

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

July 7, 2016

1:00 PM

MODIFIED AGENDA

City Hall Auditorium

City Commission

Mayor Lauren Poe (At Large)

Commissioner Harvey Budd (At Large)

Mayor-Commissioner Pro Tem Helen Warren (At Large)

Commissioner Charles Goston (District 1)

Commissioner Todd Chase (District 2)

Commissioner Craig Carter (District 3)

Commissioner Adrian Hayes-Santos (District 4)

If you have a disability and need an accommodation in order to participate in this meeting, please contact the Office of Equal Opportunity at (352)334-5051 at least two business days in advance. TTY (Text Telephone Telecommunication Device) users please call 711 (Florida Relay Service). For Speech to Speech (STS) relay, please call 1-877-955-5334. For STS Spanish relay, please call 1-877-955-8773. For STS French Creole relay, please call 1-877-955-8707.

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

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

ROLL CALL**INVOCATION****Prophet George Young****ADOPTION OF CONSENT ITEMS - GRU, General Government, Audit & Finance Committee and General Policy Committee Items**[140952.](#)**Florida Division of Cultural Affairs General Program Support, Local Arts Agency Grant (NB)**

This item requests approval by the City Commission for the Department of Parks, Recreation and Cultural Affairs (PRCA) to accept, if awarded, a Local Arts Agency (LAA) grant from the Florida Division of Cultural Affairs (DCA).

Explanation: Since being designated as the Local Arts Agency (LAA) for Alachua County in 1985, the City of Gainesville Parks, Recreation and Cultural Affairs Department, Cultural Affairs Division, has regularly applied to the State of Florida Division of Cultural Affairs (DCA) for a general program support grant in the LAA category. The Department qualifies as a Level III organization and can apply for the highest level of funding, \$150,000. Staff has worked to prepare a general program support grant request for the June 1st deadline, requesting grant funds for FY 2018 in the LAA category. The period for this grant award is from July 1, 2017 to June 30, 2018.

Though this grant is for general program support, a detailed outline of how the funds will be spent is required with the application. If funded, the grant award for FY 2018 will be applied to initiatives that will build local

arts agencies' capacity. The grant will provide funding for the "352ArtsRoadmap" cultural master plan implementation for the City of Gainesville and Alachua County with related marketing initiatives. It will provide support for the Thomas Center Galleries' exhibitions curation and marketing; artists' fees for the spring "Jest Fest!" event; and support collaborations with the UF Health Shands Arts in Medicine program (the 352Creates initiative) and UF College of the Arts (the 352walls initiative).

The grant submission deadline was June 1, 2016; a panel review of applications will be scheduled for September; final recommendations will be announced in June 2017. The grant period is for July 1, 2017 - June 30, 2018.

Fiscal Note: The FY 2018 General Program Support \$150,000 grant which has been applied for in the LAA category will be matched 1:1 by expenditures in the PRCA FY17 and FY18 operating budget. No additional funds will be necessary to facilitate this request.

RECOMMENDATION

The City Commission: 1) authorize the City Manager to accept, if awarded, a Local Arts Agency grant from the Florida Division of Cultural Affairs, and 2) authorize the City Manager or designee to execute any grant-related documents, subject to approval by the City Attorney as to form and legality.

Legislative History

6/4/15 City Commission Approved as Recommended

[150075.](#)

Agreement with Florida Department of Corrections - Parks Inmate Work Crew (B)

This item requests that the City Commission approve a contract between the City of Gainesville (City) and Florida Department of Corrections (FDOC) for an Inmate Work Crew for park maintenance activities for the term of November 22, 2016 through November 21, 2019.

Explanation: The City's Parks, Recreation and Cultural Affairs Department contracts with the Florida Department of Corrections (FDOC) to provide an Inmate Work Crew for park maintenance activities. The inmate work crew consists of an FDOC supervisor and five inmates. Annually, this works out to approximately 2080 hours for the officer and 10,000 hours of inmate labor. This three-year contract pays for the salary of the FDOC supervisor along with required tools and supplies in the amount of \$172,491. The major work focus of this crew is litter cleanup, trash pickup, and general maintenance in city parks.

Fiscal Note: First year funds in the amount of \$57,497 will be available in the FY2017 Parks, Recreation and Cultural Affairs Department operational budget.

RECOMMENDATION

The City Commission authorize the City Manager to execute the contract and other related documents with Florida Department of Corrections for a contractual inmate work crew for the term of November 22, 2016 through November 21, 2019, subject to approval by the City Attorney as to form and legality.

Legislative History

7/16/15 City Commission Approved as Recommended

[150075_FDOCAmdmt1_20150716.pdf](#)

[150075B_FDOCAgrmt_20150716.pdf](#)

[150075_Contract PRCA and FDOC_20160707.pdf](#)

160091.**Bid Award for Uniform Purchase for Regional Transit System Employees (B)**

This item involves a request for the City Commission to authorize the bid award to Designlab, Inc. for the Uniform Purchase for Regional Transit System (RTS) Employees.

Explanation: On April 14, 2016, the Purchasing division issued an Invitation to Bid for the Uniform Purchase for Regional Transit System Employees. On May 11, 2016, Purchasing received four (4) responsible and responsive bids.

Fiscal Note: Funds are available in an amount not to exceed \$56,750 annually for the purchase of uniforms for RTS employees. This is included in the annual RTS operating budget.

RECOMMENDATION

The City Commission: 1) authorize the bid award to Designlab, Inc. for the Uniform Purchase for Regional Transit System Employees; and 2) authorize the City Manager or designee to execute a contract and any necessary documents, with Designlab, Inc. for the Uniform Purchase for Regional Transit System Employees, subject to approval by the City Attorney as to form and legality.

