

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

**April 15, 2021**

**1:00 PM**

**City Hall Auditorium**

## **City Commission**

***Mayor Lauren Poe (At Large)***  
***Commissioner Reina Saco (At Large)***  
***Commissioner Gail Johnson (At Large)***  
***Commissioner Gigi Simmons (District 1)***  
***Commissioner Harvey Ward (District 2)***  
***Mayor-Commissioner Pro Tem David Arreola (District 3)***  
***Commissioner Adrian Hayes-Santos (District 4)***

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**CALL TO ORDER - 1:02 PM**

**AGENDA STATEMENT**

**ROLL CALL**

**Present** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

[200682.](#) **Attendance Affidavit (B)**

Need to click on Item Number for Attachment.

**INVOCATION**

**CA ADOPTION OF CONSENT AGENDA (CA) - GRU, General Government, Audit & Finance Committee and General Policy Committee Items**

*Modification: Remove item CA-4 201005 to the Regular Agenda.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**CA-1** [201052.](#) **Approval of Minutes from the March 29, March 31, April 1 (2), April 5, and April 7, 2021 City Commission Meetings (B)**

RECOMMENDATION *The City Commission approve the minutes of March 29, March 31, April 1 (2), April 5, and April 7, 2021.*

**Approved as Recommended**

**CA-2** [200889.](#) **Naming Facility at Oakview Park to Kiwanis Community Center at Oakview Park (B)**

RECOMMENDATION *The City Commission approve the request to name the building located at 810 NW 8th Street at Oakview Park as "Kiwanis Community Center at Oakview Park."*

**Approved as Recommended**

**CA-3**    [201003.](#)    **Contracts for Project Management and Purchase of One (1) Zero-Emission Battery Electric Bus and ChargePoint Charging Equipment (B)**

**RECOMMENDATION**

*The City Commission authorize the City Manager or his authorized designee to execute contracts and any necessary associated documents with the Center for Transportation and Environment, Inc. for project management, and Gillig LLC for the purchase of one (1) Zero-Emission Battery Electric Bus and ChargePoint Charging Equipment, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**

**CA-6**    [201103.](#)    **Update on St. Johns River Water Management District Lake Brooklyn and Geneva Minimum Flows and Levels (MFLs) (B)**

**RECOMMENDATION**

*1) Authorize staff and outside counsel to continue negotiations with St. John's Water Management District and seek actions to address GRU's outstanding issues; 2) authorize staff and outside counsel to file all administrative petitions or challenges available and needed to protect GRU's rights and interests.*

**Approved as Recommended**

**CA-5**    [201096.](#)    **Selections of Staff Liaisons to Support the Citizen Climate Advisory Committee (NB)**

**RECOMMENDATION**

*That the City Commission direct the City Manager and the GRU General Manager to each select one staff liaison to support the Citizen Climate Advisory Committee.*

**Approved as Recommended**

## **ADOPTION OF REGULAR AGENDA**

*City Attorney Nicolle Shalley commented.*

*GRU Water/Wastewater Officer Tony Cunningham gave an update on item 201103.*

*Nathan Skop spoke to the matter.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**GENERAL PUBLIC COMMENT - Members of the public may speak for up to three (3) minutes per meeting on any item not on the agenda. Under the City Commission meeting rules during the COVID-19 health emergency, General Public Comment may be given by phone or by pre-recorded voice message only (see page 2 for details).**

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

**BD-5 [200718](#) Advisory Board and Committee Annual Reports (B)**

**RECOMMENDATION** *The City Commission receive and review the advisory board and committee annual reports and hear a presentation.*

**A motion was made by Commissioner Ward, seconded by Mayor-Commissioner Pro Tem Arreola, that this Matter be Striken From the Agenda. The motion carried by the following vote:**

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**BD-6 [201080](#) Commissioner Harvey Ward - Resolution Condemning/Denouncing Genocide (B)**

*Motion: Refer items BD-6, BD-7, BD-8 and BD-9 (201080, 201081, 201082, 201098) to bring back for adoption at a future meeting as soon as possible (by end of May); and to authorize Mayor Poe to work with the City Clerk and City Attorney to develop a process for support or advisory resolutions.*

*Mayor Poe spoke about developing a resolution process for non-binding resolutions.*

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

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**BD-7 [201081](#) Commissioner Harvey Ward - Resolution In Support of a National Infrastructure Bank (B)**

*Motion: Refer items BD-6, BD-7, BD-8 and BD-9 (201080, 201081, 201082, 201098) to bring back for adoption at a future meeting as soon as possible (by end of May); and to authorize Mayor Poe to work with the City Clerk and City Attorney to develop a process for support or advisory resolutions.*

*Mayor Poe spoke about developing a resolution process for non-binding resolutions.*

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

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**BD-8**    [201082.](#)

