# **City of Gainesville**

City Hall 200 East University Avenue Gainesville, Florida 32601



# **Meeting Agenda - Final**

July 19, 2018

1:00 PM

**MODIFIED AGENDA** 

**City Hall Auditorium** 

# **City Commission**

Mayor Lauren Poe (At Large)
Commissioner Helen Warren (At Large)
Commissioner Gail Johnson (At Large)
Commissioner Gigi Simmons (District 1)
Commissioner Harvey Ward (District 2)
Commissioner David Arreola (District 3)
Mayor-Commissioner Pro Tem Adrian Hayes-Santos (District 4)

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 1-877-955-8773. For STS French Creole relay, please call 1-877-955-8707.

#### CALL TO ORDER - 1:03 PM

#### 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

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

<u>180125.</u> City Commission Minutes (B)

RECOMMENDATION

The City Commission approve the minutes of May 31, June 7, June 13(2), June 14, 2018, June 19, and June 21 2018.

180125(A) 5-31-18Minutes 20180719.pdf 180125(B) June7Minutes 20180719.pdf 180125(C) 6-13-18Minutes 20180719.pdf 180125(D)6-13-18Minutes 20180719.pdf 180125(E) 6-14-18Minutes 20180719.pdf 180125(F) June19Minutes 20180719.pdf 180125(G) June21Minutes 20180719.pdf

<u>180162.</u>

Resignation of John Paul Fiore, Karla Shopoff and Adam Boudreaux from the City Beautification Board and Howie Ferguson from the Gainesville Art and Public Places Trust (B)

RECOMMENDATION

The City Commission accepts the resignation of John Paul Fiore, Karla Shopoff, Adam Boudreaux and Howie Ferguson, effective immediately.

180162 ResignationFioreShopoffBoudreauxFerguson 20180719.pdf

180138.

**Professional Engineering and Architectural Consulting Services** (Continuing Contracts) (B)

\*\*This item was on the UAB consent agenda on July 12, 2018.\*\* MODIFICATION - ADDED UAB RECOMMENDATION

Explanation: This Purchasing solicitation was a joint effort between CRA, the City (Public Works and Facilities), and GRU, with review and approval by the Assistant City Attorney and the Utilities Attorney. This collaboration between departments was first undertaken several years ago, with the goal of attracting more firms by streamlining the process and drafting a single contract with each firm for use by the City, GRU and CRA. Continuing contracts have historically been utilized by each entity to provide staff augmentation when internal resources are already being fully utilized, the internal technical capabilities are not available or third party input is desired from professionals from various disciplines. This joint effort has proven to be efficient and beneficial.

> Utilities Purchasing issued a Request for Statement of Qualifications (RFSQ) to one-hundred forty firms and posted the RFSQ on GRU's website. Labor rates may still be adjusted annually, based in part on the CPI, with the concurrence of the City, GRU and CRA. Seventy-four firms responded and all seventy-four were qualified. The list of qualified firms is attached.

As with all requirements for these professional services, the City, GRU and CRA, will award work to a firm on a project specific basis, and will award each project based upon an evaluation of a firm's understanding of the project scope, specific expertise and ability to complete the project, as well as the project completion time and cost as reflected by proposed level of effort. Staff will issue separate requests for professional services when it is deemed to be in the best interest of the City, GRU or CRA. For projects with a cost estimated to exceed two million dollars, a separate RFSQ will be issued requesting project specific submittals from the list of qualified professionals with the ranking submitted to the City Commission for approval.

Fiscal Note: Funding for the projects for which design or consultation services are required have been budgeted in the Capital Improvements Budgets of the City, GRU and CRA departments requiring these services for FY 2019 and will be budgeted in future years as required.

RECOMMENDATION

Staff recommends that the City Commission:

1) Approve the listing of qualified engineering and architectural consulting firms as submitted by staff;

- 2) Authorize the City Manager, General Manager and CRA Executive Director, or their designees, to initiate contract negotiations with the qualified firms in accordance with the Consultants' Competitive Negotiations Act (CCNA);
- 3) Authorize the City Manager, General Manager and CRA Executive Director, or their designees, upon successful negotiations, to execute agreements for professional services for a term extending through September 30, 2023, with no renewals, subject to approval of the City Attorney as to form and legality, in an amount not to exceed budgeted amounts for professional architectural, engineering or consultation services.

The UAB unanimously approved the staff recommendation on their consent agenda on July 12, 2018.

180138 - LIST OF QUALIFIED FIRMS 20180714

#### 180145.

# Selection of External Auditors for Professional Auditing Services (B)

MODIFICATION - CHANGED TEXT FILE LANGUAGE

Explanation: Florida Statutes section 218.39 and Gainesville Code of Ordinances section 2-433 require the City Commission to employ an independent certified public accountant, not connected with the government of the City, to audit the accounts maintained and the financial statements prepared by the City for each fiscal year. Resolution 150127 requires the City Auditor to be responsible for coordinating all financial audits, preparing Requests for Proposals (RFP) for external audit firms, evaluating and rating all proposals, monitoring the progress of the audit, and ensuring that contractual terms have been fulfilled.

In 2016, the City's professional auditing services contract was bid. The General Government segment was awarded to Carr, Riggs, & Ingram, LLC, by the City Commission on February 2, 2017, for a contract period of three years beginning with the fiscal year 2017 audit. The contract required delivery of the combined financial statements and "all required reports" by January 31, 2018. On May 24, 2018, the City Auditor provided formal notice that the audit firm was in default of the contract for failure to timely deliver the required financial reports and allowed 10 calendar days to cure the default or risk the City exercising its right to terminate the contract for cause. On June 6, 2018, the City Auditor advised that the firm remained in default for failure to deliver the required financial statements. On June 12, 2018, the City Auditor issued formal notice to Carr, Riggs, & Ingram, LLC, that the failure to timely cure the default was considered a breach of contract and that effective June 13, 2018, the City would pursue seeking bids for new external auditors for the

remaining two years of the contract.

