

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

April 7, 2016

1:00 PM

MODIFIED AGENDA

City Hall Auditorium

City Commission

Mayor Ed Braddy (At Large)
Commissioner Harvey Budd (At Large)
Commissioner Helen Warren (At Large)
Commissioner Charles Goston (District 1)
Commissioner Todd Chase (District 2)
Mayor-Commissioner Pro Tem Craig Carter (District 3)
Commissioner Randy Wells (District 4)

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Office of Equal Opportunity at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER

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 THE CONSENT AGENDA (Including both General Government and Gainesville Regional Utilities items)

CITY MANAGER, CONSENT AGENDA ITEMS

[150821.](#)

Human Resources Policy L-8, Military Leave (B)

This item is a request for City Commission approval to amend HR Policy L-8, to renew Military Leave benefits through March 2017.

Explanation: Human Resources Policy L-8, Military Leave is amended to extend the previously ratified supplement to an employee's military pay by an amount not to exceed the employee's regular base pay, (i.e., no overtime, certification pay, educational incentive pay or special duty pay, etc.), for those employees called to active military duty. This amendment also extends the City health and basic life insurance coverage for employees called to active military duty at the same rates as for active employees. Both benefits expired April 1, 2016. In order to be effective, the benefits must be renewed by commission action. In the past twelve months, 24 GG and 3 GRU employees took Military Leave in satisfying their military obligations.

Fiscal Note: Policy L-8 funds are currently budgeted for the Fiscal Year 2016.

RECOMMENDATION

The City Commission approve a revision to

Human Resources Policy L-8, Military Leave.

[150821 L-8 Military Leave Policy 20160407.pdf](#)

[150838.](#)

Purchase of Parcels Adjacent to the Clarence R. Kelly Community Center (B)

This item is a request for the City Commission to approve the purchase of real property from Martine D. Lowe, as successor trustee of the Revocable Trust of Frank H. Cope, to be added to the Clarence R. Kelly Community Center.

Explanation: The Parks, Recreation and Cultural Affairs Department (PRCA) owns and operates the Clarence R. Kelly Community Center located at 1700 NE 8th Avenue. This is one of the PRCA's several recreational centers that are used by the public and neighborhoods for afterschool programming, summer camps, meetings, rentals and active recreation. The site includes the recreational center, small playground equipment, basketball court and limited parking. As part of the approved PRCA Master Plan, a high priority was given to improve and expand this center and park space for increased recreational use. In discussions with the property owners, the land adjacent to the Clarence R. Kelly Community Center is available for sale. Staff is requesting the City Commission approve the acquisition of parcels 10971-005-000 and 10971-013-00, which are located adjacent to the City-owned Kelly Center.

Fiscal Note: Funds are available in the Greenspace and Community Improvement Fund; the cost for the two parcels is \$65,000, plus closing costs.

RECOMMENDATION

The City Commission: 1) approve adding parcels 10971-005-000 and 10971-013-000 to the approved list of lands for the Parks, Recreation and Cultural Affairs Department to purchase; 2) approve the purchase of these parcels from Martine D. Lowe, trustee, for the negotiated value of \$65,000 and the associated closing costs; and 3) authorize the City Manager to execute a Purchase Agreement with Martine D. Lowe as successor Trustee under the Trust Agreement dated March 22, 1990 and known as the Revocable Trust of Frank H. Cope, subject to review and approval by the City Attorney as to form and legality.

[150838_Map - Parcels near Kelly Center 20160407.pdf](#)

[150870.](#)

Payment to the Community Foundation of North Central Florida related to IDEO Professional Services (B)

This item requests the City Commission to approve a payment to the Community Foundation of North Central Florida in the amount of \$70,000 for the professional services rendered by IDEO.

Explanation: As part of the scope of work of the Blue Ribbon Advisory Committee on Economic Competitiveness, professional services with design firm IDEO were received in 2015 in order to assess and make recommendations related to the delivery of business, planning and development services in the city of Gainesville.

On April 16, 2015, the City Commission authorized the City Manager to use general fund balance for professional services necessary to support the Development Services Center concept in an amount not to exceed \$100,000. In order to contract with the firm IDEO to explore this concept, a collaborative fundraising effort ensued with community partners. The following community partners contributed between \$10,000 and \$25,000 each towards the effort: the Builder's Association of North Central Florida, Cox Communications, the Community Redevelopment Agency, the Gainesville Area Chamber of Commerce, the Gainesville/Alachua County Realtors Association, UF Health Shands, and the University of Florida.

The contract with IDEO was subsequently executed with the Community Foundation of North Central Florida as the fiscal agent. After the community fundraising efforts were complete it was suggested that the city would contribute the remaining funds necessary to contract with IDEO. The Community Foundation recently completed its fundraising efforts and provided a \$70,000 invoice, which is the city of Gainesville's contribution to the initiative.

Fiscal Note: This approval would result in a \$70,000 payment. It is recommended that this funding be distributed between the remaining amount dedicated to the Blue Ribbon Committee, with additional funding from the Development Services Center project.

RECOMMENDATION

The City Commission approve the \$70,000 payment to the Community Foundation of North Central Florida.

[150870A_IDEO Contract_20160407.pdf](#)

[150870B_IDEO Invoice_20160407.pdf](#)

[150882.](#)

Request to Schedule a Special Meeting for City Commission Discussion of Key City/County Issues (NB)

This is a request for the City Commission to schedule a special meeting in May to discuss key City/County issues including the Annexation Transition Agreement, Voter Referendum on Extension of Wild Spaces Public Places, Shared Fire Station Alerting System to Improve Fire

Rescue Response Times, and Local Option Gas Tax.

Explanation: The City/County relationship/partnership is of great importance. The City and County have many common interests and existing partnerships that work to the benefit of both the City and County. In reviewing key outstanding issues between the City and County, staff believes the City Commission would be well served by scheduling a special meeting to provide dedicated time to discuss some of these key issues in preparation for future City Commission discussion/engagement with the County Commission on the topics. The key issues are the Annexation Transition Agreement, Voter Referendum on Extension of Wild Spaces Public Places, a Shared Fire Station Alerting System to Improve Fire Rescue Response Times, and Local Option Gas Tax.

Brief summaries of these items are provided below; however, staff will prepare full agenda items with updates on these issues for the special meeting.

The Annexation Transition Agreement expired at the end of September 2014. Commissioner Carter and City staff as well as Commissioner Pinkoson and County staff have met on a number of occasions to negotiate revisions to the previous Annexation Transition Agreement that can be brought to the City and County Commissions for approval. The City Commission will be updated on the status of these negotiations.

The Voter Referendum on Extension of Wild Spaces Public Places has proceeded with the County and municipalities providing project lists. One key outstanding issue is the need for an agreement with the County for distribution of funds raised through the sales surtax. City and County staff have met on a number of occasions to discuss the distribution of funds. The City Commission will be updated on the status of these negotiations.

The Shared Fire Station Alerting System to Improve Fire Rescue Response Times has been under discussion between Fire Chief Lane and his counterpart with the County Chief Northcutt. The City Commission recently approved the City's purchase of the new system. The City Commission will be provided with an update on negotiations for a City/County partnership in implementing this new system.

The Local Option Gas Tax is currently covered by three Interlocal Agreements with one expiring at the end of this year and the other two in 2018. The agreements cover a total of 11 cents per gallon sold in the County. City staff recently met with Alachua County staff and based on that meeting, staff expects to have an item on the May 5, 2016 City Commission agenda. If that occurs, it will not be necessary to include the Local Option Gas Tax as an agenda item for this requested special meeting. Otherwise, staff will be prepared to provide an update on negotiations for the Local Option Gas Tax during the special meeting.

Fiscal Note: Fiscal impact will be addressed in the agenda items for the special

meetings.

RECOMMENDATION

The City Commission direct the Clerk of the Commission to schedule a special meeting in May for City Commission discussion of key City/County issues.

GENERAL MANAGER FOR UTILITIES, CONSENT AGENDA ITEMS

[150886.](#)

Safety Program (NB)

Explanation: Employee safety is a primary concern of GRU's executive management team. Through various forms of communication and training, employees are being encouraged to focus on safety to reduce the number of injuries and accidents. With many accidents being preventable, GRU is focused on the culture of safety and reducing the number of incidents. The purpose of this effort is to benefit employees personally, improve operations, and reduce the financial impact of lost time, property damage and other adverse effects of accidents. So far in FY2016, 21 accidents have occurred, many of which may have been prevented.

Electrolab Limited offers SafeStart, an online behavior-based safety program that has reduced injuries by focusing on the root cause of many human errors, including rushing, frustration, fatigue and complacency. The program is designed to raise awareness and help employees become personally accountable for their own safety. The program has been used in a variety of industries to improve safety, typically resulting in a reduction of injuries in as much as 30-70% in six to eighteen months. The cost of the program is \$123,000 for all GRU employees, which includes license fees, training materials and a one week "train the trainer" session. The not to exceed amount is to cover travel costs related to training.

