

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

November 7, 2019

1:00 PM

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)
Mayor-Commissioner Pro Tem Harvey Ward (District 2)
Commissioner David Arreola (District 3)
Commissioner Adrian Hayes-Santos (District 4)

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CALL TO ORDER - 1:02 PM

AGENDA STATEMENT

ROLL CALL

Commissioner Warren was named Pro Tempore.

Present 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent 1 - Mayor-Commissioner Pro Tem Ward

INVOCATION

PROPHET GEORGE YOUNG

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

Debbie Martinez and Nathan Skop spoke to the matter.

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

Aye: 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[190548.](#)

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of October 17, October 21, October 22 and October 23, 2019.*

Approved as Recommended

[190492.](#)

Appointments to City Commission Advisory Boards and Committees (B)

RECOMMENDATION *The City Commission appoint: India Blachard to the student seat of the Bicycle Pedestrian Board for a term to expire 9/30/2022.*

Lesly Jerome to the student seat term to expire 9/30/2020; Corey Williams and Jessica Turner to the Citizens' Advisory Committee for Community Development for full terms to expire 11/1/2022.

Sophia Corugedo to the student seat term to expire

9/30/2020; Stephanie Birch to the Gainesville Cultural Affairs Board for a full term to expire 9/30/2022.

Hannah Gutner to the student seat term to expire 9/30/2020; Bruce Blackwell and Cindy Boulware to the Nature Centers Commission for full terms to expire 11/1/2022.

Evelyn Alfred to the student seat of the Regional Transit System Advisory Board for a term to expire 9/30/2021.

Kotryna Klizentyte as a Voting Student Member of the Student Community Relations Advisory Board for a term to expire 9/30/2020; Elizabeth Delaney and Carolynn Nath Komanski as Voting Non-Student Members terms to expire 9/30/2021.

Ryan Klein to the student seat of the Tree Advisory Board for a term to expire 9/30/2020.

Approved as Recommended

[190543.](#)

Non-Compliance with Advisory Board Attendance Requirements (B)

RECOMMENDATION

The City Commission approve the removal of Matthew Burnette from the Public Recreation and Parks Board, effective immediately.

Approved as Recommended

[190560.](#)

Resignations of David Denslow from the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan; Mary Alford and Michael Selvester from the Utility Advisory Board (B)

RECOMMENDATION

- 1. The City Commission accepts the resignation of David Denslow effective immediately,*
- 2. The City Commission accepts the resignation of Mary Alford effective December 1, 2019.*
- 3. The City Commission accepts the resignation of Michael Selvester, effective December 31, 2019.*

Approved as Recommended

[190539.](#)

2020 City Run-Off Election (NB)

RECOMMENDATION

The City Commission approve the Supervisor of Elections Office, the Millhopper Library, University of Florida Reitz Union and Martin Luther King, Jr. (MLK) Center as early voting sites for the 2020 Run-Off Election on April 28, 2020.

Approved as Recommended

[190555.](#)

City Commission Workshop on Solar Power (NB)

RECOMMENDATION

The City Commission approve a Solar Power Workshop to be

held on November 18, 2019, 3:00 pm, at the GRU Multi-Purpose Room.

Approved as Recommended

190563. Proposed Name Change (B)

RECOMMENDATION *The City Commission review and approve request.*

Withdrawn

190294. Background Screening Services (NB)

RECOMMENDATION *The City Commission: 1) approve the funding of a selected background screening vendor.*

Approved as Recommended

190525. Recommendation for First Extension with Fleet Response (B)

RECOMMENDATION *The City Commission: 1) Award First Extension with Fleet Response and authorize the City Manager or his designee to execute the contract extension pending approval by the City Attorney as to form and legality.*

Approved as Recommended

190528. The Florida Department of Transportation’s Safety Office Subgrant Funding for the City of Gainesville Motorcycle/Scooter Safety and Education Program, the Gainesville Police Department Distracted Driver Program, and the City of Gainesville Safe Gator Program (B)

This is a request for the City Commission’s approval to accept the grants through the Florida Department of Transportation Safety Office

RECOMMENDATION *The City Commission authorize 1) the City Manager to accept, execute the grant award subject to approval by the City Attorney as to form and legality 2) approve the expenditure as outlined in the approved grant awards.*

Approved as Recommended

190542. Annual Purchase of Plant Mix Asphalt Concrete (B)

This item is a request for the City Commission to authorize bid award to Preferred Materials Inc., as the primary vendor and V.E. Whitehurst and Sons Inc., as the secondary vendor.