[160091A_ITB_RTSX-160029-DS_20160707.pdf](#)
[160091B_Bid_Record_20160707.pdf](#)
[160091C_Affinity_Submittal_20160707.pdf](#)
[160091D_Aramark_Submittal_20160707.pdf](#)
[160091E_Designlab_Submittal_20160707.pdf](#)
[160091F_Golf_Accessories_Submittal_20160707.pdf](#)
[160091G_Logokick_Submittal_20160707.pdf](#)
[160091H_Aramark_Non_Responsive_Ltr_20160707.pdf](#)
[160091I_Totals_Excluding_Non-Bid_Items_20160707.pdf](#)
[160091J_Award_Public_Notice_20160707.pdf](#)
[160091K_ITB_Bid_Tab_20160707.pdf](#)

[160107.](#)

2016 Walmart Foundation Volunteerism Always Pays (VAP) Grant (B)

This item requests approval for the Department of Parks, Recreation and Cultural Affairs (PRCA) to accept, if awarded, a grant from the Walmart Foundation Volunteerism Always Pays (VAP) Grant for up to \$3,000 to support the Gainesville Pop Warner Cheer Program.

Explanation: The Parks, Recreation and Cultural Affairs Department (PRCA) have three parent coaches from the PRCA Gainesville Pop Warner program that are employed at Walmart. The parent coaches have applied for the Volunteerism Always Pays (VAP) Grant funds (on behalf of the Department) in the amount of \$1,000 each from the Walmart Foundation. The funds, if received will support the Gainesville Pop Warner Cheer Program. If their applications are successful, these funds would be used by PRCA staff to enhance the program by providing much needed uniforms and supplies to the girls that participate in the Pop Warner Cheer Program. Many parents struggle financially with the cost of registration and the cheerleading uniforms and supplies associated with the program. Since these funds are to be used by a municipal agency the City must provide a letter signed by the City Manager, explaining the City is a non-profit entity authorized to receive the grant funds.

In the past two years the Gainesville Pop Warner Cheer Program has successfully recruited over sixty (60) girls to participate in the cheer program. In addition to cheerleading and dance, the girls learn scholastic achievement and personal development skills. In 2014 and 2015 respectively, the Gainesville Pop Warner Cheer Team competed and won awards in the Southeast Regional Championships held in Orlando, FL. On both occasions the City Commission issued a proclamation in honor of the girls and the coaches hard work and dedication.

Fiscal Note: There is no fiscal impact to this grant.

RECOMMENDATION

The City Commission: 1) approve the request to accept the grant if awarded from the Walmart Foundation Volunteerism Always Pays (VAP) Grant; and 2) authorize the City Manager or designee to execute the grant award agreement and other grant related documents subject to approval by the City Attorney as to form and legality.

[160107_Draft Walmart Authorization Letter_20160707.pdf](#)

[160135.](#)

Annexation Transition Agreement (B)

This is a referral from the General Policy Committee to the City Commission to postpone negotiations for an Annexation Transition Agreement until a future date when the City has a major annexation planned.

Explanation: The Annexation Transition Agreement expired at the end of September 2014. Commissioner Carter and City staff as well as Commissioner Pinkoson and County staff met on a number of occasions since that time to negotiate revisions to the previous Annexation Transition Agreement.

On May 12, 2016 the City Commission met as the General Policy Committee and heard an update on the status of these negotiations. After hearing a staff presentation, the City Commission directed staff to negotiate an agreement with the County when there is a major annexation planned and to make the terms specific to the annexation area.

Fiscal Note: No fiscal impact.

RECOMMENDATION

The City Commission authorize the Mayor to provide notification to the Alachua County Board of County Commissioners that the City Commission will discontinue negotiations for a new Annexation Transition Agreement and instead negotiate separate agreements for major annexations with terms specific to the annexation areas.

[160135_Staff Analysis ATA_20160707.pdf](#)

[160156.](#)

Voluntary Annexation Petition for Property Owned by North Central Florida Regional Medical Center, Inc. (B)

This is a request for the City Commission to accept the submission of

petition for voluntary annexation of parcel 06340-007-000, owned by North Central Florida Regional Medical Center, Inc. The property is 0.91 acres and located along NW 66th Street.

Explanation: Brian T. Cook, President and CEO of North Central Florida Regional Medical Center, has submitted a petition to the City of Gainesville for voluntary annexation. The property is generally located south of NW 10th Place, west of NW 66th Street, north of W. Newberry Road and east of NW 69th Terrace.

Staff has reviewed the requirements of the the Municipal Annexation or Contraction Act (Chapter 171, Florida Statutes). This area meets the requirements of the Act and is appropriate for annexation.

In order to annex these parcels into the City limits, the owner must submit a petition to the City of Gainesville for voluntary annexation.

Fiscal Note: The current taxable value of the property is \$863,700 and the anticipated fire assessment fee is \$347.46.

RECOMMENDATION

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

[160156_Signed Petition_20160707.pdf](#)

[160147.](#)

Voter Referendum on Extension of Wild Spaces-Public Places (B)

This is a request for the City Commission to authorize the Mayor to send a letter to the Chair of the Alachua County Board of County Commissioners endorsing the proposed distribution of funds generated if Wild Spaces-Public Places is approved by County voters in November 2016.

Explanation: 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. In the absence of an agreement, funds will be distributed according to the State Default Formula with the City receiving 35.78% of the revenue versus the 40.26% received by the City through the original Wild Spaces Public Places. Alachua County would receive 57.16% according to the

State Default Formula versus 52.21 % through the original Wild Spaces Public Places.

