

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

June 20, 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)
Mayor-Commissioner Pro Tem Harvey Ward (District 2)
Commissioner David Arreola (District 3)
Commissioner Adrian Hayes-Santos (District 4)

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CALL TO ORDER - 1:00 PM

AGENDA STATEMENT

ROLL CALL

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

MOMENT OF SILENCE

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

*Jim Konish
Tamara Robbins
Nathan Skop
Debbie Martinez
Jo Beaty
Donald Shepherd
Don Glendening
Ernesto Martinez
Brian O'Brien*

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

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

[190057.](#) **City Commission Minutes (B)**

RECOMMENDATION *The City Commission approve the minutes of June 3, June 5, and June 6, 2019.*

Approved as Recommended

[190070.](#) **Appointments to City Commission Advisory Boards and Committees (B)**

RECOMMENDATION *The City Commission appoint:
Phimetto Lewis and April O'Neal to the Citizen Advisory Committee for Community Development for a term to expire 11/1/2022.*

Bruce Blackwell, Kendall Kelly and April O'Neal to the City Beautification Board for a term to expire 11/1/2022.

Bruce Blackwell for a partial term to expire 11/1/2019 and Jon

Reiskind for a full term to expire 11/1/2022.

Carolyn Nath Komanski, a Non-Voting Post Secondary Administrator for Student Community Relations Advisory Board for a term to expire 9/30/2021.

Approved as Recommended

[181054.](#)

Rental Housing Subcommittee Draft Recommendations (B)

RECOMMENDATION

The City Commission approve adding the Rental Housing Subcommittee draft recommendations to the July 25, 2019 General Policy Committee agenda.

Approved as Recommended

[190047.](#)

Staffing Services Agreement with NAES (B)

RECOMMENDATION

Staff: Approve the contract for staffing services with NAES and authorize the General Manager to execute the contract, subject to approval of the City Attorney as to form and legality.

UAB: On June 13, 2019, the UAB voted 7-0 to advise the commission to approve the staff recommendation.

Approved as Recommended

[190061.](#)

GRU Operational Update for the Month of May 2019 (B)

RECOMMENDATION

Receive report.

Approved as Recommended

[181059.](#)

Authorization for the Construction of Addition to the Mosquito Lab (B)

This item is a request for the City Commission to approve the guaranteed maximum price of \$112,763 for the Demo and Construction of the addition to the Mosquito Lab Addition. Scherer Construction of North Florida,LLC

RECOMMENDATION

The City Commission: 1) approve the project task; and 2) authorize the City Manager or designee to execute the appropriate construction documents subject to City Attorney approval to form and content.

Approved as Recommended

[190043.](#)

Request for a Strategic Planning Workshop on July 22, 2019 (NB)

This is a request for the City Commission to approve a workshop on July 22, 2019, to discuss strategic planning priorities.

RECOMMENDATION *The City Commission 1) approve a workshop on July 22, 2019, to discuss strategic planning priorities.*

Approved as Recommended

[190041.](#)

Ratification of Amendment to the Agreement between the Police Benevolent Association (PBA) Bargaining Unit and the City of Gainesville for October 1, 2017 through September 30, 2020 (B)

RECOMMENDATION *The City Commission ratify the Amendment to the Agreement between the PBA Bargaining Unit and the City of Gainesville.*

Approved as Recommended

[181047](#)

Bid Award - Temporary Agency to Provide Reichert House Kitchen Positions. Bid # GPDC-190037-MS (B)

This is a request for the Gainesville City Commission to authorize the ITB award to Sunshine Enterprise USA.

RECOMMENDATION *The City Commission: 1) authorize the City Manager (or designee) to award bid to Sunshine Enterprise USA to serve as the temporary agency to provide Reichert House Kitchen positions in the amount of \$77,230.40/yr.; 2) authorize the City Manager (or designee) to execute any related documents, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

[190036.](#)

Wells Fargo Bank Building Lease Agreement for Gainesville Police Department Internal Affairs Division (B)

RECOMMENDATION *The City Commission: 1) authorize the City Manager (or designee) to award contract to WFG Office Building LLC to serve as the housing for the Gainesville Police Department Internal Affairs Division; 2) allow the City Manager (or designee) to execute any related documents, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

[190051.](#)

Gainesville Regional Utilities Unaudited Internally Prepared Financial Statements for the Period Ended March 31, 2019 (B)

RECOMMENDATION *The Audit and Finance Committee review and recommend the City Commission accept the GRU Unaudited Internally Prepared Financial Statements for the period ended March 31, 2019.*

Approved as Recommended

[190052.](#)**Gainesville Regional Utilities Internally Prepared Budget to Actuals for the Period Ended March 31, 2019 (B)****RECOMMENDATION**

The Audit and Finance Committee review and recommend the City Commission accept the GRU Internally Prepared Budget to Actuals for the period ended March 31, 2019.

