

# City of Gainesville

City Hall  
200 East University Avenue  
Gainesville, Florida 32601



## **Minutes - Final**

January 3, 2019

1:00 PM

City Hall Auditorium

## **City Commission**

*Mayor Lauren Poe (At Large)*

*Commissioner Helen Warren (At Large)*

*Commissioner Gail Johnson (At Large)*

*Commissioner Gigi Simmons (District 1)*

*Commissioner Harvey Ward (District 2)*

*Commissioner David Arreola (District 3)*

*Mayor-Commissioner Pro Tem Adrian Hayes-Santos (District 4)*

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

**AGENDA STATEMENT**

**ROLL CALL**

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

**INVOCATION**

**PROPHET GEORGE YOUNG**

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

*Gabe Kaimowitz spoke to the matter.*

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

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

**Absent:** 2 - Commissioner Arreola, and Commissioner Warren

[180600.](#)

**City Commission Minutes (B)**

**RECOMMENDATION** *The City Commission approve the minutes of November 29, December 6, and December 10, 2018.*

**Approved as Recommended**

[180616.](#)

**Resignation of Elpidio Cruz from the City Beautification Board (B)**

**RECOMMENDATION** *The City Commission accepts the resignation of Elpidio Cruz, effective immediately.*

**Approved as Recommended**

[180617.](#)

**Non-Compliance with Attendance Requirements (B)**

**RECOMMENDATION** *The City Commission approve the removal of Frank Avery and Stephen Kozakoff from the Regional Transit System Citizen's Advisory Board, effective immediately.*

**Approved as Recommended**

[180623.](#)**Joint City/County Commission Meetings - CRA Discussion (NB)****RECOMMENDATION**

*The City Commission approve the following dates of February 11, 2019 and February 27, 2019 (if needed), for joint City/County Commission meetings regarding discussion of the Community Redevelopment Agency.*

**Approved as Recommended**[180596.](#)**Contract for the Purchase of Police Uniforms (B)****RECOMMENDATION**

*The City Commission approve ARGO as the company that will have a contract with the Gainesville Police Department for the purchase of police uniforms and equipment for at least 4 years, with the ability to extend the contract for an additional 1 year after the 4 year period has elapsed.*

**Approved as Recommended**[180578.](#)**Purchase of Zero-Emission Battery Electric Buses and ChargePoint Charging Equipment (B)****RECOMMENDATION**

*The City Commission authorize the City Manager or his authorized designee to execute a contract and any necessary associated documents with Gillig LLC for the purchase of Zero-Emission Battery Electric Buses and ChargePoint Charging Equipment, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**[180562.](#)**Contract Award for Major Update to Transit Development Plan (B)**

**This item is a request to approve the recommended award for Request for Proposal (RFP) #RTSX-190010-DS and execute a contract with Tindale-Oliver & Associates, Inc. to conduct a Major Update to Transit Development Plan.**

**RECOMMENDATION**

*The City Commission authorize the City Manager or his designee to execute a contract with Tindale-Oliver & Associates, Inc., for the Major Update to Transit Development Plan, subject to approval by the City Attorney as to form and legality.*

**Approved as Recommended**[180614.](#)**Voluntary annexation of The Grove Villas Apartments and The Grove Villas expansion on SW 20th Avenue (B)**

**The owner of The Grove Villas Apartments has submitted a voluntary annexation petition to the City. The apartment complex, as well as vacant land for future expansion totals 21 acres. The property is located on SW 20th Avenue, west of I-75.**

RECOMMENDATION

*The City Commission: 1) receive the petitions for annexation and make findings that it contains the signature of the property owners or authorized agents; 2) authorize the Mayor to provide notice to the Board of County Commissioners; and 3 ) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the annexation of the area, if appropriate.*

**Approved as Recommended**

[180536.](#)

**Approval of the Regional Transit System (RTS) Transit Asset Management Plan for FY 18/19 (B)**

This item involves a request for the City Commission to approve the RTS Transit Asset Management Plan (TAM) for FY 18/19.