Fiscal Note: The program will be paid for from existing FY16 funds and will be requested in subsequent year budgets.

RECOMMENDATION

The City Commission: 1) authorize the General Manager, or his designee, to negotiate a contract with Electrolab Limited, a specified source, for a safety program for GRU, subject to approval of the City Attorney as to form and legality; and 2) issue a purchase order to Electrolab Limited in an amount not to exceed \$123,000 for the licenses, training and travel expenses.

CITY ATTORNEY, CONSENT AGENDA ITEMS

[150820.](#)

DEBRA JACKSON V. CITY OF GAINESVILLE; EIGHTH

JUDICIAL CIRCUIT, CASE NO. 2015-CA-4014 (B)

Explanation: On March 9, 2016, the City was served with a Summons and Complaint filed by Debra Jackson in the Circuit Court against the City of Gainesville. Debra Jackson alleges that on February 4, 2013 while a passenger on a RTS bus, she was injured when the bus was put into motion before she was properly seated. Debra Jackson claims to have suffered permanent injuries within a reasonable degree of medical probability, resulting in associated pain and suffering, disability, mental anguish, loss of capacity for the enjoyment of life, expense of medical care and treatment, loss of earnings and other economic damages, loss of ability to earn money in the future, and/or aggravation of a previously existing condition. Ms. Jackson seeks money damages in excess of \$15,000.00.

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Debra Jackson v. City of Gainesville; Eighth Judicial Circuit, Case No. 2015-CA-4014.

[150820_Debra Jackson Consent_20160407](#)

[150853.](#)

EEOC CHARGE - DENISE BURNS; EEOC CHARGE No. 510-2016-02011 (NB)

Explanation: On March 10, 2016, the City Attorney's Office received a Charge of Discrimination from the U.S. Equal Employment Opportunity Commission. Ms. Burns, a current City employee, alleges she was discriminated against because of her sex and retaliated against, in violation of Title VII of the Civil Rights Act.

RECOMMENDATION

The City Commission authorize the City Attorney to represent the City in the case styled Denise Burns v. City of Gainesville; EEOC CHARGE No. 510-2016-02011.

[150877.](#)

JIM KONISH, DULY QUALIFIED CANDIDATE V. ADRIAN HAYES-SANTOS, CITY OF GAINESVILLE ELECTION CANVASSING BOARD & PAM CARPENTER, SUPERVISOR OF ELECTIONS; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2016-CA-811 (B)

Explanation: On March 24, 2016, the City was served with a Summons for a Petition filed by Jim Konish on March 7, 2016 in the Circuit Court against the "City of Gainesville Election Canvassing Board" as well as the other listed parties. Mr. Konish alleges that Adrian Hayes-Santos did not reside in District IV six months prior to the date of qualifying as a candidate for City Commissioner. Mr. Konish requests the Court issue a temporary injunction preventing the certification of Mr. Hayes-Santos as

a candidate for City Commissioner. As the March 15, 2016 election was canvassed by the Alachua County Board of Canvassers because of the Presidential Preference Primary, the City of Gainesville did not appoint a canvassing board this year. Accordingly, the City will move to dismiss the action against the "City of Gainesville Election Canvassing Board".

RECOMMENDATION *The City Commission authorize the City Attorney to represent the City in the case styled Jim Konish, Duly Qualified Candidate v. Adrian Hayes-Santos, City of Gainesville Election Canvassing Board & Pam Carpenter, Supervisor of Elections; Eighth Judicial Circuit, Case No. 2016-CA-811.*

[150877 Jim Konish Consent 20160407](#)

CLERK OF THE COMMISSION, CONSENT AGENDA ITEMS

[150854.](#)

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of December 7, 2015, January 25, February 18, February 23, March 3, March 7, and March 17, 2016.*

[150854_Minutes_20160407.pdf](#)

[150878.](#)

Resignation of Ethan Hudgins from the Development Review Board and Belinda Smith and Madge Bush from the Citizens' Advisory Committee for Community Development (CACCD) (B)

MODIFICATION - Changed text file language and additional back-up

RECOMMENDATION *The City Commission accepts the resignation of Ethan Hudgins, Belinda Smith and Madge Bush, effective immediately.*

[150878_ResignEthanBelindaMadge_20160407.pdf](#)

[150890.](#)

City of Gainesville Parking Permit (B)

RECOMMENDATION *The City Commission modify the policy and extend parking permits to include media, city employees (during regular City Commission meetings) and City business and/or at the discretion of the City Clerk's Office.*

[150890_Parking Permit for CC Mtgs_20160407.pdf](#)

[150899.](#)**Appointments to City Commission Advisory Boards and Committees (NB)****RECOMMENDATION**

The City Commission appoint:
Kenneth W. Ringler and Richard H. Fabiani to the Fire Safety Board of Adjustment for a term to expire 11/1/19
Steve C. Varvel to the Board of Trustees of the Consolidated Police Officers' and Firefighters' Retirement Plan for a term to expire 4/19/18
Rachel Wayne and Sharon P. Borneman to the Gainesville/Alachua County Cultural Affairs Board for a term to expire 9/30/19
Belinda M. Smith to the SHIP Affordable Housing Advisory Committee for a term to expire 7/1/19
Gina van Blokland to the Public Recreation and Parks Board for a term to expire 6/1/19
Mitchell McGahan to the Fire Safety Board of Adjustment as a Student Member for a term to expire 9/30/17.

[150900.](#)**Appointments to the Tree Advisory Board (B)**

MODIFICATION - Moved to the Consent Agenda and changed text file language

RECOMMENDATION

The City Commission appoint Russell S. Adams and Erick D. Smith to the Tree Advisory Board for a term to expire 1/1/19.

[150900_TreeBoardAppointments_20160407.pdf](#)

EQUAL OPPORTUNITY DIRECTOR, CONSENT AGENDA ITEMS**COMMITTEE REPORTS, CONSENT AGENDA ITEMS****LEGISLATIVE AND ORGANIZATIONAL POLICY COMMITTEE, CONSENT**[150373.](#)**Convert DROP Program to Florida Retirement Type System (B)**

This is a request for City Commission approval to remove an item from the Legislative and Organizational Policy Committee referral list.

Explanation: On September 17, 2015, the City Commission referred an item to the Legislative and Organizational Policy Committee and suggested the City's DROP program be converted to something similar to the Florida Retirement System (FRS) DROP Program.

The City's Pension Plans are qualified plans under IRS regulations. Our plans follow IRS guidelines on "intent to terminate employment with the City". It does not specify minimum timeframes similar to FRS. All changes to City Pension Plans are subject to Collective Bargaining with the appropriate employee groups.

The members of the Legislative and Organizational Policy Committee discussed the DROP program at the February 9, 2016 meeting. No action was taken.

Fiscal Note: None

RECOMMENDATION *The City Commission remove from the Legislative and Organizational Policy Committee referral list.*

Legislative History

9/17/15	City Commission	Referred
9/23/15	City Commission	Referred to the Legislative and Organizational Policy Committee
1/13/16	Legislative and Organizational Policy Committee	No Action Taken

[150373A Florida Retirement System Pension Plan 20160113.pdf](#)

[150373B Florida Deferred Retirement Option Program 20160113.pdf](#)

[150373C DROP Participant Spreadsheet 20160113.pdf](#)

[150373 Minutes from Jan 13 2016 Meeting re DROP Program 20160407.pdf](#)

[140804.](#)

Reemployment of Retirees (B)

This is a request to remove an item from the Legislative and Organizational Policy Committee referral list.

Explanation: At its March 5, 2015 City Commission Meeting, the City Commission referred to the Legislative and Organizational Policy Committee a discussion regarding Rehiring Retirees, and asked for the parameters in which City retirees may be rehired.

Committee members discussed the reemployment of retirees during the January 13, 2016 Legislative and Organizational Policy Committee meeting. No action was taken.

Fiscal Note: There is no fiscal impact.

RECOMMENDATION *The City Commission remove the item from the Legislative and Organizational Policy Committee referral list.*

Legislative History

3/10/15	City Commission	Referred to the Legislative and Organizational Policy Committee
1/13/16	Legislative and Organizational Policy Committee	No Action Taken

[140804A COG HR Practices Rehire Retirees 20160407.pdf](#)

[140804B Prival Letter Ruling on Re-employment 20160113.pdf](#)

[140804C Marchman letter to Jim Linn 20160113.pdf](#)

[140804 Minutes from Jan 13 2016 Mtg re Reemployment of Retirees 2016030](#)

COMMUNITY DEVELOPMENT COMMITTEE, CONSENT

[140930](#)

Property Assessed Clean Energy (B)

This is a request for the City Commission to receive the Property Assessed Clean Energy (PACE) program presentation.

Explanation: On January 6, 2016, the Community Development Committee heard a presentation on the status of the Property Assessed Clean Energy program (PACE). Alachua County Staff has been working to develop the PACE program locally that is now operational and available countywide.

