

180266C

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## Minutes - Draft

**August 2, 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)***

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**CALL TO ORDER - 1:00 PM**

**AGENDA STATEMENT**

**ROLL CALL**

**Present** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent** 1 - Mayor Poe

**INVOCATION**

**PROPHET GEORGE YOUNG**

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

*Jo Beaty, Jim Konish and Gabe Kaimowitz spoke to the matter.*

**A motion was made by Commissioner Warren, seconded by Commissioner Ward, that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

[180203.](#)

**City Commission Minutes (B)**

**RECOMMENDATION** *The City Commission approve the minutes of July 9 (3), July 12, July 16, July 17, July 18 and July 19, 2018.*

**Approved as Recommended**

[180221.](#)

**Resignation of John Paul Fiore from the Citizens' Advisory Committee for Community Development (CACCD) and Allison Reagan from the Development Review Board (B)**

**RECOMMENDATION** *The City Commission accepts the resignation of John Paul Fiore and Allison Reagan, effective immediately.*

**Approved as Recommended**

[180168.](#)

**Regional Transit System (RTS) Proposed Fall 2018 Transit Service Changes (B)**

**This is a request for the City Commission to review and approve the proposed Regional Transit System (RTS) Fall 2018 Service Changes.**

**RECOMMENDATION**

*The City Commission: 1) approve the proposed Fall 2018 service changes effective August 20, 2018; and 2) authorize the City Manager or his designee to execute any related documents, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[180176.](#)

**Bid Award - Elevator Modernization for City Hall and Old Library (B)**

**This is a request for the Gainesville City Commission to award elevator modernization at City Hall and Old Library Building bid contract to Premier Elevator, Incorporated.**

**Sponsors:** City Manager

**RECOMMENDATION**

*The City Commission: 1) authorize the City Manager (or designee) to award bid to Premier Elevators, Incorporated for modernization of City Hall and Old Library elevators in the amount of \$432,085.00; 2) authorize the City Manager (or designee) to execute any related documents, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

[180201.](#)

**Thomas Norman v. City of Gainesville; Presuit Settlement of an Auto Liability Claim (NB)**

**RECOMMENDATION**

*The City Commission 1) approve the terms of the negotiated settlement agreement; and 2) authorize the City to settle the claim of Thomas Norman arising from an accident that occurred on or about November 30, 2017.*

**Approved as Recommended**

[180173.](#)

**GRU Operational Update for June 2018 (B)**

**RECOMMENDATION**

*Receive a report on GRU's operations for the month of June 2018.*

**Approved as Recommended**

[180185.](#)

**Renew the Contract with Alachua County Coalition for the Homeless and Hungry (ACCHH) for Homeless Services (B)**

**The Empowerment Center Oversight Advisory Board (Advisory Board) recommends the Gainesville City Commission and the Alachua County**

**Board of County Commissioners approve a contract renewal with ACCHH for one additional year, (January 1, 2019 through December 31, 2019).**

Sponsors: City Manager

RECOMMENDATION

*The City Commission: (1) amend the existing Contract for Homeless Services with ACCHH, to add the time period of January 1, 2019 through December 31, 2019; (2) authorize the Mayor (or designee(s)) and the County Commission Board Chair (or designee(s)) to amend the Interlocal Agreement between the City (City's share \$738,499) and the County (County's share \$738,499) to fund homeless services at the Empowerment Center; and (3) authorize the City Manager (or designee(s)) to execute the amended Contract for Homeless Services with ACCHH for the time period from January 1, 2019 through December 31, 2019, subject to the City Attorney's approval for legality and form.*

**Approved as Recommended**

## **ADOPTION OF REGULAR AGENDA**

*Modification: Remove Item No. 4 (#170957 - Resolution - Most Connected City in America) to the August 16, 2018 agenda.*

*Jo Beaty spoke to the matter.*

**A motion was made by Commissioner Ward, seconded by Commissioner Warren, that this Matter be Adopted as Modified. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

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

*Jim Konish  
Gabe Kaimowitz  
Debbie Biarti*

*Dan Hoffman spoke to address designated parking for the Ride Share Programs.*

*Motion by Commissioner Ward, seconded by Commissioner Warren: Direct staff to talk to stakeholders about designated parking for rideshare programs downtown and provide recommendation for Commission. Motion passed 6-0. Mayor Poe absent.*

