

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

March 5, 2020

1:00 PM

City Hall Auditorium

City Commission

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

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.

Welcome to the City Commission meeting!

We're glad you're here. Please review the meeting process and how you can participate.

What is the Meeting Agenda? The City Commission makes policies and conducts the city's business in an open and transparent forum. The agenda is an outline of what will happen during the meeting. It includes the following sections:

Adoption of Consent Agenda (CA): The Consent Agenda is a group of business items that are voted on together in one motion. These items are not discussed separately. The Commission may remove an item to discuss it during the meeting or at a later meeting.. This process saves time for the Commission to discuss items on the Regular Agenda.

Adoption of Regular Agenda: The Commission must approve the order of items on the Regular Agenda, which is the list of items set for discussion. The Commission can also re-order or remove items.

The **(B)** after an item's title means that there are materials, called Backup, in support of the item. Click the links on the agenda to view the documents. An **(NB)** after an item's title means there are no Backup materials for the item.

How to Share Your Opinion. Your opinion is important to the City Commission. There are multiple ways to add a comment to the official record.

Submit Written Public Comment: You may write a public comment on any City Commission Meeting agenda item. Visit our website, www.cityofgainesville.org, and go to the "Agendas & Minutes" tab. Click on the "eComment" link in the right-hand column. Written comment opens when the agenda is published the Friday before the meeting and closes one (1) hour before the start of the meeting. Your comments will be sent to the City Commissioners and added to the official record.

Speak at a Public Meeting: Any member of the public may sign up to speak at a City Commission meeting. Visit our website, www.cityofgainesville.org, and go to the "Agendas & Minutes" tab on our website. Click on the "eComment" link in the right-hand column and register to speak on a specific agenda item. Online registration closes one (1) hour before the meeting is called to order. You may also register on the sign-up sheet in the Auditorium before the meeting begins. Speakers will be called to the podium by name and should address their comments to the Chair of the meeting, usually the Mayor. There are two types of public comment during Commission Meetings:

General Public Comment: The public is invited to speak to the Commission for three (3) minutes about any topic, as long as it is not on the Agenda. This is an opportunity to bring up new ideas or issues to the Commission. Each person may speak during one comment period: at the start of the 1pm session, at the start of the 5:30pm session, or at the end of the meeting. The Commission will not discuss or make decisions on ideas presented during this time. Comments may be referred to City staff for follow up.

Public Comment on Agenda Items: The Commission may request public comment on specific agenda items during discussion. Speakers may have three (3) minutes and comments must stay focused on the agenda topic at hand.

Early Public Comment: The Commission has created Early Public Comment to allow community members to speak on agenda items without waiting for the item to be called during the meeting. Speaking at Early Public Comment waives the right to speak later during the meeting. Members of the public may speak for three (3) minutes on one agenda item or five (5) minutes on two or more items. Speakers should begin their comments by announcing which items they are addressing so the timeclock can be set properly.

The City of Gainesville encourages civil public speech. Disruptive behavior is not permitted during City Commission meetings. Please do not bring food, drinks, props, signs, posters, or similar materials into the Auditorium. Cheering and applause are only permitted during the Proclamations/Special Recognitions portion of the meeting.

We look forward to a productive meeting and are glad you have joined us.

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

"Individuals are encouraged to participate in City of Gainesville meetings. In general, speakers will be limited to 3 minutes for general public comment once during the meeting. Speakers who wish to participate in early public comment will be limited to 3 minutes to speak on one agenda item or 5 minutes if they wish to speak on several agenda items. If speakers do not participate in early public comment, speakers will be limited to 3 minutes per agenda item. The City of Gainesville encourages civility in public discourse and requests that speakers direct their comments to the Chair. Signs, props and posters are not permitted in the meeting room."

ROLL CALL**INVOCATION****PROPHET GEORGE YOUNG****ADOPTION OF CONSENT AGENDA (CA) - GRU, General Government, Audit & Finance Committee and General Policy Committee Items****CA - 1 [191044.](#) Approval of Minutes from the February 17, and February 20, 2020 City Commission Meetings (B)**

RECOMMENDATION *The City Commission approve the minutes of February 17, and February 20, 2020.*

[191044 February 17, 2020 Minutes 20200305.pdf](#)

[191044 February 20, 2020 Minutes 20200305.pdf](#)

CA - 2 [191046.](#) Canvassing Board Appointment (NB)

RECOMMENDATION *The City Commission appoint Gerry Dedenbach as a citizen member to the 2020 Canvassing Board in the event of a City Election run off.*

CA - 3 [191043.](#) Resignation of Ivor Kincaide from the Tree Advisory Board, and resignations of Terri Weichman, Phimetto Lewis, Sheryl Eddie and Jessica Turner from the Citizens' Advisory Committee for Community Development (B)

RECOMMENDATION *The City Commission accepts the resignation of Ivor Kincaide from the Tree Advisory Board, and*

the resignations of Terri Weichman, Phimetto Lewis, Sheryl Eddie and Jessica Turner from the Citizens' Advisory Committee for Community Development effective immediately.