Approved as Recommended

[190053.](#)**Gainesville Regional Utilities Internally Prepared Supplementary Data for the Period Ended March 31, 2019 (B)**

presentation.

Claudia Rasnick spoke to the matter.

RECOMMENDATION

The Audit and Finance Committee review and recommend the City Commission accept the GRU Internally Prepared Supplementary Data for the period ended March 31, 2019.

Approved as Recommended

[190076.](#)**Authorization to Mill & Resurface NW 16th Terrace (behind Gainesville HS) from NW 16th Ave to NW 23rd Avenue (B)**

This item is a request for the City Commission to approve the Guaranteed Maximum Price (GMP) of \$505,823 from Oelrich Construction Inc., to mill and resurface the existing pavement. Contract per Agreement for Construction Management for Minor Projects with Oelrich Construction Inc. dated March 22, 2018.

RECOMMENDATION

The City Commission: 1) approve the project task; 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

[190012.](#)**City of Gainesville Fiscal Year 2018 Comprehensive Annual Financial Report, Audited Financial Statements, Auditors' Reports, Auditors' Management Letters and Single Audit Reports (B)****RECOMMENDATION**

The Audit and Finance Committee recommends that the City Commission accept the subject financial reports, financial statements, auditors' reports, single audit reports, auditor's communication to those charged with governance and management, and management's representations.

Approved as Recommended

ADOPTION OF REGULAR AGENDA

Nathan Skop spoke to the matter.

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

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

Absent: 1 - Commissioner Hayes-Santos

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

*Jim Konish
Gary Hankins
Kali Blount
Nathan Skop
Debbie Martinez
Wilbur Holloway
Donald Shepherd
Tamara Robbins
Ernesto Martinez
Jason Davis
Jo Beaty
Patricia Lee*

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

[190071.](#)

Appointments to the Citizens Advisory Committee for Community Development (B)

Motion: Appoint Mark Mulhall and Jennifer Reid to the Citizens Advisory Committee for Community Development.

Donald Shepherd spoke to the matter.

RECOMMENDATION *The City Commission discuss appointments to the Citizens Advisory Committee for Community Development and take appropriate action.*

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

[190056.](#)

Affordable Housing Property Donation Pilot Program (B)

John Wachtel gave a presentation.

Fred Murry spoke to the matter.

Carla Lewis-Miles, Craig Carter, T.J. Harrington and Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission: 1) hear a presentation from staff; 2) authorize the City Manager or designee to develop and implement an Affordable Housing Property Donation Pilot Program; 3) authorize the City Manager or designee to identify City-owned properties that are suitable for affordable housing and issue Requests for Proposals to donate those properties to eligible nonprofit organizations, contingent upon those properties being declared surplus by the City Commission; 4) authorize the City Manager or designee to execute agreements with those nonprofit organizations that are designated to receive donated City-owned properties, subject to approval by the City Attorney as to form and legality; and 5) authorize the City Manager or designee to execute all program documents and other necessary documents, subject to approval by the City Attorney as to form and legality.

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

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

190079.

Mayor Lauren Poe - Amicus Brief (NB)

Motion: Authorize the Mayor to sign as friend of court on Amicus Brief.

Mayor Poe handed out information at the meeting.

Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission discuss and take action deemed necessary.

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

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

TIME CERTAIN - 3:00 PM

180315.

Broadband Feasibility Analysis Report (B)

Motion: 1) Send a Mayor's letter to local municipalities, BOCC, the School Board, Santa Fe & UF that we are considering expanding broadband and are seeking out partnership options; 2) Direct GG and GRU staff to look at different funding options

and sources and to consult bond counsel; 3) Conduct a digital divide survey to see what price points would be most effective to achieve the greatest reach. Come back to the City Commission within 4 months with those options; 4) Conduct market research survey to better define a pricing structure for broadband internet service. Come back to the City Commission within 4 months with those options; and 5) Have City Attorney staff look deeper into Florida laws concerning the expansion of broadband by the City.

