

Tuesday, March 14, 2017 – 9:00 A.M.  
John R. "Jack" Durrance Auditorium  
County Administration Building  
12 Southeast First Street  
Gainesville, Florida

The Alachua County Board of County Commissioners met for the Regular Meeting.

**PRESENT:** Chair Ken Cornell, Vice-Chair Lee Pinkoson, Commissioners Mike Byerly and Robert "Hutch" Hutchinson

**ALSO PRESENT:** County Manager Dr. Lee Niblock, County Attorney Michele Lieberman, Assistant County Manager Gina Peebles, Deputy Clerk Steve Donahey

The meeting was televised on Cox Cable Channel 12.

Chair Cornell called the meeting to order at 9:10 a.m.

### **Invocation**

Pastor Burnett Howell of Ekklesia Pentecostal Church gave the Invocation.

### **Pledge of Allegiance**

### **Approval of Regular and Consent Agendas**

1. Approve the agenda

**Fiscal Consideration:** N/A

**Recommended Action:** A Motion to Approve the Agenda: (a) approve any amendments to the Regular and Consent Agenda; (b) adopt the Regular Agenda; and (c) approve all items on the Consent Agenda.

County Manager Niblock presented the following amendments to the agenda:

1. Item #8, First amendment to Cross Creek Volunteer Fire Department and transfer \$39,268 from the MSTU Fire fund reserves to increase the Cross Creek Volunteer Fire Department contract be moved from the Regular Agenda to the Consent agenda.
2. Item #17, Alachua County government minimum wage exemption report be moved from the Consent Agenda to follow Item #9 on the Regular Agenda for Board consideration.

Tuesday, March 14, 2017 – 9:00 A.M.

(Approval of items on the Consent Agenda are generally considered to be routine matters and the motion to adopt the Agenda approves all items on the Consent Agenda and is the first action taken by the Board at the beginning of the meeting. There will be no discussion on these items unless requested. Anyone wishing to speak to an item on the Consent Agenda may come forward and request the item be moved to the Regular Agenda prior to the approval of the agenda.)

**Commissioner Pinkoson moved** adoption of the agenda as amended. The motion carried 5-0.

## **Announcements**

2. Announcements

**Fiscal Consideration:** N/A

**Recommended Action:** Hear Announcements by Mark Sexton Communications and Legislative Affairs Director

Communications Coordinator Mark Sexton presented the following announcements:

1. The County's Access Program is looking more participants to fill the class. If you are interested in learning more of how County government functions please call Strategic Performance Manager Donna Bradbrook at (352) 5262.
2. Mr. Sexton displayed a video of the Ribbon Cutting Ceremony at the new Public Defender building.

Chair Cornell recognized County Manager Niblock who presented comments to the Board.

## **Employee Recognitions**

3. Retirement recognition for Mr. Michael J. Fay

**Fiscal Consideration:** N/A

**Recommended Action:** Recognize Mr. Fay for his thirty-four years of dedicated service by presenting him a token of appreciation.

Human Resources Karen Gerding presented the above item.

Chair Cornell recognized Development Program Manager Michael Fay and County Engineer Ramon Gavarrete who presented comments to the Board.

Chair Cornell thanked Mr. Fay for his 34 years of service to the County.

## Presentations

5. Economic Development update: Local impact of Santa Fe CIED & GTEC  
**Fiscal Consideration:** N/A  
**Recommended Action:** No action necessary. For informational purpose only.

Santa Fe College Associate Vice-President for Economic Development Doug Jones presented the above item.

Commissioner Hutchinson and Chair Cornell presented comments.

## PUBLIC COMMENTS 9:30 AM

6. Public comments  
**Fiscal Consideration:** N/A  
**Recommended Action:** Hear Public Comments

Chair Cornell recognized Maya Velesko and Meg the Losen presented comments regarding the Blue Oven Kitchen Incubator Project. She stated that the organization is currently working on a grant through the University of Florida and requested that the Board provide a letter of support.

By consensus, the Board agreed to provide the Letter of support for the grant.