**Commissioner Harvey Ward - Resolution National Bee City Program (B)**

*Motion: Refer items BD-6, BD-7, BD-8 and BD-9 (201080, 201081, 201082, 201098) to bring back for adoption at a future meeting as soon as possible (by end of May); and to authorize Mayor Poe to work with the City Clerk and City Attorney to develop a process for support or advisory resolutions.*

*Mayor Poe spoke about developing a resolution process for non-binding resolutions.*

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

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**BD-9**    [201098.](#)

**Mayor Lauren Poe - Resolution Denouncing the Discrimination Against the Asian American Communities (B)**

*Motion: Refer items BD-6, BD-7, BD-8 and BD-9 (201080, 201081, 201082, 201098) to bring back for adoption at a future meeting as soon as possible (by end of May); and to authorize Mayor Poe to work with the City Clerk and City Attorney to develop a process for support or advisory resolutions.*

*Mayor Poe spoke about developing a resolution process for non-binding resolutions.*

**RECOMMENDATION**            *The City Commission discuss.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**TIME CERTAIN - 1:45 PM**

**BD-1**    [200560.](#)    **Partnership for Mobile Outreach Clinic at the Cornerstone Campus (B)**

*Lee Feldman, Commissioner Simmons, Deborah Bowie and Sara Vidal-Finn introduced the item.*

*Sherice Stewart and Grant Herrell gave a presentation.*

**RECOMMENDATION**            *City Manager to the City Commission: 1) Hear presentation and 2) Approve finalization of the Memorandum of Understanding included as backup to this Agenda Item, once approved by the City Attorney's Office as to form and legality.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**TIME CERTAIN - 2:15 PM**

**BD-2**    [201053.](#)    **Mask Mandate (B)**

*Lee Feldman introduced the item.*

*Paul Myers, Alachua County Health Department and Michael Lauzardo, UF presented.*

*Mayor Poe requested City Clerk to schedule a COVID Update for May 6 meeting (make Time Certain).*

*Kali Blount and Nathan Skop spoke to the matter.*

**RECOMMENDATION**            *The City Commission discuss and take action, as necessary.*

**TIME CERTAIN - 3:00 PM**

**BD-3**    [201059.](#)    **2021 Neighbor Survey Findings (B)**

*Lee Feldman introduced the item.*

*Jason Morado, Director of Community Research, ETC gave a presentation.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**

*It is recommended that the City Commission hears a presentation of findings from ETC Institute, the vendor who administered the survey.*

**Heard**

**BD-4**    [201022.](#)

**Water and Wastewater Rate Structure Modifications (B)**

**\*\*This item was presented to the UAB on April 8, 2021.\*\***

*Motion: Adopt staff recommendation with request to create a public education campaign with community partners.*

*Tony Cunningham, GRU, gave a presentation.*

*Donald Shepherd, Nathan Skop and Nancy Daren spoke to the matter.*

**RECOMMENDATION**

*The City Commission:*

- 1) *Direct the City Attorney to draft required ordinance language to implement the recommended rate structure modifications*
- 2) *Direct the Clerk to advertise later this year along with other rate modifications for an anticipated October 1st, 2021 implementation date*

*At their 4/8/21 meeting, the UAB voted 5-1 to advise the Commission to approve the staff recommendation, except for converting the wastewater rate from winter maximum to water use with 12kgal cap, which they do not support.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**CA-4**    [201005.](#)

**Request for Proposal (RFP) Staff Ranking - Rental Housing and Energy Efficiency Inspections C.A.P. Government Inc. (B)**

*City Manager Feldman spoke to the item.*

*Andrew Persons spoke to the item.*

*Donald Shepherd and Sheila Payne spoke to the item.*

**RECOMMENDATION**

*The City Commission: 1) approve staff's recommended ranking of the firms; 2) authorize the City Manager or designee to negotiate a contract and any related documents with C.A.P. Government Inc. subject to approval from the City Attorney as to form and legality.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**CC COMMISSION COMMENT**

*Mayor Commissioner Pro-Tem Arreola requested that staff provide to the Commission in a memo an update on unspent CDBG funds from last year. City Manager Feldman commented.*

*Commissioner Johnson gave an update on HB-1 at state legislature. The Commissioner will bring an item at an upcoming meeting to discuss the City's involvement in potential legal challenges. Mayor Poe suggested that this matter could be brought back to the Commission for consideration along with Commissioner Johnson's draft resolution from the 4/14/21 Joint City/County/School Board meeting after the Mayor develops a process for advocacy resolutions.*

*Commissioner Saco requested that GRU provide an assessment from GRU on shut-offs and amounts owed for utility payment plans for fees not paid from COVID-19 (since March 2020). Would like the Commission to consider how to use American Rescue Plan funds to reimburse GRU for payments not made. Would like data broken out by City and County limits. Discussed collaborating with the County to transfer funds to the utility. Commissioner Johnson asked the date of the American Rescue Plan discussion coming up (at the 5/13/21 GPC meeting).*