RECOMMENDATION *The City Commission authorizes the City Manager to execute contracts and all related documents with Preferred Materials Inc., as the primary supplier and V.E. Whitehurst and Sons Inc., as the secondary supplier, subject to approval of the City*

Attorney as to form and legality.

Approved as Recommended

[190608.](#)

Security Guard Services for City Hall Complex, Thomas Center and Other City Sites as Needed (B)

RECOMMENDATION

Approve the ranking of the firms for security services and authorize the City Manager or his designee to negotiate and execute a contract with the top-ranked security firm for services subject to City Attorney's approval as to form and legality. If negotiations with this firm are not successful, we request City staff be given authorization to negotiate with second-ranked firm. Additionally, we request the approval of funds up to \$175,203.00 from Fund Balance to cover the cost of the new contract for services and direct staff to include this item in future budgets.

Approved as Recommended

[190480.](#)

Acceptance of City Beautification Board Annual Report for FY 19 (B)

This is a request to have the FY19 Annual Report of the City Beautification Board accepted by the Clerk of the Commission.

RECOMMENDATION

The City Commission accepts the FY19 Annual Report of the City Beautification Board.

Approved as Recommended

ADOPTION OF REGULAR AGENDA

Modifications: Approve Modifications and continue Item No. 180965 (Resolution Supporting HR 109 Commonly Know as the Green New Deal) and continue Item No. 190291 (Reclassify SW 2nd Street from a Storefront Street to a Local Street).

Debbie Martinez, Nathan Skop, Karen Arrington, Tana Silva, Wilbur Holloway, Gary Gordon and Don Fields spoke to the matter.

A motion was made by Commissioner Arreola, seconded by Commissioner Warren, that this Matter be Adopted with Modifications. The motion carried by the following vote:

Aye: 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

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

*Nathan Skop
Christina Fields
Debbie Martinez
Kali Blount
Jim Konish
Nicolle
Mark Sexton
Don Fields
Rich Lowery
Barry Gordon*

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

[190435.](#)

Non-Compliance with Advisory Board Attendance Requirements (B)

RECOMMENDATION

The City Commission approve the removal of Chanae Baker from the Public Recreation and Parks Board, effective immediately.

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

Aye: 5 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Hayes-Santos, and Mayor Poe

Nay: 1 - Commissioner Simmons

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[180943.](#)

City Commission Rules (B)

Motion: 1) Change the word "citizen" to "public" throughout the rules; 2) Change "Chair pro tem" to "Mayor pro tem"; 3) Add "Business Discussion Items" section to the evening agenda, before public hearings; 4) Page 3, line 15: Add Special Meetings to the list of times when meetings may be cancelled; 5) Page 5, line 10: Change makeup of Audit Finance committee to be "Mayor and Mayor pro tem"; 6) Page 8, line 34: add "on agenda items" to the end of the sentence; 7) Page 9, line 2: staff to return with language that will include referrals made during the meeting; 8) Page 9, line 5: add "general public comment and early public comment"; 9) Page 9, line 7: staff to return with policy

language proposal on timing of speaker registration; 10) Page 10, line 4: add "or public"; 11) Page 11: add "Members of the Commission may not advocate for or against anyone running for office. Members of the Commission may not advertise for-profit businesses."; 12) Rules around the substance of General Public Comment remain as is (no limits on the substance of the comments); 13) Early Public Comment will be situated on the agenda before General Public Comment in both the afternoon and evening sessions; 14) Early speaker registration is not required for items that were scheduled at the last minute or generated by Commissioner comment; and 15) Speaking at Early Public Comment does not waive the opportunity to speak on items that were scheduled at the last minute or generated by Commissioner comment. Motion passed 6-0 for every item except Nos. 7, 9, and 11 (7,9,11 were separate votes). Commissioner Ward absent.

Motion #7: Motion passed 6-0. Commissioner Ward absent.

Motion #9: - Motion passed 6-0. Commissioner Ward absent.

Motion #11: - Motion passed 4-2. Mayor Poe and Commissioner Arreola in dissent. Commissioner Ward absent.

Lisa Bennett, Assistant City Attorney gave a presentation.

Lindsay Hoffman, Public Policy Administrator gave a presentation.

Robert Mounts, Debbie Martinez, Bruce Blackwell, Dotty Faibisy, Jim Konish, Janice Gearing, David Ruiz, Wilbur Holloway, Gary Gordon, Jo Beaty, Tana Silva, Nathan Skop, Gabe Kaimowitz, Susan Bottcher, Warren Nielsen, Sharon Bauer and Sheila Payne spoke to the matter.

