

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

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)

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.

1:00pm - CALL TO ORDER - Afternoon Session**AGENDA STATEMENT**

"Citizens are encouraged to participate in City of Gainesville meetings. In general, speakers will be limited to 3 (three) minutes per agenda item. Additional time may be granted by the Mayor or by the City Commission as directed. The City of Gainesville encourages civility in public discourse and requests that speakers limit their comments to specific motions and direct their comments to the Chair. Signs or Props are not permitted in the meeting room. Citizens are encouraged to provide comments in writing to the Clerk of the Commission before meetings and/or during meetings for inclusion into the public record. Citizens may also provide input to individual commissioners via office visits, phone calls, letters and e-Mail, that will become public record. In some instances, i.e., Quasi-Judicial Hearings, these particular contacts may be prohibited."

ROLL CALL**INVOCATION****PROPHET GEORGE YOUNG****ADOPTION OF CONSENT ITEMS - GRU, General Government, Audit & Finance Committee and General Policy Committee Items**[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.

[180203 July 9, 2018 Minutes 20180802.pdf](#)

[180203A July 9, 2018 Minutes 20180802.pdf](#)

[180203B July 9, 2018 Minutes 20180802.pdf](#)

[180203C July 12, 2018 Minutes 20180802.pdf](#)

[180203D July 16 Minutes 20180802.pdf](#)

[180203E July 17 Minutes 20180802.pdf](#)

[180203F July 18 Minutes 20180802.pdf](#)

[180203G July 19 Minutes 20180802.pdf](#)

[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.*

[180221_ResignationJohnPaulFioreandAllisonReagan_20180802.pdf](#)

[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.

Explanation: RTS makes transit service changes three times a year. These changes coincide with the semester schedules for the University of Florida (UF) and Santa Fe College (SF). RTS plans to maintain the same level of service as the Spring 2018 with minor schedule modifications that will affect a few routes. RTS presented these changes for feedback at an advertised public meeting on July 25, 2018 that was jointly held with the RTS Citizen Advisory Board (CAB) meeting. See back-up for the presentation that was reviewed with the CAB.

Fiscal Note: In fiscal year 2018-19, RTS will receive approximately \$13.7 million from UF for transit services and \$1 million from SF for transit services.

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.*

[180168A_Fall 18 Service Changes_20180802.pdf](#)

[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.

Explanation: On June 29th, 2018, the City's Purchasing Division received two (2) bids from responsible, responsive bidders for elevator modernization: Bid Number FMGT-180080-MS

Bid results: (2) vendor responses

<i>1. Premier Elevator Inc.</i>	<i>\$432,085.00</i>
<i>2. ThyssenKrupp</i>	<i>\$458,389.00</i>

Renovation of the elevators at City Hall and Old Library Building were planned by the Facility Management Division for FY 2018. This project was requested to modernize the existing elevators by improving their operation, restoring the interior cab aesthetic, providing equipment and electronic modernization upgrading operation to current industry standards and new code requirements.

Originally \$611,146.00 was allocated and approved by the City Commission for the use of elevator improvements for the City Hall, Old Library and Thomas Center facilities by CIP Resolution #140302. This elevator modernization will be the first major project to utilize those funds other than elevator minor repairs and securing the services of Vertical Transportation Equipment (VTE) elevator consulting who provided the elevator specifications for the bid process. Vertical Transportation Equipment (VTE) is currently under contract for administrative services and final inspections of the work for this project.

Fiscal Note: The Elevator Modernization Project CIP fund balance is currently \$575,404.00. There is adequate funding available to cover the elevator modernization. The funds available will not cover the modernization of Thomas Center A/B elevators/interiors or the service elevator at the back of City Hall.

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.

[A_Consultant-Prepared Project Manual.pdf](#)

[B_ElevatorProjectInvitationToBid.pdf](#)

[C_ElevatorProject_Addendum 1.pdf](#)

[D_ElevatorProject_Addendum 2.pdf](#)

[E_Premier Elevator Bid Proposal.pdf](#)

[F_ThyssenKruppBID.pdf](#)

[G_Bid Tabulations.pdf](#)

[H_Bid Eval and Recommendation.pdf](#)

[i_Premier Letter.pdf](#)

[J_Thyssenkrupp Letter.pdf](#)

[K_Award Public Notice-Notification.pdf](#)

[180201.](#)

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

Explanation: On November 30, 2017, Mr. Norman was involved in a vehicle accident with a City employee. The City employee was driving a Gainesville Regional Utilities pickup truck in the course and scope of his employment with the City, and turned left in front of an oncoming motorcycle operated by Mr. Norman. As a result of the accident, Mr. Norman claims serious injuries that required extensive surgical and rehabilitative services. The total for his medical costs exceed \$130,000.00. In addition to past medical treatment, Mr. Norman asserts claims for future medical care, pain and suffering, and lost wages.