On June 12, 2018, the Fiscal Year 2017 audited financial reports were presented to and accepted by the Audit and Finance Committee and subsequently submitted and approved by the City Commission on June 21, 2018. The City Auditor provided the Audit and Finance Committee a status update on the cancelled contract and the need to issue a new RFP for the remainder of the original contract term.

On June 13, 2018, a Request for Proposals was issued seeking professional services for the General Government audit segment for a period of two fiscal years beginning with the fiscal year ending September 30, 2018, with the option to negotiate and extend the contract for two additional two-year periods. On June 28, 2018, the City received five (5) responses. Each proposal contained a technical qualifications proposal and a separately sealed price proposal. The proposals were evaluated in accordance with the technical criteria set forth in the RFP, excluding price proposals, by a three-member evaluation team consisting of one representative from the General Government Finance Department, one representative from the GRU Finance Department, and one City Auditor staff member. Proposals were assigned a composite score based on the technical and written criteria. Purchasing staff then opened the fee proposals and assigned points to the price proposals with higher points given to the lowest submitted fee proposal in each case. Qualified local businesses received an additional five percent of the total evaluation points in accordance with the City's Local Preference Ordinance. Final composite scores and rankings were then computed, and the two (2) highest ranked firms are tabulated as follows:

1st - Purvis, Gray & Company, LLP 2nd - James Moore& Co., PL

Fiscal Note: Professional Auditing Service fees for the General Government audit segment are included in the budget. The first-ranked firm submitted a first-year price fee of \$95,600. The RFP was structured to allow for annual price adjustments beginning with the second year based on the Consumer Price Index (CPI) for the Southern Region, all urban consumers, all items, with a five percent (5%) limit on any increase. Prices will be negotiated should the City choose to extend the contract for the optional two (2) year extensions.

# RECOMMENDATION

The Audit and Finance Committee recommends the City Commission:

- 1) Accept the final ranking of the proposals for external auditing services for the General Government segment; and
- 2) Authorize the City Auditor to execute a professional services contract with the top-ranked firm for a period of two years beginning with the fiscal year 2018 audit, with an option to negotiate and extend the contract for up to two additional

# two-year periods, subject to approval of the City Attorney as to form and legality.

#### Legislative History

7/17/18 Audit and Finance Approved as Recommended

Committee

7/17/18 City Auditor Referred to the City Commission

180145 0077b60b-218e-4e62-933e-7da80066fc14 0717

180145A RFP Professional Auditing Svc-ADD#1-FINAL 20180717

180145B RFP Professional Auditing Svc-ADD#2-FINAL 20180717

180145C RFP Professional Auditing Svc-ADD#3-FINAL 20180717

180145D\_190002-RFP Professional Auditing Svc-BID RECORD\_20180717

180145E Cherry Bakaert Pricing 20180717

180145F Cherry Bekaert2 20180717

180145G Clifton Larson Allen FINAL 20180717

180145H Clifton Larson Allen Price Proposal FINAL 20180717

180145I James Moore 20180717

180145J Mauldin & Jenkins 20180717

180145K Purvis Gray & Co Proposal 20180717

180145M 190002-RFP Professional Auditing Svc GG-Evaluation Forms 20180

180145N 190002-RFP Professional Auditing Svc GG-Evaluation Forms 20180

180145O 190002-RFP Professional Auditing Svc GG-Price Proposal Record 2

180145P 190002-RFP Professional Auditing Svc GG-Price Proposal Record 2

180145Q Evaluator 1 Scores 20180717

180145R Evaluator 2 Scores 20180717

180145S Evaluator 3 Scores 20180717

180145T Request to waive oral presentation 20180717

180145U Award Public Notice-Notification 20180717

180145V Cherry Bekaert Letter 20180717

180145W CliftonLarsonAllen Letter 20180717

180145X Dept Recommendation Form 20180717

180145Y James Moore & Co Letter 20180717

180145Z Mauldin & Jenkins Letter 20180717

180145AA Purvis Gray and Company Letter 20180717

180145BB Mauldin Jenkins Price Proposal 0717

180145CC Purvis Gray & Co Proposal 0717

180145DD\_Purvis Gray Price Proposal\_0717

# 180118. Little Hatchet Creek Professional Services Agreement (B)

This item is a request for the City Commission to approve an agreement and any related documents, for Environmental Consulting & Technology, Inc. (ECT), for Professional Services for the Little Hatchet Creek Erosion Stabilization Project Design and Permitting.

Explanation: During Hurricane Irma last year, Little Hatchet Creek flood waters caused severe creek bank erosion in the Gainesville Regional Airport complex. Funding to stabilize the erosion damage has been awarded to the City of Gainesville through the City's FEMA Public Assistance application and through a USDA Emergency Watershed Grant. These two Federal funding sources will provide up to 75% of the project construction cost. This professional services agreement is for project design and permitting of a retaining wall near the joint use helicopter hanger and for stream bank stabilization near the runway.

In addition to preventing further erosion and damage to existing infrastructure, the project will also serve to improve water quality in Newnans Lake. The soil material that is being eroded by Little Hatchet Creek contains high concentrations of total phosphorus. Stabilizing the creek will help keep this material in place and reduce the nutrient loading to Newnans Lake. The Florida Department of Environmental Protection (FDEP) has announced that the City of Gainesville will receive load allocations for the Newnans Lake Total Maximum Daily Load (TMDL) with a mandatory implementation schedule. The nutrient load reductions achieved by the projects will be applied toward the regulatory mandate.

ECT is under a continuing contract with the City of Gainesville for professional services for engineering established in accordance with the Consultants Competitive Negotiation Act. A Task Assignment for the project design will be drafted upon City Commission approval of this expenditure.