Buildings account for up to 50% of a community's energy use and approximately 40% of its Greenhouse Gas emissions. Improving efficiency and installing renewable energy generation in commercial and residential buildings help communities reduce their energy costs, conserve energy, and reduce Greenhouse Gas emissions. One of the main barriers to making improvements in energy efficiency or renewable energy production is the up-front cost of these systems. Local governments across the US are recognizing this barrier and are overcoming it by participating in PACE.

What is PACE?

PACE (Property Assessed Clean Energy) eliminates a main barrier of upfront costs by allowing property owners to pay off energy efficient and/or green energy upgrades or wind mitigation improvements through a voluntarily non ad valorem assessment on their property tax bill. To create an economy of scale of service, communities in Florida are joining together via interlocal agreement with Third Party Administrated PACE providers.

What can be funded through PACE?

PACE can be used to fund energy efficiency improvements, wind resistance measures, and renewable electricity generation including but not limited to solar water heating systems, air sealing and ventilation systems, efficient doors and windows, insulation, "cool" roofs, water heaters, pool pumps, lighting fixtures and controls, storm shutters, wind

resistant shingles, high impact windows and doors, photovoltaic systems, EV charging, and small wind turbines.

PACE Providers Approved by Alachua County

Florida Green Finance Authority / EcoCity Partners.
www.ecocitypartners.com/ <http://ecocitypartners.com/>
(727) 238-7326

Clean Energy Green Corridor / Ygrene Energy Fund Florida
www.ygrene.us/fl/green_corridor <https://ygrene.us/fl/green_corridor>
(305) 569-0015

Fiscal Note: None

RECOMMENDATION

The Community Development Committee requests that the City Commission receive the Property Assessed Clean Energy (PACE) program presentation.

Legislative History

4/16/15	City Commission	Referred to the Community Development Committee
1/6/16	Community Development Committee	Discussed
2/18/16	City Commission	Continued
3/3/16	City Commission	Continued

[140930A AC PACE Agenda Item 20160106.pdf](#)

[140930B AC PACE enabling resolution 20160106.pdf](#)

[140930C AC PACE Policy and Procedural Framework 20160106.pdf](#)

[140930D AC PACE Final Responses 20160106.pdf](#)

[140930E AC Interlocal Agmt Green Corr. PACE 20160106.pdf](#)

[140930F PACE presentation 20160106.pdf](#)

[140930 PACE presentation 20160303.pdf](#)

[140930 PACE Presentation 20160407.pdf](#)

AUDIT AND FINANCE COMMITTEE, CONSENT

[150816](#)

City of Gainesville Fiscal Year 2015 Comprehensive Annual Financial Report, Audited Financial Statements, Auditors' Reports, Auditors' Management Letters and Single Audit Reports (B)

Explanation: In accordance with the City's contracts for external auditing services with Carr, Riggs & Ingram, LLC and Purvis, Gray and Company, LLP, the following reports are presented for review by the Audit and Finance Committee:

1. *The Basic Financial Statements, Supplemental Information and Independent Auditors' Report, Management Letters and Single Audit Reports of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2015; which are presented in the attached Comprehensive Annual Financial Report;*
2. *The Financial Statements, Supplemental Information and Independent Auditors' Report of Gainesville Regional Utilities for the Fiscal Year Ended September 30, 2015;*
3. *The Financial Statements and Independent Auditors' Report on the Wild Spaces and Public Places (WSPP) Funds of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2015;*
4. *The Financial Statements and Independent Auditors' Report on the Community Redevelopment Agency (CRA) Funds of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2015;*
5. *The Financial Statements and Independent Auditors' Report on the Employees' Pension Fund of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2015;*
6. *The Financial Statements and Independent Auditors' Report on the Consolidated Police Officers and Firefighters Retirement Plan of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2015;*
7. *The Financial Statements and Independent Auditors' Report on the Other Postemployment Benefits Fund of the City of Gainesville, Florida for the Fiscal Year Ended September 30, 2015.*

In the opinion of the independent auditors, the financial statements referred to in items 1 through 4 above present fairly, in all material respects, the financial position and changes in financial position of the City, GRU, and the City's WSPP and CRA Funds for the year ended September 30, 2015, in accordance with accounting principles generally accepted in the United States of America.

In the independent auditors' opinion, the financial statements referred to in items 5 through 7 above present fairly, in all material respects, the net position of Plan assets restricted or held in trust for benefits, and the respective changes in fiduciary net position restricted or held in trust, for the year ended September 30, 2015, in accordance with accounting principles generally accepted in the United States of America.

As part of the audit process the independent auditors issue "management letter comments" along with several other reports related to internal control structure; compliance with certain provisions of laws, regulations, contracts and grants, and internal control structure and certain requirements applicable to federal and state financial assistance programs. These reports are presented within item 1 above under the heading of "Single Audit Section."

The auditors' management letters and internal control reports over financial reporting related to General Government and Gainesville Regional Utilities both indicate that there were no recommendations in the current year. The auditors' also reported no recommendations related to their review of the City's federal grant programs.

In accordance with Section 8(b) of Resolution 150127, City Auditor Responsibilities and Administrative Procedures, the City Auditor has reviewed the attached statements and reports to ensure that contractual terms have been fulfilled and transmits these reports with a recommendation for City Commission acceptance.

RECOMMENDATION *The Audit and Finance Committee recommends that the City Commission accept the subject financial report, financial statements, auditors' reports, management letters and single audit reports; and management's written response.*

[150816A COG FY15 Comprehensive Annual Financial Rpt 20160329.pdf](#)

[150816A1 CRI COG FY15 Req'd Communications 20160329.pdf](#)

[150816B GRU FY15 Audited Financial Stmt 20160329.pdf](#)

[150816B1 Purvis Gray GRU FY15 Req'd Communications 20160329.pdf](#)

[150816C Wild Spaces Public Places FY15 Audited Fin Stmt 20160329.pdf](#)

[150816D CRA FY15 Audited Financial Stmt 20160329.pdf](#)

[150816E Employees Pension Fund FY15 Audited Financial Stmt.pdf](#)

[150816F Consolidated Police & Fire FY15 Audited Financial Stmt 20160329.pdf](#)

[150816G Other Postemployment Benefits Fund FY15 Audited Fin Stmt 20160329.pdf](#)

[150846.](#)

Fiscal year 2016 Quarterly Monitoring Report and Fund Review Update - Quarter Ending December 31, 2015 (B)

Explanation: The City's General Government Budget Policy requires staff to prepare and submit a quarterly budget monitoring report for all major operating funds, including the status of General Fund fund balances to the Audit and Finance Committee. Along with this report, staff is providing the quarterly update of the available fund status for all General Government funds report.

RECOMMENDATION *The Audit and Finance Committee review and recommend that the City Commission receive the quarterly budget monitoring report and the fund review update for the quarter ended December 31, 2015.*

[150846A FY16 1st Qtr All Funds Monitoring Report 20160329.pdf](#)

[150846B FY16 Qtrly Report 3 months ending Dec 31, 2015 20160329.pdf](#)

[150819.](#)

Gainesville Regional Utilities Unaudited Internally Prepared Financial Statements for the Period Ended December 31, 2015 (B)

Explanation: The following item is presented for review: Unaudited Financial

Statements for the period ended December 31, 2015, internally prepared including management's discussion and analysis.

RECOMMENDATION *The Audit and Finance Committee review and recommend the City Commission accept the GRU Unaudited Internally Prepared Financial Statements for the period ended December 31, 2015.*

[150819 GRU Unaudited Internally Prep'd Finc'l Stmts - PE 12-31-15 20160329.](#)

[150850.](#)

Gainesville Regional Utilities Internally Prepared Supplementary Data for the Period Ended December 31, 2015 (B)

Explanation: The following item is presented for review: Supplementary Data for the period ended December 31, 2015, internally prepared.

RECOMMENDATION *The Audit and Finance Committee review and recommend the City Commission accept the GRU Internally Prepared Supplementary Data for the period ended December 31, 2015.*

[150850 1st Qtr FY16 Supplementary Data 20160329.pdf](#)

EQUAL OPPORTUNITY COMMITTEE, CONSENT

ADVISORY BOARD/COMMITTEE REPORT, CONSENT

[150891.](#)

Nominations - Library District Board of Trustees (B)

RECOMMENDATION *The City Commission nominate the applicant for consideration of appointment by the Library District Governing Board.*

[150891_CCOM Nomination for ACLD BOT 2016_20160407.pdf](#)

END OF CONSENT AGENDA

ADOPTION OF THE GENERAL GOVERNMENT REGULAR AGENDA (Read if any, each item added or modified)

GAINESVILLE REGIONAL UTILITIES-RELATED CITIZEN COMMENT (not to exceed 30 minutes in length)

GENERAL MANAGER FOR UTILITIES

[150883.](#)**Coordinated Dispatch Agreement between the City of Gainesville, d/b/a GRU and Jacksonville Electric Authority (B)**

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

MODIFICATION - Revised Back-up

Explanation: For some time, GRU has been exploring the benefits and consequences of combining GRU's generation with that of another entity and economically dispatching the combined fleet. The coordinated dispatch model allows JEA and GRU to dispatch their generation fleets as if they were one. The most economical units can supply power to meet the combined demand.