RECOMMENDATION

*The City Commission approve the RTS Transit Asset Management Plan for FY 18/19.*

**Approved as Recommended**

[180607.](#)

**GRU Operational Update for the Month of November 2018 (B)**

RECOMMENDATION

*Receive report.*

**Approved as Recommended**

[180597.](#)

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

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

RECOMMENDATION

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

**Approved as Recommended**

**ADOPTION OF REGULAR AGENDA**

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

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

**Absent:** 2 - Commissioner Arreola, and Commissioner Warren

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

*Commissioner Warren arrived at 1:05 PM.*

*Gabe Kaimowitz  
Donald Shepherd  
Meg Neiderhofer*

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

[180613.](#)

**Interlocal Agreement between the City of Gainesville and the School Board of Alachua County for Joint Use of JJ Finley Elementary School Recreation Facilities to Create JJ Finley Neighborhood Park (B)**

**This item approves the interlocal agreement creating a new neighborhood park as recommended in the Parks, Recreation and Cultural Affairs Vision 2020 Master Plan and approved by the City Commission as a project listed on the Wild Spaces and Public Places 2018 to 2020 Project List.**

*Betsy Waite made a presentation.*

*Fred Murry spoke to the matter.*

*Gabe Kaimowitz, Donald Shepherd and Faye Williams spoke to the matter.*

**RECOMMENDATION**      *The City Commission approve the Interlocal Agreement between the City of Gainesville and the School Board of Alachua County for Joint Use of JJ Finley Elementary School Recreation Facilities to Create JJ Finley Neighborhood Park.*

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

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

[180612.](#)

**Discussion of the Appointment of an Interim City Manager (NB)**

*Motion: Post position for an additional 5 days and make a final decision at the next*

City Commission meeting on January 17, 2019.

Lisa Jefferson spoke to the matter.

Gabe Kaimowitz, Evelyn Foxx, Kali Blount, Jess Larsen, Donald Shepherd and Jackie Davis spoke to the matter.

**RECOMMENDATION**      *The City Commission discuss and take action deemed necessary.*

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

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

[180140.](#)

**Enterprise Resource Planning Update: Customer Care & Service,  
Enterprise Asset Management and Advanced Metering Infrastructure (B)**

**\*\*This item is informational only.\*\***

*Walter Banks gave an introduction.*

*George Demopoulos made a presentation.*

*Ed Bielarski spoke to the matter.*

*Donald Shepherd spoke to the matter.*

**RECOMMENDATION**      *Hear update from staff.*

**Heard**

**COMMISSION COMMENT**

*Motion by Commissioner Ward, seconded by Mayor-Commissioner Pro Tem Hayes-Santos: Human Resources to come back at the February 21, 2019 meeting with a process for interim hirings on a short/long and permanent hiring of charter officers. Motion passed 7-0.*

*Commissioner Ward: Suspension of bus fares for students partnering with ACSB both for students and seniors. Wants report on loss of revenue and presentation on how that might work; 2) Thanks to charters for self evaluations that were turned into the City Commission to evaluate charters.; 3) Trash/tent conditions at GRACE in parking lot. It's difficult to get through/manage at a point where it's not functional. (Fred Murry spoke to the matter); 4) Employee morale - be careful to be a 1/7th manager of the 6 direct reports. Be careful not to attempt to manage those below to reduce increased employee morale.*

*Motion by Commissioner Ward, seconded by Commissioner Arreola: Schedule a discussion at a GPC meeting on mobility issues, including but not limited to, free/reduced fares for those under 18 and over 65. Motion passed 7-0.*

*Motion by Commissioner Simmons, seconded by Commissioner Ward: Include on the next GPC agenda (first item on the agenda) a presentation for a pilot after-school program.*

*Mayor-Commissioner Pro Tem Hayes-Santos: Request for Human Resources (Lisa Jefferson) to bring evaluation rubric/criteria for next meeting and a charter evaluation process.*