Lewis Walton gave a presentation.

Doug Dawson President of CCG Consulting gave a presentation.

Carla Lewis-Miles, Nathan Skop, Evelyn Foxx, George Brown, Debbie Martinez, Ken Cornell, Bryan Eastman, Wilbur Holloway, Walter Williard, Donald Shepherd and Brian O'Brien spoke to the matter.

Nicolle Shalley spoke to the matter.

RECOMMENDATION The Gainesville City Commission hear a presentation from CCG Consulting.

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

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

COMMISSION COMMENT

RECESS - 5:20 PM

RECONVENE - 5:47 PM

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

190073. **Judge Not! Get Tested. National HIV Testing Day - June 27, 2019 (B)**

Leslie Howell, Angelisa Austin and Marvene Edwards received the proclamation.

RECOMMENDATION *Let's Talk About it Natalie Davis Douglas, Angela Pretto, Leslie Howell and Angelisa Austin to accept the proclamation.*

Heard

190074. **Plastic Free Month - July 2019 (B)**

RECOMMENDATION *Santa Fe College Teaching Zoo Director Jonathan Miot to accept the proclamation.*

Heard

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

*Sarah Poll
Gabe Kaimowitz
Walter Williard
Nathan Skop
Mark Van Soestbergen
Donald Shepherd*

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

TIME CERTAIN - 6:30 PM

180999.

Living Wage Requirements for Contractors (B)

Motion: Direct City Attorney to draft an ordinance and bring back for discussion at the July 18th meeting. The ordinance should mirror the County's with the following exceptions; 1) Apply the living wage requirement to all service contracts; 2) Set wage floor to our living wage minimums; 3) Would apply to all contracts after the solicit date of October 1st; 4) Direct staff to bring back a financial analysis at the July 18th meeting; 5) Ask staff to bring back information on dealing with contractors with violations at the July 18th meeting; and 6) Require contractors who do not provide health insurance to pay a higher wage in accordance with the County's parameters.

Nicolle Shalley spoke to the matter.

Mark Benton spoke to the matter.

Fred Murry and Deborah Bowie spoke to the matter.

Diane Wilson spoke to the matter.

Karen Fiore spoke to the matter.

Nathan Skop, Ashley Nguyen, Jason Fults, Tyler Forrest and Donald Shepherd spoke to the matter.

RECOMMENDATION *City Commission discuss and provide direction to staff.*

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

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

RESOLUTIONS - ROLL CALL REQUIRED

[181031.](#)**Fire Assessment - Preliminary Rate Resolution (B)**

Resolution No. 181031

A resolution of the City of Gainesville, Florida, relating to the provision and funding of fire services, facilities and programs in the City of Gainesville; providing for the imposition and computation of fire services special assessments; providing for legislative determinations of special benefit and fair apportionment; describing the method of assessing fire services assessed costs against assessed property located within the City of Gainesville; establishing the estimated assessment rate for fire assessments for the fiscal year beginning October 1, 2019; directing the preparation of an assessment roll; providing for hardship assistance; providing for method of collection; authorizing a public hearing and directing the provision of notice thereof; providing for application of assessment proceeds; providing for severability; and providing an immediate effective date.

Nathan Skop and Donald Shepherd spoke to the matter.

RECOMMENDATION

The City Commission: 1) establish a Preliminary Rate of \$133.00 per Net Factored Fire Protection Unit for the Fire Services Special Assessment; 2) set the public hearing on the Annual Rate Resolution at 6:00 pm (or as soon thereafter as may be heard) on September 12, 2019; and 3) adopt the proposed Preliminary Rate Resolution.

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

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

[190034.](#)**Second Quarter Amendment through March 31, 2019 to the FY 2019 General Government Financial and Operating Plan Budget (B)****Resolution No. 190034**

A Resolution of City Commission of the City of Gainesville, Florida; relating to its general government budget for the fiscal year beginning October 1, 2018 and ending September 30, 2019; amending Resolution No. 180364, as amended by resolution No. 180771, by making certain adjustments to the General Government Financial and Operating Plan Budget; and providing an immediate effective date.

Nathan Skop spoke to the matter.

RECOMMENDATION

City Commission adopt the proposed resolution.

