

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

September 6, 2018

1:00 PM

MODIFIED AGENDA

City Hall Auditorium

City Commission

Mayor Lauren Poe (At Large)

Commissioner Helen Warren (At Large)

Commissioner Gail Johnson (At Large)

Commissioner Gigi Simmons (District 1)

Commissioner Harvey Ward (District 2)

Commissioner David Arreola (District 3)

Mayor-Commissioner Pro Tem 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 Equal Opportunity 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 relay, please call 1-877-955-8773. For STS French Creole relay, please call 1-877-955-8707.

1:00pm - CALL TO ORDER - Afternoon Session**AGENDA STATEMENT**

"Citizens are encouraged to participate in City of Gainesville meetings. In general, speakers will be limited to 3 (three) minutes per agenda item. Additional time may be granted by the Mayor or by the City Commission as directed. The City of Gainesville encourages civility in public discourse and requests that speakers limit their comments to specific motions and direct their comments to the Chair. Signs or Props are not permitted in the meeting room. Citizens are encouraged to provide comments in writing to the Clerk of the Commission before meetings and/or during meetings for inclusion into the public record. Citizens may also provide input to individual commissioners via office visits, phone calls, letters and e-Mail, that will become public record. In some instances, i.e., Quasi-Judicial Hearings, these particular contacts may be prohibited."

ROLL CALL**INVOCATION****PROPHET GEORGE YOUNG****ADOPTION OF CONSENT ITEMS - GRU, General Government, Audit & Finance Committee and General Policy Committee Items**[180291.](#)**City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of August 6, August 15, and August 16, 2018.*

[180291 August 6 Minutes 20180906.pdf](#)

[180291 August 15 2018 Minutes 20180906.pdf](#)

[180291 August 16 2018 Minutes 20180906.pdf](#)

[180324.](#)**Resignation of Leslie Ladendorf from the Gainesville Cultural Affairs Board, Jim Gross from the Utility Advisory Board and John V. Petito from the Regional Transit Systems Advisory Board (B)**

RECOMMENDATION *The City Commission accepts the resignation of Leslie Ladendorf, Jim Gross and John V. Petito, effective immediately.*

[180324 ResignationsLadendorfGrossPetito 20180906.pdf](#)

[180239.](#)**Gainesville Regional Utilities Unaudited Internally Prepared Financial**

the United States. Our report is attached for your review.

RECOMMENDATION *The City Auditor recommends that the City Commission accept the City Auditor's report.*

[180309 General Fund Revenue Estimates Included in the Proposed Budget for](#)

[170667.](#)

Selection of Equal Opportunity Director Charter Officer (B)

The City Commission discuss the continuation of the selection process for the Equal Opportunity Director

Explanation: In June 2018, the City Commission interviewed four finalists for the Equal Opportunity Director position. Prior to making a final selection, during the July 9, 2018 City Commission Special Meeting, the City Commission engaged in a discussion about the Equal Opportunity Director selection process. Following that discussion, a motion was made and agreed upon by a vote of 5-2 to reopen and continue the search for the Equal Opportunity Director position with a target interview date set for October 2018.

The Mercer Group, Inc. have continued the search for candidates that meet the criteria outlined by the City Commission early in the process. During the September 6, 2018 City Commission Meeting, The Mercer Group, Inc. would like to present recommended candidates, and following their recommendation, requests that the Commission select finalists for in-person interviews on October 16-17. The interview process will consist of a panel style interview with the full Commission, one-on-one interviews, and a Community Forum. Once candidates for interviews are selected by the Commission, The Mercer Group will begin the background screening process. Completed backgrounds will be presented to the Commission during the in-person interview process.

Fiscal Note: Non-departmental funds of \$25,750 are available within the current fiscal year operating budget for the executive search firm service and associated costs. Additional funds of \$5,500 will be added to the original operating budget to cover the costs of the second search. Salary of \$100,000 to \$150,000 for the Equal Opportunity Director is approved in the FY18 budget.