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

180192.**Audit of the Office of Equal Opportunity Mandatory Annual Diversity Training (B)**

*Carlos Holt gave opening remarks.*

*Emily Bowie made a presentation.*

*Dr. Bridget Lee spoke to the matter.*

*Motion: 1) Accept staff recommendation; and 2) City Auditor's office take a look at the process again.*

*Gabe Kaimowitz spoke to the matter.*

**RECOMMENDATION**      *The City Auditor recommends that the City Commission accept the City Auditor's report and the Interim Equal Opportunity Director's response.*

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

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

180195.**Audit of General Government and Gainesville Regional Utilities Vendor Master File (B)**

*Carlos Holt gave opening remarks.*

*Emily Bowie made a presentation.*

*Chris Quinn spoke to the matter.*

*Bill Shepherd spoke to the matter.*

*Melinda Pensinger spoke to the matter.*

*James Frampton spoke to the matter.*

*Dr. Bridget Lee spoke to the matter.*

*Gabe Kaimowitz spoke to the matter.*

**RECOMMENDATION**      *The City Auditor recommends that the City Commission accept the City Auditor's report and the City Manager and the GRU General Manager's response.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Ward, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

180196.

**Audit of Annexed Property Fee Collections (B)**

*Carlos Holt gave opening remarks.*

*Brecka Anderson made a presentation.*

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

**A motion was made by Commissioner Arreola, seconded by Commissioner Warren, that this Matter be Approved as Recommended. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

180219.

**Request to Create Joint City Commission / UAB Subcommittee (NB)**

*Bill Shepherd spoke to the matter.*

*Motion: 1) Move forward with the recommendation of the UAB; and 2) Ask General Government and GRU staff to bring back recommendations on how new Commissioners can be better informed about large capital projects moving forward.*

*Gabe Kaimowitz spoke to the matter.*

**RECOMMENDATION**      *The UAB recommends creation of a joint UAB/City Commission sub-committee.*

*Staff recommends that GRU management continue with the current process of planning and budgeting projects internally and presenting to the UAB and City Commission for approval, with updates at project milestones.*

**A motion was made by Commissioner Warren, seconded by Commissioner Ward, that this Matter be Approved as Shown Above. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Ward, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Nay:** 1 - Commissioner Arreola

**Absent:** 1 - Mayor Poe

180224.

**August 9th City Commission Special Meeting (NB)**

**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.**

**RECESS - 4:27 PM**

**RECONVENE - 5:31 PM**

**PLEDGE OF ALLEGIANCE**

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

[180222.](#) **Community Weatherization Day (B)**

*Dr. Marianne Schmink spoke to the matter.*

**RECOMMENDATION** *Dr. Marianne Schmink to accept proclamation.*

**Heard**

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

*Nathan Skop*

*Jim Konish*

*Gabe Kaimowitz*

**PUBLIC HEARINGS**

[180122.](#) **Approval and Adoption of the 2018-2022 Five-Year Consolidated Plan for the Community Development Block Grant (CDBG) and HOME Investment Partnership Program (HOME), including an updated Citizen Participation Plan, and the 2018-2019 Annual Action Plan for the City of Gainesville (B)**

**The purpose of this item is to approve and adopt the City's 2018-2022 Consolidated Plan, including an updated Citizen Participation Plan for the CDBG and HOME Programs, and the 2018-2019 Annual Action Plan. The**

**Consolidated Plan outlines the CDBG and HOME program goals and objectives over a five year time period. The Annual Action Plan identifies specific projects to accomplish the goals and objectives stated in the Consolidated Plan.**

*John Wachtel made a presentation.*

*Kimberly Carter Burton made a presentation.*

*Fred Murry spoke to the matter.*

*Jackie Richardson spoke to the matter.*

*Vian Guinyard made a presentation.*

*Chanae Baker made a presentation.*

*Susan Eichner spoke to the matter/answered questions.*

*Motion by Commissioner Ward: Move forward with staff recommendations with these four (4) changes: Workforce Innovation - 10K, St. Francis House (Priority 2) - 10K, Meridian - 10K and Girl Scouts - 10K. Motion died for a lack of second.*

*Motion by Commissioner Warren - Move forward with the staff recommendations with these three (3) changes: Workforce Innovation - 15K, Helping Hands (Priority 1) - 15K, Meridian - 10K. Motion died for a lack of second.*