## ACTION ITEMS

### Facilities Management

7. Budget amendment to replenish facilities building maintenance budget from county for the remediation, remodel and plumbing repairs in the restrooms/showers at the Consolidated Communications Center (CCC) and work release buildings  
**Fiscal Consideration:** Facilities Management General Fund 001.19.1912.519.46.20 \$330,128 reimbursed from General Fund Reserves 001.19.1912.519.31.93 \$6100 reimbursed from General Fund Reserves Other Non-Operating Other Uses Appropriated Reserves 001.04.0440.590.99.20 (\$336,228) Estimated cost at this time is \$336,228  
**Recommended Action:** Approve the amendment to transfer funds to Facilities from County Reserves that were used for environmental testing, mold remediation and repairs of plumbing issues in the showers/restrooms at the Consolidated Communications Center (CCC) and Work Release Buildings

County Manager Niblock and Facilities Director Charlie Jackson presented the above item.

Tuesday, March 14, 2017 – 9:00 A.M.

**Commissioner Pinkoson moved** to approve the amendment to transfer funds to Facilities from County Reserves that were used for environmental testing, mold remediation and repairs of plumbing issues in the showers/restrooms at the Consolidated Communications Center (CCC) and Work Release Buildings.

Commissioner Byerly, Purchasing Manager Larry Sapp, and County Manager Niblock presented comments.

Commissioner Hutchinson left the room at 9:49 a.m.

**Commissioner Pinkoson moved the amended motion as follows:**

1. To approve the amendment to transfer funds to Facilities from County Reserves that were used for environmental testing, mold remediation and repairs of plumbing issues in the showers/restrooms at the Consolidated Communications Center (CCC) and Work Release Buildings.
2. To direct the County Manager to return to the Board with a presentation on his review of the Purchasing Process.

Chair Cornell stated that he would like that from now on when an emergency situation such as this occurs that the entire Board be notified not just the Chair.

**The motion carried 4-0 with Commissioner Hutchinson out of the room.**

### **Growth Management**

9. Request to advertise Unified Land Development Code amendments for redevelopment, cottage neighborhoods, and planned developments  
**Fiscal Consideration:** N/A  
**Recommended Action:** Give staff direction to advertise public hearings to consider amendments to the Unified Land Development Code pertaining to Redevelopment, Cottage Neighborhoods, and Planned Developments.

Senior Planner Missy Daniels presented the above item.

Commissioner Byerly, Chair Cornell, Commissioner Byerly, Commissioner Pinkoson, Chair Cornell, Commissioner Pinkoson, Commissioner Byerly, Commissioner Pinkoson, Senior Planner Missy Daniels

Chair Cornell deferred this item so that the Board can address the Stepping Up Together Item.

4. Upon Arrival: Stepping Up Together Alachua County presentation

Tuesday, March 14, 2017 – 9:00 A.M.

**Fiscal Consideration:** N/A

**Recommended Action:** Hear presentation on Stepping Up Together Alachua County upon arrival of the presenters.

Chair Cornell recognized Major Charlie Lee for his thirty four years of service at the Alachua County Sheriff's Office.

Sheriff Darnell presented Major Lee with a Certificate of Appreciation for his time at the Sheriff's Office.

Major Charlie Lee and Commissioner Hutchinson presented comments.

President and Chief Executive Officer of the Center for Health Care Services in San Antonio Texas Leon Evans presented the above item.

Commissioner Hutchinson, Chair Cornell, Commissioner Hutchinson, Commissioner Byerly, Commissioner Hutchinson, Judy Broward, and Sheriff Darnell presented comments.

Captain Bella Blizzard gave a presentation to the Board regarding the Sheriff's Office participation in the Stepping Up Together Program.

Chair Cornell, Commissioner Pinkoson, Commissioner Hutchinson, Commissioner Pinkoson, Chair Cornell, Commissioner Hutchinson, Chair Cornell presented comments.

**Commissioner Pinkoson moved** to direct staff to put an item on the April 4, 2017 Policy Discussion agenda regarding current expenditures on mental health. Staff should present the following:

1. What is the County currently spending on mental health issues? Present on March 23, 2017.
2. Who are the recipients of these funds,
3. The implications of the bill that gives the County responsibility for a central receiving facility for people with mental health/substance abuse issues and what are the requirements are so that the Board can have a broad discussion about the mental health including budget implications.
4. What are the demands going to be for the central receiving facility? Present on March 23, 2017.

Commissioner Hutchinson, County Manager Niblock, OMB Director Crosby, and Chair Cornell presented comments.

**The motion carried 5-0.**

Tuesday, March 14, 2017 – 9:00 A.M.

