

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

June 7, 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.

CALL TO ORDER - 1:01 PM

AGENDA STATEMENT

ROLL CALL

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

Absent 1 - Commissioner Ward

INVOCATION

PROPHET GEORGE YOUNG

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

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

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

Absent: 1 - Commissioner Ward

180031. City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of May 8, May 15, May 17(2), 2018.*

Approved as Recommended

180033. Special Meeting - Equal Opportunity Director Interviews (NB)

RECOMMENDATION *The City Commission approve a special City Commission meeting for Equal Opportunity Director interviews.*

Approved as Recommended

171072. Settlement of Workers' Compensation Claim - Jennifer Reedy (NB)

This item involves the full and final settlement of Mrs. Reedy's workers' compensation claim, which includes all future medical and indemnity payments. The total settlement amount is \$50,000.00 and represents a significant cost advantage to the City.

RECOMMENDATION

"The City Commission authorize Special Counsel to prepare and execute the appropriate documents for a lump-sum settlement of Mrs. Reedy's Workers' Compensation claim in the amount of \$50,000.00.

Approved as Recommended

[171086.](#)

Award Contract for Auction Services of Surplus Goods to Weeks Auction Company, LLC. (B)

Staff recommends establishing a contract with Weeks Auction Company for auction services of surplus goods to dispose of surplus property as needed.

RECOMMENDATION

The City Commission: 1) award the contract for auction services of surplus goods to Weeks Auction Company, LLC. at the commission rate of 5% of gross auction proceeds; and 2) authorize the City Manager or his designee to negotiate and execute a three-year contract with two one-year extensions, subject to the approval of the City Attorney as to form and legality.

Approved as Recommended

[171088.](#)

Grant Application to the Federal Transit Administration's Low or No Emission Vehicle Grant Program (NB)

This is a request for City Commission approval for the Regional Transit System (RTS) to submit a grant application to the Federal Transit Administration's Low or No Emission Vehicle Grant Program.

RECOMMENDATION

The City Commission authorize the City Manager or designee to: 1) submit an application to the Federal Transit Administration's Low or No Emission Vehicle Grant Program, and 2) if the grant is awarded, execute the grant award agreement and all related documents, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[180005.](#)

Extension of Service Agreement for Groundskeeping and Maintenance of Ironwood Golf Course (B)

This is a request for the City Commission to authorize the City Manager to sign a four-year extension to the Agreement for Groundskeeping Services at Ironwood Golf Course.

RECOMMENDATION

The City Commission: 1) approve the four-year extension of Ironwood Golf Course's agreement with ABM Industry Groups,

LLC for landscaping and grounds maintenance; and 2) authorize the City Manager to approve the First Amendment to the existing agreement, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[180042.](#)

Request to Schedule a Joint City Commission/Utility Advisory Board Meeting (NB)

RECOMMENDATION

The City Commission grant permission for staff to work with the Clerk of the Commission to schedule a joint special meeting of the City Commission and the Utility Advisory Board in June 2018.

Approved as Recommended

ADOPTION OF REGULAR AGENDA

Gabe Kaimowitz spoke to the matter.

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

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

Absent: 1 - Commissioner Ward

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
Kali Blount
Julia Reiskind
Meg Neiderhofer
Edwin Dix*

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

[170667.](#)

Equal Opportunity Director Charter Officer Finalist Selection Process (B)

Eugenia Allen made a presentation.

Motion: Bring all five finalists in to interview for the Equal Opportunity Director position.

Gabe Kaimowitz spoke to the matter.

RECOMMENDATION

The City Commission discuss semi-finalist candidates and select between 3 to 5 finalists to be invited to interview with

the Commission, in person, for the full-time Equal Opportunity Director role.

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

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

Absent: 1 - Commissioner Ward

[170717.](#)

Charter Review Commission (B)

Nicolle Shalley gave remarks.

Motion: Authorize the City Attorney to move forward with drafting an ordinance.