Fiscal Note: The total cost of the project is \$170,742. The source of the funding will be the Hatchet Creek - Forrest Creek - BMAP Project included in the FY 18 Stormwater Utility Capital Budget.

RECOMMENDATION

The City Commission: 1) approve the ECT Task Assignment for Professional Services for the Little Hatchet Creek Erosion Stabilization; and 2) authorize the City Manager or designee to execute the appropriate documents, subject to approval by the City Attorney as to form and legality.

180118A LHCBankStabilizationAirportFINALv3 20180719.pdf
180118B Environmental Consulting & Technology 20180719.pdf

180094.

Request for Proposal Award - Debris Management Monitoring Services Contract (B) This item involves a request for the City Commission to authorize the request for proposal award to Tetra Tech, Inc. as Primary Contractor and Rostan Solutions, LLC as Secondary Contractor for the monitoring of debris removal contractors in accordance with FEMA guidelines.

Explanation: On March 27, 2018, the City's Purchasing Division solicited a request for proposals for the supervision, monitoring and documentation, in accordance with FEMA guidelines, of the collection, temporary staging and final disposal of debris generated in the event of a declared disaster. The proposal process was implemented in compliance with and as required by the Florida Statutes and City of Gainesville policies.

Four proposals had been submitted as of May 8, 2018. The submissions contained the technical proposal and the price proposal. The technical proposals and price proposals were evaluated by the review committee, consisting of staff from the Solid Waste and Operations divisions of the Public Works Department. The review committee scored Tetra Tech as their choice for Primary Contractor and Rostan Solutions as their choice for Secondary Contractor.

Fiscal Note: There is no fiscal impact except upon activation of the contract and issuance of a Notice to Proceed; presumably in the event of a declared disaster that overwhelms the city's capacity to perform recovery operations.

#### RECOMMENDATION

The City Commission: 1) authorize the request for proposal award to primary contractor Tetra Tech, Inc. and secondary contractor Rostan Solutions, LLC; and 2) authorize the City Manager to execute the contract, subject to approval by the City Attorney as to form and legality, if and when circumstances warrant it.

1800164A RFP Debris Monitoring-Bid Tabulation 20180719.pdf

180094B-RFP Debris Monitoring-FINAL 20180719.pdf

180094C RFP Debris Monitoring-SUBMITTAL debristech 20180719.pdf

180094D-RFP Debris Monitoring-SUBMITTAL debristech-training manual 2018

180094E-RFP Debris Monitoring-SUBMITTAL rostan 20180719.pdf

180094F-RFP Debris Monitoring-SUBMITTAL rostan-training program.pdf

180094G-RFP Debris Monitoring-SUBMITTAL tetratech 20180719.pdf

180094H-RFP Debris Monitoring-SUBMITTAL wittobrien.pdf

180094I-RFP Debris Monitoring-SUBMITTAL wittobrien-Price Proposal 201807

180094J-RFP Debris Monitoring-SUBMITTAL WITTEN SUMMARY 20190719.pdf

180164.

Request for Proposal Award - Removal of Event Debris Contract (B)

This item involves a request for the City Commission to authorize the request for proposal award to CrowderGulf, Inc. as Primary Contractor and Ceres Environmental Services, Inc. as Secondary Contractor and D&J Enterprises, Inc. as Tertiary Contractor for the removal, reduction and disposal of all eligible storm debris on City rights-of-way and public properties in accordance with FEMA regulations.

Explanation: On March 27, 2018, the City's Purchasing Division solicited a request for proposals for the removal, reduction and disposal of eligible storm debris from City rights-of -way and public properties to be performed in accordance with FEMA regulations in the event of a declared disaster. The proposal process was implemented in compliance with and as required by the Florida Statutes and City of Gainesville policies.

Eleven proposals had been submitted as of May 8, 2018. The submissions contained the technical proposal and the price proposal. The technical proposals and price proposals were evaluated by the review committee, consisting of staff from the Solid Waste and Operations divisions of the Public Works Department. The review committee scored CrowderGulf as their choice for Primary Contractor and Ceres Environmental as their choice for Secondary Contractor and D&J Enterprises as their choice for Tertiary Contractor.

Fiscal Note: There is no fiscal impact except upon activation of the contract and issuance of a Notice to Proceed; presumably in the event of a declared disaster that overwhelms the city's capacity to perform recovery operations.

#### RECOMMENDATION

The City Commission: 1) authorize the request for proposal award to primary contractor CrowderGulf and secondary contractor Ceres Environmental and tertiary contractor D&J Enterprises; and 2) authorize the City Manager to execute the contract, subject to approval by the City Attorney as to form and legality, if and when circumstances warrant it.

180064A-RFP Debris Management-FINAL 20190719.pdf

180064B-RFP Debris Management-ORAL-CERES.WMA

180064C-RFP Debris Management-ORAL-D & J.WMA

180064D-RFP Debris Mgmt-ORAL-Wrapup.WMA

180064E-RFP Debris Management-2018-BID TABULATION 20180719.pdf

180064F-RFP Debris Management-2018-EVAL WRITTEN SUMMARY 201807

180064G-RFP Debris Management-EVAL-ORAL Summary 20180719.pdf

180159.

Bid Award - SW 40th Blvd Extension and SW 47th Ave Trail (B)

This item is a request for the City Commission to authorize the bid award to Commercial Industrial Corp. for the construction of the SW 40th Blvd Extension and SW 47th Ave Trail Project.

Sponsors: City Manager

**MODIFICATION - ADDED ITEM** 

Explanation: On May 30th, 2018 the Purchasing Division solicited bids for the SW 40th Blvd Extension (SW 47th Ave - Archer Rd) and SW 47th Ave Multiuse Trail (SW 40th Blvd - SW 34th St) Project. A non-mandatory pre-bid conference was held on June 12th, at 10:00 a.m. at City Hall. A total of four (4) vendors attended the conference. All bids were due at 3:00 p.m. on July 2nd, 2018. A total of four (4) bids were received.