On May 12, 2016, the City Commission, sitting as the General Policy Committee, received a briefing on this issue, which included a Staff Analysis. Prior to this, City and County staff met on a number of occasions to discuss the distribution of funds. After discussion, the Committee focused on an approach that would use the State Default Formula while including a \$6 million set-aside from the County's share of revenue. The County would use \$3 million of their set-aside to partner with the City of Gainesville on City projects that have a County-wide impact. The additional \$3 million would be available to all municipalities (including the City of Gainesville) to submit funding requests to the County for partnership projects with a Countywide impact.

Fiscal Note: Projections indicate the City would receive a total of \$46,551,152 over an 8-year levy, according to the State Default Formula. The proposal would result in an additional \$3,000,000 of funding for City projects with a countywide impact. There is the potential for further funding should the City be successful in competing for County support of other City projects.

RECOMMENDATION

The City Commission endorse the proposed distribution and authorize the Mayor to send a letter to the Chair of the Board of County Commissioners encouraging the County Commission to endorse the proposed distribution and agree to enter into an interlocal agreement with the City confirming this distribution.

[160147A_WSPP_Staff_Analysis_20160707.pdf](#)

[160147B_WSPP_List_20160707.pdf](#)

[160147C_Draft_WSPP_Letter_to_County_20160707.pdf](#)

[160129.](#)

**PRESTON L. JACKSON, III V. DUANE DIEHL AND
GAINESVILLE POLICE DEPARTMENT; COURT CASE NO.
1:16-CV-166 (B)**

Explanation: On June 6, 2016, Officer Diehl received a First Amended Civil Rights Complaint filed by Preston L. Jackson, III. In 2014, Mr. Jackson was arrested for trespass after warning, battery on a law enforcement officer and resisting arrest with violence. Mr. Jackson claims to have sustained injuries. Mr. Jackson is seeking compensatory damages.

RECOMMENDATION

The City Commission authorize the City Attorney and/or special counsel if insurance coverage is available to represent the City and the individual officer in the case styled Preston L. Jackson, III v. Duane Diehl and Gainesville Police Department; Court Case No. 1:16-CV-166.

[160129 Preston Jackson Consent 20160707.pdf](#)

[160140.](#)

MELISSA LYNN BIGBIE V. THE CITY OF GAINESVILLE, FLORIDA, A MUNICIPAL CORPORATION; GAINESVILLE REGIONAL TRANSIT SYSTEM, A MUNICIPAL CORPORATION; AND JEFFREY DOMER, IN HIS INDIVIDUAL AND OFFICIAL CAPACITY; EIGHTH JUDICIAL CIRCUIT, CASE NO. 2016-CA-1196 (B)

Explanation: On June 20, 2016, the City was served with a Summons and Complaint filed by Melissa Lynn Bigbie. Melissa Bigbie alleges that she sustained injuries while a passenger on a RTS bus on April 8, 2013, in Gainesville. Melissa Bigbie claims to have suffered bodily injury and resulting pain and suffering, disability, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care and treatment, and/or aggravation or activation of a previously existing condition. Ms. Melissa Bigbie 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 Melissa Lynn Bigbie v. The City of Gainesville, Florida, a Municipal corporation; Gainesville Regional Transit System, a Municipal corporation; and Jeffrey Domer, in his individual and official capacity; Eighth Judicial Circuit, Case No. 2016-CA-1196.

[160140_Melissa Bigbie Consent 20160707.pdf](#)

[150762.](#)

Extension of Tolling Agreement for City's claims against Jones Edmunds regarding the design and engineering of the Sediment Basin of the Sweetwater Branch/Paynes Prairie Sheetflow Restoration Project (B)

Explanation: On September 24, 2013, the City discovered for the first time that the sediment basin of the Sweetwater Branch/Paynes Prairie Sheetflow Restoration Project, located at 325 S.W. Williston Road, Gainesville, Florida, was not functioning as intended and as necessary for the Project. On June 17, 2014, the City placed Jones, Edmunds & Associates, Inc. on notice of the City's claims regarding design and engineering of the sediment basin. Jones Edmunds prepared Sediment Basin Design Modifications that were incorporated into Change Order Request 15 for the Project on or about March 31, 2015. City staff (from GRU, Public Works, and Legal) have been working with Jones Edmunds to negotiate a settlement of the claims without resort to litigation, as it is anticipated that such litigation will be lengthy and time and cost-intensive for both parties. The City entered into a tolling agreement with Jones Edmunds, and amendments extending the applicable Statute of

Limitations date to October 31, 2016. Negotiations are still ongoing, including mediation that is being scheduled. In the event staff is unable to finalize a proposed written settlement agreement prior to the end of the third tolling period, City staff will request the City Commission to authorize the initiation of litigation to pursue the City's claims.

RECOMMENDATION *Approve and ratify the Second Amendment to Tolling Agreement that has been signed in order to preserve the City's legal rights.*

Legislative History

3/3/16 City Commission Approved as Recommended

[150762_First Amendment to Tolling Agreement_20160303](#)

[150762_Second Amendment to Tolling Agreement_20160707.pdf](#)

[160183.](#)

City Commission Minutes (B)

RECOMMENDATION *The City Commission approve the minutes of June 2, June 9, and June 16, 2016.*

[160183_minutes-20160707.pdf](#)

[160180.](#)

Resignation of Rob Edmunds from the Development Review Board (B)

RECOMMENDATION *The City Commission accepts the resignation of Rob Edmunds, effective immediately.*

[160180_ResignationRobEdmund_20160707.pdf](#)

ADOPTION OF REGULAR AGENDA

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

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

[160042.](#)

Gainesville Police SWAT Team Vehicle Purchase (B)

This is a request for the City Commission to approve funding from Federal Forfeiture funds in the amount of \$82,500 for the purchase of an armored vehicle for the SWAT team.