Due to the nature of the accident and injuries, and with the cooperation of the claimant and his attorneys, the Risk Management Department conducted a thorough evaluation and investigation of these claims prior to the filing of a lawsuit. Per the application of Florida's limited waiver of sovereign immunity contained in section 768.28, Florida Statutes, the City's liability and authority to settle claims such as this is limited to \$200,000.00 per person and \$300,000.00 per incident. Based on the presuit investigation and the expenses already incurred by Mr. Norman, and in an effort to limit the cost of litigation that would reduce the amount of funds available to cover the cost of medical care, representatives of the City agreed to recommend a payment in the amount of \$200,000.00 to Mr. Norman in exchange for a full and complete Release of All Claims from Mr. Norman. The settlement is contingent upon approval by the City Commission. It is the recommendation of the Risk Management Department, GRU Management, and the City Attorney's Office that the case be settled for that amount.

Fiscal Note: The claim settlement will be paid out of Utility operating funds.

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.

[180173.](#)

GRU Operational Update for June 2018 (B)

RECOMMENDATION

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

[180173 Ops Update - June 2018 - All Depts Revised 20180712](#)

[180173 May 2018 Updated Safety Stats 20180712](#)

[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).

Explanation: On July 5, 2018, ACCHH presented its proposed Budget for Homeless Services to the Advisory Board. The City of Gainesville's current contract for Homeless Services with ACCHH will expire December 31, 2018. Through an interlocal agreement, the City of Gainesville and the Alachua County Board of County Commissioners equally fund the Low Barrier Emergency Shelter Services at the Empowerment Center. The current contract for those services has a provision which allows the City Commission to renew the contract for twelve months beginning January 1, 2019 and ending December 31, 2019. ACCHH is proposing a contract in the amount of \$1,476,998 for the contract period. The proposed contract reflects an increase of \$30,000 over the current contract due to the increase in the Living Wage to \$13.50 per hour. As a part of the approval process for the current contract period of April 1, 2018 through December 31, 2018, the Gainesville City Commission agreed to provide funding for personnel and salaries at a level consistent with Alachua County's Living Wage Ordinance, which will increase to \$13.50 per hour for FY 2018-2019.

Both City Staff and County Staff recommended that the Advisory Board recommend that the City and the County Commissions renew the existing contract and authorize the Gainesville City Manager, or designee, to execute the amendment to the existing contract for the period of January 1, 2019 through December 31, 2019 in the amount of \$1,476,998. The Advisory Board also recommended that the City Commission and the County Commission authorize the City Manager and the County Manager to amend the interlocal agreement between the City and the County to equally fund homeless services at the Empowerment Center during the time period. The proposed contract is \$ 1,476,998; the City's share of \$738,499 and the County's share of \$738,499 meet the total cost of the Contract for the time period.

Fiscal Note: The total cost for the contract between the City of Gainesville and ACCHH for the period of January 1, 2019 through December 31, 2019 is \$ 1,476,998. The contract period will be partially funded from the FY 2019 Budget and the FY 2020 Budget

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.

[180185A_Advisory Board Meeting Notice and Agenda for July 5 2018_2018080](#)

[180185B_Advisory Board Meeting Minutes of July 5 2018 DRAFT_20180802.pc](#)

[180185C_ACCHH FY 1819 Budget Cover Email_20180802.pdf](#)

[180185D_GRACE Marketplace FY 2018-19 Budget_20180802.pdf](#)

ADOPTION OF REGULAR AGENDA

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

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)

Explanation: In accordance with our Annual Audit Plan, the City Auditor's Office has completed the audit of the Equal Opportunity Mandatory Annual Diversity Training. We conducted this audit in accordance with generally accepted government auditing standards. Our report and management's response is attached for your review.

RECOMMENDATION

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

[180192_Audit of the Office of Equal Opportunity Mandatory Annual Diversity Tr](#)

[180195.](#)

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

Explanation: In accordance with our Annual Audit Plan, the City Auditor's Office has completed the audit of the Vendor Master File. We conducted this audit in accordance with generally accepted government auditing standards. Our report and management's responses are attached for your review.