The coordinated dispatch model creates another option to provide power at a lower price point, but is not an obligation. GRU and JEA would dispatch their two systems as one and establish day-ahead (and in the future, week-ahead and month-ahead transactions) schedules for power flows between the entities. The pricing of the power flowing during each hour is determined by the avoided cost of the entity selling the power plus a margin. The margin is determined by the savings between dispatching the systems separately versus together.

The analysis of the benefits showed the ability to reduce JEA's production cost by running their fleet at a point of better thermal efficiency when serving part of the GRU demand. GRU's savings were the result of serving load with lower-cost power generated by JEA, rather than from its own fleet.

Fiscal Note: The agreement is projected to provide annual savings of \$6.5 - \$10.8M between May 2016 and December 2021. This will help mitigate upward rate pressure on retail customers.

RECOMMENDATION

Hear a presentation on the benefits and savings of the Coordinated Dispatch Agreement between the City of Gainesville, d/b/a GRU and Jacksonville Electric Authority (JEA).

[150883 JEA Coordinated Dispatch Pres. Revised 20160407](#)

[150887.](#)**Update on Electric Fuel Levelization Balance and Reduction of Fuel Adjustment (B)**

****This item is informational.****

****Estimated Presentation Time 5 Minutes****

Explanation: With GREC remaining offline as well as continued favorable movement in the natural gas market, staff has reviewed fuel and purchased power cost projections for the remainder of FY2016. Given these circumstances, the General Manager for Utilities has directed that the Fuel Adjustment be reduced again in May 2016. The current Fuel Adjustment is \$0.073 per kWh through April 2016 and will be lowered to

\$0.070 per kWh beginning May 2016. Staff will continue to monitor the expenses and loads to determine if any additional adjustments will be appropriate at any time in the future.

Fiscal Note: Beginning in May 2016, GRU electric customer bills will be lowered by \$0.003 per kWh.

RECOMMENDATION

Hear a brief presentation to address the revisions to the fuel costs assumptions, the impact to the Fuel Levelization and the resulting customer bill reductions.

[150887 FA Reduction Presentation 20160407](#)

GAINESVILLE REGIONAL UTILITIES COMMITTEE REPORTS (PULLED FROM CONSENT)

GAINESVILLE REGIONAL UTILITIES ADVISORY BOARD/COMMITTEE REPORTS. Reports must be placed on the agenda by a Charter Officer, through staff liaison after approval by Board/Committee.

GAINESVILLE REGIONAL UTILITIES-RELATED ITEMS FROM OUTSIDE AGENCIES. Must be submitted by a Charter Officer. Update limited to ten (10) minutes.

GAINESVILLE REGIONAL UTILITIES-RELATED ITEMS FROM MEMBERS OF THE CITY COMMISSION

[150789.](#)

Charter Officers' Annual Performance Evaluations and Pay Increases (B)

The City Commission evaluate the performance of the Charter Officers from October 1, 2014 - September 30, 2015, and approve pay increases for the Charters. **ESTIMATED STAFF PRESENTATION 5 MINUTES**

Explanation: The City Commission evaluates the performance of the Charter Officers on an annual basis. This review covers the last fiscal year ending September 30, 2015. Each Charter Officer who was employed during the rating period was asked to provide a report to the City Commission on the accomplishments of his/her areas of responsibility for that period.

Market pay data was gathered for Charter Officers in the 2012 Milliman Compensation Study and has been adjusted to January 2016. Salary information is provided as backup.

During this same review period, the average pay increase for all other City employees was 2%.

Fiscal Note: Salary increases for the Charter Officers are budgeted in a personal services contingency account. The cost to provide a 2% increase to the Charter Officers as budgeted, and pro-rated for length of service during the evaluation period, is \$8,046. The 2% increase was approved in the FY16 budget.

RECOMMENDATION

The City Commission: 1) review the performance of each Charter Officer; 2) establish appropriate performance ratings; and 3) consider pay increases for 2016.

[150789_Comparison Table_20160407.pdf](#)

[150906.](#)

Mayor-Commissioner Pro Tem Craig Carter - GREC Questions (NB)

RECOMMENDATION

The City Commission discuss and take appropriate action.

GAINESVILLE REGIONAL UTILITIES COMMISSION COMMENTS (if time permits)

GENERAL GOVERNMENT items of a time-sensitive or important nature or pulled from Consent. Must be submitted or pulled by the Mayor, a City Commissioner or a Charter Officer.

[150806.](#)

Selection of Candidates for City Manager Interviews (B)

This is a request for the City Commission to select candidates to be interviewed for the position of City Manager and approve a special meeting for interviews. **ESTIMATED STAFF PRESENTATION 30 MINUTES**

MODIFICATION - Additional Back-up

Explanation: On November 5, 2015, City Manager Russ Blackburn resigned. The City Commission appointed Anthony Lyons as the Interim City Manager during the November 5, 2015 City Commission meeting and authorized the Human Resources Department to engage the services of an Executive Search Firm to initiate a search to fill the vacant City Manager position.

Colin Baenziger & Associates conducted a search and has provided finalist candidate materials.

Fiscal Note: There is no fiscal impact at this time. Salary is approved in the FY'16 budget.

RECOMMENDATION

The City Commission: 1) select candidates to be interviewed; 2) authorize Colin Baenziger & Associates to invite the selected candidates to

participate in the interview process; and 3) approve a special City Commission meeting for City Manager interviews at 8:30 AM on April 19, 2016.

[150806A_Biles, Dan - Resume_20160407.pdf](#)

[150806B_Chandler, Kenneth - Resume_20160407.pdf](#)

[150806C_Cowper, Kevin - Resume_20160407.pdf](#)

[150806D_DiSpirito, Rob - Resume_20160407.pdf](#)

[150806E_Feldman, Barry - Resume_20160407.pdf](#)

[150806F_Lyons, Anthony - Resume_20160407.pdf](#)

[150806G_Murphy, J. J. - Resume_20160407.pdf](#)

[150806H_Oglesby, Rosylen - Resume_20160407pdf.pdf](#)

[150806i_O'Rourke, Tony - Resume_20160407.pdf](#)

[150806j_Salerno Pat - Resume_20160407.pdf](#)

[150806A-MOD_Biles Daniel - Candidate Report_20160407.pdf](#)

[150806B-MOD_Chandler Ken - Candidate Report_20160407.pdf](#)

[150806C-MOD_Cowper Kevin - Candidate Report_20160407.pdf](#)

[150806D-MOD_DiSpirito Robert - Candidate Report_20160407.pdf](#)

[150806E-MOD_Feldman Barry - Candidate Report_20160407.pdf](#)

[150806F-MOD_Lyons Anthony - Candidate Report_20160407.pdf](#)

[150806G-MOD_Murphy J. J. - Candidate Report_20160407.pdf](#)

[150806H-MOD_Oglesby Rosylen - Candidate Report_20160407.pdf](#)

[150806i-MOD_O'Rourke Anthony - Candidate Report_20160407.pdf](#)

[150806j-MOD_Salerno Patrick - Candidate Report_20160407.pdf](#)

[150188.](#)

Alachua County Irrigation Efficiency Code (B)

Alachua County is implementing an Irrigation Efficiency Code in the unincorporated area of Alachua County. The Community Development Committee has asked County staff to provide an update on the ordinance that was adopted by the County Commission and the status of implementation. **ESTIMATED STAFF PRESENTATION 10 MINUTES**

Explanation: Alachua County staff will provide a presentation on implementation of the County's Irrigation Efficiency Code. The Code was adopted by the County Commission to help reduce high volume irrigation, improve irrigation efficiency, incentivize the Florida Water Star Program, and increase the quality and workmanship of local landscape irrigation installation contractors. The Code covers the unincorporated areas of Alachua County. Municipalities may choose to opt-in to the County Code allowing the County Code to apply in the municipality and for the

County to provide enforcement. Alternatively, municipalities can choose to create and enforce their own ordinances or take no action.

City staff has discussed the County's Irrigation Efficiency Code with County staff on a number of occasions and last met with County staff on March 9, 2016 to discuss implementation of the Code in the unincorporated area of the County and the City's options based on discussionS by the Community Development Committee on February 3, 2016.

The Community Development Committee's discussions focused on the benefits of having the same irrigation efficiency requirements apply in the City as applied in the unincorporated area. It was felt that differing requirements would be confusing to the regulated industry. The Committee asked City staff to review options that would allow the County Code to apply in the City but address any City concerns about the City's efforts to better coordinate and streamline the development review process.

During the March 9, 2016 meeting, County staff indicated that all new irrigation systems will require County approval. County staff indicated that they will approve applications for new irrigation systems but that it is not a permit and cannot be tied to the issuance of a building permit. Violations of the Code may lead to written warnings, court appearances and loss of self-inspection status.