Explanation: The Gainesville Police Department SWAT team needs to purchase a new vehicle. The current armored vehicle was designed to transport money/bank transfers, not SWAT personnel. The current armored vehicle, a 1992 Ford acquired in 2004 with 241,440 miles, is well past its service life and is not up to modern industry standards regarding ballistic protection. The vehicle is becoming a safety hazard due to its age with exhaust fumes entering the interior.

The SWAT team is requesting permission to utilize Forfeiture Funds to purchase an industry standard armored personnel carrying vehicle to replace the aged bank truck. The new vehicle will provide the industry standard for ballistic protection should the members of the SWAT team or any citizens being rescued come under fire.

Alpine Armoring Pointer Van has been utilized as a demo from 2008 and has very low mileage. This vehicle was evaluated in person by the GPD SWAT commander and Fleet personnel. The primary benefits of this vehicle are the low price and the low, non-military profile. This purchase will be a sole source purchase.

Fiscal Note: The purchase of this armored vehicle in the amount of \$82,500 is a permissible use of Federal Forfeiture funds as this is a one-time expense for the formation of a new police unit. The vehicle is a fiscally sound purchase, as any new armored vehicle would cost approximately \$250,000.

RECOMMENDATION

The City Commission authorize the Gainesville Police Department to use Federal Forfeiture funds to purchase an armored vehicle for the SWAT team.

[160042A Alpine Armoring Quote 20160602.pdf](#)

[160042B Tampa Spring Quote 20160602.pdf](#)

[160042C Turret Step 20160602.pdf](#)

[160111.](#)

Zika Emergency Response Funding - Florida Department of Health (B)

This item is a request for the City Commission to hear a presentation and to approve the submission and acceptance of a grant, if awarded, from the Florida Department of Health (FDOH).

Explanation: On February 4, Governor Rick Scott declared a public health emergency in four counties for Zika virus; the declaration was later extended to 19 counties, including Alachua County. The Governor designated Florida Department of Health (FDOH) as lead state agency to coordinate emergency response activities among various state agencies and local governments. DOH announced that Zika emergency response funding is available through grant applications.

Alachua County has had four confirmed travel-related cases of Zika infection and more than 31 suspected cases to date. With more than 50% of the county population living within the city of Gainesville, Gainesville Mosquito Control (GMC) plays a key role in terms of fighting Zika infections. So far GMC has, at the request of and in coordination with the Department of Health (DOH)-Alachua, investigated and responded to a number of suspected and confirmed cases of Zika infection with limited resources. Furthermore, as mosquito season is underway, mosquito control staff will be more focused on routine mosquito control operations such as responding to citizen's service requests and conducting larvicide and adulticide missions. Grant funding will allow the City to hire two temporary personnel to ensure adequate response and public outreach and education during the upcoming mosquito season.

City and Department of Health staff will provide a presentation on Zika and the City's mosquito control program and address questions.

Fiscal Note: The amount of the grant is \$120,762.00 with no local match required.

RECOMMENDATION

The City Commission: 1) hear an informational presentation from City staff and County Department of Health staff on Zika and mosquito abatement efforts, and 2) if the grant is awarded, authorize the City Manager to execute all related documents, subject to approval by the City Attorney as to form and legality.

[160111A_ZikaGainesville_20160707.pdf](#)

[160111B_ZikaBudget_20160707.pdf](#)

[160111D_Health Dept Zika Presentation_20160707.pdf](#)

[160111C_Mosquito_20160707.pdf](#)

[160110.](#)

FY 2016-2017 Funding Recommendations and Annual Action Plan (Application) for Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) Funds (B)

The City Commission is asked to consider recommendations for allocating CDBG and HOME funds for FY 2016-2017, and to authorize the submission of an Annual Action Plan (Application) to the U.S. Department of Housing and Urban Development (HUD) based on the funding allocations that are approved by the City Commission.

Explanation: Each year the City of Gainesville receives an allocation of CDBG and HOME Program funds from HUD for local community development, housing activities, and public services. The total estimated CDBG and HOME program expenditures for FY 2016-2017 is \$1,666,408, which includes \$1,211,681 CDBG Program funding and \$448,727 HOME

Program funding. The City's Housing & Community Development Division (HCD) administers the CDBG and HOME funds allocated to outside agencies and City projects.

In accordance with the City Commission's CDBG/HOME funding priorities established in 2006, annually, a portion of the CDBG/HOME funds are set-aside for the Block Grant Administration, City Housing Programs, City Codes Enforcement Programs and the Cold Night Shelter Program. The remaining CDBG/HOME funds are made available to non-profit outside agencies and other public agencies through a competitive process for public services and other housing programs. This competitive process includes application reviews, site visits, and funding recommendations made by the Citizens Advisory Committee for Community Development (CACCD), a 15-member citizen advisory board appointed by the City Commission to make important recommendations for the use of the CDBG and HOME Program funding. In October 2014 and January 2015, City staff presented the City Commission's directive to the CACCD to review and determine if the current CDBG/HOME funding priorities are continuing to sufficiently address the needs of the community. The CACCD unanimously agreed that the current CDBG/HOME funding priorities are still sufficient for meeting the needs of the community.

In March 2015 and January 2016, staff advised the City Commission via memorandum that HUD recommended that local governments establish minimum grant awards for public service programs (Attachment C). HUD's recommendations include that local governments have a large number of subrecipient contracts to administer; and it is recommended that the local governments consider implementing a minimum grant award in order to maximize efficiency of limited resources and grant effectiveness. According to instructions from HUD, it is recommended for local governments to implement a minimum \$10,000 grant award amount for Public Service programs to maximize efficiency of limited resources; and grant effectiveness for administering smaller versus larger grants for CDBG funded projects and programs. The CACCD also supports HUD's grant award recommendation.