*Commissioner Arreola: Happy to be back.*

*Commissioner Johnson: 1) Evaluation process - seeking clarity on evaluation process for January 17, 2019. How do we deal with underlying issues; 2) Demolition of St. Michaels happened over the break. Warrants a discussion on how those processes work, and if they're effective or not. We need to get a better understanding of historical building demolition and processes.*

*Motion by Commissioner Johnson, seconded by Commissioner Ward to schedule a joint workshop with the Historic Preservation Board including, but not limited to, ordinances. (Historic Preservation demolition and processes). Motion passed 7-0.*

*Commissioner Warren: Midtown redevelopment project building issue with developer and CRA. Next meeting is scheduled for February and there's an issue to be addressed. Nicolle Shalley spoke to the matter.*

*Commissioner Simmons: Hats off to GPD on relationship with Meridian and being proactive in working with those with mental health issues.*

*Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Simmons: Hold a Mental Health Symposium with community partners to discuss opportunities in mental health (i.e. Shands, Gainesville Opportunity Center, County and City). Motion passed 7-0.*

*Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Simmons: National Americorps Program wants to partner an organization with United Way - allow Ms. Bowie/Mona to partner with Career Fair in February or March. Motion passed 7-0.*

*Mayor Poe: 1) Nicolle Shalley reach out to the County Attorney regarding the Dangerous Animal Ordinance and to bring it more in line with the City (ordinances with City/County to compliment each other); 2) City Manager's office respond back to Mr. and Mrs. Evans on code complaint/issues; 3) Need a retreat for team building activities. Recommit to priorities and align actions with agendas before us. Have a frank discussion about what an elected official's role is. There is no manual/book/website that tells us how to do this job; and 4) NAH Renewable Energy Library - good conversation with Tom Brown and Ed Bielarski. Very interested in Gainesville about working toward 100% renewable energy. Ed Bielarski spoke to the matter.*

*Motion by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Simmons: Partner with the Girl Scouts on the Zero Waste summit and direct staff to work with them. Motion passed 7-0.*

*Commissioner Simmons: Apologize to colleagues/citizens at home re: Comment about mental health issues.*

*Commissioner Johnson: Acknowledge Mayor Poe's comments, agrees we need team building.*

*Commissioner Warren: Where we are with Gainesville RISE? Thinks we should have a workshop to discuss - conversations on population increase and housing, looking down the road. Mayor Poe suggested that we should add this to the retreat discussion. Mayor-Commissioner Pro Tem Hayes-Santos said that we have a Comprehensive Plan discussion coming up and next 30 years would be a good time to bring up. Mayor Poe suggested that staff provide a brief report that outlines everything that was proposed other than density bonuses (if you include affordable housing) and then look at what is needed for discussion. Commissioner Arreola suggested reaching out to the community.*

[180625.](#)

**District 1 After-School Pilot Program (NB)**

RECOMMENDATION            *The City Commission hear a report.*

**A motion was made by Commissioner Simmons, seconded by Commissioner Warren, that this Matter be Referred to the General Policy Committee, to be heard at the January 10, 2019 GPC meeting.. The motion carried by the following vote:**

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

**RECESS - 4:25 PM**

**RECONVENE - 5:30 PM**

**PLEDGE OF ALLEGIANCE**

*Commissioner Warren arrived at 5:31 PM.*

*Commissioner Arreola arrived at 5:32 PM.*

**PROCLAMATIONS/SPECIAL RECOGNITIONS**

[180619.](#)

**Gainesville Regional Utilities Energy Delivery Day (B)**

RECOMMENDATION            *Mr. Gary Baysinger to accept the proclamation.*

**Heard**

[180620.](#)

**Gainesville Regional Utilities Water-Wastewater Day (B)**

RECOMMENDATION            *Mr. Tony Cunningham to accept the proclamation.*

**Heard**



[180621.](#)

**King Celebration 2019 (B)**

RECOMMENDATION

*Honorable Rodney Long to accept proclamation.*

Heard

[180622.](#)