The County's approach addressed City staff's concern about the development review process and the process of handling violations. Based on this, if the City Commission decides to opt-in to the County Irrigation Efficiency Code, City staff believes it would be best for the City to allow the County to be responsible for administration and enforcement of the Code in the City with the structure and resources they have already committed to this effort. Otherwise, the City would be responsible for establishing its own administrative and enforcement structure and currently no resources are budgeted to do so. The City Commission would also have to adopt a resolution if the Commission would like to opt into Alachua County's Landscape Irrigation Design and Maintenance Standards also know as the Irrigation Efficiency Code)Ordinance #2015-11).

Fiscal Note: If the City opts-in to the County Irrigation Efficiency Code, little financial impact on the City is expected. New irrigation systems on City property would be required to apply for and receive approval from the County and there would be new costs associated with the application/approval and inspection process that would have to be absorbed by the sponsoring department as part of their project costs.

RECOMMENDATION

The Community Development Committee requests the City Commission hear a presentation from County staff on the proposed Irrigation Efficiency Code and provide direction as appropriate.

Alternative Recommendation

The City Commission hear a presentation from County staff on the proposed Irrigation Efficiency; and 2) direct the City Attorney to prepare a Resolution for City Commission adoption requesting the County to amend the ordinance to provide for its applicability and enforcement by Alachua County in the City of Gainesville.

Legislative History

8/6/15	City Commission	Filed With No Action Taken
8/20/15	City Commission	Referred to the Community Development Committee
2/3/16	Community Development Committee	Discussed

[150188A Alachua County Irrigation Efficiency Code 20150806.pdf](#)

[150188B Irrigation Presentation 20150806.pdf](#)

[150188C County Irrigation AI 20150806.pdf](#)

[150188A County Ordinance 20160203.pdf](#)

[150188B Irrigation Efficiency Code presentation 20160203.pdf](#)

[150188A Irrigation Efficiency Code Presentation 20160407.pdf](#)

[150188B County Ordinance 20160407.pdf](#)

[150188C Alachua Co Irrigation Brochure 20160407.pdf](#)

[150860.](#)

SW 62nd Boulevard Update (B)

This is a request for the City Commission to hear an update on the 4-lane extension for SW 62nd Boulevard. **ESTIMATED STAFF ORAL PRESENTATION 5 MINUTES**

Explanation: In October of 2015 the MTPO prioritized the construction of a 4-lane SW 62nd Blvd extension between SW 20th Ave and SW 43rd St as the top priority project under the Surface Transportation Program (STP), and allocated up to \$9 million towards the project. Funds may be available between FY21- FY25. The cross-section for the project was adopted by the MTPO in 2008, including provisions for bicycle, pedestrian and transit facilities; the project also includes a 4-lane bridge over Hogtown Creek.

Working with FDOT staff to identify potential opportunities for constructing this project in phases, they have recommended moving forward with a two-lane project in Segment B to fill in the gap between Clark Butler Boulevard and the current end of the 62nd Street just south of SW 20th Avenue. Under this option the full right of way width would be acquired along this segment. The estimated cost for a two-lane with full bridge alternative is approximately \$20 million plus right of way cost. The estimated cost of a two-lane phased bridge alternative is \$12 million

plus right of way cost.

FDOT has two funding opportunities: the Transportation Regional Incentive Program (TRIP) with \$3,000,000 available for the district, and the County Incentive Grant Program (CIGP) with \$4,000,000 available for the district. Both funding opportunities require a match. The funds would be available in FY21 and could be combined with STP dollars.

In March 2016 the US DOT announced a new cycle of the TIGER grant, and a FASTLane grant opportunity. SW 62nd Blvd may be eligible for the FASTLane grant as a “small” project, which allows for the funding of pre-construction activities, such as acquisition of right-of-way; the application is due on 04/14/2016. The TIGER grant requires that the project be ‘shovel-ready’ for construction, therefore SW 62nd Blvd is not eligible and not competitive, as the grant requires total expenditure of construction funds by 9/30/2024.

Fiscal Note: A total of \$9 million is allocated in the MTPO Cost Feasible Plan between FY21-FY25 for this project. In addition, there is \$1,000,000 available through contributions to the Transportation Management Program Area. If both grants are successful, the total amount of funds potentially available for the project by FY21 would be \$17 million. Currently there are no funds allocated for this project in the City’s Capital Improvement Plan.

RECOMMENDATION

The City Commission: 1) hear a presentation; and 2) authorize the City Manager or designee to pursue funding for implementation of a phased two-lane alternative to fill the gap.

Alternative Recommendation: 1) authorize the City Manager or designee to continue to pursue funding for the implementation of the full 4-lane cross-section.

[150860_MAP_20160407.pdf](#)

[150855.](#)

Strategic Plan Re-design Update (B)

This item requests the City Commission hear a presentation on the ongoing re-design of Gainesville’s Strategic Plan. **ESTIMATED STAFF PRESENTATION 15 MINUTES**

MODIFICATION - New Back-up

Explanation: As a result of the Blue Ribbon Report’s recommendation in December 2015 to implement “Change 3: Our ‘Get It Done’ Plan,” staff began collaboratively working to re-design the strategic plan and budget processes to be more user friendly, effective, and aligned.

Since December, strategic planning and budget staff have hosted

several workshops with the City Commission, general government executive leadership, department directors and managers to identify challenges with our current processes and opportunities to begin designing a more effective strategic plan and budget. In order to keep our users at the center of this re-design effort, we have individually interviewed each Commissioner and numerous staff. Additionally, staff has received feedback from over 100 citizens by attending community events and conducting an online survey.

The purpose of this item is to provide an update on the ongoing re-design of the Gainesville strategic plan.

Fiscal Note: None

RECOMMENDATION The City Commission receive a presentation from staff.

[150855 Strategic Plan Redesign Update Presentation 20160407.pdf](#)

[150748.](#)

Initial recommendations to create effective and efficient government (B)

Explanation: In follow-up to the City Commission Workshop held on February 23, 2016 regarding Effectiveness in Office, the Charter Officers met to identify areas in which the Charter Officers and Commissioners could improve how we respond to citizen issues, evaluate policy issues, communicate with each other and conduct the public business meetings. The Charter Officers have prepared a Memorandum to the Commission as back-up to this agenda item in which the Charter Officers identify four initial areas of improvement: Improvement 1 - Deal more effectively and efficiently with policy referrals; Improvement 2 - Provide a uniform process for responding to citizen issues that is both user-friendly and responsive; Improvement 3 - Improve Commissioner/Charter Officer briefing and communication; and Improvement 4 - Run a more effective/efficient City business meeting. Each improvement includes proposed steps for implementation. While these initial recommendations for improvement are more process-focused (i.e., how we conduct business), the Charter Officers are continuing their work and anticipate future recommendations that will incorporate more citizen-focused improvements (i.e., how we put the citizen at the center of what we do.)

RECOMMENDATION 1) Receive the Memorandum from the Charter Officers; and 2) add this item to the City Commission Special Meeting scheduled for Monday, April 11, 2016.

Legislative History

2/23/16 City Commission Heard

[150748 Effective and Efficient Government 20160407](#)

[150901.](#)**Appointments to the Gainesville Human Rights Board and the Historic Preservation Board (B)****RECOMMENDATION**

The City Commission discuss appointments to the Gainesville Human Rights Board and the Historic Preservation Board and take appropriate action.

[150901_HRBHPBAAppointments_20160407.pdf](#)

5:30 P.M.**PLEDGE OF ALLEGIANCE (5:30pm)****PROCLAMATIONS/SPECIAL RECOGNITIONS Placed on Agenda by Commissioner or Charter Officer**[150869.](#)**Special Recognition of GRU Camp EmPower Students (NB)**

Explanation: As part of its succession planning to address an aging workforce, GRU staff developed Camp EmPower, a spring break camp designed to expose middle school-aged students to careers in the utility industry. From March 21, 2016 through March 25, 2016, GRU held its 4th annual camp. Students from local schools spent their spring break with GRU staff, learning about a different area of the utility each day. The students were given hands-on experience with different jobs and participated in mock job interviews at the end of the week followed by graduation.

Fiscal Note: None

RECOMMENDATION

The City Commission hear presentation by staff and Camp EmPower students.

[150879.](#)**National Public Safety Telecommunications Week - April 10-16, 2016 (B)****RECOMMENDATION**

Combined Communications Center to accept the proclamation.

[150879_Telecommunications_20160407.pdf](#)

[150880.](#)**Child Abuse Prevention Month - April 2016 (B)****RECOMMENDATION**

Alachua County Child Abuse Prevention Task Force Chair Cathy Winfrey and Task Force Members Jenn Petion and Carroll to accept the

proclamation.

[150880_ChildAbuse_20160407.pdf](#)

[150881.](#)

Mayors Day of Recognition for National Service - April 5, 2016 (B)

RECOMMENDATION

Experience Works RSVP Director Andrea Taylor to accept the proclamation.

[150881_ServiceRecognition_20160407.pdf](#)

[150904.](#)

Fair Housing Month April 2016 (B)

RECOMMENDATION

Equal Opportunity Director Torey Alston and officials from the Alachua County Equal Opportunity Office, Gainesville Housing Authority, Alachua County Housing Authority, Gainesville Housing & Community Development Department, Alachua County Housing Division, and other housing partners to accept the proclamation.