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.

[180195 Audit of the General Government and Gainesville Regional Utilities Ver](#)

[180195A GG Response Audit of Vendor Master File 20180802](#)

[180195B GRU Response Audit of Vendor Master File 20180802](#)

[180196.](#)

Audit of Annexed Property Fee Collections (B)

MODIFICATION - ADDITIONAL BACK-UP

Explanation: In accordance with our Annual Audit Plan, the City Auditor's Office has completed the audit of Annexed Property Fee Collections. We conducted this audit in accordance with generally accepted government auditing standards. Our report and management's response is attached for your review.

RECOMMENDATION

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

[180196 Annexed Property Fee Collections Audit 20180802](#)

[180196A Table 1 Annexation Related Facts and Figures 20180802](#)

[180219.](#)

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

Explanation: At their July 12, 2018, regular meeting the UAB discussed GRU's ERP project and asked questions of staff. Following the discussion, the Board agreed that they would like to form a joint subcommittee with the City Commission to study GRU's process of planning and budgeting multi-million dollar capital projects, and to develop a process for vetting large projects.

Fiscal Note: None.

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.

[180224.](#)

August 9th City Commission Special Meeting (NB)

RECOMMENDATION

The City Commission discuss moving the August 9th special meeting regarding the Community Redevelopment Agency to another date and take action deemed appropriate.

[180214.](#)**Commissioner Harvey Ward - Project Share Program (NB)****RECOMMENDATION**

The City Commission discuss the Project Share Program and savings from the Chamber of Commerce revocation.

[180225.](#)**Mayor-Commissioner Pro-Tem Adrian Hayes-Santos - Response to Alachua County Letter (B)****RECOMMENDATION**

The City Commission discuss a response to the County's Letter to take over NW 16th Avenue and take action deemed appropriate.

[180225 A 7-26-2018 County Request - NW 16th Avenue 20180802.pdf](#)

[180225 B CountyRoadToCity_REV_8.2.18.pdf](#)

[180230.](#)**Heartwood Internet (B)****MODIFICATION - REMOVE ITEM**

Explanation: GRUCom and the CRA began discussions to provide internet service to the Heartwood development in April of 2017. GRUCom subsequently provided a pricing proposal with four service options, including both bulk and retail arrangements for service in July of 2017. Subsequently the Broadband Connectivity Subcommittee (BCS) requested to discuss the proposals at their meeting on July 23rd, and the CRA requested, and was provided a refreshed quote for service for that meeting.

GRUCom's current business model provides options for a bulk subscription arrangement, commonly referred to as "GATOR NET" (with site connection costs included in ongoing monthly charges paid by the HOA or property management company on behalf of the entire community) or a retail subscription arrangement, commonly referred to as "GRUNet" (with the developer paying for upfront connection costs allowing each individual unit owner/tenant elect to subscribe and pays an individual monthly charge only for their service). Under either types of subscription arrangement, GRUCom provides two site-preparation options. First, GRUCom conducts all advance site preparation work for an additional fee (known as a "turn-key" site prep arrangement), which in the quote to CRA is \$ 96,540. The other is one where the developer conducts all advance site preparation work per GRUCom specifications at no charge by/to GRUCom (known as a "build-to-order" site prep arrangement), which in the quote to CRA is \$ 63,091.

Each of the four proposals are structured for GRUCom to fully recover the connection costs (external labor and materials) of its installation work, either through a direct charge (seldom chosen), or through the contracted monthly rates (for any costs above those not absorbed in make-ready work by the developer) over a certain term with an additional

component in the rate for ongoing operating costs.

After discussion of the cost components and pricing methodology of the proposal, the Broadband Connectivity Subcommittee requested the item be referred to the City Commission to discuss directing GRUCom to pilot a residential GIGABIT internet service program for the Heartwood development.

The available internet speed choices vary between GATOR NET (50Mb, 100Mb or 1000Mbps "GIGABIT", the speed is selected by the HOA or property management company and uniformly provided throughout the development) and GRUNet (currently only available as a 50Mbps service due to various system limitations).

There are currently around fifty GATOR NET developments and six GRUNet developments operating under similar cost recovery arrangements throughout the GRUCom service area. GRUCom's ability to deliberately provide service below cost may be constrained by certain legal requirements (local ordinance and state statute).