RECOMMENDATION *City Commission discuss the draft ordinance.*

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

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

Absent: 1 - Commissioner Ward

[180019.](#)

2018 State Legislative Update - End of Session Report (B)

This is a request for the City Commission to hear a presentation from Peebles, Smith & Matthews, Inc., regarding the 2018 state legislative session.

Dr. Carrie Bush made introductory remarks.

Ryan Matthews, John Smith and Bill Peeples made presentations.

Gabe Kaimowitz spoke to the matter.

RECOMMENDATION *The City Commission hear a presentation regarding the 2018 state legislative session.*

Heard

[170788.](#)

Community Redevelopment Agency Follow Up & Next Steps (NB)

Nicolle Shalley gave introductory remarks.

Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Johnson: Schedule a special City Commission meeting to discuss CRA visioning and invite the County Commission. Motion passed 5-1. Commissioner Arreola in dissent.

Commissioner Ward absent.

Motion by Commissioner Simmons, seconded by Commissioner Warren: 1) Approve the Interlocal Agreement; 2) Equalize the College Park/University Heights TIFF; and 3) authorize the City Attorney to draft an ordinance. Motion passed 4-2.

Mayor-Commissioner Pro Tem Hayes-Santos and Commissioner Johnson in dissent. Commissioner Ward absent.

Gabe Kaimowitz and Mark Sexton spoke to the matter.

RECOMMENDATION *The City Commission to follow up from Joint City/County Commission meeting held on May 31, 2018 and take action deemed appropriate.*

Approved, as shown above

180067.

Gainesville Fire Rescue Post-FSAA Mutual Aid Agreement Update (B)

This item provides an update on a Mutual Aid Agreement for fire services between Alachua County and the City of Gainesville.

Fred Murry gave introductory remarks.

Chief Lane made a presentation.

Deputy Chief Theus and Chief Northcutt spoke to the matter.

Motion by Commissioner Warren, seconded by Mayor-Commissioner Pro Tem Hayes-Santos: 1) Authorize the City Manager or his designee to negotiate terms and be allowed to return to former FSAA rate; 2) Attorney to write an agreement and authorize Mayor to sign, so long as terms are complied with as provided at the June 7, 2018 meeting; and 3) Terminus - September 30, 2019 of any agreement reached. Motion passed 6-0. Commissioner Ward absent.

Motion by Commissioner Arreola, seconded by Commissioner Warren: 1) ask staff to prepare a cost analysis of operating in the urban cluster to the GPC for discussion at the June 14, 2018 meeting; and 2) receive an update on the Automatic Aid Agreement at the June 14, 2018 meeting.

RECOMMENDATION *The City Commission: 1) receive the presentation; and 2) provide direction to City Manager regarding future updates.*

Approved, as shown above

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.

RECESS - 3:53 PM

RECONVENE - 5:31 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

[180057.](#) **Commemoration of Beverly Hill (NB)**

RECOMMENDATION *The City Commission posthumously recognize former Mayor-Commissioner and Supervisor of Elections Beverly Hill.*

Heard

[180065.](#) **World Blood Donor Day (B)**

RECOMMENDATION *Nancy Eckert, CEO of LifeSouth Community Blood Centers, Inc., will accept the proclamation.*

Heard

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

*Gabe Kaimowitz
Teleford Cartwright
John Davies
Sharon Bauer*

PUBLIC HEARINGS

RESOLUTIONS - ROLL CALL REQUIRED

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

[171039.](#) **Vacation of Public Right-of-Way - Alley Between SE 1st Avenue and East University (B)**

Ordinance No. 171039

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close an unimproved public right-of-way between lots 3 and 4 of the G.B. Crawford Addition Subdivision and located between SE 1st Avenue and East University Avenue, 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.

Jason Simmons made a presentation.

Sharon Bauer, Dejeon Cain, Gerry Dedenbach and Mr. Hickman spoke to the matter.

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 First Reading (Ordinance). The motion carried by the following vote:

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

Absent: 1 - Commissioner Ward

[160566](#)

Vacation of Public Right-of-Way - Portion of SE 3rd Terrace Near the Intersection of SE 4th Street and Williston Road (B)

Ordinance No. 160566

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close an unimproved public right-of-way that includes a portion of SE 3rd Terrace lying between blocks 19 and 20 of the Norwood Heights Subdivision and located south of SE 14th Lane, west of SE 4th Street, north of SE Williston Road, and east of SE 2nd Terrace, 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.