The Public Works Department and the Wild Spaces Public Places
Department recommend awarding this contract to Commercial Industrial
Corp. in the amount of \$3,056,405.28 for the roadway construction and
\$422,250.05 for the trail construction. Commercial Industrial Corp. was
determined to be the lowest responsible, responsive bidder as stipulated
by the City's competitive bidding process.

The SW 40th Blvd Roadway project is funded through TMPA, CIGP and LOGT funding sources. The SW 47th Avenue Trail project is funded through the Wild Spaces Public Places ½ cent sales tax. These projects were bid together through a partnership between the Public Works Department and the Wild Spaces Public Places Department, saving both staff time and contractor mobilization costs.

Bidders listed by rank, including amount:

1. Commercial Industrial Corp. \$3,478,655.33

2. V.E. Whitehurst & Sons, Inc. \$3,513,038.98

3. Anderson Columbia Co., Inc. \$3,902,511.09

4. Florida Safety Contractors, Inc. \$4,051,943.05

Selected Bidder:

Commercial Industrial Corp.

Fiscal Note: Funds in the amount of \$3,136,405.28 are available for the roadway project; \$80,000 from TMPA, \$2,715,742 from CIGP, and \$340,663.28 budgeted from LOGT. Funds in the amount of \$422,250.05 are available for the trail project; \$422,250.05 from the Wild Spaces Public Places ½ cent sales tax.

The City Commission: 1) award the bid to

Commercial Industrial Corp. for the construction of

the SW 40th Blvd Extension and SW 47th Ave Trail Project; 2) authorize the City Manager or designee to execute all contract documents and other necessary documents, subject to approval by the City Attorney as to form and legality.

180159A Invitation To Bid 20180719.pdf

180159B Addenda 1 20180719.pdf

180159C Addenda 2 20180719.pdf

180159D Addenda 3 20180719.pdf

180159E Addenda 4 20180719.pdf

180159F Addenda 5 20180719.pdf

180159G BID FloridaSafetyContractors-20180719.pdf

180159H BID AndersonColumbia-20180719.pdf

180159i BID CommercialIndustrialGroup 20180719.pdf

180159J BID VEWhitehurst 20180719.pdf

180159K BID TABULATION 20180703.pdf

180159L 120977 agreement 20160818 20180719.pdf

180159 Modification.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.

180121.

Audit of the Small Business and Service-Disabled Veteran Business Purchasing Compliance (B)

Explanation: In accordance with our Annual Audit Plan, the City Auditor's Office has completed the audit of the Small Business and Service-Disabled Veteran Business Purchasing Compliance. We conducted this audit in accordance with generally accepted government auditing standards. Our report and management's responses are attached for your review.

RECOMMENDATION The City Auditor recommends that the City

Commission accept the City Auditor's report and the City Manager and the GRU General Manager

responses.

180121 Small Busiiness and Service-Disabled Vet Business Compliance Audit

180121 City Manager Response Attachments 20180719.pdf

# 170667.

### **Selection of Equal Opportunity Director Charter Officer (B)**

Explanation: In order to hire an Equal Opportunity Director, the City Commission authorized the Human Resources Department to engage the services of an Executive Search Firm to initiate a search to fill the vacant position. The Mercer Group, Inc. conducted this search and presented the qualified candidates to the Commission for consideration.

During the June 7, 2018 City Commission meeting, The Mercer Group presented the City Commission with the resumes of five (5) candidates recommended for further consideration. The Commission approved scheduling those candidates for in-person interviews. The five selected candidates for interviews, in no particular order, were Marquita Booker, Kenneth Jordan II, Bridget Lee, A. Joy Stewart (withdrew), and ShaQuana Newsom (withdrew). Candidate interviews were conducted by the City Commission on June 19th and 20th.

During the July 9, 2018 City Commission Special Meeting, the City Commission engaged in a discussion about the Equal Opportunity Director selection process. Following that discussion, a motion was made and agreed upon by a vote of 5-2 to reopen and expand the search for the Equal Opportunity Director position and place an agenda item on the July 19th City Commission meeting schedule to discuss next steps for the Equal Opportunity Director position.

During the July 19th Commission Meeting, Human Resources will make a presentation detailing a hiring timeline and public involvement plan for the next phase of the Equal Opportunity Director search process.

Fiscal Note: Non-Departmental funds of \$25,750 are available within the current fiscal year operating budget for the executive search firm service and associated costs. Salary of \$100,000 to \$150,000 for the Equal Opportunity Director is approved in the FY'18 budget.

# RECOMMENDATION

The City Commission hear a presentation made by Human Resources outlining a hiring timeline and community involvement plan and provide direction and support to the Human Resources Department as they engage in the Equal Opportunity Director search and hiring process.

#### Legislative History

1/4/18	City Commission	Approved as Recommended
1/18/18	City Commission	Approved, as shown above
3/1/18	City Commission	Discussed
6/7/18	City Commission	Approved, as shown above
6/21/18	City Commission	Withdrawn
7/9/18	City Commission	Approved, as shown above

170667-MOD EO Director Executive Search 20180104pdf.pdf

170667 MOD Job Description 20180118.pdf

170667C Equal Opportunity Director Job Description 20180301.pdf

170667D EO Director Recruitment Suggested Timeline 20180301.pdf

170667E The Mercer Group Search Firm Contract for HR signature 20180301.

170667A EO Director Recruitment Suggested Timeline Adjusted 20180607.pd

170667B Semi-finalists for Equal Opportunity Director 20180607.pdf

170667A Group 1 Applicant Resumes 20180621.pdf

170667B Group 2 Applicant Resumes 20180621.pdf

170667A Summary BOOKER 20180709.pdf

170667B Summary JORDAN 20180709.pdf

170667C Summary LEE 20180709.pdf

170667D Summary STEWART 20180709.pdf

170667E Summary NEWSOM 20180709.pdf

NEW 170667 EO Director Selection and Hiring Timeline 20180719.pdf

180101.