Fiscal Note: GRUCom structured its GRUNet proposals to either recover the connection costs through upfront charge of either \$ 63,091 with developer assistance on site prep and \$ 96,540 for a turn-key connection. GatorNet was structured to recover the connection charges over the length of the developer contract (24 to 80 months).

RECOMMENDATION

The City Commission 1) discuss the concept of a Pilot Internet Plan for Heartwood; and 2) discuss the fiscal impact and funding sources for recovery of GRUCom's expenses to provide GRUNet or GATOR NET internet service to the CRA as the developer in the Heartwood development.

[180230 spreadsheet 20180802](#)

[180234.](#)

Commissioner Gail Johnson - Food Policy, Food Economy & Urban Agriculture (NB)

MODIFICATION - ADDED ITEM

RECOMMENDATION

The City Commission hear an update and take action deemed appropriate.

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.

4:30 - 5:30pm Dinner Break

5:30 - Call to order Evening Session

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

[180222.](#)

Community Weatherization Day (B)

RECOMMENDATION

Dr. Marianne Schmink to accept proclamation.

[180222 Proclamation 20180802.pdf](#)

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

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.

Explanation: Each year the City of Gainesville (City) receives CDBG and HOME funds through the U.S. Department of Housing and Urban Development (HUD). The CDBG and HOME Program funds have been used for projects in a variety of activities including housing, community

development and public services. In order to qualify for CDBG and HOME Program entitlement funding from HUD, the City is required to adopt a Five-Year Consolidated Plan for HUD approval and to annually submit an Action Plan outlining the uses of funds for that year. Preparation and adoption of the Five-Year Consolidated Plan and Annual Action Plan is a requirement for the City to receive funds through the CDBG and HOME Programs.

The Consolidated Plan contains an assessment of the housing and community development needs of the City of Gainesville, including a strategic plan for addressing the identified needs. The strategic plan portion of the document identifies potential funding sources, establishes general priorities for funding, and addresses other actions which the City will undertake during the five-year period. The Consolidated Plan also contains a specific one-year Action Plan for the use of CDBG and HOME Program funds. The Annual Action Plan specifically describes how the CDBG and HOME allocations are to be spent during the fiscal year. The Annual Action Plan estimates CDBG and HOME Program revenues and identifies specific projects to accomplish the goals and objectives stated in the Consolidated Plan. The Annual Action Plan is required to be submitted to HUD for annual entitlement funding.

Earlier this year, the City hired the Florida Housing Coalition as a consultant to help develop the 2018-2022 Consolidated Plan. The City's Consolidated Plan is the result of an extensive and diverse public input process. To publicize the process, the City published notices in the Gainesville Sun and Gainesville Guardian. Additionally, the City issued notices via media releases, on the City's website and through emails to stakeholders. Notices regarding the estimated CDBG and HOME Program funding availability were also provided to neighborhood residents, public agencies, community organizations, housing developers, non-profit organizations, various City departments and the general public. The notices included information about the preparation, public input requirement and adoption process of the Consolidated Plan.

As part of the public input process, the City developed a survey, conducted three community meetings, and conducted direct consultations with stakeholders such as, neighborhood residents, community leaders, non-profit organizations, community organizations, housing providers, developers, and various City departments. The survey was available both on-line and as a hard copy. On June 26, 2018, the Citizens Advisory Committee for Community Development (CACCD) conducted a public hearing to discuss the Consolidated Plan and its development and adoption process.

As a result of this extensive strategic planning process, the Consolidated Plan was developed setting forth priority areas that can be addressed with CDBG and HOME Program funding. The Consolidated Plan identified priority areas such as Affordable Housing, Reduced Homelessness, Suitable Living Environment, Youth Services, Senior Services and Special Needs Assistance. The overall nature of the

Consolidated Plan is somewhat broad in order to provide for maximum flexibility, within the CDBG and HOME Program guidelines.

A draft 2018-2022 Consolidated Plan and 2018-2019 Annual Action Plan was made available for public review and comment beginning June 21, 2018. HUD requires that the Consolidated Plan be made available for public review and comment for a 30-day period. This was accomplished by providing copies at the City's Housing and Community Development (HCD) Division office, City Clerk of the Commission office, Main Downtown Library, Cone Park Library, Library Partnership, Millhopper Library and on the City's website. The notice of availability of the draft Consolidated Plan was published in the Gainesville Sun and Gainesville Guardian. Additionally, notices were distributed via media releases and on the City's website. The official 30-day public comment period ends on Monday, July 23, 2018.