As a result, a two-year transitional grant funding process was implemented to gradually decrease the funding awards to allow outside agencies with sufficient time to seek other alternative funding sources for their programs. This information was discussed and communicated to the currently funded organizations receiving CDBG funds. Additionally, on February 10, 2015, this information was made available to currently funded and potential applicants during the FY 2015-2016 CDBG/HOME Applicant Workshop; and on February 9, 2016 this information was made available to currently funded and potential applicants during the FY 2016-2017 CDBG/HOME Applicant Workshop. This information is also outlined in FY 2015-2016 and FY 2016-2017 CDBG/HOME grant funding applications. The following grant funding schedule was implemented to streamline and improve fiscal responsibility: FY 2015-2016: minimum \$5,000 grant award per

project/program; and FY 2016-2017: minimum \$10,000 grant award per project/program. Please note that CACCD recommended for the Housing Rehabilitation set-aside to remain at a minimum of \$5,000 per grant award based on the amount of funding available and the smaller number of applicants requesting funding.

The implementation of this new grant award process for Public Services projects will comply with HUD's recommendation to maximize efficiency of limited resources and grant effectiveness for administering smaller versus larger grants for CDBG funded projects and programs.

In FY 2016-2017, a portion of the CDBG and HOME funds are set-aside for the City projects: City Housing Programs; Block Grant Administration; Code Enforcement; and Cold Weather Shelter for the homeless. In addition, a portion of the CDBG and HOME funds are made available to non-profit outside organizations and other public agencies through a competitive process that involves review and recommendations by the Citizens Advisory Committee for Community Development (CACCD). The FY 2016-2017 CDBG and HOME funding set-asides are outlined in Attachment A.

On May 17, 2016, the CACCD formulated its recommendations on allocating the CDBG and HOME "competitive" set-aside for non-profit outside organizations and other public agencies. The CACCD's recommendations total \$199,635, for CDBG and \$96,309 for HOME. Copies of the CDBG and HOME applications that were reviewed by the CACCD are on file in the Office of the Clerk of the Commission. The CACCD's funding recommendations for the CDBG and HOME Programs are included in Attachment B.

The Annual Action Plan (Application) that is submitted to HUD outlines the specific agencies and activities to be funded through CDBG and HOME in the next fiscal year. The Application will be based on the City Commission's approval of the FY 2016-2017 CDBG and HOME funding allocations. The City's Annual Action Plan must be submitted to HUD by August 15, 2016.

Fiscal Note: The total projected CDBG and HOME program expenditures for FY 2016-2017 is \$1,666,408. Sources of funding for each program are as follows: CDBG - \$1,211,681; and HOME - \$448,727.

RECOMMENDATION

The City Commission: 1) consider recommendations from the CACCD for the outside agencies that are designated to receive FY 2016-2017 CDBG and HOME funds ; 2) approve the FY 2016-2017 CDBG and HOME set-aside funding for City projects: City Housing Programs; Block Grant Administration; Code Enforcement; and Cold Weather Shelter for the homeless; 3) authorize the City Manager or designee to prepare and submit the FY 2016-2017 Annual Action Plan (Application), including all understandings and assurances contained therein, to the U.S.

Department of Housing and Urban Development for financial assistance under the Community Development Block Grant Program and HOME Investment Partnerships Program and to act on behalf of the City of Gainesville in all matters pertaining to the CDBG and HOME Programs; 4) authorize the City Manager or designee to take actions as appropriate to allocate the FY 2016-2017 CDBG and HOME funds; and 5) authorize the City Manager to execute subrecipient agreements with those outside agencies that are designated to receive FY 2016-2017 CDBG and HOME funding, subject to approval by the City Attorney as to form and legality.

[160110A_CDBG HOME FY 2016-2017 Set Aside Budget-1_20160707.pdf](#)

[160110B_CACCD Memo Funding Worksheets_20160707.pdf](#)

[160110C_Memo to CCOM CDBG Min Allocation_20160707.pdf](#)

[160110D_CACCD Funding Recom FY 16-17_20160707.pdf](#)

[160110E_CDBG HOME Presentation_20160707.pdf](#)

[160148.](#)

Purchase of 2.462 Acres Adjacent to Kanapaha Wastewater Treatment Plant (B)

MODIFICATION - Changed Text File Language in the Explanation to Reflect the 7/6/16 UAB meeting motion.

Explanation: In 1973 the City acquired a 510+/- acre parcel of land for the construction of the Kanapaha Wastewater Treatment Plant. Included in the 510-acre parcel was a three bedroom residential home. In 1977, the City began leasing the home to the Sexual and Physical Abuse Resource Center, now known as Peaceful Paths, Inc. (Peaceful Paths), for use as an emergency shelter for domestic abuse victims. In consideration for their continued maintenance and improvements to the property and facility the City deeded the 2.46-acre property to Peaceful Paths in 1989. Transferring the property to Peaceful Paths allowed them to use the property value as an in-kind match for grant funding needed to finance their expansion and operating costs. The property was transferred to Peaceful Paths with the provision that in the event the property is not used as a sexual and physical abuse resource center the title would revert back to the City.

Over the years Peaceful Paths continued to renovate and expand the facility. Grants as well as mortgages were obtained to facilitate their efforts. In order to better serve the needs of the community, Peaceful Paths completed the construction of a new facility in Northwest Gainesville in 2015. The new site is fully functional and all operations have been relocated there. As a result, Peaceful Paths no longer needs the 2.46-acre subject property.