RECOMMENDATION

The City Commission hear a presentation from the City Attorney's and Clerk's Offices and take any action deemed necessary.

Approved, as shown above

190562.

Proposed Revisions to Chapter 8 Titled "Discrimination" of the City Code of Ordinances (B)

Motion: Accept recommendation of draft ordinance to include language from County's Ordinances. Nicolle Shalley will work with EO.

Teneeshia Marshall, Equal Opportunity Director gave a presentation.

Reina Saco, Jeremiah Tattersall, Robert Carroll, Shelia Payne, Nathan Skop, Gabe Kaimowitz, Gladys Perkins and Gordon Klemes spoke to the matter.

Motion by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Commissioner Warren to continue Item No.190564 and Item No.190632 to the November 21, 2019 meeting. Motion passed 6-0. Commissioner Ward absent.

RECOMMENDATION *The City Commission discuss and determine whether to direct the City Attorney's Office to finalize this ordinance, and advertise it, for first reading.*

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

Aye: 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[190564.](#) **Old Fire Station #1 Rental and Adaptive Reuse Draft Invitation to Negotiate (B)**

RECOMMENDATION *Provide direction/feedback regarding the Invitation to Negotiate (ITN) criteria for Old Fire Station #1, 427 S Main St, Gainesville, FL 32601, Rental & Adaptive Reuse.*

Continued to November 21, 2019.

[190632.](#) **Alachua County Event Center (B)**

RECOMMENDATION *The City Commission discuss the Alachua County Event Center and take appropriate action.*

Continued to November 21, 2019.

COMMISSION COMMENT

RECESS - 4:41 PM

RECONVENE - 5:34 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

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

*Gabe Kaimowitz
Adele Franson
Mosses Reece*

RESOLUTIONS - ROLL CALL REQUIRED

[190544.](#)

Resolution for 5310 Grant Application (B)

This item is a request for the City Commission to pass a Resolution to allow the Regional Transit System (RTS) to apply for a 5310 Grant to purchase paratransit trips and a paratransit van to provide access to fixed route transportation for persons with disabilities and ADA service to the disabled citizens of Gainesville.

Malisa McCreedy, Director of Mobility spoke to the matter.

RECOMMENDATION

The City Commission: 1) adopt the Resolution; and 2) authorize the City Manager or his designee to execute related Public Transportation Grant Agreement(s) with the Department of Transportation, subject to approval by the City Attorney as to form and legality.

A motion was made by Commissioner Johnson, seconded by Commissioner Hayes-Santos, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[190545.](#)

Resolution for Section 5311 Grant Application (B)

This item is a request for the City Commission to adopt a Resolution to allow the Regional Transit System (RTS) to apply for a Section 5311 grant to provide rural transportation services to the citizens of Gainesville and Alachua County, and for the City Manager or designee to execute related Public Transportation Grant Agreement(s) with the Florida Department of Transportation.

Malisa McCreedy, Director of Mobility spoke to the matter.

RECOMMENDATION

The City Commission: 1) adopt the Resolution to allow the Regional Transit System (RTS) to apply for a 5311 Grant; 2) allow RTS to continue to provide rural transportation services to the citizens of Gainesville; and 3) authorize the City Manager to execute related Public Transportation Grant Agreement(s) with the Florida Department of Transportation, subject to approval by the City Attorney as to form and legality.

A motion was made by Commissioner Johnson, seconded by Commissioner Hayes-Santos, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[180965.](#)

Resolution Supporting HR 109 Commonly Known as the Green New Deal (B)

This is a request for the City Commission to adopt a resolution of the City Commission of the City of Gainesville, Florida, imploring the U.S. Congress to pass House Resolution 109 and create a Green New Deal.

RECOMMENDATION *The City Commission adopt the Resolution of the City Commission of the City of Gainesville, Florida, imploring the U.S. Congress to pass House Resolution 109 and create a Green New Deal.*

Continued to November 21, 2019.

PUBLIC HEARINGS

[190291.](#)

Reclassify SW 2nd Street from a Storefront Street to a Local Street (B)

Petition PB-19-72 ZON. CHW. Reclassify the Urban Zone Street designation of SW 2nd Street between SW 2nd Avenue and SW 4th Avenue from Storefront street to Local street.

RECOMMENDATION *Plan Board voted to deny 7-0. August 2019.*

Staff to City Commission-Staff recommends approval of Petition PB-19-72 ZON.

Staff to City Plan Board-Staff recommends approval of Petition PB-19-72 ZON.

Continued to November 21, 2019.