**Martin Luther King Jr. Hall of Fame Day (B)**

RECOMMENDATION

*Honorable Rodney Long to accept proclamation.*

Heard

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

- Nathan Skop*
- Kali Blount*
- Janice Garry*
- Gabe Hillel*
- Kim Friendz*
- Nikwanda Jah*
- Tamara Robbins*
- Karen Arrington*

*Motion by Commissioner Warren, seconded by Commissioner Simmons to waive the Commission rules and extend Public Comment to 6:25 PM. Motion passed 7-0.*

- Lee Malis*
- Lynn Coullias*
- Kayla Sosnow*
- Donald Shepherd*
- Sharon Bauer*

*Motion by Commissioner Arreola, seconded by Commissioner Warren to waive the Commission rules and extend Public Comment to 6:29 PM. Motion passed 7-0.*

*Nancy Daren*

**RESOLUTIONS - ROLL CALL REQUIRED**

**PUBLIC HEARINGS**

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

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

**TIME CERTAIN - 6:30 PM**

[170487.](#)

**Ordinance Prohibiting the Use of Expanded Polystyrene Containers and**

**Single-Use Carry Out Plastic Bags (B)**

ORDINANCE NO. 170487

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances to prohibit the use of expanded polystyrene containers and single-use carry out plastic bags by creating a new Division 4 within Article III of Chapter 27; by amending Section 2-339 to provide a civil citation penalty; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date and an enforcement date.

*Amended Motion: 1) Adopt the Ordinance; 2) Send a letter to the County.*

*Mayor-Commissioner Pro Tem Hayes-Santos spoke to the matter.*

*Commissioner Simmons suggested that we make sure the hardships waiver for the ordinance is included at the Commission meeting scheduled for March 7, 2019, and suggested that staff bring back a plan to communicate the ordinance to the community.*

*The Commission asked staff to provide an update on the outreach and implementation process, and have data from food supplier services with regard to alternate material availability (i.e. number of current clients in region, new customers, etc.) at the March 7, 2019 meeting.*

*Nathan Skop, Gabe Kaimowitz, George Elmore, Nkwanda Jah, Jo Beaty, Chris Rose II, Bruce Blackwell, Armando Grundy, Tamara Robbins, Gina Hawkins, Peter Eneko, Danny, Donald Shepherd, Freddie Wehbe, Kali Blount, Kristine Larsen, Mark Van Soestbergen, Jess Larsen, Richard Selwach, and Joya spoke to the matter.*

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

**A motion was made by Mayor-Commissioner Pro Tem Hayes-Santos, seconded by Commissioner Ward, that this Matter be Adopted on First Reading (Ordinance) with an amendment. The motion carried by the following vote:**

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

[180311.](#)**Voluntary Annexation - 1.79 Acres of Property located at 4015 SW 43rd Street (B)**

Ordinance No. 180311

An ordinance of the City of Gainesville, Florida, annexing approximately 1.79 acres of privately-owned property that is generally located south of parcel number 06800-006-001, west of Interstate 75, north of SW Archer Road, and east of SW 43rd Street, as more specifically described in this ordinance, as petitioned for by the property owner(s) pursuant to Chapter 171, Florida Statutes; making certain findings; providing for inclusion of the property in Appendix I of the City Charter; providing for land use plan, zoning, and subdivision regulations, and enforcement of

same; providing for persons engaged in any occupation, business, trade, or profession; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

*Nathan Skop spoke to the matter.*

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

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

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

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

*Nathan Skop  
Armando Grundy  
Jo Beaty  
Kristine Larsen  
Jess Larsen*

### **COMMISSION COMMENT**

*Commissioner Arreola: Employee morale - listen to both sides - take into account all sides and perspectives.*

*Mayor Commissioner Pro Tem Hayes-Santos: Bags/glo sticks given on New Year's Eve - use other options in the future and be sure to communicate that through organization.*

*Commissioner Simmons: Impacted by Zero Waste conversation and appreciates conversation and education on being a better steward of the environment.*

*Commissioner Arreola - Tonight 6 people lost their lives on I-75, requesting a moment of silence.*

### **ADJOURNMENT - 9:04 PM**