

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

February 2, 2017

1:00 PM

City Hall Auditorium

City Commission

Mayor Lauren Poe (At Large)
Commissioner Harvey Budd (At Large)
Mayor-Commissioner Pro Tem Helen Warren (At Large)
Commissioner Charles Goston (District 1)
Commissioner Todd Chase (District 2)
Commissioner Craig Carter (District 3)
Commissioner Adrian Hayes-Santos (District 4)

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CALL TO ORDER - 1:01 PM

Present 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

AGENDA STATEMENT

INVOCATION

ADOPTION OF CONSENT ITEMS - GRU, General Government, Audit & Finance Committee and General Policy Committee Items

A motion was made by Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Carter, that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[140412.](#)

Bid Award - Annual Contract for Provision of Coarse and Fine Aggregate Material (B)

This item involves a request for the City Commission to authorize bid awards to Junction City Mining LLC and Conrad Yelvington Dist., A Preferred Materials Company Inc. for Coarse and Fine Aggregate material.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to execute contracts with Junction City Mining LLC and Conrad Yelvington Dist., A Preferred Materials Company Inc. for Coarse and Fine Aggregate material, subject to approval of the City Attorney as to form and legality; and 2) authorize the City Manager to execute any and all related documents and extensions.

Approved as Recommended

[140413.](#)

Bid Award - Annual Contract for Provision of Liquid Asphalt Material (B)

This item involves a request for the City Commission to authorize bid awards to Asphalt Paving Systems, Inc. and North Florida Emulsions Inc. for Liquid Asphalt Material.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to execute contracts with Asphalt Paving Systems, Inc. and North Florida Emulsions Inc. for Liquid Asphalt Material, subject to approval of the City Attorney as to form and legality; and 2) authorize the City Manager to execute any

and all related documents and extensions.

Approved as Recommended

[160646.](#)

Bid Award - Landscape and Irrigation Installation on SE 2nd Avenue (B)

This item is a request for the City Commission to approve the bid award to Gainesville Landscape Contractors, Inc. for the Landscape and Irrigation Installation on SE 2nd Avenue, median from SE 3rd Street to SE 7th Street, in the amount of \$52,374.20.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to execute the contract with Gainesville Landscape Contractors, Inc. for Landscape and Irrigation Installation on SE 2nd Avenue median from SE 3rd Street to SE 7th Street, subject to approval of the City Attorney as to form and legality; and 2) authorize the City Manager to execute any and all related documents.

Approved as Recommended

[160487.](#)

Adoption of Gainesville Fire Rescue Standards of Cover and Strategic Plan (B)

This item requests the City Commission adopt the 2017 Gainesville Fire Rescue Standards of Cover and Strategic Plan.

RECOMMENDATION

The City Commission adopt the 2017 Gainesville Fire Rescue Standards of Cover and Strategic Plan.

Approved as Recommended

[160669.](#)

Surplus Property Sale (NB)

Staff recommends all items at Surplus Lot to be declared surplus and disposed of through contract methods.

RECOMMENDATION

The City Commission declare all materials, equipment and vehicles stored at the Surplus Lot as surplus property and authorize the sale of such property for the time period covering FY2017.

Approved as Recommended

[160688.](#)

RYAN SHEPPARD V. OFFICER ROBERT KENNEDY, IN HIS INDIVIDUAL CAPACITY; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2016-CA-4348 (B)

RECOMMENDATION

The City Commission authorize the City Attorney and/or special counsel if insurance coverage is available to represent the individual officer in the case styled Ryan Sheppard v. Officer Robert Kennedy, in his Individual capacity; Eighth Judicial Circuit, Case No. 2016-CA-4348.

Approved as Recommended

[160707.](#)

**EEOC CHARGE - YVETTE JONES V. CITY OF GAINESVILLE;
EEOC CHARGE No. 510-2017-00983 (NB)**

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Yvette Jones v. City of Gainesville; EEOC CHARGE No. 510-2017-00983.

