

John R. "Jack" Durrance Auditorium
County Administration Building
12 Southeast First Street
Gainesville, Florida



Board of County Commission Minutes
Tuesday, January 23, 2018
5:00 P.M.

Board of County Commissioners

District 1 Commissioner Mike Byerly
District 2 Vice Chair Lee Pinkoson
District 3 Robert "Hutch" Hutchinson
District 4 Chair Ken Cornell
District 5 Charles "Chuck" Chestnut

County Manager

Michele Lieberman

County Attorney

Sylvia Torres

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 Cornell moved** adoption of the agenda. The motion carried 5-0.

Items for Consideration

2. CPA0817: Celebration Pointe Large Scale Comprehensive Plan Map and Text Amendment

Fiscal Consideration: N/A

Recommended Action: Staff recommends approving Ordinance 18-02, a largescale map and text amendment for the Celebration Pointe TOD.

Planner Mehdi Benkhatar presented the above item.

- Commissioner Byerly moved** adopting Ordinance 18-02, a largescale map and text amendment for the Celebration Pointe TOD. The motion carried 5-0.

3. ZOM0118: Infinite Energy PD Major Amendment

Fiscal Consideration: N/A

Recommended Action: Staff recommends that Board of County Commissioners approve the requested PD amendment with the bases and revised conditions as noted.

Planner Mehdi Benkhatar presented the above item.

- Commissioner Byerly moved** that Board of County Commissioners approve the requested PD amendment with the bases and revised conditions as noted.

Chair Pinkoson recognized Ryan Thompson agent for the applicant who presented comments to the Board.

The motion carried 5-0.

4. Transmittal Hearing for a Comprehensive Plan Amendment Related to Cottage Neighborhoods CPA0118

Fiscal Consideration: N/A

Recommended Action: Adopt the ordinance to amend the Cottage Neighborhood Comprehensive Plan policies.

Senior Planner Missy Daniels presented the above item.

Commissioner Cornell moved to adopt the Ordinance to amend the Cottage Neighborhood Comprehensive Plan policies.

Chair Pinkoson recognized Karen Herrington who presented comments to the Board.

The motion carried 5-0.

5. Public Hearing to Consider an Ordinance Amending Chapter 74, "Nuisances," of the Alachua County Code of Ordinances

Fiscal Consideration: Staff anticipates a neutral impact to the Code Enforcement budget. There will likely be few enforcement actions within the Town and any fines resulting from enforcement actions will remain with the County.

Recommended Action: Adopt the ordinance amending Chapter 74 "Nuisances."

Senior Transportation Planner Chris Dawson presented the above item.

Commissioner Cornell moved to adopt the Ordinance amending Chapter 74 "Nuisances."

Chair Pinkoson recognized Mayor of LaCrosse Diane Dubberly who presented comments to the Board.

The motion carried 5-0.

6. Flood Mitigation

Fiscal Consideration: Funding options will be presented to the Board including bonding up to one half of the current Stormwater Assessment or special assessment districts or MSBU option based on benefits specific to watershed basins prior to the budget deliberations. It has been determined that the Stormwater Assessment can contribute funding to Mitigation projects, but not 100 percent. Funding opportunities are being pursued through the St. Johns and Suwannee River Water Management Districts, the Alachua County Local Mitigation Strategy funding, and FEMA hazard mitigation grant program.

Recommended Action: Authorize staff to move forward with priorities 1 through 4, including consultant assistance for developing final plans, and finalize grant applications for State & Federal grants and negotiate purchase and sale agreements with willing sellers at fair market value in the Robin Lane

Subdivision. Schedule maintenance work that would alleviate flooding problems identified at other locations.

County Engineer Ramone Gavarrete presented the above item.

Commissioner Cornell moved the following:

1. Authorize staff to move forward with priorities 1 through 4, including consultant assistance for developing final plans, and finalize grant applications for State & Federal grants and negotiate purchase and sale agreements with willing sellers at fair market value in the Robin Lane Subdivision and Hills of Santa Fe according to the following priority order:
 1. Robin Lane
 2. Hills of Santa Fe/Meadowbrook
 3. Hayes Glen
 4. Pine Hill Estates

Schedule maintenance work that would alleviate flooding problems identified at other locations. Those are identified as items: #10 SE 27th Street, #12 Rustlewood, and #17 SE 15th Street.



