

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

June 2, 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 - 10:03 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

MOMENT OF SILENCE

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

Motion by Commissioner Hayes-Santos, seconded by Commissioner Ward: Remove #211279 from Consent to Regular Agenda. Motion passed 6-0. Mayor-Commissioner Pro Tem Saco absent.

Motion by Commissioner Chestnut, seconded by Commissioner Duncan-Walker: Remove #211217 and #211211. Motion failed 3-3. Commissioner Ward, Commissioner Hayes-Santos and Commissioner Arreola in dissent. Mayor-Commissioner Pro Tem Saco absent.

Adopted with Modifications.

CONSENT AGENDA ITEMS

CA-1 [211255.](#) Resignation of Cristina Espinosa from the Gainesville Human Rights Board (B)

RECOMMENDATION *The City Commission accept the resignation of Cristina Espinosa, effective immediately.*

Approved as Recommended

CA-2 [211210.](#) Approval of Minutes from the May 5 and May 9 (2) 2022 City Commission Meetings (B)

RECOMMENDATION *The City Commission approve the minutes of May 5 and May 9 (2), 2022.*

Approved as Recommended

CA-3 [211012.](#) 2022-2023 Strategic Plan Update (B)

RECOMMENDATION *The City Commission approve the updates to the 2022-2023 Strategic Plan, as depicted in the attached graphic.*

Approved as Recommended

CA-4 [211193.](#) **Approval of Succession Planning Policy - Policy E-10 (B)**

RECOMMENDATION *The City Commission approve Human Resources Policy - E-10 Succession Planning Policy.*

Approved as Recommended

CA-5 [211237.](#) **Approval and Authorization to Execute Lease - Park People, Inc. (B)**

This item is a request to approve and authorize the execution of a lease with Park People, Inc., a Florida corporation for the Depot buildings and accessory facilities.

RECOMMENDATION *The City Commission: 1) approve the Lease with Park People, Inc. for the building and facilities space available at 201 Southeast Depot Avenue; and 2) authorize the City Manager to execute the Lease with Park People, Inc., subject to review and approval of the City Attorney's Office as to form and legality.*

Approved as Recommended

CA-6 211241. **Authorization of an Amendment to a Task Assignment under a Professional Design Services Continuing Services Agreement and Authorization to enter into Two Cooperative Purchasing Contracts (B)**

This item is a request for the City Commission to approve an Amendment to a Task Assignment for a revised total project cost of \$134,085.00 for professional construction administration services with Manley Design, Inc. and to authorize the City to enter into two Cooperative Purchasing Contracts in the amounts of \$53,326.56 with BCI Burke Company, LLC and \$327,879.88 with PlayCore Wisconsin, DBA Gametime to purchase specified playground equipment via owner direct purchases for the Wild Spaces & Public Places (WSPP) Albert "Ray" Massey Park Playground Project.

RECOMMENDATION *The City Commission: 1) authorize the City Manager or designee to execute all contract documents and other necessary documents, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

CA-7 [211220.](#) **Naming of Lake on UF's Campus as Liberty Pond (B)**

RECOMMENDATION

The City Commission affirm support for the proposed naming of the lake on UF's campus as Liberty Pond and authorize the mayor to send correspondence confirming the same.

Approved as Recommended

CA-8 [211274.](#)

Richard Jensen v. City of Gainesville, Florida, d/b/a Gainesville Regional Utilities; Case No. 2020-CA-3379; Eighth Judicial Circuit, in and for Alachua County, Florida. (NB)

RECOMMENDATION

The City Commission authorize the City Attorney to: (1) enter into a settlement in lieu of judgment, to resolve all post-trial motions and appeals of the claim of Richard Jensen arising from a trip and fall that occurred on or about January 8, 2019; and (2) pursue a lawsuit against the insurer of Admiral Security for bad faith insurance practices and breach of contract.

Approved as Recommended

CA-9 [211275.](#)

J.H., a Minor, by his Parent and Next Friend, Kimberly Price v. Rodney Robinson, Reichert House, Inc., and City of Gainesville, Florida; Case No. 2020-CA-1735; Eighth Judicial Circuit, in and for Alachua County, Florida. (NB)

RECOMMENDATION

The City Commission authorize the City Attorney to accept an Offer of Judgment of the claim of J.H., a minor, arising from an incident that occurred on March 17, 2020.