2018 Agreement between The School Board of Alachua County, Florida and The City Of Gainesville For The School Resource Officer Program (B)

This is a request for City Commission approval of the City of Gainesville 2018 Agreement with the School Board of Alachua County for the School Resource Officer Program which increases the number of School Resource Officers from fifteen (15) to twenty (20) for Fiscal Year 2018.

MODIFICATION - CHANGED TEXT FILE LANGUAGE AND NEW BACK-UP

Explanation: The Gainesville Police Department (GPD) and the School Board of Alachua County (SBAC) desire to continue to work in partnership to provide School Resource Officers (SRO) to city-wide schools in Gainesville. This crime prevention initiative shares the cost of staffing and training between the School Board and the City Gainesville Police

Department.

The City Gainesville Police Department shall assign police officers/facilitators as School Resource Officers to cover each of the following schools as listed below:

The following Schools shall have two (2) SROs assigned per school: Gainesville High School, 1900 NW 13th Street, Gainesville

A. Quinn Jones Center, 1108 NW 7th Avenue, Gainesville

The following Schools shall have one (1) SRO assigned per school: Westwood Middle School, 3215 NW 15th Avenue, Gainesville Howard Bishop Middle School, 1901 NE 9 1h Street, Gainesville Lincoln Middle School, 1001 SE 10th Avenue, Gainesville Sidney Lather Center, 312 NW 16 01 Avenue, Gainesville Loften High School, 3000 E. University Avenue, Gainesville Glen Springs Elementary School, 2826 NW 31st Avenue, Gainesville Littlewood Elementary School, 812 NW 30 Street, Gainesville J.J. Finley Elementary School, 1912 NW 5th Avenue, Gainesville Metcalf Elementary School, 1905 NE 12th Street, Gainesville Rawlings Elementary School, 3500 NE 15th Street, Gainesville Norton Elementary School, 2200 NW 45th Avenue, Gainesville Stephen Foster Elementary School, 3800 NW 6th Street, Gainesville Terwilliger Elementary School, 301 NW 62" Street, Gainesville Talbot Elementary School, 5701 NW 43id Street, Gainesville Williams Elementary School, 1245 SE 7th Avenue, Gainesville Duval Early Learning Center, 2106 NE 8th Avenue, Gainesville

This agreement was approved by the School Board of Alachua County, Florida Board on June 5, 2018.

Fiscal Note: This program is funded jointly through an inter-governmental agreement with the School Board of Alachua County, Florida. SBAC agrees to pay \$984,049.00 as its share toward the School Resource Officer Program from August 1, 2018 to July 31, 2019. Funds provided by the SBAC during the term of this Agreement for the cost of the School Resource Officers shall be paid to the City in twelve (12) equal monthly payments beginning August 31, 2018. Monthly payments shall be 1/12 of the agreed-upon total share, provided that all twenty (20) positions are staffed by August 31, 2018. If any of the twenty (20) SRO positions are not staffed or become vacant for more than thirty calendar days following August 2018, monthly payments shall be reduced in an amount equal to the non-staffed portion of the twenty (20) total positions (1/20 of the total allowable monthly payment or \$3,146.25 per non-staffed position per month).

The School Board of Alachua County voted on and agreed to increase the dollar amount per School Resource Officer to \$984,049.

Under this 2018 contract, SBAC will pay \$984,049 per year to the City toward the cost of twenty (20) SROs, an increase from the prior contract under which SBAC paid approximately \$400,000 for fifteen (15) SROs.

# RECOMMENDATION

The City Commission: 1) approve the agreement in the amount of \$984,049 between the City of Gainesville and the School Board of Alachua County, Florida for the School Resource Officer Program; and 2) authorize the City Manager to sign inter-local agreement with the Alachua County School; and 3) authorize the City Manager to execute any other necessary documents subject to approval by the City Attorney as to form and

#### legality.

180101 2018 SBAC SRO Program Agreement 20180719 180101 MOD Amendment to 2018-18 GPD 20180719.pdf

# 180161 Alachua County Fairgrounds (B)

**MODIFICATION - ADDED ITEM** 

RECOMMENDATION The City Commission discuss and take action

deemed appropriate.

Legislative History

7/9/18 City Commission Heard

180161\_site option 01 no trees\_20180709.pdf

180161 site option 01 with trees 20180709.pdf

# 180153. Mayor Lauren Poe - Community ID Card Program (B)

Explanation: There are some residents of Gainesville who may not have a valid state ID. These can prove to be a hardship and barrier for people living and working in our city. Therefore, it would be beneficial to have a locally-issued ID that can be used in lieu of a state-issued ID. There are several options for how and who could produce and issue such an ID.

Fiscal Note: None ID is not issued by the City Of Gainesville

RECOMMENDATION Authorize city staff to determine in what

circumstances a locally-issued ID could be accepted in lieu of a state-issued ID, including, but not limited to, law enforcement, city services and

medical care.

180153 FaithAction ID Program Resource 20180719.pdf

180153 8 Keys to a successful community ID program 20180719.pdf

180153 C-Arreola Submittal Community ID Program 20180719.pdf

180153 C Arreola Submittal Community ID 20180719.pdf

# 180183. Commissioner Gail Johnson - Approval of Senior Recreation Center Use (NB)

Explanation: The City of Gainesville, through agreement with Alachua County Elder Care, is allotted 6 free contractual uses of the Senior Center. Per City Policy, the request of an individual Commissioner to use the facility for an event requires approval by the full Commission before being submitted to the City Manager for approval.

#### RECOMMENDATION

The City Commission permit Commissioner Johnson's request to use the Senior Center on behalf of "Teach Me to Dance and the I AM STEM Program of Caring and Sharing Learning School.