9. Request to advertise Unified Land Development Code amendments for redevelopment, cottage neighborhoods, and planned developments

**Fiscal Consideration:** N/A

**Recommended Action:** Give staff direction to advertise public hearings to consider amendments to the Unified Land Development Code pertaining to Redevelopment, Cottage Neighborhoods, and Planned Developments.

Senior Planner Missy Daniels continued the presentation on the above item.

Commissioner Pinkoson, Growth Management Director Steve Lachnicht, Commissioner Pinkoson, Commissioner Byerly, Chair Cornell, Senior Planner Daniels, Commissioner Byerly, Senior Planner Daniels, Commissioner Pinkoson, Growth Management Director Lachnicht, Commissioner Byerly, Planner Leslie McLendon, Commissioner Byerly, Commissioner Pinkoson, Growth Management Director Lachnicht, Senior Planner Daniels, Commissioner Byerly, Transportation Planning Manager Jeff Hays, Chair Cornell, and Senior Planner Missy Daniels presented comments.

**Commissioner Pinkoson moved** to give staff direction to advertise public hearings to consider amendments to the Unified Land Development Code pertaining to Redevelopment, Cottage Neighborhoods, and Planned Developments. The motion carried 5-0.

Code Enforcement Supervisor Harold Horne gave a presentation on complaints and regulation of Airbnb.

Chair Cornell, Commissioner Chestnut, Growth Management Director Lachnicht, Commissioner Byerly, Code Enforcement Supervisor Harold Horne, County Attorney Lieberman, Commissioner Byerly, Chair Cornell, Commissioner Hutchinson, and Chair Cornell presented comments.

By consensus the Board directed staff to request the Tax Collector Office to brief the Board regarding the collection of taxes from Airbnb properties as part of his presentation at the Constitutional Officers Special Budget Meeting.

Chair Chestnut, Growth Management Director Lachnicht, Commissioner Byerly, and Growth Management Director Lachnicht presented comments.

17. Alachua County government minimum wage exemption report

**Fiscal Consideration:** N/A

**Recommended Action:** Accept the Alachua County Government Minimum Wage Exemption Report

Purchasing Manager Larry Sapp presented the above item.

Tuesday, March 14, 2017 – 9:00 A.M.

Commissioner Byerly, OMB Director Crosby, County Attorney Lieberman, County Manager Niblock, Commissioner Byerly, Commissioner Hutchinson, and County Attorney Lieberman presented comments.

**Commissioner Byerly moved** the following:

1. To direct staff to return to the Board of County Commissioners as soon as feasible with a recommendation for ensuring that employees of County contractors are made aware of the Local Government Minimum Wage and their rights under the Wage Recovery Ordinance.
2. Accept the Alachua County Government Minimum Wage Exemption Report.

**The motion carried 5-0.**

## **CLOSING COMMENTS**

10. Closing comments from the public

**Fiscal Consideration:** N/A

**Recommended Action:** Hear closing comments from the public.

Chair Cornell recognized Edward Earl Young who presented comments to the Board.

11. County Attorney comments

**Fiscal Consideration:** N/A

**Recommended Action:** Hear County Attorney Comments

(There were no items submitted.)

12. County Manager comments

**Fiscal Consideration:** N/A

**Recommended Action:** Hear County Manager Comments

## Combined Communications Center Update

Purchasing Manager Larry Sapp stated that the document for the RFP is ready to go and the first advertisement will be on March 15, 2017 and the second advertisement will be on March 22, 2017. The bid for the consultant will open on April 19, 2017.

Chair Cornell requested that the Sheriff be advised on the current status.

## Net Neutrality

Tuesday, March 14, 2017 – 9:00 A.M.

Communications Coordinator Mark Sexton advised the Board that the FCC has decided that the Internet will be treated as a common carrier which will require that the services must be sold to everybody on a non-discriminatory basis at reasonable prices, the same as airplane travel and train travel. He addressed the pros and cons to the Net Neutrality Bill.

Commissioner Byerly and Information and Telecommunications Director Kevin Smith presented comments.

**Commissioner Byerly moved** to direct staff to incorporate in the Federal Legislative Agenda a position in support of Net Neutrality. The motion carried 5-0.