As outlined in the 2018-2019 Annual Action Plan, a portion of the CDBG and HOME funds are set-aside for the following City Programs: Block Grant Administration; City Housing Programs; Code Enforcement; and Cold Weather Shelter for the homeless. In addition, a portion of the CDBG and HOME funds are made available to non-profit organizations and other public agencies through a competitive process that involves review and recommendations by the CACCD. On May 15, 2018, the CACCD formulated its recommendations on allocating the CDBG and HOME competitive set-aside for non-profit outside organizations and other public agencies. The CACCD's recommendations total \$225,000 for CDBG and \$151,961 for HOME.

The purpose of this public hearing is for the Consultant, HCD staff and CACCD members to present the Consolidated Plan and Annual Action Plan for City Commission approval. Consistent with HUD guidelines, the plan will be submitted to HUD by August 15, 2018. Funds to begin implementing the approved projects will be available after October 1, 2018.

Fiscal Note: The submission and approval of the 2018-2019 Annual Action Plan will give the City access to Fiscal Year 2018-2019 CDBG and HOME Program entitlement funding estimated by HUD to be \$1,347,285 for CDBG and \$613,074 for HOME. These federal funds will be used to implement and administer programs proposed in the 2018-2019 Annual Action Plan.

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.

[180122A_CITY OF GAINESVILLE FINAL CPP AND COVER_20180802.pdf](#)

[180122B_Gainesville 2018-2022 Consolidated Plan -DRAFT for 30 Day Public I](#)

[180122C_FY 2018-2019 CDBG HOME Allocation_20180802.pdf](#)

[180122D_FY 18-19 CDBG & HOME Set-Asides_20180802.pdf](#)

[180122E_CACCD Recomm. Letter_20180802.pdf](#)

[180122F_CACCD FY 18-19 CDBG Recommendation_20180802.pdf](#)

[180122G_CACCD FY 18-19 HOME Recommendations_20180802.pdf](#)

[180122H_July 19th Public Hearing Presentation_20180802.pdf](#)

[180122I_HCD FY 2018-2019 CDBG HOME Funding Recommendations-1_2018](#)

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.

Explanation: At the April 12, 2018, the General Policy Committee received an update on the on-going efforts related to the City's Vision Zero initiative. Vision Zero efforts are centered on the application of holistic strategies to eliminate traffic fatalities and deaths including design and engineering of infrastructure solutions, enforcement, education and outreach, as well as policy. Strong leadership and clear policy direction are crucial components to advance Vision Zero goals.

Fiscal Note: There are no fiscal impacts associated with the adoption of the resolution. Staff will continue to work with available resources to coordinate efforts and implement measures seeking to increase the transportation system safety. Staff will request funding as needed for special projects.

RECOMMENDATION The City Commission adopt the Resolution.

[180165_VZ Resolution_20180719.pdf](#)

[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.

Explanation: The Gainesville-Alachua County Regional Airport Authority (GACRAA) anticipates an offer from the U.S. Department of Transportation, Federal Aviation Administration (FAA) for AIP Grant No. 3-12-0028-041-2018 in an amount up to \$647,514.00 for Phase I construction of terminal improvements to install underground utilities at the Gainesville Regional Airport.

Because the City of Gainesville retains title to the land upon which Gainesville Regional Airport operates, the City of Gainesville, in addition to GACRAA, must formally accept all federal grant offers. Accordingly, GACRAA on June 28, 2018, adopted Resolution No. 18-010, which accepted and authorized execution of the anticipated grant offer.

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.

[180218E_GACRAA Resolution18010_20180802.pdf](#)

[180218D_Grant Application_20180802.pdf](#)

[180218C_Assurances_20180802.pdf](#)

[180218B_Ltr GACRAA to City_20180802.pdf](#)

[180218A_draft resolution_20180802.pdf](#)

[180223.](#)**Commissioner Harvey Ward - Children's Trust (B)**

MODIFICATION - ADDED BACK-UP

RECOMMENDATION

The City Commission adopt the resolution.

[180223_Ordinance from County Children's Trust_20180802.pdf](#)

[180223_MOD_Resolution Children's Trust_20180802.pdf](#)

[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.

MODIFICATION - ADDED ITEM & NEW BACK-UP

Explanation: On April 9, 2018, the Broadband Subcommittee began a discussion about drafting a resolution expressing the goal of making the City of Gainesville the most connected city in America. On June 25, 2018, the City Attorney's Office presented a draft resolution to the Broadband Subcommittee, which was subsequently approved with modifications from Commissioners Hayes-Santos and Ward. This Resolution expresses the City of Gainesville Commission goal to make the City of Gainesville the most connected city in America.

