

Tuesday, November 8, 2016 – 5:00 P.M.
County Administration Building
Jack Durrance Auditorium
12 Southeast First Street
Gainesville, Florida

The Alachua County Commission met for the Public Hearing session.

PRESENT: Chair Hutch Hutchinson; Vice Chair Ken Cornell presiding; Commissioners Mike Byerly, Chuck Chestnut, and Lee Pinkoson

ALSO PRESENT: County Manager Lee Niblock, Assistant County Manager Jim Harriot, County Attorney Michele Lieberman, County Attorney Michelle Lieberman, Clerk of Court J.K. Irby and Deputy Clerk Steve Donahey

The meeting was televised live on Cox Cable Channel 12.

Approval of Public Hearing Agenda

1. Approve the Agenda
Fiscal Consideration: N/A
Recommended Action: A Motion to Approve the Agenda: (a) approve any amendments to the Public Hearing Agenda; and (b) adopt the Public Hearing Agenda.

Commissioner Pinkoson moved adoption of the agenda as amended. The motion carried 3-0 with Commissioners Chestnut and Commissioner Byerly out of the room.

Public Hearings

2. FY17 budget amendment for carry forwards, reappropriations and fund balance adjustments
Fiscal Consideration: Adjust FY17 budget for unanticipated revenues, carry forward of encumbrances, reappropriations of prior year projects and grants, and fund balance updates.
Recommended Action: Conduct public hearing, adopt resolutions, approve budget amendment and adopt the amended Capital Improvement Program.

County Manager Niblock and Budget Manager Diane Smith presented the above item.

Tuesday, November 8, 2016 – 5:00 P.M.

Commissioners Byerly and Commissioner Chestnut entered at 5:08 p.m.

County Attorney Lieberman and Commissioner Byerly presented comments.

Commissioner Pinkoson moved to discuss the transfer of funds at the object level for December 6, 2016 at 10:00 a.m.

Alachua County Sheriff Chief Financial Officer Patty Justice presented comments to the Board.

The motion carried 5-0.

Commissioner Pinkoson moved to conduct the public hearing, adopt there solutions, approve the budget amendment and adopt the amended Capital Improvement Program.

Chair Hutchinson recognized Telford Cartwright, County Manager Niblock, OMB Director Crosby, and CFO Patty Justice who presented comments.

The motion carried 5-0.

Commissioner Cornell moved to make a public records request for the list of the capital outlays for 2016 at the Jail. The motion carried 5-0.

Commissioner Pinkoson moved to conduct public hearing, adopt resolutions, approve budget amendment and adopt the amended Capital Improvement Program. The motion carried 5-0.

3. Ordinance for golf cart operation on roadways

Fiscal Consideration: N/A

Recommended Action: Adopt Ordinance 16XX; an ordinance of the Board of County Commissioners of Alachua County, Florida amending the Alachua County Code of Ordinances, Part II; relating to the regulation of the operation of golf carts on county roadways in the unincorporated area of Alachua County, Florida; amending Article III; including the addition of Article IV to Chapter 51 Vehicles and Traffic; providing a repealing clause, severability, inclusion in the code and correction of scrivener's errors, liberal construction, and effective date

County Engineer Ramon Gavarrete presented the above item.

Commissioner Byerly, County Attorney Lieberman, Deputy County Manager Harriot, Commissioner Chestnut, and Commissioner Byerly presented comments.

Tuesday, November 8, 2016 – 5:00 P.M.

Commissioner Byerly moved to adopt Ordinance 16-21; an ordinance of the Board of County Commissioners of Alachua County, Florida amending the Alachua County Code of Ordinances, Part II; relating to the regulation of the operation of golf carts on county roadways in the unincorporated area of Alachua County, Florida; amending Article III; including the addition of Article IV to Chapter 51 Vehicles and Traffic; providing a repealing clause, severability, inclusion in the code and correction of scrivener's errors, liberal construction, and effective date with the modification to add the definition of golf park found in Florida Statute 316.

Glenn Cantrell and Commissioner Cornell presented comments.

The motion carried 5-0.

Public Comments (the earlier of 5:30PM or at the conclusion of the agenda)

4. Public Comments

Fiscal Consideration: N/A

Recommended Action: Hear Public Comments

There was no one present who wished to address the Board.