[150904_FairHousing_20160407.pdf](#)

6:00 P.M.

CITIZEN COMMENT (to end at a time certain of 6:30pm or at such later time as allows for 30 minutes of citizen comment)

PUBLIC HEARINGS

RESOLUTIONS- ROLL CALL REQUIRED

[150605.](#)

Resolution Regarding Greenspace Acquisition Fund (B)

Resolution No. 150605

A resolution of the City of Gainesville, Florida, regarding the Greenspace Acquisition Fund; providing for the renaming of the fund; providing for expanded uses of the current and future fund balance; authorizing the City Manager or designee to take all necessary action; providing an effective date.

Explanation: The City of Gainesville has maintained a Greenspace Acquisition Fund (the "Fund") since 1983. The City has historically used the Fund solely for acquisition of land for conservation, greenspace and park purposes, although the Fund is an "unrestricted" fund (meaning it has no external or legal constraints on how the Fund balance may be expended).

At its meeting of December 17, 2015, the City Commission held discussion regarding the Fund, the Fund balance and historical use of the Fund. The City Attorney was directed to prepare a resolution renaming the Fund the "Greenspace and Community Improvement Fund" and expanding the purposes for which money in the Fund may be spent to include quality of life improvement priorities throughout the City.

RECOMMENDATION *The City Commission adopt the proposed Resolution.*

Legislative History

12/17/15 City Commission Approved, as shown above

[150605A_Greenspace_Acq_Fund_History_Detail_20151217.pdf](#)

[150605B_WSPP_Land_Acq_Fund_History_Detail_20151217.pdf](#)

[150605_MOD_NCC_letter_re_GAF_20151217.pdf](#)

[150605_draft_resolution_20160407](#)

[150840.](#)

Resolution Amending and Restating 401(a) Money Purchase Plan administered by the ICMA Retirement Corporation Plan Number 108827 (B)

This item involves a request for the City Commission to approve a resolution amending and restating the 401(a) to remain compliant with the six-year IRS updates of the Plan and Trust Documents.

Explanation: The Internal Revenue Service (IRS) has a six-year review schedule for the type of 401 plan documents that the ICMA Retirement Corporation makes available for public employers. These documents have been submitted and approved by the IRS and now the City needs to restate and amend its adoption agreements before April 30, 2016. The adoption agreement needs to be executed by the City Manager after the governing body approves the attached resolution.

Attached as backup to this item, in addition to the restated Money Purchase Plan and Trust Adoption Agreement, is the underlying Plan and Trust associated with this plan. The amendments and restatements do not change the employer and employee contributions. This Plan is closed to new membership.

RECOMMENDATION *The City Commission approve the Resolution.*

[150840A_RESOLUTION_NO_PLAN_NUMBER_108827_20160407.pdf](#)

[150840B_10882720150927060000Restatement_20160407.pdf](#)

[150840C_2016_Gov_Money_Purchase_Plan_&_Trust_20160407.pdf](#)

[150842.](#)

Resolution Amending and Restating 401(a) Money Purchase Plan

administered by the ICMA Retirement Corporation Plan Number 109056 (B)

This item involves a request for the City Commission to approve a resolution amending and restating the 401(a) to remain compliant with the six-year IRS updates of the Plan and Trust Documents

Explanation: The Internal Revenue Service (IRS) has a six-year review schedule for the type of 401 plan documents that the ICMA Retirement Corporation makes available for public employers. These documents have been submitted and approved by the IRS and now the City needs to restate and amend its adoption agreements before April 30, 2016. The adoption agreement needs to be executed by the City Manager after the governing body approves the attached resolution.

Attached as backup to this item, in addition to the restated Money Purchase Plan and Trust Adoption Agreement is the underlying Plan and Trust associated with this plan. The amendments and restatements do not change the employer and employee contributions.

RECOMMENDATION *The City Commission approve the Resolution.*

[150842A_RESOLUTION_NO_PLAN_NUMBER_109056_20160407.pdf](#)

[150842B_10905620150927140000Restatement_20160407.pdf](#)

[150842C_2016_Gov_Money_Purchase_Plan_&_Trust_20160407.pdf](#)

[150852.](#)

Bond Resolution related to issuance of the City of Gainesville's Capital Improvement Refunding Notes, Series 2016A (CIRN 2016A) and Capital Improvement Revenue Notes, Series 2016B (CIRN 2016B) (B)

This item involves a request for the City Commission to adopt the proposed resolution authorizing the issuance of a note to provide financing for road construction projects (CIRN 2016B) and a companion refunding note (CIRN 2016A) to advance refund the outstanding Capital Improvement Revenue Note Series 2009, First Florida Governmental Financing Commission Improvement and Refunding Bonds, Series 2007, and First Florida Governmental Financing Commission Improvement and Refunding Bonds, Series 2005 and other costs necessary or incidental thereto. **STAFF PRESENTATION 5 MINUTES******

Explanation: The FY 2011 to 2015 Capital Improvement Plan, approved by the City Commission on May 17, 2010, included approval of a \$4.3 million bond issue to fund roadwork through the local option gas tax. This bond was modified to \$5 million and delayed to FY 2014 as part of the FY 2013 to 2017 Capital Improvement Plan, approved by the City Commission on May 14, 2012. This loan was not issued during the anticipated time

frame due to the adequate levels of funds from local option gas tax. The FY 2015 to 2019 Capital Improvement Plan, approved on July 23, 2014 included a note that this \$5 million loan would be issued during the FY 2015 to FY 2019 time period when the cash position indicated the need for additional capital funding for local option gas tax funded projects approved during this and prior Capital Improvement Plans.

At this time, the City has identified that this is the appropriate time to proceed with the \$5 million debt issue in order to fund previously approved capital improvement projects funded by the local option gas tax revenue.

Rates in the municipal bond market have fallen to the point where it is financially prudent to advance refund the City's outstanding Capital Improvement Revenue Note, Series 2009 (CIRN 2009), the First Florida Governmental Financing Commission Improvement and Refunding Bonds, Series 2007 (FFGFC 2007) and the First Florida Governmental Financing Commission Improvement and Refunding Bonds, Series 2005 (FFGFC 2005).

The callable portion of the CIRN 2009 is outstanding in the principal amount of \$8,345,000 and has an initial call date of May 1, 2019. The callable portion of the FFGFC 2007 is outstanding in the principal amount of \$915,000 and has an initial call date of July 1, 2017. The callable portion of the FFGFC 2005 is outstanding in the principal amount of \$3,315,000 and can be called at any time.

In order to save on issuance costs, it was determined that combining these refundings with the issuance of the new \$5 million debt issuance would be in the City's best interest. Public Financial Management (PFM), the City's financial advisor, prepared a request for proposals to identify the financial institution that could provide such an issuance at the most attractive terms. The City received five proposals which were reviewed with staff, PFM and Bond Counsel. TD Bank was determined to have provided the best combination of interest rates and terms for the City on both the CIRN 2016A and CIRN 2016B. Given the volatile nature of interest rates, PFM and staff believed that locking in the interest rate subject to City Commission approval was the prudent course of action. On March 14, 2016, the City executed a rate lock agreement which holds the interest rates through closing at 2.30% for the CIRN 2016A and 2.4% for the 2.40% CIRN 2016B. This rate lock agreement will be null and void with no financial penalty if the City Commission does not approve TD Bank as the loan provider.

The CIRN 2016A will include \$11.92 million to refund the issues listed above. \$1.6 million of the CIRN 2009 is unspent at this time and cannot be directly refunded. The City will use those unspent proceeds to help fund the refunding escrow, reducing the required refunding loan from \$13.52 million to the recommended \$11.92 million. The CIRN 2016B will include \$5 million of new funding for road projects and \$1.6 million to fund the projects previously funded from the CIRN 2009 that were

unspent at the time of the refunding (replacing the CIRN 2009 funding with CIRN 2016B funding).

Fiscal Note: Based on the locked interest rates, PFM estimates that the City will realize \$1.073 million of net present value debt service savings, net of all costs associated with the transaction or 8.53% of the refunded bonds par amount. The nominal debt service savings over the twelve year period is approximately \$1.44 million.

RECOMMENDATION

The City Commission: 1) adopt the proposed resolution authorizing issuance of the Capital Improvement Refunding Note Series 2016A and Capital Improvement Revenue Note Series 2016B, 2) authorize the Mayor, Mayor Pro Tem, Clerk of the Commission, City Attorney, Interim City Manager, Interim Administrative Services Director, and Finance Director to execute documents required to close the issues.