RECOMMENDATION *The City Commission adopt the proposed Resolution.*

[170957 draft resolution 20180802.pdf](#)

[170957 Draft Resolution 20180625](#)

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.

Explanation: STAFF REPORT

This ordinance amends the Fletcher Oaks Planned Development (PD) zoning ordinance (Ordinance No. 991267, as amended by Ordinance Nos. 020948, 071066, and 100762) by removing for certain lots a design condition that requires garages to be accessed either from an alley or, if accessed from the front of a house, to be setback a minimum of 20 feet to the rear of the front porch or the front facade of the house. The intent of this design condition was that lot layout would include alleyways or rear

access to lots. However, lots 88 through 113 and lot 128 in Fletcher Oaks (as per Plat recorded in Plat Book 30, Pages 73-74, in the Public Records of Alachua County, Florida) do not have rear access alleyways and the proposed amendment will therefore allow feasible and appropriate development within these subdivision lots.

Staff from the Department of Doing recommends approval. On May 24, 2018, the City Plan Board held a public hearing and voted to recommend that the City Commission approve this amendment.

CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.

RECOMMENDATION The City Commission adopt the proposed ordinance.

Legislative History

7/19/18 City Commission Approved, as shown above

[180018_Staff Report w Appendices A - E_20180524.pdf](#)

[180018A_draft ordinance_20180719.pdf](#)

[180018B_Staff Report w Appendices A - E_20180719.pdf](#)

[180018C_CPB minutes- 20180719.pdf](#)

[180018D_Staff PPT_20180719.pdf](#)

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.

Explanation: At the January 4, 2018 City Commission Meeting, the City Commission referred this issue to the General Policy Committee. The General Policy Committee discussed this issue at its meetings on March 8, 2018 and

April 12, 2018 and directed the City Attorney to draft an ordinance based on the Charter Review Commission process set forth in the Alachua County Charter, with some modifications, such as staffing and analysis by the City Charter Officers and review and veto by the City Commission.

At the June 7, 2018 City Commission Meeting, the City Commission discussed the draft and directed the City Attorney to move forward with the ordinance.

A timeline for the process set forth in the ordinance is as follows:

* March 19, 2019 City Election: referendum on whether to amend charter to create a city charter review commission (CCRC)

* May 3-November 3, 2019: If Charter Amendment is approved by the City electorate, the City Commission appoints members of CCRC

* Within 30 days of appointment: CCRC holds first meeting

* By May 3, 2020: CCRC proposes charter amendment(s), if any, to the City Commission

* May-June 2020: City Commission reviews and vetoes proposed amendment(s) or adopts an ordinance forwarding amendment(s) to Supervisor of Elections

* By July 3, 2020: Clerk of Commission forwards adopted ordinance to the Supervisor of Elections

* November 3, 2020 General Election: proposed charter amendment(s) are voted on by the City electorate

Fiscal Note: As set forth in the draft ordinance, the City Commission will budget funds for the work of the CCRC. The City Charter Officers will provide staff, as necessary for the work of the CCRC.

RECOMMENDATION *The City Commission consider the ordinance.*

Legislative History

1/4/18	City Commission	Referred to the General Policy Committee
3/8/18	General Policy Committee	Approved, as shown above
4/12/18	General Policy Committee	Approved, as shown above
6/7/18	City Commission	Approved, as shown above
7/19/18	City Commission	Adopted on First Reading (Ordinance)

[170717A_Gainesville City Charter_20180308.pdf](#)

[170717B Charter Review Committee Report 2005_20180308.pdf](#)

[170717A-draft ordinance or discussion_20180607.pdf](#)

[170717 draft ordinance_20180719.pdf](#)

[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.

Explanation: Section 9-2 of the City Code of Ordinances requires that if the Commission does not adopt an elections ordinance by July 1 of any year, then the next regular election shall be held on the third Tuesday in March. The Commission did not adopt an ordinance by July 1, 2018, so this ordinance recognizes that that the regular election date is set as Tuesday, March 19, 2019 in accordance with City Code.

Section 9-2 of the City Code of Ordinances requires that a runoff election (if necessary) be held on the sixth Tuesday following the regular election, so this ordinance identifies that date as Tuesday, April 30, 2019.