# 180184.

Commissioner Harvery Ward - Discussion of Gainesville Area Chamber of Commerce Membership (B)

Fiscal Note: None

RECOMMENDATION

The City Commission discuss the Chamber of Commerce Membership and take action as deemed appropriate.

180184 ChamberInvoice 20180719.pdf

#### 180170.

# **GRU's Fiscal Year 2019 Proposed Budget (B)**

**MODIFICATION - ADDED ITEM** 

Explanation: In a series of meetings with the City Commission and Utility Advisory Board from April through early July 2018, staff has delivered presentations on various components of GRU's FY19 Proposed Budget, includina:

- Customer, Sales and Revenue forecasts
- Debt service, liquidity and financial reserves
- Fuel forecasts
- Proposed O&M and capital budgets, and
- Proposed rate tiers

In this final session, staff will be presenting projected FY19 rate compares based on the General Manager's proposed FY19 budget and the electric rate tiering structure selected by the City Commission. This item was heard by the UAB at their July 12, 2018 meeting.

Fiscal Note: None

### RECOMMENDATION

The City Commission direct the City Attorney to draft and the Clerk of the Commission to advertise an ordinance to adopt the recommended rates. fees and charges for the Electric, Water, Wastewater and Gas systems.

At their July 12, 2018 meeting, the UAB voted 4-2, with members Alford and Wheeler in dissent, to advise the the City Commission to approve the staff recommendation of a 3.10 increase in electric

rates and 2.40% in Wastewater rates.

#### Legislative History

7/17/18 City Commission Approved, as shown above 180170 Annual Operating and Capital Budget FY19 v2 20180717

180170 CCom Budget Presentation 20170717

180170 UAB Recommendation Justification 20180717

180170 Proposed GRU Budget for FY 2019 20180719.pdf

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.

**RECESS -**

**RECONVENE -**

PLEDGE OF ALLEGIANCE

#### PROCLAMATIONS/SPECIAL RECOGNITIONS

180119. Parks, Recreation and Culture Month (B)

RECOMMENDATION Bill Burger - Chair of the Public Recreation and

Parks Board; Leslie Ladendorf - Chair of the Gainesville/Alachua County Cultural Affairs Board and Grace Crummer - Chair of the Nature Centers

Commission to accept proclamation.

180119 Parks Recreation and Culture Month Final 20180719.pdf

180136. Special Recognition for the Gainesville Police Department Explorer

Advisor of the Year (NB)

Explanation: Officer Dontonya Smith of the Gainesville Police Department has been selected as the Florida Association of Police Explorers "Advisor of the Year" for her untiring efforts to make the Explorer's program successful for all youth within the County. This award is very special as it is usually given to agency advisor's of larger agencies. Officer Dontonya Smith

was recognized for this award at the Explorer's State Competition in West Palm Beach on June 24, 2018

Fiscal Note: None

RECOMMENDATION

The City Commission recognize Officer Dontonya Smith for the tireless work, that often goes unnoticed, and the commitment to our city's youth via the Explorers program.

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** 

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

170717. City Charter Review Commission (B)

Ordinance No. 170717

An ordinance of the City of Gainesville, Florida; proposing an amendment to Section 5.01 titled "Charter amendments" of the Charter Laws of the City of Gainesville, to create a City Charter Review Commission with the power to review and propose amendments to the Charter Laws of the City of Gainesville every 10 years; providing for submission of this charter amendment to the voters for approval or disapproval at the March 19, 2019 City election; approving the title and question to be placed on the ballot; providing that this charter amendment shall become effective if approved by the voters; providing directions to the codifier; providing directions to the clerk of the commission; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: At the January 4, 2018 City Commission Meeting, the City Commission referred this issue to the General Policy Committee. The General Policy Committee discussed this issue at its meetings on March 8, 2018 and April 12, 2018 and directed the City Attorney to draft an ordinance based on the Charter Review Commission process set forth in the Alachua County Charter, with some modifications, such as staffing and analysis by the City Charter Officers and review and veto by the City Commission.

At the June 7, 2018 City Commission Meeting, the City Commission discussed the draft and directed the City Attorney to move forward with the ordinance.

A timeline for the process set forth in the ordinance is as follows:

- \* March 19, 2019 City Election: referendum on whether to amend charter to create a city charter review commission (CCRC)
- \* May 3-November 3, 2019: If Charter Amendment is approved by the City electorate, the City Commission appoints members of CCRC
- \* Within 30 days of appointment: CCRC holds first meeting
- \* By May 3, 2020: CCRC proposes charter amendment(s), if any, to the City Commission
- \* May-June 2020: City Commission reviews and vetoes proposed amendment(s) or adopts an ordinance forwarding amendment(s) to Supervisor of Elections
- \* By July 3, 2020: Clerk of Commission forwards adopted ordinance to the Supervisor of Elections
- \* November 3, 2020 General Election: proposed charter amendment(s) are voted on by the City electorate

Fiscal Note: As set forth in the draft ordinance, the City Commission will budget funds for the work of the CCRC. The City Charter Officers will provide staff, as necessary for the work of the CCRC.

<u>RECOMMENDATION</u> The City Commission consider the ordinance.

#### Legislative History

1/4/18	City Commission	Referred to the General Policy Committee
3/8/18	General Policy Committee	Approved, as shown above
4/12/18	General Policy Committee	Approved, as shown above
6/7/18	City Commission	Approved, as shown above

170717A Gainesville City Charter 20180308.pdf

170717B Charter Review Committee Report 2005 20180308.pdf

170717A-draft ordinance or discussion 20180607.pdf

170717 draft ordinance 20180719.pdf

# 180024.

# Ordinance Setting 2019 Election Dates, Early Voting Dates and Qualifying Dates (B)

Ordinance No. 180024

An ordinance of the City of Gainesville, Florida, setting March 19, 2019 as the date for the 2019 regular City election and April 30, 2019 as the date for the 2019 run-off election, if necessary; setting the early voting dates for the 2019 regular city election and 2019 run-off election, if necessary; setting the dates for qualifying for the 2019 regular election; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: Section 9-2 of the City Code of Ordinances requires that if the Commission does not adopt an elections ordinance by July 1 of any

year, then the next regular election shall be held on the third Tuesday in March. The Commission did not adopt an ordinance by July 1, 2018, so this ordinance recognizes that that the regular election date is set as Tuesday, March 19, 2019 in accordance with City Code.