#### Connect Gainesville

Communications Coordinator Sexton advised the Board that the County staff is recommending that the County participate in the ongoing study to improve internet services in areas of the County. Staff will be participating in on going meetings and report back to the Board with developments that arise.

Commissioner Hutchinson stated that former Assistant County Manager Richelle Sucara has done extensive work in this area and would like to see her invited to provide her insight.

#### State Legislative Update

Communications Coordinator Director Mark Sexton presented comments on several bills before the Florida Legislature.

Mr. Sexton advised the Board that he is recommending that the Board provide a letter of support for House Bill 335.

**Commissioner Pinkoson moved** to transmit a letter of support for HB 335.

Chair Cornell requested time to read the Bill before transmitting a letter of support.

Commissioner Pinkoson tabled his motion until the 5:00 p.m. meeting.

#### 13. Commission comments

**Fiscal Consideration:** N/A

**Recommended Action:** Hear Commission Comments



Tuesday, March 14, 2017 – 9:00 A.M.

Commissioner Hutchinson stated that Southwest Advocacy Group (SWAG) is pushing for support in of the County accepting the Child Care Center when it is built. He stated that this is the time for the County's Facilities staff to review the plans to ensure that it is built to a standard that the County is willing to accept it.

Commissioner Hutchinson stated that they also would like financial assistance to pay some of the governmental fees such as the Multi-Modal Transportation Mitigation (MMTM) fee.

Commissioner Hutchinson stated that the Community Foundation of North Central Florida has invested in a software package to track how non-profit organizations are performing. He stated that he would like to look into partnering with them to gain information on CAPP Agencies and possibly provide some administrative services. He stated that the Community Foundation has a children services fund of \$100,000.00 and they are interested in potentially having the County's advisory Committee assisting with allocation of the funds.

**Commissioner Hutchinson moved** to direct staff to invite the Community Foundation of North Central Florida to give a presentation to the Board regarding potential partnership opportunities at an upcoming BOCC meeting. The motion carried 5-0.

#### Proposed Tax Initiatives

Commissioner Hutchinson stated that there are as many as 4 different organization proposed sales tax initiatives for the 2018 ballot. He stated that the Board should discuss who is going to regulate the process.

Commissioner Byerly stated that unless these organizations are going to collect signatures to put the tax on the ballot then they must come to the Board to get approval to be placed on the Ballot. He stated that he has no intention of placing an initiative on the Ballot that was developed in private.

Chair Cornell stated that he feels this is a topic that should be discussed on an upcoming Alachua County Commission Joint Meeting with the City of Gainesville.

Commissioner Hutchinson stated that he would like to propose giving the County Manager the authority to bid on properties during the tax deed sale process. He would like to authorize the Manager to bid up to the appraised amount or his purchasing authority cap.

County Attorney Lieberman stated that the current resolution authorizes the County Manager to spend up to \$20,000.00. He can get appraisals for property over the amount but would have to have Board approval to purchase the property.

Tuesday, March 14, 2017 – 9:00 A.M.

**Commissioner Hutchinson moved** to direct the County Manager to return with a recommendation regarding the County Manager's spending authority and appraisal requirements for purchasing lands the Board directs the County Manager is to acquire.

Commissioner Byerly, County Manager Niblock, and Commissioner Pinkoson presented comments.

**The motion carried 5-0.**

Chair Cornell presented a proposed Resolution from the Audobon Society for the Board's consideration. He inquired if there was any will on the Board to adopt the Resolution.

**Commissioner Hutchinson moved** to adopt the Resolution requesting the State Legislature significantly increase funding for the acquisition of conservation lands and conservation easements in the 2017-2018 budgets.

Commissioner Pinkoson, Chair Cornell, Commissioner Byerly, and Communications Coordinator Mark Sexton presented comments.

**The motion carried 5-0.**

There being no further business before the Board the meeting was adjourned at 1:20 P.M.

## **CONSENT ITEMS**

### **Environmental Protection**

14. Florida Department of Transportation (FDOT) interlocal agreement for allocation and implementation of the National Pollutant Discharge Elimination System (NPDES) Program requirements and Basin Management Action Plan (BMAP) projects

**Fiscal Consideration:** Approve and sign the Resolution and Budget Amendment, Approve the Interlocal agreement with FDOT for Allocation and Implementation of the National Pollutant Discharge Elimination System Program Requirements and Basin Management Action Plan Projects. This is a reimbursement Grant for \$85,969.84 and will need an interfund loan for 50% (\$42,985). Revenue account #087.55.5513.337.3000; Expense account#087.55.537.31.93.