Peaceful Paths has asked that in consideration for the improvements made to the property over the years, there be compensation in exchange for the improvements. In an effort to maintain a buffer surrounding the Kanapaha Plant and to allow for future expansion of plant facilities if needed, Staff negotiated to purchase the improvements from Peaceful Paths for an amount equal to the balance of an existing mortgage on the property secured by Peaceful Paths in 2010. It is estimated that the mortgage balance is less than \$225,000. A complete copy of the Contract for Purchase and Sale outlining the agreement has been included in the backup materials for this agenda item.

To ensure that the parcel is maintained as either a buffer or used for future expansion of facilities at the Kanapaha Plant, GRU desires to have the property asset transferred from General Government to GRU.

This item was presented to the Utility Advisory Board on June 29, 2016.

Fiscal Note: The total purchase price of the property will depend on the closing date and corresponding final payoff amount of the mortgage; however, as outlined in the Contract, the amount is not expected to exceed \$225,000.00, plus closing costs. Funds are available to purchase the improvements from Peaceful Paths in GRU's approved FY16 wastewater system capital budget. Necessary funds will be included in GRU's proposed FY17 budget for the purchase of the real property from General Government.

RECOMMENDATION

The Commission: 1) Authorize the General Manager or his designee to execute all documents necessary to complete the purchase in accordance with the Contract, subject to approval of the City Attorney as to form and legality, and 3) authorize the transfer of the property asset from General Government to GRU.

[160148ContractPurchaseSaleProperty20160629](#)

[160148Contract Peaceful Paths20160629](#)

[160181.](#)

SAP Enterprise Management System to include Re-implementation of Financial Management System (FMIS) and Customer Care System (CCS) and additional Work Management and Asset Management modules (EAM). (NB)

MODIFICATION - New Back-up and Changed Text File Language in the Explanation to reflect the 7/6/16 UAB meeting motion.

Explanation: On November 6, 2014, the City Commission authorized GRU to transition the Financial Management System (FMIS) and Customer Care System (CCS) to the current product version. This authorization provided for a 2-3 year implementation plan to upgrade the system and included authorization to amend existing master services software license agreements, negotiate with SAP as a specified source for FMIS

implementation services, and authorized a not to exceed \$6 million budget for FMIS. Since this authorization, GRU has upgraded its current hardware system and has redefined the Enterprise Management system implementation plan. Work and Asset management for the operational areas to plan, schedule, execute work orders, and report on assets has been added to the Enterprise Management System to allow greater efficiencies and work flow within the organization.

Staff will work directly with the software provider, SAP, for the re-implementation of the Financial Management System but believes there is a competitive advantage to negotiating an RFP/RFI for the CCS and EAM implementation.

Fiscal Note: Funds for the initial phases of this project are available in the FY 2016 budget and will be requested in FY17, FY18, and FY19 budgets, subject to the final appropriation of funds.

RECOMMENDATION

The Board recommend that the City Commission:

1. Authorize the General Manager, or his designee, to execute a Statement of Work for FMIS implementation services with SAP as the system integrator in the amount of \$4,778,805.
2. Authorize the General Manager, or his designee, to execute a Premium Engagement Support Services Agreement beginning August 1, 2016 for three years payable as follows:
Year 1: \$400,732
Year 2: \$578,512
Year 3: \$563,422
3. Authorize the General Manager, or his designee, to extend the projected FMIS, CCS, and EAM implementation plan timeline to include FY 16, FY 17, FY18, and FY19.
4. Authorize the General Manager, or his designee, to issue and negotiate an RFP/RFI for blueprint and implementation services for CCS and EAM modules.
5. Authorize the General Manager, or his designee, to allocate an additional \$20 million for CCS and EAM implementations.
6. Authorize the General Manager, or his designee, to execute any contracts and/or documents as may be necessary or desirable to proceed with the transaction authorized above, subject to the approval of the City Attorney as to form and legality, and to take such other actions as may be necessary or advisable to proceed with

such transaction in accordance with this City Commission authorization.

[160181_buzzworddoc_20160706](#)

[160181_ppt_20160706](#)

COMMITTEE DISCUSSION ITEMS - Items placed on the agenda by the Audit & Finance Committee or General Policy Committee or moved from Consent

OTHER POLICY DISCUSSION ITEMS - If the Commission does not get to these items, they are continued to the next regular Commission meeting or such other regular or special meeting or workshop, as the Commission directs

INFORMATIONAL PRESENTATIONS - Items that do not request or require any Commission action. If the Commission does not get to these items, they are continued to the next regular Commission meeting or such other regular or special meeting or workshop, as the Commission directs.

4:30 - 5:30pm Dinner Break

5:30 - Call to order Evening Session

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS

[160178.](#)

Parks, Recreation and Culture Month - July 2016 (B)

RECOMMENDATION

Public Recreation and Parks Board Chair Elisabeth Manley, Nature Centers Commission Chair Charles Pedersen and Gainesville/Alachua County Cultural Affairs Board Chair Leslie Ladendorf to accept the proclamation.

[160178_ParksRecCultural_20160707.pdf](#)

[160179.](#)

Young Entrepreneurs for Leadership & Sustainability - July 7, 2016 (B)

RECOMMENDATION

Entrepreneurship & Innovation Center at UF Dr. Kristin Joos, Ph. D. to accept the proclamation.