Section 9-2 of the City Code of Ordinances requires that a runoff election (if necessary) be held on the sixth Tuesday following the regular election, so this ordinance identifies that date as Tuesday, April 30, 2019.

Section 9-10 of the City Code of Ordinances states the period to qualify as a candidate for the City Commission shall be between the 50th and 46th day prior to the date of the regular election, so this ordinance identifies those dates as between noon on Monday, January 28, 2019 to noon on Friday, February 1, 2019.

Section 9.6-5 of the City Code of Ordinances states that early voting dates shall be set forth in the election ordinance adopted annually by the City Commission, so this ordinance sets the early voting dates of Saturday, March 9, 2019 to and including Saturday, March 16, 2019 for the regular election and early voting dates of Saturday, April 20, 2019 to and including Saturday, April 27, 2019 for the run-off election, if necessary.

<u>RECOMMENDATION</u> The City Commission adopt the proposed ordinance.

#### Legislative History

6/7/18 City Commission Approved, as shown above

6/14/18 City Commission Striken From the Agenda (Ordinance)

180024 draft elections ordinance 20180607.pdf

180024 draft ordinance 20180614.pdf

180024 revised ordinance 20180719.pdf

#### 180018.

# **Quasi-Judicial - Amendment to Fletcher Oaks Planned Development Zoning Ordinance (B)**

Ordinance No. 180018

An ordinance of the City of Gainesville, Florida, amending a design requirement for garages in the Planned Development District (PD) Ordinance No. 991267 (as amended by Ordinance Nos. 020948, 071066, and 100762) for certain property known as "Fletcher Oaks A Planned Development" located in the vicinity of NW 31st Avenue and NW 26th Street and to the south of the 2500 block of NW 39th Avenue, as more specifically described in Ordinance No. 991267; providing certain conditions; providing directions to the City Manager; providing a severability clause; providing a repealing clause;

and providing an effective date.

Explanation: STAFF REPORT

This ordinance amends the Fletcher Oaks Planned Development (PD) zoning ordinance (Ordinance No. 991267, as amended by Ordinance Nos. 020948, 071066, and 100762) by removing for certain lots a design condition that requires garages to be accessed either from an alley or, if accessed from the front of a house, to be setback a minimum of 20 feet to the rear of the front porch or the front facade of the house. The intent of this design condition was that lot layout would include alleyways or rear access to lots. However, lots 88 through 113 and lot 128 in Fletcher Oaks (as per Plat recorded in Plat Book 30, Pages 73-74, in the Public Records of Alachua County, Florida) do not have rear access alleyways and the proposed amendment will therefore allow feasible and appropriate development within these subdivision lots.

Staff from the Department of Doing recommends approval. On May 24, 2018, the City Plan Board held a public hearing and voted to recommend that the City Commission approve this amendment.

#### CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.

<u>RECOMMENDATION</u> The City Commission adopt the proposed ordinance.

180018 Staff Report w Appendices A - E 20180524.pdf

180018A draft ordinance 20180719.pdf

180018B Staff Report w Appendices A - E 20180719.pdf

180018C CPB minutes- 20180719.pdf

180018D Staff PPT 20180719.pdf

#### 180017.

# Vacation of Public Right-Of-Way - Alley Between 204 NE Waldo Road and 114 NE Waldo Road (B)

Ordinance No. 180017, Petition No. PB-18-44 SVA

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close a public right-of-way alley lying between 204 NE Waldo Road and 114 NE Waldo Road, as more specifically described in this ordinance; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: STAFF REPORT

This ordinance vacates a portion of a 10-foot wide public right-of-way

alley that lies between 204 NE Waldo Road and 114 NE Waldo Road. The subject public right-of-way is approximately 1249 square feet and connects directly to Waldo Road. The alley is unimproved and is presently not used as a public right-of-way. Commercial and residential properties along the alley have merged over the alley, making it inaccessible to the public.

Vacation of this public right-of-way will facilitate the redevelopment of the adjoining properties on either side of the alley, all of which are owned by the applicants. The applicant intends to redevelop these properties, which are located in the Enterprise Zone, as a unified commercial/ retail development.

The City Commission may vacate a public right-of-way only upon its finding that the criteria in both 1 and 2 as provided below have been met:

- 1. The public right-of-way no longer serves a public purpose and the vacation of the public right-of-way is in the public interest, which shall be based on a consideration of the following:
- a. Whether the public benefits from the use of the subject right-of-way as part of the city street system;
- b. Whether the proposed action is consistent with the Comprehensive Plan:
- c. Whether the proposed vacation is consistent with the minimum block size requirements and other applicable street connectivity standards;
- d. Whether the proposed action would deny access to private property;
- e. The effect of the proposed action upon public safety;
- f. The effect of the proposed action upon the safety of pedestrians and vehicular traffic:
- g. The effect of the proposed action upon the provision of municipal services including, but not limited to, emergency service and waste removal:
- h. The necessity to relocate utilities both public and private; and i. The effect of the proposed action on the design and character of the area.
- 2. If the public right-of-way is a street, the city shall not vacate the right-of-way except if the following additional criteria are met:
- a. The loss of the street will not foreclose reasonably foreseeable future bicycle/pedestrian use;
- b. The loss of the street will not foreclose non-motorized access to adjacent land uses or transit stops;
- c. The loss of the street is necessary for the construction of a high density, mixed-use project containing both residential and non-residential uses or creating close proximity of residential and non-residential uses; and
- d. There is no reasonably foreseeable need for any type of transportation corridor for the area.

CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.

RECOMMENDATION The City Commission adopt the proposed

ordinance.

180017 Staff report w Exhibits 1-3 20180524.pdf

180017 draft ordinance 20180719.pdf

180017B Staff report w Exhibits 1-3 2018719.pdf

180017C CPB minutes 20180719.pdf

180017D Staff PPT 20180719.pdf

### 170808

# Ordinance Amending Utility Advisory Board Code Provisions (B)

Ordinance No. 170808

An ordinance of the City of Gainesville, Florida, amending sections 2-356 through 2-362 of the Code of Ordinances relating to the Utility Advisory Board; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: On November 28, 2017, at a joint meeting of the City Commission and the Utility Advisory Board (UAB), both boards expressed interest in creating a subcommittee, consisting of two members from each board, to study the City Code provisions that govern the UAB and determine what amendment(s), if any, to the Code should be made. At its meeting on January 4, 2018, the City Commission approved creation of the subcommittee and appointed Commissioners Budd and Ward to the subcommittee. At its meeting on December 14, 2017, the UAB appointed members Selvester and Alford to the subcommittee.

> The subcommittee met during the months of January through March and developed recommended revisions to Chapter 2, Article V, Division 7 titled Utility Advisory Board of the City Code. At its meeting on April 12, 2018, the Utility Advisory Board reviewed and recommended the Commission approve the revisions to the Code.

At its meeting on May 17, 2018, the City Commission directed the City Attorney to draft an ordinance based on the recommendations of the subcommittee.

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

RECOMMENDATION The City Commission adopt the proposed

ordinance.

Legislative History

2/13/18	Subcommittee to Study Utility Advisory Board Code Provisions	Discussed
3/5/18	Subcommittee to Study Utility Advisory Board Code Provisions	Discussed
5/17/18	City Commission	Approved, as shown above

170808A City Charter Laws 20180213.pdf

1708081B Code Section Creating Utility Advisory Board 20180213.pdf

170808C Draft Independent UAB Ordinance prepared by Michael Selvester 20

170808D\_Fort Collins Energy Policy and Energy Board model prepared by Nan-

170808E Austin Community Plan 20180213.pdf

170808F Austin Texas Planning & Budget 20180213.pdf

170808G Selvester - Utility Policy Intent statement 2080213.pdf

170808H Intent&Policy Statement 20180305.pdf

170808I OrdinanceRedLineCopy0305.pdf

170808J OrdinanceCleanCopy 20180305.pdf

170808K OrdinanceRedLine 20180326.pdf

170808 UAB governance subcommittee - model ordinance 20180308 .pdf

170808 2nd DRAFT - City Code - UAB 20180308.pdf

170808 Draft Ordinance for UAB 20180412.pdf

170808C MOD FINAL DRAFT-City Code-Utility Advisory Board 20180517.pdf

170808 draft ordinance 20180719.pdf

# 180016 Quasi-Judicial - Rezoning - North Florida Regional Medical Center Planned Development (B)

Ordinance No. 180016

An ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas by rezoning to Planned Development (PD) district approximately 17.39 acres of property located in the vicinity of 6500 Newberry Road and known as the North Florida Regional Medical Center Planned Development, as more specifically described in this ordinance; providing development conditions; providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date.

MODIFICATION - ADDED NEW BACK-UP FROM NFRMC

Explanation: 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 North Florida Regional Medical Center Planned Development and is generally located in the vicinity of 6500 Newberry Road.

This ordinance proposes a new PD Layout Plan and text amendments to the existing North Florida Regional Medical Center PD. The proposed new PD Layout Plan illustrates the location of the proposed new parking garage (up to 7 stories) on the western edge of the PD (NOTE: the proposed parking garage extends past the western PD boundary into the MD zoned portion of the NFRMC campus. When the development plan application is submitted, the applicant will show both the PD and MD zoned areas on the development plan and meet the requirements for both the PD and MD zoning.). The PD Layout Plan also updates the existing conditions on the site to show: buildings that have been constructed; driveways and roadways; the communications tower location; revisions to the previously labelled ecologically sensitive area to correctly label the delineated surface water based on an environmental study (see Natural Area Resource Assessment by Ecosystem Research Corporation dated April 16, 2018); a table indicating the associated square footages and maximum gross floor area allowed in the PD; and notes associated with the revised PD Layout Plan.

In summary, the major changes proposed are: illustrating the location of the proposed new parking garage and updating existing conditions at the site; illustrating the location of a surface water; clarification of allowable uses; updating the maximum allowable square footage to 170,000 square feet of GFA; clarifying that the square footages associated with parking structures and accessory buildings for the communication tower do not count against allowable total square footage in the PD; and a new condition requiring compliance with limits and exceptions permitted by Article VIII, Division 4 of the Land Development Code at the time of development plan review for the proposed new parking garage.

Staff from the Department of Doing recommends approval. On May 24, 2018, the City Plan Board held a public hearing and voted to recommend that the City Commission approve this PD amendment.

#### CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.

<u>RECOMMENDATION</u> The City Commission adopt the proposed ordinance.

180016 Staff Report w Appendices A-C 20180524 .pdf

180016B Staff Report w Appendices A-C 20180719 .pdf

180016C CCAffidavit 20180719.pdf

180016D CPB minutes 20180719.pdf

180016E CC posted sign 20180719.pdf

180016F Staff PPT 20180719.pdf

180016A draft ordinance 20180719.pdf

180016G PD Report with Attachments 20180719.pdf

180016 eda Developer NFRMC PD amendment -CC-07-19-18 20180719.pdf

180016 MOD NFRMC Presentation 2018 20180719.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** 

**ADJOURNMENT -**