[191043_TAB Resignation_20200305.pdf](#)

[191043A_CACCD Resignation_20200305.pdf](#)

[191043B_CACCD Resignation_20200305.pdf](#)

[191043C_CACCD Resignation_20200305.pdf](#)

[191043D_CACCD Resignation_20200305.pdf](#)

CA - 4 [190996.](#) **Nominations - Library District Board of Trustees (B)**

Explanation: The Library District's Board of Trustees consists of seven (7) members appointed by the Library District Governing Board. Three (3) of the seven members are City of Gainesville representatives, three (3) are Alachua County representatives, and one (1) is a representative of the Alachua County League of Cities. The term of City representative Linda Y. Jackson expires on March 31, 2020 and she is eligible to serve a second three year term.

The Library District advertised one City of Gainesville vacancy, one Alachua County vacancy and one Alachua County League of Cities vacancy from January 6, 2020 - February 7, 2020. Three applications for the City of Gainesville position were received.

The application and a list of the current members of the Board of Trustees are attached.

RECOMMENDATION *The City Commission nominate applicants Jeannine M. Cawthon and Lindsay Y. Jackson for consideration of appointment by the Library District Governing Board.*

Legislative History

2/20/20 City Commission Approved, as shown above

[190996 Library District BOT Agenda Item 20200220.pdf](#)

CA - 5 [191018.](#) **Revision of Recorded Conservation Easement onto the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida (B)**

This item is a request for a revision to the previously approved and authorized Conservation Easement onto the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida over a portion of Depot Park.

AGENDA UPDATE - CHANGED TEXT FILE AND REVISED BACK-UP

Explanation: As part of the Regulatory Specific Conditions associated with the issuance of the permit to construct the pond in Phase II of Depot Park, the State of Florida Department of Environmental Protection required a Conservation Easement over a portion of the Park. That portion of the Park being the "Wetland Creation", "Wetland Preservation and Enhancement", and "Upland Preservation and Enhancement", located south of the Phase II pond and east and west of the Phase I pond.

The original Conservation Easement was approved by the City Commission on March 18, 2010 (Legislative File Number 090187) and recorded on April 01, 2010 in Official Records Book 3945, Page 1751 in the Public Records of Alachua County, Florida.

The State of Florida Department of Environmental Protection has modified the condition to require a total of 7.69 acres of uplands and wetlands be placed under a conservation easement, instead of the original 5.31 wetlands and uplands on site. The revised conservation easement contains a total of 7.8 acres.

Fiscal Note: There is no fiscal impact with this request

RECOMMENDATION

The City Commission: 1) approve the revised Conservation Easement onto the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida over a portion of Depot Park; and 2) authorize the Mayor to execute, and the Clerk to attest, the revised Conservation Easement onto the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida over a portion of Depot Park, subject to approval by the City Attorney as to form and legality.

[191018A Revised Conservation Easement-Legal Description 20200305](#)

[191018B RevisedSketch 20200305](#)

CA - 6 [191078.](#)

Settlement of Worker's Compensation Claim - Shawn M. Devito (NB)

AGENDA UPDATE - ADDED ITEM

Explanation: While employed as a Police Officer, Mrs. Devito suffered multiple injuries covered by worker's compensation. As a result of her injuries and subsequent permanent work restrictions imposed by her treating physicians, Mrs. Devito filed and is receiving in line of duty disability retirement.

Recently, the City and Mrs. Devito attempted to mediate a settlement of her worker's compensation claim. The City and Mrs. Devito were able to

settle all future medical and indemnity benefits due Mrs. Devito. Mrs. Devito and her attorney, Tonya Oliver, have agreed to the proposed settlement. The City Attorney's Office, the Risk Management Department, Special Counsel and our Worker's Compensation servicing agent all concur as to the full and final settlement of this claim. The total amount, \$85,000, includes all attorney fees, future indemnity and medical payments, and taxable costs related to the indemnity payments.

Fiscal Note: The settlement of this case in the amount of \$85,000 will be paid out of the General Insurance Fund.