[150852A Resolution 20160407.pdf](#)

[150852B Loan Agreement Gainesville Refunding Revenue Note, Series 2016](#)

[150852C Loan Agreement Gainesville Revenue Note, Series 2016B 201604](#)

[150852D Escrow Deposit Agreement \(2009\) Gainesville Refunding Revenue](#)

[150852E Escrow Deposit Agreement Gainesville Series 2016A FFGFC 20](#)

[150852F Recommendation Memo 20160407.pdf](#)

[150852G Presentation CIRN2016AandB 20160407.pdf](#)

[150871.](#)

RESOLUTION ACCEPTING REPORT OF ALACHUA COUNTY BOARD OF CANVASSERS - ELECTIONS 2016 (B)

A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Alachua County Board of Canvassers for the City of Gainesville, Florida, election held March 15, 2016; and providing an immediate effective date.

Explanation: On March 15, 2016, a city election was held for the election of Mayor and Commissioner for the District 4 Seat.

The Report of the Alachua County Board of Canvassers for the City of Gainesville, showing that Lauren Poe was elected as Mayor and Adrian Hayes-Santos was elected to the District 4 Seat, is adopted by this resolution of the City Commission.

RECOMMENDATION

The City Commission adopt the proposed resolution.

[150744.](#)

First Quarter Amendment through December 31, 2015 to the FY

2015-2016 General Government Financial and Operating Plan (B)

Explanation: The purpose of this amendment is to accurately reflect and incorporate into the City's FY 2015-2016 General Government budget those transactions and activities that were not anticipated during the budget process.

Fiscal Note: All of the recommended changes are funded either by increases in revenue budgets, decreases in expenditure budgets, or decreases in appropriate fund balances.

RECOMMENDATION

The Audit and Finance Committee: (1) Review the proposed amendatory budget resolution; and if acceptable, (2) recommend that the City Commission adopt the proposed resolution.

[150744A Resolution - FY16 1st Qtr Budget Amendment 20160329.pdf](#)

[150744B Attachment A - FY16 1st Qtr Amendatory 20160329.pdf](#)

ORDINANCES, 1ST READING- ROLL CALL REQUIRED**150213.****General Employees Pension Plan Amendments (B)**

Ordinance No. 150213

An ordinance of the City of Gainesville, Florida, amending Chapter 2, Article VII, Division 5 (Employees Pension Plan) of the Code of Ordinances of the City of Gainesville; amending Section 2-523, Membership and service, related to the computation of final average earnings for participants in the Gainesville Gas Group Pension Plan; amending Section 2-526, Benefits, related to the date of payment; amending Section 2-534, Deferred Retirement Option Program, related to interest rate; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: The City Commission, at its meeting of Thursday, August 20, 2015, authorized the preparation and advertisement of this Ordinance. The Ordinance amends the General Employees Pension Plan ("Plan") to allow participants in the Gainesville Gas Group Pension Plan to include vacation termination pay accrued and unused prior to October 1, 2012 in the computation of final average earning. The Ordinance also amends the Plan to require members to retire on the first day of the month. Finally, the Ordinance amends the Plan to allow a member entering the DROP to choose an option to receive a return of 0-4.5% depending on the Plan's actual return.

These amendments were ratified by the members of the CWA on September 17, 2015 and will be presented to the City Commission for ratification at the same meeting as the Second Reading of this

Ordinance.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

Legislative History

8/20/15 City Commission Approved, as shown above

[150213 Draft Ordinance 20160407](#)

ORDINANCES, 2ND READING- ROLL CALL REQUIRED

[110541](#)

INFRASTRUCTURE IMPROVEMENT AREAS FOR WATER AND WASTEWATER (B)

Ordinance No. 110541

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances, relating to utilities, by amending Chapter 27 to provide for the creation and designation of infrastructure improvement areas for water and wastewater gravity collection improvements and to designate the Innovation District Infrastructure Improvement Area; by amending Appendix A, Schedule of Fees, Rates and Charges, to add infrastructure improvement area user fees for water and wastewater gravity collection in the Innovation District Area; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing a retroactive effective date.

Explanation: WATER/WASTEWATER DEPARTMENT STAFF REPORT

On December 15, 2011, the City Commission authorized the City Attorney to draft, and the Clerk of the Commission to advertise an ordinance designating infrastructure improvement areas for water and wastewater, and adding capital recovery connection user fees for new and existing customers who construct new structures or construct new additions to existing structures within a designated infrastructure improvement area.

At its meeting on December 5, 2013, the City Commission heard a presentation from GRU staff on the proposed Innovation District Infrastructure Improvement Area for constructing and funding water and wastewater system capacity improvements in the Innovation District Area. At the meeting, it was explained that the costs for these improvements will be recovered through the Innovation District Infrastructure Improvement user fees which will apply to new development and certain redevelopment within the designated Innovation District Area.

Since that time, GRU staff has worked with stakeholders and the City Attorney's Office to refine the approach to infrastructure improvement

areas. Based on input from the stakeholders, GRU also designed and constructed infrastructure improvements in the Innovation District Area. These improvements are currently benefitting customers in the area. The infrastructure improvement area user fees for the water and wastewater gravity collection systems are calculated and assessed based on the total heated and cooled building square footage, number of hotel rooms, number of motel rooms, or number of bedrooms of the new structure, and/or any addition to an existing structure.

This ordinance passed first reading on August 20, 2015. Prior to the second reading scheduled for September 3, 2015, GRU pulled the ordinance. Due to the passage of time, GRU felt it beneficial to the City Commission to reconsider the proposed ordinance for first reading, although no changes have been made to the ordinance since it passed first reading on August 20, 2015.

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and, upon adoption, shall take effect retroactively as of December 5, 2013. The first reading is scheduled for March 17, 2016. The second reading is scheduled for April 7, 2016.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

Legislative History

12/15/11	City Commission	Approved as Recommended
6/4/15	City Commission	Striken From the Agenda (Ordinance)
8/20/15	City Commission	Adopted on First Reading (Ordinance)
9/3/15	City Commission	Striken From the Agenda (Ordinance)
3/17/16	City Commission	Adopted on First Reading (Ordinance)

[110541A_Innovation Square District_20111215.pdf](#)

[110541B_GRU PPT_20111215.pdf](#)

[110541_Draft_Ordinance_20150604.pdf](#)

[110541_Proposed iDistrict ISIA Presentation 20150604](#)

[110541_Draft_Ordinance_20150820.pdf](#)

[110541_Proposed iDistrict IIA Presentation 20150820](#)

[110541_iDistrict IIA Presentation 1st Reading 20160317](#)

[110541_Draft_Ordinance_20160317](#)

[150456.](#)

LAND USE CHANGE - BUTLER DEVELOPMENT/OLIVE GARDEN 3440 SW ARCHER ROAD (B)

Ordinance No. 150456, Petition No. PB-15-91 LUC

An ordinance of the City of Gainesville, Florida, amending the Future Land Use Map of the Comprehensive Plan by overlaying the Planned Use District (PUD) land use category on approximately 1.1 acres of property that has an underlying land use category of Commercial (C) and that is generally located at 3440 SW Archer Road, as more specifically described in this ordinance; assigning the subject property to Subarea 3 within the Butler Development PUD as regulated by Policy 4.3.6 of the Future Land Use Element of the Comprehensive Plan; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance amends the Future Land Use Map of the Comprehensive Plan by overlaying the Planned Use District (PUD) land use category on approximately 1.1 acres of property that includes the Olive Garden restaurant located at 3440 SW Archer Road. The property will be included in the Butler Development PUD that is governed by Policy 4.3.6 of the Future Land Use Element of the Comprehensive Plan. The property will retain an underlying land use category of Commercial (C). The PUD land use category is an overlay that may be applied to any specific property in the City to allow the consideration of unique, innovative or narrowly construed land uses that might otherwise not be allowed in the underlying land use category.

The City Plan Board on October 22, 2015, voted to recommend approval of this amendment to the Comprehensive Plan, and on December 3, 2015, the City Commission approved the associated petition (Petition No. PB-15-91 LUC).

Fiscal Note: None

CITY ATTORNEY MEMORANDUM

This proposed amendment to the Comprehensive Plan involves a use of 10 acres or fewer and qualifies as a small-scale development amendment. The City Commission may adopt small-scale development amendments with a single public hearing, however, this ordinance was inadvertently advertised for two readings. First Reading of this ordinance was held on March 17, 2017 and Second Reading will be held on April 7, 2016.

Within 30 days following the City's adoption of this amendment, any affected person may file a petition with the State Division of Administrative Hearings to request a hearing to challenge the compliance of this amendment with Chapter 163, Florida Statutes. If challenged within 30 days after adoption, this amendment shall not become effective until the state land planning agency or the Administration Commission issues a final order determining that the adopted amendment is in compliance with Chapter 163, Florida

Statutes. If unchallenged, this amendment shall become effective 31 days after adoption.

RECOMMENDATION

The City Commission: adopt the proposed ordinance.