RECOMMENDATION *The City Commission: 1.) authorize The Mercer Group, Inc. executive search firm to recommend candidates for further consideration; 2.) assist in identifying Equal Opportunity Director finalists for in-person interviews; 3.) authorize a Special Meeting for candidate interviews on October 16, 2018.*

Legislative History

1/4/18 City Commission Approved as Recommended

1/18/18	City Commission	Approved, as shown above
3/1/18	City Commission	Discussed
6/7/18	City Commission	Approved, as shown above
6/21/18	City Commission	Withdrawn
7/9/18	City Commission	Approved, as shown above
7/19/18	City Commission	Approved as Recommended

[170667-MOD_EO Director Executive Search_20180104.pdf.pdf](#)

[170667_MOD_Job Description_20180118.pdf](#)

[170667C_Equal Opportunity Director Job Description_20180301.pdf](#)

[170667D_EO Director Recruitment Suggested Timeline_20180301.pdf](#)

[170667E_The Mercer Group Search Firm Contract for HR signature_20180301.](#)

[170667A_EO Director Recruitment Suggested Timeline Adjusted_20180607.pdf](#)

[170667B_Semi-finalists for Equal Opportunity Director_20180607.pdf](#)

[170667A_Group 1 Applicant Resumes_20180621.pdf](#)

[170667B_Group 2 Applicant Resumes_20180621.pdf](#)

[170667A_Summary BOOKER_20180709.pdf](#)

[170667B_Summary JORDAN_20180709.pdf](#)

[170667C_Summary LEE_20180709.pdf](#)

[170667D_Summary STEWART_20180709.pdf](#)

[170667E_Summary NEWSOM_20180709.pdf](#)

[NEW_170667_Equal Opportunity Director City of Gainesville Brochure.pdf](#)

[NEW_170667_EO Director Selection and Hiring Timeline_20180906.pdf](#)

[NEW_170667_Equal Opportunity Director Candidate Applications Minimally Qu.](#)

[180270.](#)

North Florida ICAC Task Force Program (NB)

MODIFICATION - MOVED TO CONSENT AGENDA

Explanation: This is a request for City Commission approval to apply for funding under: OJJDP FY 18 Internet Crimes against Children Task Force Invited Applicants

The Internet Crimes against Children Task Force is a program managed by the Office of Juvenile Justice and Delinquency Prevention, with 61 task forces nationwide. The goal of the task forces is to combat technology facilitated crimes against children, through a partnership of existing sovereign agencies. The North Florida ICAC Task Force exists today, and although this Award carries a new Award number, it is a continuation of activity and methods conducted by Gainesville Police designees since 2003.

This funding would allow for continued undercover operations, training of

local and affiliated task force personnel, specialized equipment and licenses, and cover the salaries and benefits of two Gainesville Police Department detectives.

Fiscal Note: OJJDP expects to an award to the City of Gainesville up to \$367,259 for a project period beginning October 1, 2018 through September 30, 2019. This is a non-matching funding opportunity.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to apply for these funds, and 2) execute any additional documents that may be required, pending review of the City Attorney as to form and legality.

COMMITTEE DISCUSSION ITEMS - Items placed on the agenda by the Audit & Finance Committee or General Policy Committee or moved from Consent

OTHER POLICY DISCUSSION ITEMS - If the Commission does not get to these items, they are continued to the next regular Commission meeting or such other regular or special meeting or workshop, as the Commission directs

INFORMATIONAL PRESENTATIONS - Items that do not request or require any Commission action. If the Commission does not get to these items, they are continued to the next regular Commission meeting or such other regular or special meeting or workshop, as the Commission directs.

4:30 - 5:30pm Dinner Break

5:30 - Call to order Evening Session

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

[180276.](#)

Hunger Action Day 2018 (B)

RECOMMENDATION

Ms. Karen Woolfstead of Bread of the Mighty Food Bank to accept the proclamation.

[180276_Hunger Action Day 2018 Proclamation_20180906.pdf](#)

GENERAL CITIZEN COMMENT - For items not on the agenda, limited to 3 minutes per citizen and not to exceed 30 minutes total

BUDGET

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

[180282.](#)**Revisions to Chapter 27 Utilities and Appendix A - Schedule of Fees, Rates, and Charges for Utilities (B)**

Ordinance No. 180282

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances, relating to Utilities; amending section 27-31 relating to electric system fuel and purchased power for public streetlight and rental outdoor light services; amending Appendix A, Schedule of Fees, Rates and Charges, to revise fees, rates and charges for electricity, water, and sewerage; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: GRU BUDGET AND FINANCE DEPARTMENT MEMORANDUM

In the proposed budget for the combined utilities system, the General Manager for Utilities made recommendations to revise electric, water and sewerage fees, rates and charges as required to meet system revenue requirements for Fiscal Year 2019. This ordinance is necessary to implement the changes to the fees, rates and charges for the combined utilities system which shall be applied to all monthly bills which are for the first time rendered and postmarked after 12:01 AM, October 1, 2018. Additionally, changes are included in the proposed ordinance to amend provisions of Chapter 27 to reflect those corresponding changes in the code.