Section 9-10 of the City Code of Ordinances states the period to qualify as a candidate for the City Commission shall be between the 50th and 46th day prior to the date of the regular election, so this ordinance identifies those dates as between noon on Monday, January 28, 2019 to noon on Friday, February 1, 2019.

Section 9.6-5 of the City Code of Ordinances states that early voting dates shall be set forth in the election ordinance adopted annually by the City Commission, so this ordinance sets the early voting dates of Saturday, March 9, 2019 to and including Saturday, March 16, 2019 for the regular election and early voting dates of Saturday, April 20, 2019 to and including Saturday, April 27, 2019 for the run-off election, if necessary.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

Legislative History

6/7/18	City Commission	Approved, as shown above
6/14/18	City Commission	Striken From the Agenda (Ordinance)
7/19/18	City Commission	Adopted on First Reading (Ordinance)

[180024 draft elections ordinance 20180607.pdf](#)

[180024 draft ordinance 20180614.pdf](#)

[180024 revised ordinance 20180719.pdf](#)

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.

Explanation: STAFF REPORT

This ordinance vacates a portion of a 10-foot wide public right-of-way alley that lies between 204 NE Waldo Road and 114 NE Waldo Road. The subject public right-of-way is approximately 1249 square feet and connects directly to Waldo Road. The alley is unimproved and is presently not used as a public right-of-way. Commercial and residential properties along the alley have merged over the alley, making it inaccessible to the public.

Vacation of this public right-of-way will facilitate the redevelopment of the adjoining properties on either side of the alley, all of which are owned by the applicants. The applicant intends to redevelop these properties, which are located in the Enterprise Zone, as a unified commercial/ retail development.

The City Commission may vacate a public right-of-way only upon its finding that the criteria in both 1 and 2 as provided below have been met:

1. The public right-of-way no longer serves a public purpose and the vacation of the public right-of-way is in the public interest, which shall be based on a consideration of the following:

- a. Whether the public benefits from the use of the subject right-of-way as part of the city street system;*
- b. Whether the proposed action is consistent with the Comprehensive Plan;*
- c. Whether the proposed vacation is consistent with the minimum block size requirements and other applicable street connectivity standards;*
- d. Whether the proposed action would deny access to private property;*
- e. The effect of the proposed action upon public safety;*
- f. The effect of the proposed action upon the safety of pedestrians and vehicular traffic;*
- g. The effect of the proposed action upon the provision of municipal services including, but not limited to, emergency service and waste removal;*
- h. The necessity to relocate utilities both public and private; and*
- i. The effect of the proposed action on the design and character of the area.*

2. If the public right-of-way is a street, the city shall not vacate the right-of-way except if the following additional criteria are met:

- a. The loss of the street will not foreclose reasonably foreseeable future bicycle/pedestrian use;*
- b. The loss of the street will not foreclose non-motorized access to*

adjacent land uses or transit stops;
c. The loss of the street is necessary for the construction of a high density, mixed-use project containing both residential and non-residential uses or creating close proximity of residential and non-residential uses;
and
d. There is no reasonably foreseeable need for any type of transportation corridor for the area.

CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

7/19/18 City Commission Adopted on First Reading (Ordinance)

[180017_Staff report w Exhibits 1-3_20180524.pdf](#)

[180017_draft ordinance_20180719.pdf](#)

[180017B_Staff report w Exhibits 1-3_2018719.pdf](#)

[180017C_CPB minutes_20180719.pdf](#)

[180017D_Staff PPT_20180719.pdf](#)

[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.

Explanation: On November 28, 2017, at a joint meeting of the City Commission and the Utility Advisory Board (UAB), both boards expressed interest in creating a subcommittee, consisting of two members from each board, to study the City Code provisions that govern the UAB and determine what amendment(s), if any, to the Code should be made. At its meeting on January 4, 2018, the City Commission approved creation of the subcommittee and appointed Commissioners Budd and Ward to the subcommittee. At its meeting on December 14, 2017, the UAB appointed members Selvester and Alford to the subcommittee.

The subcommittee met during the months of January through March and developed recommended revisions to Chapter 2, Article V, Division 7 titled Utility Advisory Board of the City Code. At its meeting on April 12, 2018, the Utility Advisory Board reviewed and recommended the

Commission approve the revisions to the Code.

At its meeting on May 17, 2018, the City Commission directed the City Attorney to draft an ordinance based on the recommendations of the subcommittee.