Approved as Recommended

CA-10 [211278.](#)

Settlement of Workers' Compensation Claim - Robert Wright (NB)

This item involves the full and final settlement of Mr. Wright's workers' compensation claim(s), which will include all future medical and indemnity payments. The total settlement amount is \$84,500.00 and represents a significant cost advantage to the city.

RECOMMENDATION

The City Commission authorizes Special Counsel to prepare and execute the appropriate documents for a lump-sum settlement of the Workers' Compensation claim of Mr. Wright in the amount of \$84,500.00.

Approved as Recommended

CA-11 [211256.](#)

2022 City of Gainesville Operating Funds Investment Policy Statement Update (B)

This item involves amendments to the 2021 City of Gainesville Operating Funds Investment Policy Statement (IPS)

RECOMMENDATION

Recommended Motion: The City Commission: 1) approve the updated 2022 City of Gainesville Operating Funds Investment Policy Statement.

Approved as Recommended

CA-13 [211196.](#)

Intergovernmental Coordination and Review and Public Transportation Collaborative Agreement Update (B)

RECOMMENDATION

The City Commission authorize the Mayor and City Attorney to execute and the Clerk to attest the Intergovernmental Coordination and Review and Public Transportation Collaborative Agreement, and for staff to send the updated Agreement.

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-1 [190531.](#)

Gainesville Police Department Quarterly Briefing Part Two - CADET Program (B)

Motion: Identify funding, continue planning and return with an update after recess.

Lonnie Scott Interim GPD Chief gave a presentation.

Cynthia Curry, Interim City Manager spoke to the item.

Commissioner Saco arrived at 10:37 AM.

RECOMMENDATION

The City Commission hear a presentation and take action as deemed necessary.

A motion was made by Commissioner Arreola, seconded by Commissioner Hayes-Santos, 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-2 [211239.](#) **Department of Sustainable Development Fee Study Update (B)**

This is a request for the City Commission to hear a presentation from Berry Dunn McNeil & Parker, LLC and provide direction to staff.

Andrew Persons spoke to the item.

Jesse Myott gave a presentation.

RECOMMENDATION *The City Commission 1) receive a report and presentation from Berry Dunn McNeil & Parker, LLC and 2) Adopt the proposed fee recommendations.*

A motion was made by Commissioner Hayes-Santos, 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

RE RESOLUTIONS - ROLL CALL REQUIRED (Unless mandated by statute to occur in the evening: May include Advocacy Resolutions and Binding Resolutions)**RE-1** [211185.](#) **Acceptance of Grant Agreement Modification for Hurricane Shelter Retrofit at Grace Marketplace Building #15 (B)**

RECOMMENDATION *The City Commission: 1) accept the grant award; 2) authorize the Interim City Manager and or designee to execute the Modification to Sub-grant Agreement and other documents necessary for the project, subject for approval by the City Attorney as to form and legality; and 3) authorize the Mayor and City Clerk to execute the Resolution, subject to approval by the City Attorney as to form and legality.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Arreola, 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

RE-2 [211215.](#) **Florida Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, Mosquito Control Grant Application (B)**

RECOMMENDATION *The City Commission adopt the Resolution which authorizes the City Manager or designee to execute and enter into a grant agreement if awarded, and any other necessary documents with FDACS pertaining to this grant, subject to approval by*

the City Attorney or designee as to form and legality.

A motion was made by Mayor-Commissioner Pro Tem Saco, seconded by Commissioner Hayes-Santos, 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

RE-3 [211221.](#)

Resolution for a Public Transportation Grant Agreement Amendment - Public Transit Service Development Program Agreement Amendment for Autonomous Vehicle Project (B)

Malissa McCreedy, Director of Transportation and Mobility spoke to the item.

RECOMMENDATION *The City Commission adopt the resolution.*

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

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

Absent: 1 - Commissioner Ward

RE-4 [211238.](#)

Request to Adopt a Resolution Declaring a Portion of City Owned Property as Surplus (B)

This item requests the City Commission adopt a Resolution declaring a portion of Tax Parcel #08161-000-000 as Surplus Property Not Designated for Affordable Housing.

Erik Bredfeldt, Director of Economic Development and Innovation gave a presentation.