CITY ATTORNEY MEMORANDUM

During the budget process in July 2018, the City Commission authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance revising the fees, rates and charges for the combined utilities system as required to meet system revenue requirements for Fiscal Year 2019.

This ordinance requires two readings. The first reading is scheduled for September 6, 2018. The second reading is scheduled for September 20, 2018. The new and amended fees, rates, and charges shall be applied to all monthly bills which are for the first time rendered and postmarked after 12:01 AM, October 1, 2018.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

[180282_draft ordinance_20180906](#)

PUBLIC HEARINGS**RESOLUTIONS - ROLL CALL REQUIRED**

[180202.](#)**Fire Assessment - Annual Rate Resolution (B)**

Resolution No. 180202

A resolution of the City of Gainesville, Florida, relating to the provision of fire services, facilities and programs in the City of Gainesville, Florida; imposing Fire Services Special Assessments against assessed properties located within the City for the fiscal year that begins October 1, 2018; providing for exemptions; approving the assessment roll; providing for the estimated fire services assessed cost; approving the rate of assessment; providing for severability; and providing an immediate effective date.

Explanation: On July 17, 2018 the City Commission adopted Resolution 180037 (the "Preliminary Rate Resolution") which set the proposed fire services assessment rate and provided for notice by mail and publication of the proposed rate and public hearing to set the final rate. In adopting the Annual Rate Resolution, the Commission will have to determine the Fire Services Special Assessment rate for the fiscal year beginning October 1, 2018.

RECOMMENDATION

The City Commission: 1) receive any written objections filed; 2) hear testimony from all interested persons; 3) approve the assessment roll; 4) establish the annual rate for the Fire Services Special Assessment; and 5) adopt the proposed Annual Assessment Resolution.

[180202_draft resolution_20180906](#)

[180296.](#)**Tentative Millage Rate for Fiscal Year 2018-2019(B)**

Explanation: Resolution No. 180296. A resolution of the City Commission of the City of Gainesville, Florida; relating to the levy of general municipal purpose Ad Valorem taxes for the 2018-2019 fiscal year beginning October 1, 2018 and ending September 30, 2019; establishing a Tentative Millage Rate; setting a public hearing; providing for the publication of notice; and providing an immediate effective date. The City Commission is required by Florida Law to adopt a tentative millage rate to fund the budget for fiscal year 2018-2019.

RECOMMENDATION

The City Commission adopt the proposed resolution.

[180296A Resolution-Tentative Millage Rate 20180906.pdf](#)

[180288.](#)**Gainesville Regional Utilities Tentative Budget - Fiscal Year**

2018-2019 (B)

Resolution No. 180288

A Resolution of the City Commission of the City of Gainesville, Florida, relating to the tentative budget for the City of Gainesville, D/B/A Gainesville Regional Utilities for the Fiscal Year beginning October 1, 2018 and ending September 30, 2019; projecting revenues and adopting a tentative budget to pay for personal services expenses, operating and maintenance expenses and other expenses, for capital outlay, and for debt service requirements; and providing an immediate effective date.

Explanation: The proposed resolution adopts a tentative budget for the City of Gainesville d/b/a Gainesville Regional Utilities for the fiscal year beginning October 1, 2018 and ending September 30, 2019, to pay for personal services expenses, operating and maintenance expenses and other expenses, for capital outlay and for debt service requirements. The proposed resolution is submitted for adoption by the City Commission.

RECOMMENDATION

The City Commission adopt the proposed resolution.

[180288_draft resolution tentative GRU Budget_20180906](#)

[180298.](#)

Tentative General Government Financial and Operating Plan for Fiscal Year 2018-2019 (B)

MODIFICATION - ADDITIONAL BACK-UP

Explanation: Resolution No. 180298. A resolution of the City Commission of the City of Gainesville, Florida; relating to its General Government Budget for the 2018-2019 fiscal year beginning October 1, 2018 and ending September 30, 2019; adopting the Tentative General Government Financial and Operating Plan; and providing an immediate effective date. The tentative General Government Budget for fiscal year 2018-2019 is submitted for approval by the City Commission.