ORDINANCES, 2ND READING - ROLL CALL REQUIRED

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

[190171.](#)

Text Change - Amending the Land Development Code to Clarify that Parking Structures Have No Max Limit on Parking Spaces (B)

Ordinance No. 190171

An ordinance of the City of Gainesville, Florida, amending Section 30-7.3 of the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) to clarify that parking structures have no maximum limit on the number of parking spaces allowed; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Brittany McMullen, City Planner gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Aye: 5 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Hayes-Santos, and Mayor Poe

Nay: 1 - Commissioner Simmons

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[190289.](#)

Land Use Change - 20.74 Acres of Property Located at 6400 SW 20th Avenue (B)

Ordinance No. 190289

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Map of the Comprehensive Plan by changing the land use category of approximately 20.74 acres of property generally located at 6400 SW 20th Avenue, as more specifically described in this ordinance, from Alachua County High Density Residential to City of Gainesville Residential Medium-Density (RM); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Juan Castillo, Planner gave a presentation.

Gregory Johnson spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Aye: 5 - Commissioner Arreola, Commissioner Warren, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 2 - Commissioner Johnson, and Mayor-Commissioner Pro Tem Ward

[190290.](#)

Quasi-Judicial - Rezoning 20.74 Acres of Property Located at 6400 SW 20th Avenue (B)

Ordinance No. 190290

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 20.74 acres of property generally located at 6400 SW 20th Avenue, as more specifically described in this ordinance, from Alachua County Multiple-Family Medium-High Density (R-2a) district to City of Gainesville Multi-Family Residential (RMF-8) district; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Juan Castillo, Planner gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Aye: 5 - Commissioner Arreola, Commissioner Warren, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 2 - Commissioner Johnson, and Mayor-Commissioner Pro Tem Ward

[190514.](#)

Appendix A - Schedule of Fees, Rates and Charges for Utilities Relating to Rental Fees for Public Streetlight Fixtures, Outdoor Light Fixtures, Public Streetlight Poles, and Poles Supporting Rental Light Fixtures (B)

Ordinance No. 190514

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances relating to Appendix A, Schedule of Fees, Rates and Charges for Utilities; by amending the fees for rental of: public streetlight fixtures, outdoor light fixtures, public streetlight poles, and poles supporting rental light fixtures; 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 Hayes-Santos, seconded by Commissioner Arreola, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 5 - Commissioner Arreola, Commissioner Warren, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 2 - Commissioner Johnson, and Mayor-Commissioner Pro Tem Ward

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

[190058.](#)

City Commission Emails Posting Policy (B)

Motion: Accept staff recommendation with amendment that Commissioners can elect not to publish.

Paul Daignault, IT Manager gave a presentation.

Motion by Commissioner Hayes-Santos, seconded by Commissioner Johnson: Stop publishing emails. Motion failed 2-4. Mayor Poe and Commissioners Warren, Arreola and Simmons in dissent.

RECOMMENDATION *The City Commission hear a presentation from GRU and the Clerk's Office and take any action deemed necessary.*

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 Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

[180555.](#)

Wild Spaces and Public Places: Update on Masonic Lodge Purchase Negotiations (B)

Motion by Commissioner Hayes-Santos, seconded by Commissioner Arreola: Add to Local Register of Historic Places. Motion passed 6-0. Commissioner Ward absent.

Sarit Sela, City Architect gave a presentation.

Dan Hoffman, Assistant City Manager spoke to the matter.

Motion by Commissioner Hayes-Santos, seconded by Commissioner Arreola: Offer \$525,000. Motion failed 2-4. Commissioners Arreola and Hayes-Santos in favor of the motion.

Motion by Commissioner Arreola, seconded by Commissioner Hayes-Santos: Maintain same previous offer at \$450,000. Motion failed 3-3. Mayor Poe, Commissioner Arreola and Hayes-Santos in favor of the motion.

RECOMMENDATION *The City Commission reconsider previous direction to staff to negotiate fair market value purchase of the Gainesville Masonic Lodge No. 41, located at 215 N Main Street.*

Approved, as shown above

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

COMMISSION COMMENT

Commissioner Arreola thanked, welcomed the new City Manager.

Commissioner Simmons commented on invitation by 4A's to speak about Event Center. Mayor Poe responded - City Manager meet with staff and Commissioners on who will present. Mr. Feldman responded - will circulate presentation.

Commissioner Hayes-Santos asked about economic analysis for 8th and Waldo. Dan Hoffman responded.

Mayor Poe welcomed Mr. Feldman; thanked Deborah Bowie as Interim City Manager; thanked GPD officers.

ADJOURNMENT - 8:13 PM