Proclamations and Presentations

5. Approval of a Proclamation Declaring November 17th as "Children's Grief Awareness Day" in Alachua County, FL

Fiscal Consideration: N/A

Recommended Action: Proclaim November 17th as "Children's Grief Awareness Day" in Alachua County, FL

Commissioner Cornell read and presented the Proclamation.

Regular Matters

Legislative Items

6. Unified Land Development Code text amendment: commercial district standards

Fiscal Consideration: None.

Recommended Action: 1. Staff recommends that the Board of County Commissioners convene as the Land Development Regulation Commission and find the proposed change consistent with the Comprehensive Plan. 2. Staff recommends that the Board of County Commissioners adopt the proposed amendment to the Unified Land Development Code Chapter 403.12.1, Footnote #2, Commercial District Standards (Ordinance 16__) as follows: "Six inches of

Tuesday, November 8, 2016 – 5:00 P.M.

additional side yard shall be required for each foot of building height over 35 feet when abutting single family residential uses or zoning.

Planner Mehdi Benkhatar presented the above item.

The Board of County Commissioners recessed and Land Development Regulation Commission at 6:00 p.m.

Commissioner Pinkoson moved to find the proposed change consistent with the Comprehensive Plan. The motion carried 5-0.

The Land Development Regulation Commissioner adjourned and the Board of County Commissioners reconvened at 6:02 p.m.

Commissioner Pinkoson moved adopt the proposed amendment to the Unified Land Development Code Chapter 403.12.1, Footnote #2, Commercial District Standards (Ordinance 16-22) as follows: "Six inches of additional side yard shall be required for each foot of building height over 35 feet when abutting single family residential uses or zoning. The motion carried 5-0.

7. Ordinance amending the membership requirements for the Alachua County Local Planning Agency/ Planning Commission

Fiscal Consideration: N/A

Recommended Action: Adopt the ordinance amending the membership requirements for the Local Planning Agency/Planning Commission.

Senior Planner Missy Daniels presented the above item.

The Board of County Commissioners recessed and Land Development Regulation Commission at 6:04 p.m.

Commissioner Byerly moved that the Land Development Regulation Commissioner finds the changes consistent with the Comprehensive Plan. The motion carried 5-0.

The Land Development Regulation Commissioner adjourned and the Board of County Commissioners reconvened at 6:02 p.m.

Commissioner Chestnut moved to adopt the ordinance amending the membership requirements for the Local Planning Agency/Planning Commission. The motion carried 4-1 with Commissioner Pinkoson voting "Nay".

Quasi-Judicial/Zoning Items

Tuesday, November 8, 2016 – 5:00 P.M.

Deputy Clerk Steve Donahey asked if any Commissioner had received oral or written communication regarding the items. Mr. Donahey requested that Commissioners disclose the substance of the communication and identify the person(s) making the communications(s).

8. Revised preliminary development plan for Celebration Pointe transit oriented development

Fiscal Consideration: N/A

Recommended Action: Staff recommends approval of the Revised Preliminary Development Plan for Celebration Pointe Transit Oriented Development (TOD), project number 2015042202.

Planner Christine Berish presented the above item.

Commissioner Pinkoson moved approval of the Revised Preliminary Development Plan for Celebration Pointe Transit Oriented Development (TOD), project number 2015042202 and refer to the County Attorney to comeback with recommendations for an amendment to the open container regulations.

Commissioner Byerly and Jonathan Paul presented comments.

The motion carried 5-0.

9. Preliminary development plan Ramirez single family home impact to wetland buffer

Fiscal Consideration: N/A

Recommended Action: Staff recommends approval of the Preliminary Development Plan and Wetland Mitigation Plan

Commissioner Pinkoson moved to continue this matter to December 13, 2016 at 5:00 p.m. or as soon thereafter as came be heard. The motion carried 5-0.

Closing Comments

Public Comments

10. Closing Comments from the Public

Fiscal Consideration: N/A

Recommended Action: Hear closing comments from the public.

Chair Hutchinson recognized Telford Cartwright who presented comments to the Board.

There being no further business before the Board the meeting was adjourned at 6:17 p.m.

Tuesday, November 8, 2016 – 5:00 P.M.

Consent Item:

Chair Letter to add the Devil's Millhopper Property to the Historic Registry