Legislative History

12/3/15 City Commission Approved (Petition)
3/17/16 City Commission Adopted on First Reading (Ordinance)

[150456A staff report 20151022.pdf](#)

[150456B ExhA1 Maps Comprehensive Maps 20151022.pdf](#)

[150456C ExhB1 Proposed Comprehensive Maps 20151022.pdf](#)

[150456D ExhC1 Aerial Photo map 20151022.pdf](#)

[150456E ExhD1 Neighborhood Workshop info 20151022.pdf](#)

[150456F ExhE1 Application 20151022.pdf](#)

[150456A staff report 20151203.pdf](#)

[150456B ExhA1 Maps Comprehensive Maps 20151203.pdf](#)

[150456C ExhB1 Proposed Comprehensive Maps 20151203.pdf](#)

[150456D ExhC1 Aerial Photo map 20151203.pdf](#)

[150456E ExhD1 Neighborhood Workshop info 20151203.pdf](#)

[150456F ExhE1 Application 20151203.pdf](#)

[150456G CPB minutes draft 20151203 .pdf](#)

[150456H staff ppt 20151203.pdf](#)

[150456 draft ordinance 20160317](#)

[150456 revised draft ordinance 20170407](#)

[150457.](#)

**QUASI-JUDICIAL REZONING - BUTLER
DEVELOPMENT/OLIVE GARDEN 3440 SW ARCHER ROAD (B)**

Ordinance No. 150457, Petition No. PB-15-93 ZON

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning approximately 1.1 acres of property that is generally located at 3440 SW Archer Road, as more specifically described in this ordinance, from General Business District (BUS) to Planned Development District (PD); adopting development terms and conditions by assigning the subject property to the Butler Development PD, as may be amended from time to time; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance amends the Zoning Map Atlas by rezoning approximately 1.1 acres of property that includes the Olive Garden restaurant located at 3440 SW Archer Road from General Business District (BUS) to Planned Development District (PD). The property will be included in the Butler Development PD that is governed by Policy 4.3.6 of the Future Land Use Element of the Comprehensive Plan and by Ordinance No. 121108, until such time as it is repealed and superseded by Ordinance No. 150440, as may be further amended from time to time. The City Plan Board on October 22, 2015, voted to recommend approval of this rezoning, and on December 3, 2015, the City Commission approved the associated petition (Petition No. PB-15-93 ZON).

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and shall become effective when the amendment to the City of Gainesville Comprehensive Plan adopted by Ordinance No. 150456 becomes effective as provided therein.

Fiscal Note: None

RECOMMENDATION

The City Commission: adopt the proposed ordinance.

Legislative History

12/3/15	City Commission	Approved (Petition)
3/17/16	City Commission	Adopted on First Reading (Ordinance)

[150457A_staff_report_20151022.pdf](#)

[150457B_ExhA1_Comp_Plan_Policy_4.3.6_20151022.pdf](#)

[150457C_ExhB1_Maps_20151022.pdf](#)

[150457D_ExhC1_General_business_district_20151022.pdf](#)

[150457E_ExhD1_Neighborhood_Wkshop_meeting_20151022.pdf](#)

[150457F_ExhE1_Application_20151022.pdf](#)

[150457A_staff_report_20151203.pdf](#)

[150457B_ExhA1_Comp_Plan_Policy_4.3.6_20151203.pdf](#)

[150457C_ExhB1_Maps_20151203.pdf](#)

[150457D_ExhC1_General_business_district_20151203.pdf](#)

[150457E_ExhD1_Neighborhood_Wkshop_meeting_20151203.pdf](#)

[150457F_ExhE1_Application_20151203.pdf](#)

[150457G_CPB_minutes_draft_20151203.pdf](#)

[150457_draft_ordinance_20150317](#)

[150441.](#)

COMPREHENSIVE PLAN AMENDMENT - BUTLER DEVELOPMENT PUD (B)

Ordinance No. 150441, Petition No. PB-15-102 CPA

An ordinance of the City of Gainesville, Florida, amending Policy 4.3.6 of the Future Land Use Element of the City of Gainesville Comprehensive Plan relating to a condition about transportation impacts to Florida Department of Transportation facilities resulting from the Butler Development Planned Use District (PUD) that is generally located north of Archer Road, west of SW 34th Street, east of I-75, and south of SW 24th Avenue; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: **PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT**

This ordinance amends Policy 4.3.6 of the Future Land Use Element in the Comprehensive Plan relating to the Butler Development Planned Use District (PUD) to delete the requirement that the developer shall construct improvements to the Archer Road/I-75 interchange. The elimination of this requirement is because the Florida Department of Transportation (FDOT) has since determined that they will complete the work necessary to address this issue. The City Plan Board on October 22, 2015, voted to recommend approval of this amendment to the Comprehensive Plan, and on December 3, 2015, the City Commission approved the associated petition (Petition No. PB-15-102 CPA).

CITY ATTORNEY MEMORANDUM

Section 163.3184, Florida Statutes, sets forth the procedure for amending the Comprehensive Plan. The first hearing is the transmittal stage and must be advertised at least seven days prior to the hearing. The second hearing is the adoption stage and must be advertised at least five days prior to the hearing. Within ten working days after the first hearing, the City must transmit the amendment to the reviewing agencies and to any other local government or state agency that has filed a written request for same. These agencies have 30 days after receipt of the amendment to forward comments to the City. The City must consider any written comments received during the second hearing. If adopted on second reading, the City will forward the amendment within ten working days to the state land planning agency and any party that submitted written comments.

Within 30 days following the City's adoption of this amendment to the Comprehensive Plan, any affected person may file a petition with the State Division of Administrative Hearings to request a hearing to challenge the amendment's compliance with Chapter 163, Florida Statutes. If not timely challenged, this amendment shall become effective 31 days after the state land planning agency notifies the City that the amendment package is complete. If timely challenged, this amendment shall become effective when the state land planning agency or the Administration Commission issues a final order determining that this amendment is in compliance with Chapter 163, Florida Statutes. No

development orders, development permits, or land uses dependent on this amendment may be issued or commenced before this amendment has become effective.

Fiscal Note: None

RECOMMENDATION

The City Commission: adopt the proposed ordinance.

Legislative History

12/3/15 City Commission Approved (Petition)

3/17/16 City Commission Adopted on First Reading (Ordinance)

[150441A Staff report 20151022 20151022.pdf](#)

[150441B Exh1 FOT Letter 20151022.pdf](#)

[150441C Exh2 Application 20151022.pdf](#)

[150441A Staff report 20151203.pdf](#)

[150441B Exh1 FOT Letter 20151203.pdf](#)

[150441C Exh2 Application 20151203.pdf](#)

[150441D CPB minutes draft 20151203 .pdf](#)

[150441 draft ordinance 20160317](#)

[150440.](#)

QUASI-JUDICIAL REZONING - BUTLER DEVELOPMENT PLANNED DEVELOPMENT (PD) (B)

Ordinance No. 150440, Petition No. PB-15-92 PDA

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning certain property known as the Butler Development that is generally located north of Archer Road, west of SW 34th Street, east of I-75, and south of SW 24th Avenue, as more specifically described in this ordinance, to Planned Development District (PD); adopting a PD report with land development regulations; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT 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 "Butler Development" and is generally located between SW Archer Road and SW 24th Avenue and between SW 40th Boulevard and SW 34th Street.

The City Commission on January 5, 2012, adopted Ordinance No. 090538 and rezoned the Butler Development to PD. Subsequently, the City Commission on November 21, 2013, adopted Ordinance No. 121108 and amended the Butler Development PD by adding several additional outparcels along Archer Road and revising the overall layout and certain development requirements. The property owner now has requested to amend the Butler Development PD to add another outparcel along Archer Road (the current site of the Olive Garden restaurant) and to make certain revisions to the regulations related to the overall development of the Butler Development PD. For ease of City Commission review, the specific amendments requested are shown in strike-through and underline format in the document titled "Marked PD Report" that is included in the backup to this agenda item.

The City Plan Board on October 22, 2015, voted to recommend approval of this rezoning, and on December 3, 2015, the City Commission approved the associated petition (Petition No. PB-15-92 PDA).

CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and shall become effective when the amendments to the City of Gainesville Comprehensive Plan adopted by Ordinance Nos. 150441 and 150456 both become effective as provided therein.

Fiscal Note: None

RECOMMENDATION

The City Commission: adopt the proposed ordinance.

Legislative History

12/3/15	City Commission	Approved (Petition)
3/17/16	City Commission	Adopted on First Reading (Ordinance)

[150440A_staff_report_20151022.pdf](#)

[150440B_Butler_Enterprises_PD_Report_20151022.pdf](#)

[150440C_Application_20151022.pdf](#)

[150440D_FDOT_Letter_20151022.pdf](#)

[150440A_staff_report_20151203.pdf](#)

[150440B_Butler_Enterprises_PD_Report_20151203.pdf](#)

[150440C_Application_20151203.pdf](#)

[150440D_FDOT_Letter_20151203.pdf](#)

[150440E_CPB_minutes_draft_20151203_.pdf](#)

[150440_draft_ordinance_20160317](#)

PLAN BOARD PETITIONS

DEVELOPMENT REVIEW BOARD PETITIONS

SCHEDULED EVENING AGENDA ITEMS

UNFINISHED BUSINESS

COMMISSION COMMENT

CITIZEN COMMENT (If time permits)

ADJOURNMENT (no later than 11:00PM - Mayor to schedule date and time to continue meeting)