*Motion by Commissioner Arreola, seconded by Commissioner Simmons: Move forward with staff recommendations with these three (3) changes: Workforce Innovation - 15K, Helping Hands (Priority 1) - 15K, Meridian - 10K. Motion failed 3-3. Commissioners Johnson, Simmons and Ward in dissent.*

*Brendan Shortley, Susan Patrick, Susan Eichner, Catherine Adams, Jeff Lee, Camp Van, Tracy Hickman and Candace King spoke to the matter.*

*Motion by Commissioner Ward, seconded by Commissioner Johnson: 1) Move forward with staff recommendations with edits to funding: 1) Change Institution for Workforce Innovation to 10K; 2) Fund Girl Scouts to 10K; 3) Reduce Helping Hands (Priority 1) to 15K; 4) Reduce St. Francis House (2nd Priority) to 20K; and 5) Fund Meridian to 10K. Motion passed 5-1. Commissioner Simmons in dissent. Mayor Poe absent.*

**RECOMMENDATION**

*The City Commission: 1) hear a presentation from the City's Consultant, HCD staff and the CACCD on the 2018-2022 Consolidated Plan and 2018-2019 Annual Action Plan; 2) approve and adopt the 2018-2022 Consolidated Plan, including an updated Citizen Participation Plan; 3) approve and adopt the 2018-2019 Annual Action Plan; 4) authorize the City Manager or designee to submit the 2018-2022 Consolidated Plan and 2018-2019 Annual Action Plan to HUD; 5) authorize the City Manager or designee to execute all necessary documents required for the 2018-2022 Consolidated Plan and 2018-2019 Annual Action Plan; 6) authorize the City Manager or designee to take actions, as*



appropriate, to allocate the FY 2019 CDBG and HOME Program funds; and 7) authorize the City Manager or designee to execute sub-recipient agreements with those outside agencies that are designated to receive FY 2019 CDBG and HOME funding, subject to approval by the City Attorney as to form and legality.

Approved, as shown above

## RESOLUTIONS - ROLL CALL REQUIRED

[180165.](#)

### Resolution for Vision Zero (B)

**This item refers to the adoption of a Vision Zero resolution outlining the City's commitment to eliminate traffic fatalities and severe injuries.**

*Debbie Leistner spoke to the matter.*

*Wilbur Holloway spoke to the matter.*

**RECOMMENDATION**      *The City Commission adopt the Resolution.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Warren, that this Matter be Adopted (Resolution). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

[180218.](#)

### Acceptance of Anticipated US Department of Transportation FAA AIP Grant No. 3-12-0028-041-2018 in an amount up to \$647,514.00 (B)

Resolution No. 180218

A Resolution of the City of Gainesville, Florida, accepting FAA AIP Grant No. 3-12-0028-041-2018 from the U.S. Department of Transportation, Federal Aviation Administration, and authorizing execution by the Mayor and the Clerk of the Commission on behalf of the City of Gainesville; and providing an immediate effective date.

*Allan Penska spoke to the matter.*

**RECOMMENDATION**      *The City Commission adopt the resolution and authorize the Mayor and City Attorney to execute and the Clerk of the Commission to certify the grant agreement.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Simmons, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

180223.

**Commissioner Harvey Ward - Children's Trust (B)**

RECOMMENDATION      *The City Commission adopt the resolution.*

**A motion was made by Commissioner Ward, seconded by Commissioner Arreola, that this Matter be Adopted (Resolution). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

**170957.**

**Most Connected City in America Resolution (B)**

Resolution No. 170957

A Resolution of the City Commission of the City of Gainesville, Florida, making the City of Gainesville the most connected city in America; and providing an effective date.

RECOMMENDATION      *The City Commission adopt the proposed Resolution.*

**Withdrawn**

**ORDINANCES, 1ST READING - ROLL CALL REQUIRED**

180018.