RECOMMENDATION

The City Commission adopt the proposed resolution.

[180298A_ Exhibit A, Tentative Gen. Govt. Fin. & Op Plan FY18-19_20180906.pr](#)

[180298B_ Resolution-Proposed General Government Budget_20180906.pdf](#)

[180298C_ Staff ppt_20180906.pdf](#)

PUBLIC HEARINGS

RESOLUTIONS - ROLL CALL REQUIRED[180210.](#)**Resolution for a Joint Participation Agreement - State Block Grant Funds for RTS Operating Assistance for FY 2019 (B)**

Explanation: This item is a request to adopt a Resolution authorizing the City Manager to execute a Joint Participation Agreement between the City of Gainesville and Florida Department of Transportation (FDOT) to accept the allocation for Gainesville of \$1,956,645 from the State Block Grant Funds for FY 2019.

FDOT allocates state block grant funds for public transit systems each year. The allocations are based on a three-part formula that includes population, ridership, and vehicle miles operated. For FY 2019, the allocation for Gainesville is \$1,956,645, an increase of \$85,218 from last year's allocation. The RTS block grant provides a 50% reimbursement for eligible operating costs associated with operating, maintaining, and managing a transportation system.

FDOT requires the governing board of each public transit system to adopt a resolution authorizing the acceptance of these funds.

Fiscal Note: The Joint Participation Agreement requires the City of Gainesville to match the funding. Funds in the amount of \$1,956,645 for this match are available in the FY 2018-2019 RTS operating budget.

RECOMMENDATION *The City Commission adopt the Resolution.*

[180210A_Draft Resolution_20180906.pdf](#)

[180210B_FDOT FY19 Block Grant JPA_20180906.pdf](#)

ORDINANCES, 1ST READING - ROLL CALL REQUIRED**ORDINANCES, 2ND READING - ROLL CALL REQUIRED**[170953.](#)**Voluntary Annexation - 0.87 Acres of Property North of West University Avenue and East of NW 75th Street (B)**

Ordinance No. 170953

An ordinance of the City of Gainesville, Florida, annexing approximately 0.87 acres of privately-owned property that is generally located south of NW 4th Boulevard, west of Interstate 75, north of W University Avenue, and east of NW 75th Street, as more specifically described in this ordinance, as petitioned for by the property owner(s) pursuant to Chapter 171, Florida Statutes;

making certain findings; providing for inclusion of the property in Appendix I of the City Charter; providing for land use plan, zoning, and subdivision regulations, and enforcement of same; providing for persons engaged in any occupation, business, trade, or profession; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: Municipal annexation in Florida is governed by the Municipal Annexation or Contraction Act, which is found in Chapter 171, Florida Statutes. Section 171.044, F.S., sets forth the requirements and procedure for voluntary annexation, whereby property owners may voluntarily request a municipality to include their property within the corporate limits of that municipality. Besides various procedural requirements, Section 171.044, F.S., sets forth the following substantive requirements for voluntary annexations: 1) the proposed annexation area must be "contiguous" to the municipality; 2) the proposed annexation area must be "reasonably compact"; and 3) the annexation must not create any "enclaves."

This ordinance, at the request of the property owners of the subject property, will annex into the corporate limits of the City of Gainesville approximately 0.87 acres of privately-owned property that is generally located south of NW 4th Boulevard, west of Interstate 75, north of W University Avenue, and east of NW 75th Street. On April 19, 2018, the City Commission received and accepted a petition for voluntary annexation of the property and directed the City Attorney to prepare this annexation ordinance.

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and will become effective immediately upon adoption.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

4/19/18	City Commission	Approved as Recommended
8/16/18	City Commission	Adopted on First Reading (Ordinance)

[170953A_Petition Mitch Glaeser_20180419](#)

[170953B_Glaeser Map_20180419](#)

[170953B_Staff PPT_20180816.pdf](#)

[170953A_draft ordinance_20180816](#)

PLANNING PETITIONS

CITIZEN COMMENT - For items not on the agenda, limited to 3 minutes per citizen and not to exceed 30 minutes total

COMMISSION COMMENT

10:00pm or earlier - Adjourn - If later than 10:00pm, the Commission may waive the rules to extend the meeting or may schedule a date/time to continue the meeting