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

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

PUBLIC HEARINGS

ORDINANCES, 2ND READING - ROLL CALL REQUIRED

[180901.](#) **Ordinance Setting 2020 Election Dates, Early Voting Dates and Qualifying Dates (B)**

Ordinance No. 180901

An ordinance of the City of Gainesville, Florida, setting March 17, 2020 as the date for the 2020 regular City election and April 28, 2020 as the date for the 2020 run-off election, if necessary; setting the early voting dates for the 2020 regular city election and 2020 run-off election, if necessary; setting the dates for qualifying for the 2020 regular election; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

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

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

Absent: 1 - Mayor Poe

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

[190063.](#) **Gainesville Regional Utilities Energy Risk Management Hedging Program (B)**

Len Loria gave a presentation.

Claudia Rasnick spoke to the matter.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, to:
Staff: 1) Approve the purchase of financial instruments on the New York Mercantile Exchange to hedge fuel and electric*

energy prices; and
 2) Enter into such agreement(s) as may be necessary to affect transactions with ADM Investor Services, Inc. by adoption of Corporate Resolution and/or a similar financial brokerage firm through the Credit and Risk Control Department of The Energy Authority, subject to approval of the City Attorney as to form and legality.

UAB: On June 13, 2019, the UAB voted 6-0, with Member Alford absent, to advise the commission to approve the staff recommendation.

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

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

[180762.](#)

GTEC Management Services Agreement between the City and Santa Fe CIED (B)

Sarah Vidal-Finn spoke to the matter.

Doug Jones spoke to the matter.

RECOMMENDATION *The City Commission 1) Approve the revised Agreement between City of Gainesville and Santa Fe College for GTEC Incubator Management Services Agreement effective July 1, 2019 and 2) Authorize the City Manager to execute the Agreement once approved by the City Attorney as to form and legality.*

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

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

Absent: 1 - Commissioner Johnson

[180684.](#)

Budget Planning Workshop (B)

Motion by Commissioner Arreola, seconded by Commissioner Simmons: Accept proposed cuts with the exception of: Broadband feasibility study, Free Friday's, Fireworks NYE, and Fire Station 1. Motion failed 2-5. Commissioner Arreola and Commissioner Simmons affirmed.

Karen Fiore and Deborah Bowie gave presentations.

Nathan Skop, Debbie Martinez, Donald Shepherd and Ernesto Martinez spoke to the matter.

RECOMMENDATION *The City Commission hear presentations from staff and take*

action as appropriate.

Heard

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

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

COMMISSION COMMENT

Commissioner Warren: 1) GRU service lines - ask City staff to meet with County staff to discuss extending service area where development is happening. Concerned about septic tanks going in and sewage demands; and 2) Arborists work on restoring habitat for woodpeckers.

Commissioner Arreola - Governor Ron Desantis - SB168 - Direct staff to join support for lawsuit with the Southern Poverty Law Center against SB 168. Donald Shepherd and Nathan Skop spoke to the matter.

Motion by Commissioner Ward, seconded by Commissioner Simmons: 1) Ask Mayor to send a letter to the Federal Department of Labor and State Delegation in support of reopening the Job Corps Center; 2) Give management and all Charters discretion to give employees time off to attend Greendot Training; 3) Name (NW 8th Avenue between 23rd Street and 34th Street) "Memorial Mile" and work with the Veteran's for Peace to create a memorial plaque to be placed along that route. Motion passed 7-0. Fred Murry spoke to the matter.

Mayor Poe - Also in talks with Job Corps. Working with others (Patricia Lee, Rev. Crawford, Chief Jones) plans to package it all together.

190096.

Restriction of Truck Size on Interstate

Donald Shepherd spoke to the matter.

RECOMMENDATION *Refer to Committee.*

A motion was made by Commissioner Warren, seconded by Commissioner Johnson, that this Matter be Referred to the General Policy Committee, due back on 4/30/2020. The motion carried by the following vote:

Aye: 4 - Commissioner Warren, Commissioner Simmons, Mayor Poe, and Mayor-Commissioner Pro Tem Ward

Nay: 1 - Commissioner Arreola

Absent: 2 - Commissioner Johnson, and Commissioner Hayes-Santos

190097.

Neighborhood Bill of Rights

Staff to bring back an analysis.

Debbie Martinez and Nathan Skop spoke to the matter.

RECOMMENDATION

Refer to Committee

A motion was made by Commissioner Johnson, seconded by Commissioner Arreola, that this Matter be Referred to the General Policy Committee, due back on 4/30/2020. The motion carried by the following vote:

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

Absent: 1 - Commissioner Johnson

ADJOURNMENT - 9:15 PM