This ordinance requires two hearings and shall become effective immediately upon adoption.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

2/13/18	Subcommittee to Study Utility Advisory Board Code Provisions	Discussed
3/5/18	Subcommittee to Study Utility Advisory Board Code Provisions	Discussed
5/17/18	City Commission	Approved, as shown above
7/19/18	City Commission	Approved, as shown above

[170808A_City Charter Laws_20180213.pdf](#)

[1708081B_Code Section Creating Utility Advisory Board_20180213.pdf](#)

[170808C_Draft Independent UAB Ordinance prepared by Michael Selvester_20](#)

[170808D_Fort Collins Energy Policy and Energy Board model prepared by Nan](#)

[170808E_Austin Community Plan_20180213.pdf](#)

[170808F_Austin Texas Planning & Budget_20180213.pdf](#)

[170808G_Selvester -Utility Policy Intent statement_2080213.pdf](#)

[170808H_Intent&Policy Statement_20180305.pdf](#)

[170808I_OrdinanceRedLineCopy0305.pdf](#)

[170808J_OrdinanceCleanCopy_20180305.pdf](#)

[170808K_OrdinanceRedLine_20180326.pdf](#)

[170808_UAB governance subcommittee - model ordinance 20180308 .pdf](#)

[170808_2nd DRAFT - City Code - UAB 20180308.pdf](#)

[170808_Draft Ordinance for UAB 20180412.pdf](#)

[170808C_MOD_FINAL DRAFT-City Code-Utility Advisory Board_20180517.pdf](#)

[170808_draft ordinance_20180719.pdf](#)

[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.

Explanation: STAFF REPORT

Planned Development District (PD) zoning is an entirely voluntary method for landowners or developers to submit unique proposals that are not provided for or otherwise achievable in the zoning districts established by the City of Gainesville Land Development Code. The Land Development Code provides that, with certain exceptions, an amendment to a previously approved Planned Development District (PD) may only be accomplished by a rezoning ordinance accompanied by a new proposed Planned Development District (PD).

The subject property is commonly referred to as the North Florida Regional Medical Center Planned Development and is generally located in the vicinity of 6500 Newberry Road.

This ordinance proposes a new PD Layout Plan and text amendments to the existing North Florida Regional Medical Center PD. The proposed new PD Layout Plan illustrates the location of the proposed new parking garage (up to 7 stories) on the western edge of the PD (NOTE: the proposed parking garage extends past the western PD boundary into the MD zoned portion of the NFRMC campus. When the development plan application is submitted, the applicant will show both the PD and MD zoned areas on the development plan and meet the requirements for both the PD and MD zoning.). The PD Layout Plan also updates the existing conditions on the site to show: buildings that have been constructed; driveways and roadways; the communications tower location; revisions to the previously labelled ecologically sensitive area to correctly label the delineated surface water based on an environmental study (see Natural Area Resource Assessment by Ecosystem Research Corporation dated April 16, 2018); a table indicating the associated square footages and maximum gross floor area allowed in the PD; and notes associated with the revised PD Layout Plan.

In summary, the major changes proposed are: illustrating the location of the proposed new parking garage and updating existing conditions at the site; illustrating the location of a surface water; clarification of allowable uses; updating the maximum allowable square footage to 170,000 square feet of GFA; clarifying that the square footages associated with parking structures and accessory buildings for the communication tower do not count against allowable total square footage in the PD; and a new condition requiring compliance with limits and exceptions permitted by Article VIII, Division 4 of the Land Development Code at the time of development plan review for the proposed new parking garage.

Staff from the Department of Doing recommends approval. On May 24, 2018, the City Plan Board held a public hearing and voted to recommend that the City Commission approve this PD amendment.

CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

7/19/18 City Commission Adopted on First Reading (Ordinance)

[180016_Staff Report w Appendices A-C_20180524 .pdf](#)

[180016B_Staff Report w Appendices A-C_20180719 .pdf](#)

[180016C_CCAffidavit_20180719.pdf](#)

[180016D_CPB minutes_20180719.pdf](#)

[180016E_CC posted sign_20180719.pdf](#)

[180016F_Staff PPT_20180719.pdf](#)

[180016A_draft ordinance_20180719.pdf](#)

[180016G_PD Report with Attachments_20180719.pdf](#)

[180016_eda Developer NFRMC PD amendment -CC-07-19-18_20180719.pdf](#)

[180016_MOD_NFRMC Presentation 2018_20180719.pdf](#)

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

10:00pm or earlier - Adjourn - If later than 10:00pm, the Commission may waive the rules to extend the meeting or may schedule a date/time to continue the meeting