

#171074

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Draft

May 3, 2018

1:00 PM

MODIFIED AGENDA

City Hall Auditorium

City Commission

Mayor Lauren Poe (At Large)

Mayor-Commissioner Pro Tem Harvey Budd (At Large)

Commissioner Helen Warren (At Large)

Commissioner Charles Goston (District 1)

Commissioner Harvey Ward (District 2)

Commissioner David Arreola (District 3)

Commissioner Adrian Hayes-Santos (District 4)

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CALL TO ORDER - 1:01 PM

Present 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

AGENDA STATEMENT

ROLL CALL

INVOCATION

Prophet George Young

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

Jo Beaty, Art Stockwell, Will Halvosa and Donald Shepherd spoke to the matter.

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

171044. **City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of April 19, 2018.*

Approved as Recommended

171045. **Resignation of Jasmine Haddaway from the Gainesville Human Rights Board and Christopher Cleary from the Pension Review Committee (B)**

RECOMMENDATION *The City Commission accepts the resignation of Jasmine Haddaway and Christopher Cleary, effective immediately.*

Approved as Recommended

170195. **General Leave Policies/Paid Parental Leave (B)**

This is a request to amend the following polices in regards to the City of Gainesville's Leave System: L-2 General Leave Polices, including Paid Parental Leave; L-3 Paid Time Off Leave System; and L-5 Leave of Absence with or Without Pay. (B)

RECOMMENDATION

The City Commission to approve revisions to Human Resources Policies L-2: General Leave Policies, including Paid Parental Leave; L-3: Paid Time Off Leave System; and L-5: Leave of Absence With or Without Pay.

Approved as Recommended

[170956.](#)

Bid Award - Norton Trail Construction (NW 39th Ave to NW 45th Ave) (B)

This item is a request for the City Commission to authorize the bid award to O'Steen Brothers, Inc. for the Norton Trail Construction (NW 39th Ave to NW 45th Ave) Project.

RECOMMENDATION

The City Commission: 1) award the bid to O'Steen Brothers, Inc. for the construction of the Norton Trail Construction (NW 39th Ave to NW 45th Ave) Project; and 2) authorize the City Manager or designee to execute all contract documents and other necessary documents, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[170958.](#)

Disproportionate Minority Contact (DMC) Cost Reimbursement Grant from the Department of Juvenile Justice (B)**RECOMMENDATION**

The City Commission: 1) approve the Gainesville Police Department's participation in the Disproportionate Minority Contact Cost Re-imbusement Grant from the Department of Juvenile Justice; and 2) authorize the City Manager to execute the contract documents, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[170985.](#)

Purchase from Motorola Solutions, Inc. for Two-Way Radios for Regional Transit System (B)**RECOMMENDATION**

The City Commission authorize the purchase with Motorola Solutions, Inc. for fifty-five (55) P25 compliant two-way radios for the Regional Transit System, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

[170987.](#)

Regional Transit System (RTS) Summer 2018 Transit Service Changes (B)

This is a request for the City Commission to approve the proposed RTS Summer 2018 Service Changes.

RECOMMENDATION *The City Commission approve the proposed summer 2018 service changes effective May 7, 2018.*

Approved as Recommended

[171006.](#)

Voluntary Annexation Petition for Property Owned by Richard G. Moore (B)

This is the submission of a petition for voluntary annexation of tax parcel 07240-026-000 which is owned by Richard G. Moore. The property is located at 5200 SW 41st Boulevard Gainesville, FL 32608.

RECOMMENDATION *The City Commission: 1) receive the petition for annexation; and make findings that it contains the signature of the property owner; 2) direct the City Manager to analyze the area, and produce an Urban Services Report; and 3) authorize the City Attorney to prepare and the Clerk of the Commission to advertise ordinances relating to the adoption of an urban services report and annexation of the area.*

Approved as Recommended

[170984.](#)

GRU Operational Update for March 2018 (B)

RECOMMENDATION *Accept a report of GRU's operational statistics for the month of March 2018.*

Approved as Recommended

[171059.](#)

Charter Officer Performance Reviews (NB)

RECOMMENDATION *Direct the Human Resources Department to process a \$1590 cost of living adjustment, in lieu of any merit-based pay increase for FY2017 performance, for the General Manager for Utilities, the City Manager, the City Auditor and the City Attorney.*

Approved as Recommended

[171067.](#)

Appointment to the Gainesville Housing Authority (NB)

RECOMMENDATION *The City Commission appoint Cynthia Moore Chestnut to the Gainesville Housing Authority for a term to expire 8/1/2019.*

Approved as Recommended

ADOPTION OF REGULAR AGENDA

Jim Konish, Jo Beaty and Donald Shepherd spoke to the matter.