Recommendation	
5. Oak Crest / Eagle Point & Chelsea Lane	15. SW 91 st St @ SW 12 th Ave
6. Emerald Woods	16. Prairie South
7. Royal Oaks / Willow Bend	17. SE 15 th Street*
8. Sunningdale	18. NW 91 st St
9. Heatherwood	
10. SE 27 th Street*	*These locations may be mitigated through normal operations
11. Richmond	
12. Rustlewood*	
13. NW 39 th Ave	
14. SE 35 th Street	

2. Instruct staff to draft language for use of funding through next year's stormwater assessment for fiscal year 2019 and develop a plan for presentation to the Board before December of 2018 for a potential special assessment district that will begin in fiscal year 2020.
3. To use as the first source of funding the stormwater assessment maintenance portion with a commitment to repay this fund from other available sources including future grants, future assessments, or special assessment districts. Additional funds needed for this fiscal year would come from reserves.

4. To schedule a Public Evening Meeting within 120 days to discuss Stormwater basins affected and possible assessment districts. The meeting for the subdivisions of Robin Lane and Hills of Santa Fe will be within 30 days. The boundaries established for public notification will be generous including the watershed.

Commissioner Hutchinson, County Manager Lieberman, Commissioner Cornell, County Manager Lieberman, Commissioner Byerly, Commissioner Hutchinson, County Attorney Sylvia Torres, Commissioner Cornell, Commissioner Byerly, Commissioner Chestnut, County Attorney Sylvia Torres, EPD Director Chris Bird, Commissioner Cornell, Chair Pinkoson , and County Attorney Torres

Commissioner Byerly moved to table the motion. The motion failed for lack of a second.

County Manager Lieberman, Jim Farland, Ellen Shapiro, Mary Helen Wheeler, Mark Goldstein, Weena Nonog, and Deputy County Manager Harriot presented comments.

Commissioner Hutchinson requested that the motion be divided for the purpose of voting to separate the portion listed below due to a conflict of interest:

Schedule maintenance work that would alleviate flooding problems identified at other locations. Those are identified as items: #10 SE 27th Street, #12 Rustlewood, and #17 SE 15th Street.

Commissioner Cornell moved the following:

1. Authorize staff to move forward with priorities 1 through 4, including consultant assistance for developing final plans, and finalize grant applications for State & Federal grants and negotiate purchase and sale agreements with willing sellers at fair market value in the Robin Lane Subdivision and Hills of Santa Fe according to the following priority order:
 1. Robin Lane
 2. Hills of Santa Fe/Meadowbrook
 3. Hayes Glen
 4. Pine Hill Estates
2. Instruct staff to draft language for use of funding through next year's stormwater assessment for fiscal year 2019 and develop a plan for presentation to the Board before December of 2018 for a

potential special assessment district that will begin in fiscal year 2020.

3. To use as the first source of funding the stormwater assessment maintenance portion with a commitment to repay this fund from other available sources including future grants, future assessments, or special assessment districts. Additional funds needed for this fiscal year would come from reserves.
4. To schedule a Public Evening Meeting within 120 days to discuss Stormwater basins affected and possible assessment districts. The meeting for the subdivisions of Robin Lane and Hills of Santa Fe will be within 30 days. The boundaries established for public notification will be generous including the watershed.

The motion carried 4-1 with Commissioner Byerly voting “Nay”.

Schedule maintenance work that would alleviate flooding problems identified at other locations. Those are identified as items: #10 SE 27th Street, #12 Rustlewood, and #17 SE 15th Street.



Recommendation	
5. Oak Crest / Eagle Point & Chelsea Lane	15. SW 91 st St @ SW 12 th Ave
6. Emerald Woods	16. Prairie South
7. Royal Oaks / Willow Bend	17. SE 15 th Street*
8. Sunningsdale	18. NW 91 st St
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10. SE 27 th Street*	
11. Richmond	
12. Rustlewood*	
13. NW 39 th Ave	
14. SE 35 th Street	

*These locations may be mitigated through normal operations

The motion carried 3-1 with Commissioner Byerly voting “Nay” and Commissioner Hutchinson abstaining due to a conflict of interest.

7. Public Hearing to Consider a Countywide Wetland Protection Ordinance
Fiscal Consideration: \$71,991 in 0015521 for a fulltime FTE Senior Environmental Specialist with benefits (\$67,991) and \$4,000 office costs (computer, phone, office supplies, etc). EPD indicates adopting this ordinance requires an additional 1.0 FTE. The Department indicated it would seek to fill that position as soon as the ordinance is passed (FY18). Funding for the additional FTE is not in the current FY18 budget.
Recommended Action: Adopt the Countywide Wetland Protection Ordinance.

