesville, Florida; revising Article V of Chapter 2 of the City Code of Ordinances relating to boards and committees; 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 Hayes-Santos, seconded by Commissioner Chestnut, to Continue to May 19, 2022. The motion carried by the following vote:**

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

## COMMISSION COMMENT

**RECESS - 4:45 PM**

**RECONVENE - 5:30 PM**

## PLEDGE OF ALLEGIANCE

### PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

**PR-1** [211157.](#) **Professional Municipal Clerks Week - 2022 (B)**

RECOMMENDATION *City Clerk's Office to accept the proclamation.*

**Heard**

**PR-2** [211163.](#) **National Historic Preservation Month - 2022 (B)**

RECOMMENDATION *Jay Reeves to accept the proclamation.*

**Heard**

**PR-3** [211164.](#) **Emergency Medical Services Week - 2022 (B).**

RECOMMENDATION *Joe Dixon and David Sutton to accept the proclamation.*

**Heard**

**PR-4** [211155.](#) **Parental Alienation Awareness Day - 2022(B)**

RECOMMENDATION *Mark Combs to accept the proclamation.*

**Heard**

**PR-5** [211190.](#) **Asian American and Pacific Islander Heritage Month -2022 (B)**

RECOMMENDATION *Jyoti Parmar to accept the proclamation.*

**Heard**

**PR-6** [211191.](#) **Youth Week - 2022 (B)**

RECOMMENDATION *Dayna Miller to accept the proclamation.*

Heard

PR-7     [211068.](#)     Subterranean Circus Day - 2022 (B)

RECOMMENDATION

*Bill Killeen to accept the proclamation.*

Heard

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*Nina Bhattacharya*

RE     **RESOLUTIONS - ROLL CALL REQUIRED (required by state law to be heard after 5:00 pm)**

BD     **BUSINESS DISCUSSION ITEMS**

PH     **PUBLIC HEARINGS (Including Planning Petitions)**

**ORDINANCES - ROLL CALL REQUIRED (required by state law to be heard at 5:00 pm)**

SR     **SECOND READINGS**

FR     **FIRST READINGS**

FR-3     [200727.](#)     **Text Change to the City's Land Development Code to Allow Agricultural Uses Within Certain Zoning Districts (B)**

Ordinance No. 200727

An ordinance of the City of Gainesville, Florida, amending the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) by adding Subsistence Gardens and Urban Market Farms as permitted uses in certain zoning districts with associated regulations; by amending Section 30-2.1 Definitions; by amending Section 30-4.12 Permitted Uses; by amending Section 30-4.16 Permitted Uses; by amending Section 30-4.19 Permitted Uses; by amending Section 30-4.23 Permitted Uses; by adding Section 30-5.30 Urban Agriculture; by amending Section 30-5.38 Fowl or livestock, accessory to residential uses; providing directions to the codifier; 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 Arreola, seconded by Commissioner Chestnut, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**FR-4**     [210129.](#)**Ordinance Enacting Comprehensive Changes to the Solid Waste Code (B)**

Ordinance No. 210129

An ordinance of the City of Gainesville, Florida, amending Article III titled "Solid Waste" of Chapter 27 of the Code of Ordinances by revising definitions; adding requirements for commercial generators of solid waste, commercially-collected residential property, and recovered material registrants; requiring commercially-collected properties of a certain size to have a lease transition plan; requiring retail prescription drug distributors to provide take back programs for prescription drugs; requiring commercial establishments to have additional recycling containers; requiring property owners to provide commercial tenants with adequate space for solid waste and recycling; creating a new division regulating single-use plastic and polystyrene products; providing for civil citations, general penalties in section 1-9, injunctive relief, and code enforcement; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date and an enforcement date.

RECOMMENDATION*The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Chestnut, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**FR-5**     [200381.](#)**Ordinance Creating New Regulations Regarding Food Waste (B)**

Ordinance No. 200381

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances by creating Division 6, titled "Food Waste" within Article III of Chapter 27; requiring registrations for food waste collectors; providing for an appeal process for revocation of food waste registrations; requiring commercially-collected residential properties to establish a food waste collection program; requiring commercial establishments to collect food waste and provide food waste containers; providing for civil citations, general penalties in section 1-9, injunctive relief, and code

enforcement; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date and an enforcement date.

**RECOMMENDATION**

*The City Commission adopt the proposed ordinance.*

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

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**FR-6     [210626.](#)**

**Ordinance Requiring Food Oriented Commercial Establishments to Follow a Food Waste Diversion Hierarchy (B)**

Ordinance No. 210626

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances by creating Division 7, titled "Food Diversion" within Article III of Chapter 27; requiring certain food oriented commercial establishments to follow a food waste diversion hierarchy; providing for general penalties in section 1-9, injunctive relief, and code enforcement; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date and an enforcement date.

**RECOMMENDATION**

*The City Commission adopt the proposed ordinance.*

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

**Aye:** 7 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola

**CC     COMMISSION COMMENT**

*Commissioner Chestnut - 1) Asking for an update from Interim Charters with a 6-month progress report on their progress and add to the May 19, 2022 City Commission meeting. 2) Dr. Fauci says pandemic is in recess. Asking for full seating in Chambers.*

*Commissioner Ward - Earmarked \$1.9 million for energy upgrades to homes via LEEP Program. Perhaps refer to the research team to see how we can target homes for improvement for energy efficiency. Tony to bring back an update on what GRU is doing.*

*Commissioner Arreola - Would like to revive discussion of building*

*renovations; and flexible seating for use of auditorium.*

*Commissioner Hayes-Santos - Reiterate need for auditorium flexible seating/setup.*

*Commissioner Duncan-Walker - Loves idea of expanding use of auditorium that's accessible.*

**ADJOURNMENT - 6:29 PM**