RECOMMENDATION *The City Commission: 1) adopt the Resolution declaring an approximate 6.71 acre portion of Tax Parcel #08161-000-000 as Surplus Property Not Designated for Affordable Housing; and, 2) direct the City Manager or designee to dispose of the property in a competitive manner.*

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

NON-BINDING RESOLUTION**RE-5** [211249.](#) **Mayor Lauren Poe - Permitless Carry Non-Binding Resolution (B)**

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Arreola, seconded by Commissioner Ward, 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

RECESS - 11:35 AM

CALL TO ORDER AFTERNOON SESSION - 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.

*Gary Gordon
Tana Silva
Ricky Quintana*

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.

BD **BUSINESS DISCUSSION ITEMS****BD-3** [211276.](#) **Infrastructure and Wild Spaces / Public Places Surtax Update (B)**

Motion: Staff to continue working on the infrastructure and Wild Spaces Public Places surtax, taking the comments made by Commissioner Duncan-Walker, Commissioner Hayes-Santos, Commissioner Arreola and Mayor Poe in mind as we proceed, bring the list back in July and continue providing timely updates.

Notes: Some of the comments referenced in the above motion were the

OEI working on an equity tool for prioritizing projects, consider adding the SW community to consider, considering ongoing operations and maintenance costs and schedule a discussion for GPC for bikeway and trail connections.

Cynthia Curry spoke to the item.

Phil Man, Advisor to City Manager gave a presentation.

RECOMMENDATION *The City Commission: 1) receive an update from staff; and, 2) provide direction, as appropriate.*

A motion was made by Commissioner Chestnut, seconded by Commissioner Arreola, 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-4 [211223.](#)

8th and Waldo Sports Complex Scope of Service - Feasibility and Pro Forma Study(B)

Commission requested staff come back on May 19th with a more detailed scope of services for a pro forma and feasibility study for the 8th and Waldo Sports Complex.

Motion: Approve recommendation and add feasibility of skate park and ice rink.

Cynthia Curry spoke to the item.

Roxanna Gonzalez, Director of Parks, Recreation and Cultural Affairs gave a presentation.

RECOMMENDATION *City Commission 1) hear a presentation on the 8th and Waldo Scope of Services for a pro forma and feasibility study on a Sports Complex, and 2) provide direction to the City Manager on whether to proceed with the RFP process or not.*

A motion was made by Commissioner Chestnut, 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-5 [211251.](#)

Update on Plan for Identifying and Reaching Neighbors who might Benefit from the LEEPPlus Program (NB)

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

Kinnizon Hutchinson, GRU Chief Customer Officer gave a presentation.

RECOMMENDATION *Hear update from staff and take any action deemed appropriate.*

Heard

BD-6 [210851.](#)

Charter Amendment Addressing Vacancies in Office (NB)

Motion: Ask City Attorney to bring ballot language on a charter amendment to call an election within 60 days of vacancy.

RECOMMENDATION *The City Commission take action as deemed necessary.*

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

Aye: 6 - Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, Commissioner Chestnut, and Commissioner Arreola

Nay: 1 - Mayor-Commissioner Pro Tem Saco

RE RESOLUTIONS

RE-6 [211271.](#)

Quasi-Judicial - Conditional Final Plat - Tara Serena, a Cluster Subdivision (B)

Resolution No. 210105

A resolution of the City of Gainesville, Florida, approving the conditional final plat named "TARA SERENA, A CLUSTER SUBDIVISION" located in the vicinity of 2100 NW 53rd Avenue, Gainesville, Florida, as more specifically described in this resolution; providing directions to the City Clerk; providing conditions and restrictions; and providing an immediate effective date.

Andrew Persons spoke to the item.

Lawrence Calderon, Planner gave a presentation.

RECOMMENDATION *The City Commission adopts the proposed resolution.*

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

Absent: 1 - Commissioner Arreola

OR ORDINANCES

SECOND READINGS

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 Chestnut, seconded by Commissioner Ward, 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 Duncan-Walker, Commissioner Chestnut, and Mayor-Commissioner Pro Tem Saco

Absent: 1 - Commissioner Arreola

FR-2 [210562.](#) **Revising City Charter and City Code Sections by changing "Clerk of the Commission" to "City Clerk" (B)**

ORDINANCE NO. 210562

An ordinance of the City of Gainesville, Florida, revising city charter and city code sections to conform to the charter amendment approved by voters on November 3, 2020 changing "clerk of the commission" to "city clerk"; updating or deleting obsolete provisions; correcting scrivener's errors; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Phimetto Lewis, Planner gave a presentation.