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

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

*Jim Konish
Jo Beaty
Donald Shepherd*

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

171046. Appointment to the Utility Advisory Board (B)

RECOMMENDATION *The City Commission interview and appoint members to the Utility Advisory Board.*

Withdrawn

171052. July 5, 2018 City Commission Meeting (NB)

Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission cancel the regular City Commission meeting on July 5, 2018.*

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

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.

171008. Commencement of the 2017-2018 University of Florida-City of Gainesville Fellowship Program (B)

This item requests the City Commission receive an update on the organizational impact of the inaugural UF-City Fellowship Program and to recognize its commencement. **STAFF PRESENTATION 15 MINUTES******

Carrie Bush provided an introduction.

Samantha Wolfe presented the item.

Kassidy Wallace, Mateo Van Thienen, Logan Leonard and Heather Ryan presented the item.

RECOMMENDATION *The City Commission to hear a presentation.*

Heard

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

171051. **Application to the Florida Department of Economic Opportunity (DEO) Community Planning Technical Assistance Grant Program (B)**

This is a request to apply for the Community Planning Technical Assistance Grant through the Florida DEO.

Wendy Thomas spoke to the matter.

Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission to authorize staff 1) not move forward with the application of the grant; 2) place on the General Policy Committee Referral List; and 3) update the JPA*

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

Aye: 6 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

Nay: 1 - Commissioner Ward

RECESS - 3:25 PM

RECONVENE - 5:30 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

171047. **Economic Development Week (B)**

RECOMMENDATION *Recommendation - Economic Development and Innovation Director Erik Bredfeldt to accept the proclamation.*

Heard

171048. **International Internal Audit Awareness Month (B)**

RECOMMENDATION *Joe Cannella, President of the North Central Florida Chapter of the IIA to accept the proclamation.*

Heard

171049. **Taiwanese American Heritage Week (B)**

Mayor-Commissioner Pro Tem Budd arrived at 5:38 PM.

RECOMMENDATION *Ms. Ching-Jung Ginger Lin representing Formosa Association for Student Cultural Ambassadors and Mr. Jackson Liao representing Formosan Association for Public Affairs to accept the proclamation.*

Heard

171068. **Municipal Clerks Week (B)**

RECOMMENDATION *Clerk of the Commission Omi Gainey to accept the proclamation.*

Heard

171080. **National Drinking Water Week (B)**

RECOMMENDATION *UF Marketing Specialist, Melissa Hamilton to accept the proclamation.*

Heard

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

Sharon Bauer
Gabe Kaimowitz
Terrance Dix
Donald Shepherd
Nina
Zefnia Durham
Jeremiah Tattersall
Richard Foster
John Davies

Shameka Bannister
Kasandra Wright
Al Holmes
Michelle Foster

Motion by Commissioner Arreola, seconded by Mayor-Commissioner Pro Tem Budd to waive the City Commission rules and extend Citizen Comment for 15 minutes. Motion passed 7-0.

Commissioner Goston arrived at 5:59 PM.

Jo Beaty
Casey Willits
Mark van Soestbergen

PUBLIC HEARINGS

RESOLUTIONS - ROLL CALL REQUIRED

171015. **Resolution - Temporary Construction Easement to the State of Florida
Department of Transportation (B)**

This item is a request to adopt a Resolution approving and authorizing the execution of a Temporary Construction Easement to the State of Florida Department of Transportation (FDOT)

RECOMMENDATION

The City Commission: 1) adopt a Resolution approving the grant of a Temporary Construction Easement onto the State of Florida Department of Transportation and; 2) authorize the Mayor to execute the easement, subject to the approval of the City Attorney as to form and legality.