[160179_YELS_20160707.pdf](#)

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

PUBLIC HEARINGS**RESOLUTIONS - ROLL CALL REQUIRED**[150188.](#)**LANDSCAPE IRRIGATION RESOLUTION (B)**

Resolution No. 150188

A Resolution of the City of Gainesville, Florida, requesting Alachua County to amend Alachua County Ordinance 2015-11, which created landscape irrigation design and maintenance regulations, to include the incorporated area of the City of Gainesville, until such time as the City of Gainesville should determine otherwise or choose to adopt a municipal ordinance for the same purpose; and providing an effective date.

Explanation: At its meeting of May 19, 2016, the City Commission directed the City Attorney to draft a resolution for the City to opt into Alachua County's Landscape Irrigation Design and Maintenance Standards, also known as the Irrigation Efficiency Code (Alachua County Ordinance No. 2015-11). This Resolution requests that Alachua County amend the Landscape Irrigation Design and Maintenance Standards Code to provide for its applicability and enforcement by Alachua County in the City of Gainesville.

RECOMMENDATION

The City Commission adopt the proposed Resolution.

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
4/7/16	City Commission	Postponed
5/19/16	City Commission	Approved as Recommended

[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](#)
[150188A Irrigation Efficiency Code Presentation 20160519.pdf](#)
[150188B County Ordinance 20160519.pdf](#)
[150188C Alachua Co Irrigation brochure 20160519.pdf](#)
[150188 draft resolution 20160707.pdf](#)

[150839](#)

**RESOLUTION - DECLARE AS SURPLUS CERTAIN
CITY-OWNED REAL PROPERTY ADJACENT TO NEWNANS
LAKE (B)**

Resolution No. 150839

This item is a request to declare as surplus certain real property generally located north of Lakeshore Drive, east of SE 74th Street, and west of Newnans Lake (northern approximately 600 feet of Tax Parcel No. 17945-000-000), and waive the competitive disposition requirement in the City's Real Estate Policies to allow the sale of the property to the adjacent property owners.

Explanation: On December 17, 2012, the City of Gainesville purchased approximately 800 acres, consisting of three parcels, from Franklin Crates, Incorporated. Of the total acreage, 153 acres are considered upland conservation property and was combined into one parcel identified as tax parcel 17945-000-000. The total purchase price was \$612,000 which is \$4,000 per upland acre. The land is directly adjacent to Lakeshore Drive and surrounds the City's Palm Point Nature Park on Newnan's Lake. The property contains extensive frontage along the lake, approximately 5,500 lineal feet.

On May 18, 2016, the City Commission approved a license agreement for Gainesville Area Rowing to cross a portion of the City parcel to build docks and access the lake. The City's property separates the rowing club and three other property owner's access to the lake. Of the approximately 5,500 lineal feet of frontage that the City owns, the rowing club and adjacent three property owners abut approximately 600 feet. This portion of the land is difficult for the City to access and manage. Declaring this portion as surplus would not affect the remaining City

owned land. Contact has been made with each of the four adjacent property owners and they are interested in acquiring the property.

Staff recommends waiving the competitive disposition requirement in the City's Real Property Policies because the property is only useable to the adjacent property owners. The total property associated with this request is approximately two-thirds of an acre.

Fiscal Note: Funds generated from selling the surplus property would be placed back in the Wild Spaces Public Places (WSPP) Fund.

RECOMMENDATION

The City Commission adopt a resolution to: 1) declare the subject property as surplus; 2) waive the competitive disposition process; 3) authorize the City Manager or his designee to negotiate the sale of the subject property to the adjacent property owners; and 4) authorize the Mayor to execute and the Clerk of the Commission to attest the Special Warranty Deeds to convey the property to the adjacent property owners, subject to review by the City Attorney as to form and legality.

Legislative History

5/19/16 City Commission Approved as Recommended

[150839A Map of GAR Parcels proposed esmt 20160519.pdf](#)

[150839B License Agreement 20160519.pdf](#)

[150839C Map - Entire Parcel 20160519.pdf](#)

[150839D Map showing surplus area 20160519.pdf](#)

[150839A draft resolution 20160707.pdf](#)

ORDINANCES, 1ST READING - ROLL CALL REQUIRED

[140292.](#)

REVISIONS TO LANDLORD PERMITS SECTIONS OF CODE OF ORDINANCES (B)

Ordinance No. 140292

An ordinance of the City of Gainesville, Florida, amending the Code of Ordinances related to landlord permits by amending Section 2-377 - Applicability; jurisdiction; amending Chapter 14.5 - Miscellaneous Business Regulations, Article I. - Landlord Permits; amending Appendix A. - Schedule of Fees, Rates and Charges; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: CODE ENFORCEMENT DEPARTMENT STAFF REPORT

This ordinance will amend the Landlord Permits sections of the Code of

Ordinances in accordance with the direction provided by the City Commission at its meetings on September 7, 2015, and November 19, 2015. The amendments include: revising the ordinance exemption to include dwellings occupied by the owner or certain family members; providing for the transfer of permits to the new owner(s) of a dwelling; incorporating the code enforcement board or special magistrate into the permit revocation hearing process; revising the permit fees regarding proration for permits received in second half of permit year, late fees, permit transfers, and multiple dwelling unit discounts; as well as other general clarification revisions.