Approved as Recommended

[160711.](#)

RETENTION OF NORTON ROSE FULBRIGHT TO ADVISE THE CITY IN THE REVIEW OF LEGAL ISSUES ASSOCIATED WITH A POTENTIAL PURCHASE OR OTHER BENEFICIAL TRANSACTION INVOLVING THE GAINESVILLE RENEWABLE ENERGY CENTER FACILITY (NB)

RECOMMENDATION

The City Commission continue this item to February 16, 2017 in order to allow the Utilities Advisory Board to review the item at their meeting on February 15, 2017.

Approved as Recommended

[160695.](#)

City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of January 10, 12, and 19, 2017.

Approved as Recommended

ADOPTION OF REGULAR AGENDA

A motion was made by Commissioner Carter, seconded by Commissioner Goston, that this Matter be Adopted. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

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

*Jim Konish
Jo Beaty
Scott Hesch
Tom Cunilio*

BUSINESS DISCUSSION ITEMS - GRU and General Government items placed on the agenda by the Charter Officers or moved from Consent.

[160649.](#)

Status of the Remediation Work at the Cabot-Koppers Superfund Site (B)

The purpose of this item is to hear a presentation from Rusty Kestle,

Remedial Project Manager, United States Environmental Protection Agency (USEPA) and Kelsey Helton, Professional Geologist II, Florida Department of Environmental Protection Agency (FDEPA) on the status of the Cabot- Koppers Superfund site. **STAFF PRESENTATION 15 MINS**

Fred Murry, Rusty Kessell, Kelsey Helton and Rick Hutton made presentations.

Robert Pearce, Kim Popejoy, Pat Kline and Kali Blount spoke to the matter.

RECOMMENDATION

The City Commission: 1) hear a presentation from Rusty Kestle, EPA and Kelsey Helton, FDEP on the status of the Cabot-Koppers Superfund Site; 2) provide policy direction to City staff relating to the Superfund site; and 3) communicate the Commission's direction to the appropriate federal and state agencies.

Heard

[160712.](#)

Memorandum of Agreement for Strategic Collaboration with the University of Florida (B)

This is a request for the City Commission to support the Mayor in signing the Memorandum of Agreement for Strategic Collaboration between the University of Florida and the City of Gainesville.

Carrie Bush and Charlie Lane made presentations.

Jim Konish, Robert Mounds, Mark Goldstein and Tana Silva spoke to the matter.

RECOMMENDATION

The City Commission support the Mayor in signing the Memorandum of Agreement for Strategic Collaboration with the University of Florida.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Budd, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[130847.](#)

Lot # 10 Status Report (B)

The City Commission to hear a status report on Lot #10.

Erik Bredfeldt, Avis Butler, Nim Patel and Rodney Long made presentations.

Motion: 1) extend the contract for 62 days; 2) \$50,000 additional hard dollars 30 days from today; 3) taking out performance benchmarks and notice procedures that the City Attorney spoke to; and 4) remove Item Nos. 5, 7 and 10 from the contract.

RECOMMENDATION

The City Commission to hear a status report from staff.

A motion was made by Commissioner Carter, seconded by Commissioner Chase, that this Matter be Approved as Shown Above. The motion carried by

the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

RECESS - 5:21 PM

RECONVENE - 5:56 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

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

*Gabe Kaimowitz
Kali Blount
Don Glendening*

PUBLIC HEARINGS

RESOLUTIONS - ROLL CALL REQUIRED

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

[160216.](#)

**VOLUNTARY ANNEXATION - 100 ACRES OF PROPERTY
SOUTHWEST OF THE CURRENT CITY BOUNDARY (B)**

Ordinance No. 160216

An ordinance of the City of Gainesville, Florida, annexing approximately 100 acres of city-owned and privately-owned property that is generally located south of Tax Parcel No. 07240-049-000 and the existing City of Gainesville boundary, west of SW 41st Boulevard and Interstate 75, north of SW Williston Road, and east of SW 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.

Lila Stewart and Gerry Dedenbach made presentations.