RECOMMENDATION

The City Commission authorize the Special Counsel to prepare and execute the appropriate documents for a lump-sum settlement of the Worker's Compensation indemnity claim of Shawn Devito, in the amount of \$85,000.

ADOPTION OF REGULAR AGENDA

EARLY PUBLIC COMMENT - Members of the public who are unable to wait for their agenda item(s) to be called during the meeting may speak during Early Public Comment. Comment is limited to three (3) minutes on one agenda item or five (5) minutes on two or more agenda items. Speaking during Early Public Comment waives the right to comment during later agenda items.

GENERAL PUBLIC COMMENT - Members of the public may speak for up to three (3) minutes per meeting on any item not on the agenda. Individuals may choose to speak during any one of the General Public Comment periods during the meeting.

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

BD - 1 [191012.](#)

GCRA Consolidated Reinvestment Plan (B)

AGENDA UPDATE - ADDED ITEM AND NEW BACK-UP

Explanation: Ordinance No. 181001, adopted by the City Commission on September 5, 2019, outlines the CRA's transition from a Community Redevelopment Agency overseeing projects in four redevelopment areas to become a City Department and one consolidated Community Reinvestment Area. As required by the ordinance in Section 2-410, the City Commission must adopt a reinvestment plan to guide redevelopment activities within the new Community Reinvestment Area (GCRA).

The GCRA went through a six-month community engagement process to take the former redevelopment plans and consolidate into one reinvestment plan for the City of Gainesville. The plan document will provide a brief history of the CRA, encapsulates the present by an annual accounting of redevelopment activities completed in FY19 and looks to the next ten years by analysis of community feedback received,

project opportunities, proposed redevelopment locations and surrounding context, and potential strategies.

Community outreach has driven the planning process. A second draft of the Plan was presented to the GCRA Advisory Board on February 18, 2020 and at a community workshop on February 19, 2020 for review, feedback and questions. On February 27, 2020 the plan draft was presented again at the GCRA Advisory Board. At today's meeting, the GCRA will present an overview of the Reinvestment Plan and the process that lead to the proposed projects/programs that will guide GCRA reinvestments from FY20-29.

Fiscal Note: None

RECOMMENDATION *Approve the Reinvestment Plan as presented and modified, if applicable, subject to approval by the City Attorney as to form and legality*

[191012_B_GCRA Reinvestment Plan Booklet_20200305.pdf](#)

[191012_A_Presentation of GCRA Reinvestment Plan_20200305.pdf](#)

BD - 2 [191032.](#)

Request for Proposal (RFP) Staff Ranking City of Gainesville, FL - Comprehensive Plan Update (B)

This item involves a request for the City Commission to approve staff's ranking of proposals associated with the City of Gainesville, FL - Comprehensive Plan Update.

Explanation: On October 17, 2019, the City Commission approved a staff prepared scope of work for the proposed Comprehensive Plan Update. The approved scope was incorporated into a Request for Proposal (RFP) that was released by the City's Purchasing Division on December 11, 2019.

Since that time, a diverse staff evaluation team reviewed submittals from six (6) entities that submitted consistent with the City's procurement regimen.

In terms of the proposals overall, it is staff's opinion that the scope of work, the back-up materials and the pre-submission process resulted in very solid submissions from all of the interested entities.

The number one ranked firm, HR&A Advisors, Inc. impressed the evaluation team particularly as regards its Inclusive Cities practice in terms of qualifications and transformative approach to the preparation of a Comprehensive Plan Update with an emphasis on racial equity, inclusiveness and community engagement.

As a result of the RFP evaluation process, staff is recommending the

following ranking of the top 3 firms:

- 1) HR&A Advisors, Inc.
- 2) SM&E, Inc.
- 3) ACP/Greene+Associates, LLC dba Planning Next

Fiscal Note: The bid award amount proposed by HR&A Advisors, Inc. is \$212,600.

RECOMMENDATION

The City Commission: 1) hear a presentation from staff; 2) approve staff's recommended ranking of the firms; 3) authorize the City Manager or designee to negotiate a contract and any related documents with HR&A Advisors, Inc. subject to approval from the City Attorney as to form and legality; and, 4) return to the City Commission for final review and approval of the contract.

[191032A HR&A Advisors 20200305](#)

[191032B S&ME, Inc. 20200305](#)

[191032C PlanningNEXT 20200305](#)

[191032D Oral Questions 20200305](#)

[191032E RFP-DODX-Comprehensive Plan FINAL 20200305](#)

[191032F Addendum 1-Comprehensive Plan Update Resolution 190657 20200](#)

[191032G Comp Plan Update RecommendationofIntendedReward 20200305](#)

[191032H Bid Tab-for Agenda Item backup-Comprehensive Plan 20200305](#)

[191032I Evaluation Form-Procurement 20200305](#)

BD - 3 [191047.](#)

City Parking Lot # 10 - Status Report (B)

This item involves a recommendation to the City Commission to hear a status report on City Parking Lot #10 and to consider a contract amendment per Buyer request.