EPD Director Chris Bird and Environmental Program Supervisor Stephen Hofstetter presented the above item.

Commissioner Hutchinson and Commissioner Byerly presented comments.

Commissioner Byerly moved to adopt the Countywide Wetland Protection Ordinance the following amendments:

1. With striking the exemption for urban core exclusionaries.
2. Affective date changed to immediately upon adoption.
3. Remove language "or other regulatory agencies or local governments".

Mayor Gibb Coerper, Karen Arrington, Jim Tatum, Mark Goldstein, Judy Edsler, Ray Hughes, Jim McFarland, Hugh Edward Suggs, Carol Fernandez, Julia Reskind, Kate Lane, City of Micanopy Mayor Virginia Mance, Bruce Blackwell, David Moritz, Mr. Thomas, Bob Knight, Mike Branch, Mayor Louie Davis, Hawthorne Mayor Surrency, Susan Davenport, Eric Goode, Rob Garen, Mary Devensky, Eric Drummond, Steve Hogan, Don Valsida, Scott Camil, Penny Wheat, City of Newberry Commissioner Jason McGehee, City of Newberry Manager Mike New, Commissioner Cornell, City of Newberry Mayor Jordan Marlowe, Brent Barker, Kate Ellison, Marie Steinwell, Tracy Marinello, Mary Helen Wheeler, Jim Gross, December McSherry, Laura Berkelman, Theresa Spurling-Wood, Whitey Markel, City of Hawthorne Manager Hellen Vause, Lee McSherry, Tamara Robbins, Peirce Butler, Stratton Sleetus, Deana Nicholson, Jeannette Marie Hinsdale, Matthew Manus, Paula Stammer, Jim Konish, Meg Niederhoffer, Susan Baird, Joanie Ellis, Commissioner Byerly, County EPD Stephen Hofstetter, County Attorney Sylvia Torres, County Manager Lieberman, EPD Director Chris Bird, Commissioner Cornell, Commissioner Hutchinson, Commissioner Chestnut, and Commissioner Pinkoson presented comments.

The motion carried 4-1 with Commissioner Pinkoson voting "Nay".

8. Public Hearing to Consider an Ordinance Amending Chapter 117, "Miscellaneous Offences", of the Alachua County Code of Ordinances

Fiscal Consideration: N/A

Recommended Action: Adopt the ordinance amending Chapter 117 of the Alachua County Code to prohibit interactions between pedestrians and the operators or occupants of vehicles on public streets, bike paths or lanes, or the entrance or exit ramps of interstate highways.

Assistant County Attorney Corbin Hanson presented the above item.

Commissioner Chestnut moved to adopt the Ordinance amending Chapter 117 of the Alachua County Code to prohibit interactions between pedestrians and the operators or occupants of vehicles on public streets, bike paths or lanes, or the entrance or exit ramps of interstate highways. Staff is directed to request the Sheriff's Office enforce the State Statute 316.1945 and State's Litter Law. Staff is to inquire of

the State of Florida if placing warning signs on State Roads regarding this new regulation is permissible.

Commissioner Byerly, Commissioner Cornell, Deputy County Manager Harriot, Commissioner Cornell, Ricardo Castelo, Glenn McClure, Mrs. Castelo, and Tamara Robins presented comments to the Board.

The motion carried 5-0.

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

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

Chair Pinkoson recognized Susan Baird who presented comments.

Closing Comments

10. Closing comments from the public
Fiscal Consideration: N/A
Recommended Action: Hear closing comments from the public.

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

11. Closing comments from Commissioners
Fiscal Consideration: N/A
Recommended Action: Hear closing comments from Commissioners.

Joint Meeting with Gainesville Regarding Homelessness

County Manager Lieberman advised the Board the City of Gainesville has made a request for a Joint Meeting regarding Homelessness. They propose to discuss the two private proposals for operating the Grace Marketplace as well as the public option.

She stated that she inquired as to a discussion of the Community Redevelopment Agencies and City Manager Lyons stated that he would have to discuss that with the Board and would report back prior to the February 19, 2018 date.

There being no further business before the Board the meeting was adjourned at 11:37 P.M.