Joyce Ellis and Frederick Wiley spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Carter, seconded by Commissioner Budd, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160580.](#)

**APPENDIX A - SCHEDULE OF FEES, RATES AND CHARGES,
UNIVERSITY OF FLORIDA WATER SERVICE RATES (B)**

Ordinance No. 160580

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances, by amending Appendix A, Schedule of Fees, Rates and Charges, to revise fees, rates, and charges for water service provided to the University of Florida; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Carter, seconded by Commissioner Goston, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

ORDINANCES, 2ND READING - ROLL CALL REQUIRED

PLANNING PETITIONS

[160574.](#)

Citizen Engagement in Implementing the Strategic Plan Framework (B)

This is a request for the City Commission to receive a presentation and provide guidance on opportunities to engage citizens in support of further developing and implementing the strategic plan framework.

Motion by Commissioner Carter, seconded by Commissioner Budd to waive the rules and hear Item No. 160574 next and the rest of unfinished agenda after Ordinances, 1st readings. Motion passed 7-0.

Samantha Wolfe made a presentation.

Motion: Approve Option 2 (60 days).

Mitch Glaeser, Dave Ferro and Quan Tran spoke to the matter.

RECOMMENDATION *The City Commission: 1) receive a presentation; and 2) provide guidance on opportunities to engage citizens in support of further developing and implementing the strategic plan framework.*

A motion was made by Commissioner Carter, seconded by Commissioner Budd, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160640.](#)

Selection of External Auditors for Professional Auditing Services (B)

RECOMMENDATION *The Audit and Finance Committee recommended the City Commission: 1) accept the final ranking of the proposals for external auditing services for both the General Government and Gainesville Regional Utilities (GRU) segments; and 2) authorize the City Auditor to execute a professional services contract with the top-ranked firms for the General Government and GRU segments for a period of three years beginning with the fiscal year 2017 audit, with an option to negotiate and extend the contracts for up to two additional two-year periods, subject to approval of the City Attorney as to form and legality.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Carter, that this Matter be Approved as Recommended. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160696.](#)

Mayor Lauren Poe (NB)

Motion: Staff to look at complete communities framework, parallel with other activities that are currently going on.

Jo Beaty spoke to the matter.

Break: 8:10 PM

Reconvene: 8:15 PM

RECOMMENDATION *The City Commission discuss a Complete Community Council and take appropriate action.*

A motion was made by Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Chase, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160697](#)**2017 Canvass Board (NB)**

Motion: Appoint Gerry Dedenbach to the Canvassing Board.

RECOMMENDATION

The City Commission appoint a citizen member or continue recruiting until the February 16, 2017, meeting.

A motion was made by Mayor-Commissioner Pro Tem Warren, seconded by Commissioner Carter, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

[160648](#)**Charter Officers' Annual Performance Evaluations and Consideration of Pay Increases (B)**

The City Commission evaluate the performance of the Charter Officers from October 1, 2015 - September 30, 2016, and consider pay increases for the Charter Officers.

Eugenia Allen made a presentation.

Motion: Approve 2% increase for all Charter Officers.

RECOMMENDATION

The City Commission: 1) review the performance of each Charter Officer and establish appropriate performance ratings; and 2) consider pay increases for 2017.

A motion was made by Commissioner Carter, seconded by Commissioner Budd, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Commissioner Goston, Commissioner Budd, Commissioner Chase, Mayor Poe, Commissioner Hayes-Santos, Commissioner Carter, and Mayor-Commissioner Pro Tem Warren

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.

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

*Jo Beaty
Juanita Miles Hamilton*

COMMISSION COMMENT

Commissioner Carter - Perry McGriff moment of silence.

Commissioner Chase - Data for highest internet rates.

Commissioner Hayes-Santos - Internet rates.

Commissioner Goston - Black History Month.

Mayor Poe - Dignity project proposal.

Motion by Commissioner Carter, seconded by Mayor-Commissioner Pro Tem Warren for the Mayor to write a letter of support to Alachua County in support of the grant for the Alachua County Fairgrounds. Motion passed 7-0.

Appoint Commissioner Hayes-Santos to the Tourist Development Council.

ADJOURNMENT 9:26 PM

Kurt Lannon, Clerk of the Commission