Tuesday, March 14, 2017 – 9:00 A.M.

**Recommended Action:** Approve the FDOT Interlocal Agreement for Allocation and Implementation of the NPDES Program and BMAP Projects, Adopt the Resolution to recognize unanticipated revenues, Adopt the Budget Amendment, and approve an interfund loan for 50% (\$42,985) of the cost reimbursable grant amount.

## **Public Works**

15. Declaring Old Public Defender's Building as surplus  
**Fiscal Consideration:** The reserve bid for this property is \$1,005,000. The revenue from this sale will be put into the General fund, as the property was originally paid out of the General fund.  
**Recommended Action:** Adopt the Resolution and approve allowing bids as prescribed by law with a reserve bid in the amount of \$1,005,000 which shall be presented to the Board.

## **Purchasing**

16. Annual park restroom janitorial services: Bid 1770  
**Fiscal Consideration:** The current level of service cannot be maintained without approving the award of Bid 1770 Annual Park Restroom Janitorial Services. The restrooms are open seven days a week from sunrise to sunset and a few later than that. Our staff schedule is from 7 am to 5:30 pm Monday to Thursday. To maintain the current level of service we would have to continue staffing outside of normal work hours and would continue to incur overtime costs. Funds: General Fund, MSTU. Accounts: 0014100572.3411 and 0084100572.3411  
**Recommended Action:** Approve the Finance Report to award Bid 1770 Annual Park Restroom Janitorial Services, to Kleaning Up With The Joneses, as the lowest responsive and responsible bidder(s) meeting specifications and authorize staff to negotiate a contract.
18. Alan Jay Chevrolet Cadillac Inc.: Finance report and purchase order 20171513  
**Fiscal Consideration:** Vehicle replacement was planned during the budget process. Funding exists in the Vehicle Replacement Fund, Account 506.04.0460.513.64.10.  
**Recommended Action:** Approve the Finance Report and Purchase Order 20171513, issued to Alan Jay Chevrolet Cadillac Inc., in the amount of \$52,598.50, for the purchase of one (1) 2017 Ram Promaster 1500 Low Roof 136" WB, and authorize the Purchasing Manager to sign the Purchase Order. Pricing per NJPA National Joint Powers Alliance Bid # 2017120716NAF.

## **Solid Waste and Resource Recovery**

19. Agreement between Alachua County and Miner Florida, dba Craft Equipment Company for the repair of PreCrusher Compactors, Stationary Compactors and Containers.

**Fiscal Consideration:** Approve the Agreement between Alachua County and Miner Florida, dba Craft Equipment Company for the repair of PreCrusher Compactors, Stationary Compactors and Containers. Rejecting this Agreement will result in necessary equipment being broken down for an extended periods of time causing disposal services to backup at the Rural Collection Centers. The regular repairs are budgeted in FY 2017 at \$10,956.00. The Agreement will allow for emergency repairs, should they come up, on the initial term not to exceed \$53,496.00.

**Recommended Action:** Approve the Agreement with Miner Florida, dba Craft Equipment Company for the repair of PreCrusher Compactors, Stationary Compactors and Containers at the five (5) Alachua County Rural Collection Centers.

## **Notation for Record**

20. January 2017 Minutes of the Alachua County Historical Commission

**Fiscal Consideration:** NA

**Recommended Action:** Accept the minutes of the ACHC

21. Economic Development Advisory Committee (EDAC) Minutes

**Fiscal Consideration:** N/A

**Recommended Action:** No action necessary. For informational purpose only.

## **Fire Rescue**

8. First amendment to Cross Creek Volunteer Fire Department and transfer \$39,268 from the MSTU Fire fund reserves to increase the Cross Creek Volunteer Fire Department contract

**Fiscal Consideration:** Increase the Cross Creek Volunteer Fire Department Contract by \$39,268 using MSTU Fire Protection Services Reserves.

**Recommended Action:** Approve the First Amendment to Interlocal Agreement between Alachua County and the Cross Creek Volunteer Fire Department. Approve the transfer of \$39,268 from the Fire MSTU Reserves to increase the Cross Creek Volunteer Fire Department contract.