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-3 [211052.](#)

Text Change - Name Change of Clerk of the Commission to City Clerk (B)

Ordinance No. 211052

An ordinance of the City of Gainesville, Florida, amending Sections 30-3.3, 30-3.4, 30-3.37, 30-3.39, and 30-10.8 of the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) to change any references of "clerk of the commission" to "city clerk"; 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, 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

BUSINESS DISCUSSION ITEMS

CA-12 [211279.](#)

City Commission Special Meeting on Exclusionary Zoning Code Amendments (NB)

Motion: Hold June 21st meeting as a workshop with no action or ordinance taken. Express to City Plan Board they do not have to act at their June 6th meeting on amendments if they are not ready. Bring back amendments after recess at another meeting of City Commission for discussion after additional meeting with the community has been held.

Andrew Persons, Director of Sustainable Development spoke to the matter.

Public Comment: LuAnne Wilson, George Wilson, Susan Mastini, Jane Myers, Robert Mounts, Melanie Barr

RECOMMENDATION *The City Commission approve a special meeting on Exclusionary Zoning Code Amendments, scheduled for June*

21, 2022, 1:00 PM.

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

Aye: 4 - Mayor Poe, Commissioner Ward, Commissioner Duncan-Walker, and Commissioner Chestnut.

Nay: 3 - Commissioner Hayes-Santos, Mayor-Commissioner Pro Tem Saco, and Commissioner Arreola.

COMMISSION COMMENT

Commissioner Arreola - Libby Heights - Wants to add an item to a City Commission agenda to allow residents to speak to a zoning change.

Commissioner Chestnut - School Board has a call-in system and wants us to look into it for consideration.

RECESS - 4:47 PM

RECONVENE - 5:32 PM

PLEDGE OF ALLEGIANCE

PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

PR-1 [211167.](#) International Internal Audit Awareness Month - 2022 (B)

RECOMMENDATION *Parvaneh Fazeli, Senior IT auditor at CareSource and IIA North Central Florida Chapter President and Lily Ly, Audit Manager, University of Florida Office of Internal Audit and Brecka Anderson, Assistant City Auditor, City of Gainesville to accept the proclamation.*

Heard

PR-2 [211254.](#) Miss Gainesville Day - 2022 (B)

RECOMMENDATION *Casana Fink and Ashlee Combee to accept the proclamation.*

Heard

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.

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

BD BUSINESS DISCUSSION ITEMS

BD-7 [211217.](#) Interim Charter Officer Six-Month Progress Update (B)

Motion: Human Resources come back first meeting in July with job description, a search firm and proposed timeline.

RECOMMENDATION *The City Commission discuss and take action deemed necessary.*

A motion was made by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Saco, 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-8 [211211.](#) Subcommittee Usage in Municipal Government (B)

Motion: Ask Charters to look at this and come back in July with framework.

Kaylinn Escobar, Intern and Morgan Spicer, Acting Policy Oversight Administration gave a presentation.

RECOMMENDATION *The General Policy Committee hear a presentation from staff and discuss.*

A motion was made by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Saco, 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

PH PUBLIC HEARINGS (Including Planning Petitions)

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

SR SECOND READINGS

SR-1 [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 Chestnut, seconded by Commissioner Ward, 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 [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.

Motion: Approve and bring back plan to Commission this fall.

Katherine Mockler, Assistant City Attorney gave a presentation.

Daniel Nee, Interim City Attorney spoke to the item.

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 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-3 [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.

Katherine Mockler, Assistant City Attorney spoke to the item.

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 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-4 [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 Commissioner Chestnut, seconded by Commissioner Arreola, 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

FR FIRST READINGS

CC COMMISSION COMMENT

Commissioner Ward - Celebrating 35 years of Phil Mann with the City.

Commissioner Duncan-Walker - Reminder of Wear Orange event about gun violence - being held on June 4th from 5:00pm - 8:00pm - "We Wear Orange" Event at Porters Quarters Community Event.

Mayor Poe - Recognized Commissioner Ward and Commissioner Arreola for 5 years of service.

ADJOURNMENT - 7:19 PM