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

170986. **Public Hearing and Resolution for the Regional Transit System (RTS)
Program of Projects (POP) FY 2018 (B)**

This item is a request to accept comments at a Public Hearing on the Regional Transit System Program of Projects (POP) FY 2018, and adopt a Resolution authorizing the filing of grant applications with the Federal Transit Administration and Florida Department of Transportation.

Jesus Gomez presented the item.

Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission: 1) accept comments at a Public Hearing on the Regional Transit System Program of Projects for FY 2018; and 2) adopt the Resolution authorizing the Regional Transit System to file grant applications with the Federal Transit Administration and Florida Department of Transportation as outlined in the Program of Projects for FY 2018.

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

170998.

Rescind the Development of Regional Impact (DRI) order for the Oaks Mall (B)

Wendy Thomas presented the item.

Donald Shepherd and Casey Willits spoke to the matter.

RECOMMENDATION

Staff to City Commission - Approve the proposed resolution.

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

171065.

A Resolution Initiating the Conflict Resolution Act (B)

Resolution No. 171065

A Resolution of the City Commission of the City of Gainesville, Florida, initiating conflict resolution procedures per Section 164.101, Florida Statutes, the "Florida Governmental Conflict Resolution Act", pertaining to a conflict between the City of Gainesville; Alachua County, Florida; and the Sheriff of Alachua County, Florida; and providing an immediate effective date.

Nicolle Shalley spoke to the matter.

Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission adopt the proposed resolution.

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

171069.

Amendatory Resolution to Amend the FY 18 Annual Audit Plan (B)

Carlos Holt presented the item.

RECOMMENDATION *The City Auditor recommends that the City Commission adopt the proposed resolution.*

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

171084.

Resolution Accepting Report of Board of Canvassers - Run-Off Election 2018 (B)

A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Board of Canvassers for the City of Gainesville, Florida, run-off election held May 1, 2018; and providing an immediate effective date.

Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

ORDINANCES, 2ND READING - ROLL CALL REQUIRED

170625.

LAND USE CHANGE - 8.33 ACRES OF PROPERTY LOCATED AT 6224 SW 20TH AVENUE (B)

Ordinance No. 170625; Petition No. PB-17-112 LUC

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Map of the Comprehensive Plan by changing the land use category of approximately 8.33 acres of property generally located at 6224 SW 20th Avenue, as more specifically described in this ordinance, from Alachua County High-Density Residential to City of Gainesville Residential Low-Density (RL); providing

directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Megan Echols presented the item.

Donald Shepherd spoke to the item.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

170626.

**QUASI-JUDICIAL - REZONING 8.33 ACRES OF PROPERTY
LOCATED AT 6224 SW 20TH AVENUE (B)**

Ordinance No. 170626; Petition No. PB-17-113 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 8.33 acres of property generally located at 6224 SW 20th Avenue, as more specifically described in this ordinance, from Alachua County Multi-Family Medium-High Density (R-2A) district to City of Gainesville Residential Single/Multi-Family (RMF-5) district; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Megan Echols presented the item.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

Aye: 7 - Commissioner Goston, Mayor Poe, Commissioner Hayes-Santos, Commissioner Ward, Commissioner Arreola, Commissioner Warren, and Mayor-Commissioner Pro Tem Budd

PLANNING PETITIONS

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

Jo Beaty

COMMISSION COMMENT

171038.

City Commissioner Ceremony - Mayor-Commissioner Pro Tem Harvey Budd (NB)

Donald Shepherd, Florence Turcotte, Susan Bottcher, Casey Willits, Anisha Anderson and Ilene Silverman spoke to the matter.

RECOMMENDATION

The City Commission hear comments from the Mayor, City Commissioners, the public and Mayor-Commissioner Pro Tem Harvey Budd.

Heard

171085.

City Commissioner Ceremony - Commissioner Charles Goston (NB)

Zefnia Durham, Telford Cartwright, Jo Beaty and Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission hear comments from the Mayor, City Commissioners, the public and Commissioner Charles Goston.

Heard

ADJOURNMENT - 9:24 PM