Explanation: On May 16, 2019, the City Commission directed staff to execute a Contract for Sale and Purchase of Lot #10 with 1+1=3 of Gainesville, LLC for the purposes of developing a full service hotel and related retail and meeting space. The contracted purchase price offered was \$2,340,000 which was based upon the market appraisal at the time. A \$50,000 deposit made on the effective date and held in escrow will either be credited towards the purchase price at closing or retained by the City at this juncture.

Since executing the Contract for Sale and Purchase on May 28, 2019, 1+1=3 of Gainesville, LLC has: 1) performed required due diligence with respect to site regulatory and environmental matters; 2) entered into a Purchase and Sale Agreement with MCG Parking LLC for parking space license rights located in the City's SW parking garage; and, 3) engaged with Marriot and related private consultants and private investors on hotel

development prospects.

Recently, during the week of February 17, City staff and the Buyer met with a prospective investment group to review the site and assess the opportunity. The investment group is currently involved in hotel development in two other southeast college towns and their interest in this proposition is pending further analysis.

With respect to specific terms of the Contract for Sale and Purchase of Lot #10, performance benchmarks, due July 5, October 4 and December 20 of 2019, were incorporated into the contract document and performance to date is as follows:

July 5 Title Commitment (provided by City)

October 4 Complete survey (provided prior survey produced by Terrence J. Brannan)

Approval of Hotel Franchise (pending/provided Marriott support letter)

Complete all site due diligence (site due diligence completed)

Executed agreement for parking (executed agreement provided)

December 20 Binding Commitments to fund/close from all lenders/equity partners (pending)

Approval of all necessary City planning, zoning and development permits (pending)

Since 1+1=3 of Gainesville, LLC has not performed relative to a few of the contractual performance benchmarks, but has performed, and continues to work on others, staff feels that it is appropriate for the Commission to consider amending the Contract for Sale and Purchase to reflect an amended timeline.

Fiscal Note: The purchase price offered for Lot #10 by 1+1=3 of Gainesville, LLC is \$2,340,000 which was based upon the market appraisal at the time. An initial \$50,000 deposit made on the effective date of the Contract for Purchase and Sale is held in escrow and will either be credited to the purchase price at closing or deposited with the City based upon the due diligence period having expired. In late January, staff requested a new appraisal on City Parking Lot #10 and market value was estimated at \$4,540,000. In 2017, when City Parking Lot #10 was offered for sale through the procurement process three responses were forthcoming at respectively \$500,00, \$750,000 and then the market appraisal of \$2,340,000.

RECOMMENDATION

The City Commission: 1) hear a presentation from staff; 2) consider an amendment to the Contract for Sale and Purchase of Lot #10 per Buyer request extending the performance requirements to September 1, 2020; and 3) direct the City Manager to execute the amendment and any

related documents.

[191047A_Lot 10_Executed Contract_2-6-20_20200305.pdf](#)

[191047B_Lot 10_BackUp_Performance Benchmarks_2-6-20_20200305.pdf](#)

[191047C_Appraisal Lot 10- Jan-2020_20200305.pdf](#)

[191047D_Extension Letter 26-26-2020_20200305.pdf](#)

BD - 4 [190901.](#)

Strike Out Hunger Food Drive (B)

The purpose of this agenda item is to provide the City Commission with the results and outcomes of the 2019 Strike Out Hunger Food Drive for Gainesville/Alachua County and ask for continued support from the City during the 2020 Strike Out Hunger Food Drive.

AGENDA UPDATE - ADDED ITEM

Explanation: The Strike Out Hunger Food Drive collects food and donations to restock food pantries for needy families throughout Gainesville and Alachua County. Without this annual food drive, many of the local food pantries would run out of food during the holiday season. This food drive is organized by Rodney Long, who started the event when he was a member of the Alachua County Board of County Commissioners.

The City has co-sponsored and provided in-kind services (meeting space and staff time) to support this event, since its inception. Mr. Long has requested an opportunity to report the results and outcomes of the 2019 Strike Out Hunger Food Drive, and to request continued support from the City Commission for the 2020 Strike Out Hunger Food Drive.