Andrew Persons made a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Nay: 1 - Mayor-Commissioner Pro Tem Hayes-Santos

Absent: 1 - Commissioner Ward

[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 12, 2019 as the date for the 2019 regular City election and April 23, 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.

Motion: Notice a special meeting on June 14, 2018, for a time certain of 1:00 PM to agenda the election dates; and 2) Continue this item to June 14, 2018.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Approved, as shown above

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

Absent: 1 - Commissioner Ward

ORDINANCES, 2ND READING - ROLL CALL REQUIRED

170829.

Quasi-Judicial - Rezoning 0.38 Acres at 3520 NE Waldo Road (B)

Ordinance No. 170829; Petition No. PB-17-07 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 0.38 acres of property generally located at 3520 NE Waldo Road, as more specifically described in this ordinance, from General Business (BUS) to Business Industrial (BI); 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 Warren, seconded by Mayor-Commissioner Pro Tem Hayes-Santos, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 1 - Commissioner Ward

170996.

Request to Extend Deadline By Which Land Owner/Developer Shall Obtain Planned Development (PD) Zoning That Implements the Plum Creek Planned Use District (PUD) As Provided in Comprehensive Plan (B)

Ordinance No. 170996

An ordinance of the City of Gainesville, Florida, amending Ordinance No. 070447

(as was subsequently amended by Ordinance Nos. 100189, 110700, and 150540) to extend the deadline for the property owner/developer to have a Planned Development (PD) zoning ordinance adopted that implements the adopted Plum Creek Planned Use District (PUD) land use overlay; 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 Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Arreola, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

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

Absent: 1 - Commissioner Ward

[170483](#)

Land Use Change - Southwest Corner of SW 52nd Street and SW 20th Avenue (B)

Ordinance No. 170483; Petition PB-17-92 LUC

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 18.5 acres of property generally located at the southwest corner of SW 52nd Street and SW 20th Avenue, as more specifically described in this ordinance, from Planned Use District (PUD) and Residential Medium-Density (RM) to Mixed-Use Low-Intensity (MUL); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

RECOMMENDATION *The City Commission: 1) receive letters from the Florida Department of Economic Opportunity, Florida Department of Environmental Protection, North Central Florida Regional Planning Council, St. Johns River Water Management District, and Florida Department of Transportation; and 2) adopt the proposed ordinance.*

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

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

Absent: 1 - Commissioner Ward

[170484.](#)

Quasi-Judicial - Rezoning Southwest Corner of SW 52nd Street and SW 20th Avenue (B)

Ordinance No. 170484; Petition PB-17-93 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 18.5 acres of property generally located at the southwest corner of SW 52nd Street and SW 20th Avenue, as more specifically described in this ordinance, from Planned Development District (PD) and Residential Multi-Family (RMF-6) to Mixed-Use Low-Intensity (MU-1); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Gerry Dedenbach spoke to the matter.

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

Absent: 1 - Commissioner Ward

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

Commissioner Warren: Discussion on the GRU referendum - wants information on the City's website to identify statements of fact on impacts to the City to "educate, not advocate."

Mayor Poe: 1) Request the Charters to bring back a plan to educate the public - report back at the second meeting in July; and 2) thank you to Commissioners.

Ed Beielarski spoke to the matter of the GRU referendum.

Mayor-Commissioner Pro Tem Hayes-Santos: Wants information on more than just the website - wants an educational campaign. Add to the GPC meeting the first meeting in July to discuss what it may look like.

Commissioner Arreola: Would like an FAQ, some sort of baseline of agreeable facts.

Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Warren: Charter Officers create a proposed educational campaign for the GRU referendum and report back for Commission consideration at the July 12, 2018 GPC meeting. Motion passed 6-0. Commissioner Ward absent.

ADJOURNMENT - 7:03 PM

Omichele D. Gainey
Clerk of the Commission