

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



Board of County Commission
Minutes

Tuesday, October 09, 2018
5:00P.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.

Item Moved to November 13, 2018

6. Truth and Reconciliation Discussion

Item Moved to October 23, 2018

5. Recognition of the Alachua County 4H Forest Ecology Team

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

Proclamations and Presentations

3. Approval of a Proclamation Declaring October 25th, 2018 as "United Nation Day" in Alachua County, FL

Fiscal Consideration: N/A

Recommended Action: Proclaim October 25, 2018 as "United Nations Day" in Alachua County, FL.

Commissioner Chestnut read and presented the Proclamation to Saeed Khan who accepted it with gratitude.

Commissioner Byerly and Cornell entered at 5:06 P.M.

- ~~5. Recognition of the Alachua County 4H Forest Ecology Team~~

~~**Fiscal Consideration:** N/A~~

~~**Recommended Action:** Recognize the Alachua County 4H Forest Ecology Team.~~

Regular Matters

~~6. Truth and Reconciliation Discussion~~

~~**Fiscal Consideration:** TBD based on the following:~~

- ~~1. If County supports National History Day process with school board there may be costs;~~
- ~~2. Costs for Outreach/Meetings; Print information, etc.~~
- ~~3. Donate funds to complete fundraising for State Historic Marker on Newberry Six history. Marker written by Dr. Tricia Hilliard Nunn to be placed between the Pleasant Plain Church and Cemetery in vicinity of Jonesville. Community fundraising now has \$900. Additional \$1,220 needed for a doubled sided marker. State Marker Council did review in Spring 2018 and final revisions should be complete soon.~~

~~**Recommended Action:** Provide direction to staff for the process to continue with County Advisory Boards and the larger community, including addressing issues identified by Staff~~

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

7. Public comments

Fiscal Consideration: N/A

Recommended Action: Hear Public Comments.

Chair Pinkoson recognized Jim Konish who presented comments regarding the Power Pole Rental Agreements the County has with Gainesville Regional Utilities. Mr. Konish stated that the contracts are not financial beneficial to the County and they should be reviewed.

Anthony Johnson presented comments to the Board.

Terry Fleming expressed concerns of the use of conversion therapy. He stated that research show the therapy his harmful particularly to youth. He requested the Board adopt an Ordinance prohibiting the practice in Alachua County.

Commissioner Hutchinson presented comments on the proposed Ordinance and stated that it does have an exemption for Religious Organizations and he would like to see the County proceed with the Ordinance.

Commissioner Hutchinson moved to authorize the County Attorney to draft an Ordinance banning conversion therapy in Alachua County and bring it before the Board at an informal hearing so the Board can review and determine to advertise it or not for a formal hearing. The motion carried 5-0.

Public Hearing

8. Proposed amendment to Chapter 74, Article II Littering of the Alachua County Code

Fiscal Consideration: N/A

Recommended Action: Adopt the ordinance amending Chapter 74 of the Alachua County Code of Ordinances, creating Section 74.16.5, entitled "Signs on County Property".

Approve the following policy:

"Staff shall dispose of all litter in the same manner as solid waste and shall utilize the appropriate waste receptacle in the disposal of litter."

Commissioner Byerly moved to adopt the ordinance amending Chapter 74 of the Alachua County Code of Ordinances, creating Section 74.16.5, entitled "Signs on County Property" and inform the Supervisor of Elections of the changes so that she can instruct candidates. The motion carried 5-0.

9. Public Hearing for amendments to the Unified Land Development Code

Fiscal Consideration: N/A

Recommended Action: Convene as the Land Development Regulation Commission and find the proposed amendments to the Unified Land Development Code consistent with the Comprehensive Plan Approve the ordinances amending the Unified Land Development Code and County Code

Planner Leslie McLendon presented the above item.

Zoning Administrator Holly Banner presented comments.

The Board of County Commissioner recessed and the Land Development Regulation Commission convened at 5:23 P.M.

Land Development Regulation Commissioner Cornell moved to find the proposed amendments consistent with the Comprehensive Plan. The motion carried 5-0.

The Land Development Regulation Commission adjourned and the Board of County Commissioners reconvened at 5:24 P.M.

Commissioner Cornell moved adoption of the Ordinance amending the Unified Land Development Code and County Code exempting the changes regarding docks. The motion carried 5-0.

QuasiJudicial/Zoning Items

10. ZOM0618: A request to rezone from RE1 (Single Family Residential) district to R1c (Single Family Residential) district on approximately 1.01 acres
Fiscal Consideration: N/A
Recommended Action: Staff recommends that the Board adopt Resolution z1810 Approving the requested zoning action.

Senior Planner Gerald Brewington presented the above item.

Commissioner Hutchinson moved that the Board adopt Resolution Z-18-10 approving the requested zoning action. The motion carried 5-0.

11. ZOT0118: A request for a temporary use permit to hold a festival/event with overnight camping in an 'A' (Agriculture) district on approximately 22.6 acres
Fiscal Consideration: N/A
Recommended Action: Staff recommends that the Board adopt the resolution (Z1811) approving the requested temporary use permit for a festival/event with overnight camping.

Senior Planner Gerald Brewington presented the above item.

Florida Springs Institute Development Director Melissa Redon presented comments to the Board.

Commissioner Cornell moved to adopt the resolution (Z-18-11) approving the requested temporary use permit for a festival/event with overnight camping. The motion carried 5-0.

Closing Comments

12. 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.

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

Commissioner Byerly referred the matter of the GRU Power Pole Rental Agreements to the County Manager and requested an email response from staff to determine if this is something that needs to be addressed further.

Commissioner Hutchinson stated that he has seen many streetlights installed on County roads that the Board did not make the decision to do so.

Commissioner Byerly requested that staff provide any science based evidence that lighted streets are safer than non-lighted roads.

Commissioner Byerly moved the following:

1. To refer to staff to provide science based evidence that brightly lighted rural streets are safer than non-lighted roads.
2. Staff should provide if there are any lighting projects in the County CIP list.
3. Refer the matter of the GRU Power Pole Rental Agreements to the County Manager and request an email response from staff to determine if this is something that needs to be addressed further.

The motion carried 5-0.

GRU Stormwater Bill

Commissioner Cornell questioned why the Stormwater Fee is on the GRU utility bill for the County. He stated that he feels it should be applied to the tax bill similar to the County's Stormwater Fee. His concern is that the fee in relation is passed on to low income renters through the GRU bill. He stated that if it were on the tax bill the landlord may pass it on directly or the landlord may have to absorb the fee based on market conditions.

County Attorney Torres stated that the County Assessments are all on the tax bill since the County does not operate a utility.

FDOT Linear Park on Paine's Prairie

Commissioner Byerly stated that he read the response from the Florida Department of Transportation (FDOT) regarding the Linear Park Proposal at Paine's Prairie. He stated that they did not reject the idea but he was not sure what their response meant.

Transportation Planning Manager Jeff Hays stated that he spoke with FDOT and their intent is that the County needs to present a more detailed concept so that they can review the matter and make a determination.

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Gainesville/Hawthorne Railtrail

Commissioner Byerly stated that he received an email from citizens wishing to use golf carts on the trail. He was not sure if that is allowed or not. He wanted to be able to respond to the citizens and would like a response to staff on the matter.

Transportation Planning Manager Jeff Hays stated that it may be legal but would require the County take some steps to allow the use. He advised that he will need to meet with the County Attorney's Office to fully develop the legal framework then report back to the Board on the matter.

There being no further business before the Board the meeting was adjourned at 6:09 P.M.