*Commissioner Hayes-Santos noted that County has \$8.5 million allocated for*



*outstanding utility bills related to COVID. Requested GRU to include information on County's allocation in the memo to the Commission.*

*Recess - 4:39 PM*

*Reconvene - 5:31 PM*

## PLEDGE OF ALLEGIANCE

### PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

#### PR-1 [201043.](#) National Public Safety Telecommunicator Week April 11-17, 2021(B)

RECOMMENDATION *Alachua County Sheriff's Office Communications Director Michelle Klement to accept the proclamation. Alachua County Sheriff's Office Employee Kim Kutner to employee to accept the proclamation.*

Heard

#### PR-2 [201099.](#) Arab American History Month April, 2021 (B)

RECOMMENDATION *Arab Community in Gainesville members Rachel Khoury and Nareeman Jamal to accept the proclamation.*

Heard

#### PR-3 [201100.](#) Terry Fleming Day April 28, 2021(B)

RECOMMENDATION *Family members Vertigo Moody and Hope Kelly to accept the proclamation. Pride Community Center member Linda Bassham to accept the proclamation.*

Heard

### RE RESOLUTIONS - ROLL CALL REQUIRED (RE)

#### RE-1 [200990.](#) Resolution Local Agency Program Agreements for NW 19th Lane Multimodal Project (B)

*Lee Feldman introduced the item.*

RECOMMENDATION *The City Commission: 1) adopt the resolution; and 2) authorize the City Manager or designee to execute all contract agreements, and any other necessary documents with FDOT*

*pertaining to this project, subject to approval of the City Attorney or designee as to form and legality.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**RE-2**     [201095.](#)

**Hazard Mitigation Grant Program for Hurricane Irma Disaster Declaration FEMA 4337-DR-FL (B)**

This item is a request for City Commission approval to execute Agreement Number HO473, Project Number 4337-331-R, which is titled “Federally Funded Subaward and Grant Agreement, for a project titled: Gainesville Regional Utilities, Pole Hardening 36 Neighborhoods, Utility Mitigation”

*GRU General Manager Ed Bielarski introduced the item.*

**RECOMMENDATION**

*The City Commission authorize the Mayor to execute a resolution to authorize the General Manager, Utilities to execute the grant agreements and related documents, subject to approval of the City Attorney as to form and legality.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**RE-3**     [200999.](#)

**Acceptance of Grant Funding for Hurricane Shelter Retrofit at Grace Marketplace (B)**

**RECOMMENDATION**

*The City Commission: 1) adopt the resolution; 2) authorize the City Manager or his authorized designee to accept the allocation of State Hurricane Shelter Retrofit Grant Funding; and 3) execute the grant agreement, supplemental agreements, extensions, assurances, certifications and all related documents, subject to approval by the City Attorney as to form and legality.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**RE-4**    [201058.](#)            **Second Budget Amendment to the FY 2021 General Government Financial and Operating Plan Budget (B)**

**Resolution No. 201058**

A Resolution of the City Commission of the City of Gainesville, Florida; relating to its general government budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021; amending Resolution No. 200316, as amended by resolution No. 200933 by making certain adjustments to the General Government Financial and Operating Plan Budget; and providing an immediate effective date.

**RECOMMENDATION**            *City Commission adopt the proposed resolution.*

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

**Aye:** 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**PUBLIC HEARINGS (PH)**

**SR        ORDINANCES, 2ND READING - ROLL CALL REQUIRED (SR)**

**SR-1**    [200281.](#)            **Quasi-Judicial - Historic Property Tax Exemption - 716 SE 4th Avenue (B)**

Ordinance No. 200281

An ordinance of the City of Gainesville, Florida, finding that property located at 716 SE 4th Avenue, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2021, and continuing for 10 years under certain conditions; authorizing the Mayor and the City Clerk to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

*Andrew Persons spoke to the matter.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**            *The City Commission: 1) approve Part 2 of the Historic Preservation Property Tax Exemption Application; and 2) adopt the proposed ordinance.*

**A motion was made by Commissioner Simmons, seconded by Mayor-Commissioner Pro Tem Arreola, that this Matter be Adopted on Final**

**Reading (Ordinance) and Approved the Recommendation. The motion carried by the following vote:**

**Aye:** 5 - Commissioner Johnson, Commissioner Simmons, Mayor Poe, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

**Nay:** 2 - Commissioner Hayes-Santos, and Commissioner Saco

**FR ORDINANCES, 1ST READING - ROLL CALL REQUIRED (FR)**

**SINE DIE**

**SD-1 [201097](#). Commissioner Gigi Simmons (NB)**

*Charter Officers, City staff, members of the public and Commissioners thanked Commissioner Simmons.*

*Donald Shepherd, Yvette Carter, Katara Osivado, Helen Harris and Reverend Griner thanked Commissioner Simmons.*

RECOMMENDATION            *The City Commission hear remarks.*

**Heard**

**ADJOURNMENT - 7:40 PM**