CITY ATTORNEY MEMORANDUM

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

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

Legislative History

8/21/14	City Commission	Referred to the Community Development Committee
3/4/15	Community Development Committee	Discussed
9/2/15	Community Development Committee	Discussed
9/17/15	City Commission	Approved, as shown above
10/14/15	Community Development Committee	Discussed
11/19/15	City Commission	Approved as Recommended
12/2/15	Community Development Committee	Discussed
1/21/16	City Commission	Approved as Amended

[140292_Landlord Permit Review_20150304.pdf](#)

[140292_FY14 GAINESVILLE \(FL\) - LL CAP FINAL_20150902.pdf](#)

[140292A_Landlord Permit Program_20150917.pdf](#)

[140292B_fee study_20150917.pdf](#)

[140292C_3-4-15 CDC Minutes_20150917.pdf](#)

[140292_Landlord Permit PPT_20151014.pdf](#)

[140292_Landlord Permit presentation_20151119.pdf](#)

[140292_LL P presentation_20151202.pdf](#)

[140292_Landlord Permit presentation_20160121.pdf](#)

[140292A_draft ordinance_20160707.pdf](#)

[160124.](#)**TEXT CHANGE - ADD ARMOR SYSTEMS MANUFACTURING & ASSEMBLY AS A PERMITTED USE BY RIGHT TO MU-1 ZONING DISTRICT (B)**

Ordinance No. 160124, Petition PB-16-76 TCH

An ordinance of the City of Gainesville, Florida, amending Section 30-64 - Mixed-Use Low-Intensity District (MU-1) of the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) to add Armor Systems Manufacturing and Assembly as a permitted use by right with Indoor Gun Range as an accessory use; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

MODIFICATION - Additional Back-up and New Power Point

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance will add Armor systems manufacturing and assembly as a permitted use, with conditions, in the Mixed-Use Low-Intensity (MU-1) zoning district. Armor systems include armor safety products and personal protective equipment such as body armor, bullet proof vests and similar products. The conditions for the proposed use include that all manufacturing and assembly be within completely enclosed structures that are at least 100 feet from properties with residential land use, that there is no outdoor storage, that loading docks and mechanical equipment be screened, and that sound attenuation be provided. An indoor gun range will be allowed as an accessory use, but shall be limited to product testing and demonstration and shall have sound attenuation.

The similarly named use of Hard armor systems manufacturing and assembly was added in 2012 by Ordinance no. 140392 to the Airport Facility District (AF) at Gainesville Regional Airport to enable a high-tech, local start-up company to operate in the AF zoning district. That company designs and manufactures body armor and related safety equipment for public safety workers (e.g., fire, police, and the U.S. military). This ordinance will allow such businesses to operate within the MU-1 zoning district.

At a public hearing on June 30, 2016, the City Plan Board voted to recommend that the City Commission approve this amendment to the list of permitted uses within the MU-1 zoning district.

CITY ATTORNEY MEMORANDUM

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

RECOMMENDATION *The City Commission: 1) approve Petition No. PB-16-76 TCH; and 2) adopt the proposed*

ordinance.

[ccc160124 Staff report and Appendices A - B 20160630](#)

[160124A draft ordinance 20160707.pdf](#)

[160124B Staff report and Appendices A - B 20160630](#)

[160124C MOD CPB minutes draft 20160707](#)

[160124D MOD Staff PPT 20160707](#)

[160121.](#)

QUASI JUDICIAL - AMEND THE LIST OF USES PERMITTED BY RIGHT IN THE PS ZONING DISTRICT FOR DEPOT PARK (B)

Ordinance No. 160121; Petition No. PB-16-80 ZON

An ordinance of the City of Gainesville, Florida, amending the list of permitted uses specified in Ordinance No. 081040 for the existing Public Services and Operations District (PS) zoning for certain property generally located south of Depot Avenue, east of South Main Street, north of SE Veitch Street and west of SE 4th Street, commonly known as "Depot Park," as more specifically described in this ordinance; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

MODIFICATION - Revised and Additional Back-up and New PowerPoint

Explanation: PLANNING AND DEVELOPMENT SERVICES DEPARTMENT REPORT

This ordinance will amend the list of permitted uses for Depot Park that was established in 2009 per the adoption of Ordinance No. 081040. The approximately 39.5-acre property is on the south side of Depot Avenue, east of S Main Street, north of SE Veitch Street and west of SE 4th Street. Depot Park is the culmination of major, long-term efforts of the City of Gainesville to remediate environmental contamination caused by a coal gasification plant that was located along Depot Avenue, and to redevelop this City-owned property into a unique city park with components that include but are not limited to public greenspace, the renovated and historic train depot building, and the Cade Museum.

In consideration of the uses that are planned for the Depot Building (historic train depot building), the need to amend the list of permitted uses established in 2009 for this PS zoning district has become evident. Among the proposed uses envisioned for the Depot Building are indoor events such as concerts and cultural events (currently permitted in this PS district only as outdoor events), eating places, outdoor cafes, barber shop, and retail sales. This will expand the allowance for eating places, outdoor cafes, and retail sales, which are currently allowed only as accessory uses to museum, art galleries and botanical and zoological gardens (MG-84).

This ordinance will allow for uses that are complimentary to and supportive of the City's Depot Park, supportive of increased economic activity in East Gainesville, and consistent with City of Gainesville Comprehensive Plan.

At a public hearing on June 30, 2016, the City Plan Board recommended approval to the City Commission.

CITY ATTORNEY MEMORANDUM

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

RECOMMENDATION *The City Commission: 1) approve Petition PB-16-80 ZON; and 2) adopt the proposed ordinance.*

[160121_Staff report and Appendices A - C_20160630](#)

[160121A_draft ordinance_20160707.pdf](#)

[160121_petition form_20160707.pdf](#)

[160121B_Staff report and Appendices A - C_20160707](#)

[160121C_MOD CPB minutes draft_20160707](#)

[160121D_MOD Staff PPT_20160707](#)

[160121A_MOD revised draft ordinance_20160707.pdf](#)

[160121_MOD petition form_20160707.pdf](#)

ORDINANCES, 2ND READING - ROLL CALL REQUIRED

PLANNING PETITIONS

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

COMMISSION COMMENT

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