**Quasi-Judicial - Amendment to Fletcher Oaks Planned Development Zoning Ordinance (B)**

Ordinance No. 180018

An ordinance of the City of Gainesville, Florida, amending a design requirement for garages in the Planned Development District (PD) Ordinance No. 991267 (as amended by Ordinance Nos. 020948, 071066, and 100762) for certain property known as "Fletcher Oaks A Planned Development" located in the vicinity of NW 31st Avenue and NW 26th Street and to the south of the 2500 block of NW 39th Avenue, as more specifically described in Ordinance No. 991267; providing certain conditions; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

*Megan Echols made a presentation.*

*Laura Lee Hutchinson spoke to the matter.*

*Rob Lash spoke to the matter.*

*Wendy Thomas spoke to the matter.*

*Ronnie Arnold spoke to the matter.*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

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

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

## **ORDINANCES, 2ND READING - ROLL CALL REQUIRED**

### **170717.      City Charter Review Commission (B)**

Ordinance No. 170717

An ordinance of the City of Gainesville, Florida; proposing an amendment to Section 5.01 titled "Charter amendments" of the Charter Laws of the City of Gainesville, to create a City Charter Review Commission with the power to review and propose amendments to the Charter Laws of the City of Gainesville every 10 years; providing for submission of this charter amendment to the voters for approval or disapproval at the March 19, 2019 City election; approving the title and question to be placed on the ballot; providing that this charter amendment shall become effective if approved by the voters; providing directions to the codifier; providing directions to the clerk of the commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**RECOMMENDATION**      *The City Commission consider the ordinance.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

### **180024.      Ordinance Setting 2019 Election Dates, Early Voting Dates and Qualifying Dates (B)**

Ordinance No. 180024

An ordinance of the City of Gainesville, Florida, setting March 19, 2019 as the date

for the 2019 regular City election and April 30, 2019 as the date for the 2019 run-off election, if necessary; setting the early voting dates for the 2019 regular city election and 2019 run-off election, if necessary; setting the dates for qualifying for the 2019 regular election; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Johnson, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

[180017.](#)

**Vacation of Public Right-Of-Way - Alley Between 204 NE Waldo Road and 114 NE Waldo Road (B)**

Ordinance No. 180017, Petition No. PB-18-44 SVA

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close a public right-of-way alley lying between 204 NE Waldo Road and 114 NE Waldo Road, as more specifically described in this ordinance; providing directions to the Clerk of the Commission; 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 Arreola, seconded by Commissioner Warren, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

[170808](#)

**Ordinance Amending Utility Advisory Board Code Provisions (B)**

Ordinance No. 170808

An ordinance of the City of Gainesville, Florida, amending sections 2-356 through 2-362 of the Code of Ordinances relating to the Utility Advisory Board; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*Nathan Skop spoke to the matter.*

**RECOMMENDATION**      *The City Commission adopt the proposed ordinance.*

**A motion was made by Commissioner Arreola, seconded by Commissioner Johnson, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

180016

**Quasi-Judicial - Rezoning - North Florida Regional Medical Center Planned Development (B)**

Ordinance No. 180016

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning to Planned Development (PD) district approximately 17.39 acres of property located in the vicinity of 6500 Newberry Road and known as the North Florida Regional Medical Center Planned Development, as more specifically described in this ordinance; providing development conditions; providing directions to the City Manager; 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 Arreola, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:**

**Aye:** 6 - Commissioner Ward, Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, and Mayor-Commissioner Pro Tem Hayes-Santos

**Absent:** 1 - Mayor Poe

**PLANNING PETITIONS**

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

*Wilbur Holloway  
Nathan Skop*

**COMMISSION COMMENT**

*Commissioner Warren: 1) ID program; and 2) GRU rates/leadership.*

*Commissioner Ward: Thank you to his colleagues (accomplished a lot today).*

*Motion by Commissioner Arreola, seconded by Commissioner Ward: The following items will be on the GPC agenda for August 9, 2018: 1) Audit of GRU Budget Process; 2) Add GRU Referendum Education Plan; 3) Broadband Subcommittee Appointments;*

and 4) Create new - UF/City Partnerships. Motion passed 6-0.

Dan Hoffman spoke to "dockless scooters" during GPC agenda setting for August 9, 2018.

Mayor-Commissioner Pro Tem: 1) Wants to change vote on GRU budget to get to 0% and schedule a special meeting. Bill Shepherd spoke to the matter (he read a letter into the record from Ed Bielarski). Nicolle Shalley spoke to the matter.

Motion by Commissioner Ward, seconded by Commissioner Simmons: Have a special meeting to be held on August 15, 2018 at 1:30 PM. Motion passed 5-1. Commissioner Arreola in dissent.

Commissioner Simmons: 1) Cell phone charging stations. Dan Hoffman spoke to the matter.

## **ADJOURNMENT - 9:26 PM**