Fiscal Note: The cost to the City to provide in-kind services for the food drive includes staff time and meeting space. In past years, the MLK Multi-Purpose Center and/or the Thomas Center have hosted approximately 10 planning meetings. Typically, the City charges \$130-\$170 per meeting at those locations to cover labor and equipment. For that reason, if not waived, total fees to Strike Out Hunger for those meetings are estimated to be \$1,300 to \$2,000 for the year.

RECOMMENDATION

The City Commission: 1) hear a presentation on the 2019 Strike Out Hunger Food Drive for Gainesville/Alachua County; 2) consider the request for continued City support of, and participation in, the 2020 Strike Out Hunger Food Drive; and 3) waive any City building use fees for the 2020 Strike Out Hunger Food Drive meetings.

[190901A_2019 Strike Out Hunger Week Outcomes Report-City of Gainesville_2](#)
[190901B_2020 Strike Out Hunger Week-Food Drive-Basket Giveaway Proposa](#)
[190901C_2020 Strike Out Hunger Week Brochure_20200305.pdf](#)
[190901D_2020 Strike Out Hunger Week Events Meeting Dates Timelines and C](#)
[190901E_Florida Department of Agriculture & Consumer Services Solicitation L](#)
[190901F_IRS 501 C3 Determination Lettter.6.15.17_20200305.pdf](#)
[190901G_Scan of Email Request_20200305.pdf](#)
[190901_Strike Out Hunger Week In Review November 11-14 2019_20200305.r](#)

BD - 5 [191041.](#) **Gainesville Police Department and Alachua County Sheriff Office Joint Aviation Unit (B)**

Explanation: Gainesville Police Department and Alachua County Sheriff Office jointly fund and staff the Aviation Unit. The City of Gainesville provides two sworn officers (full salaries and benefits) and training for their pilot certifications. The City shares equally for the maintenance of the aircraft. The City's current helicopter is damaged and cannot be flown. The Alachua County Sheriff Office funds the program through county-wide dollars which Gainesville neighbors and businesses pay. The City funds our share from the General Fund. No other municipality in the County has been asked for (or makes) any funding contribution. The Aviation Unit's call volume is 48% within the City.

RECOMMENDATION

For the City Commission to discuss the termination of the contract on September 30, 2020 to allow Alachua County Sheriff Office to transition to alternative funding; recognizing that if the Aviation Unit remains funded by county-wide dollars, the City of Gainesville would expect equal access to the services of the Aviation Unit as is provided to the other municipalities and the unincorporated portions of the County.

[191041b_ACSO and GPD JAU Contract_20200305](#)

[191041c_Training Contract for JAU_20200305](#)

[191041a-Memo Cost of Aviation unit helicopter_20200305](#)

BD - 6 [190904.](#) **Small-Box Discount Retailer Restrictions (B)**

Explanation: Efforts to expand healthy food options within communities have led to cities around the country exploring regulatory options to reduce the proliferation of "small-box discount retailers" (e.g. dollar stores) which tend to lack fresh food choices and can negatively impact rural and low-income communities that may struggle to support full service grocery stores. Regulations such as minimum distance separation

standards between small-box discount retailers are an example of relatively simple regulations that may help mitigate the negative impacts from an overconcentration of stores in low-income communities. A more detailed analysis of policy options is included in the backup along with a map of existing small-box discount retailers. Additionally, the USDA has identified geographical areas with a substantial number or share of residents with low levels of access to retail outlets selling healthy and affordable foods (see backup 2015 USDA map for identified areas within the City of Gainesville).

Fiscal Note: None

RECOMMENDATION

The City Commission provide direction to the City Manager to begin drafting regulations establishing a minimum separation distance between small-box discount retailers for Plan Board and City Commission consideration.

Legislative History

2/20/20 City Commission Withdrawn

[190904A_Small-box Discount Retailer Restrictions Memorandum_20200305.pd](#)

[190904B_Comm Dist Map_20200305](#)

[190904C_USDA Gainesville Map_20200305](#)

[190904D_Food Insecurity White Paper_20200305.pdf](#)

COMMISSION COMMENT

4:30 - 5:30pm DINNER BREAK

5:30pm - CALL TO ORDER - Evening Session

PLEDGE OF ALLEGIANCE

PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

PR - 1 [191048.](#)

Civic Media Center, Diaunte Jenkins, Ashley Ortiz-Diaz and Ilene Silverman Day March 5, 2020 (B)

RECOMMENDATION

Dancer/Teacher Diaunte Jenkins to accept Proclamation. Artist/Curator Ashley Ortiz-Diaz to accept Proclamation. Arts Advocate/Television Host Ilene Silverman to accept Proclamation.

[191048_Proclamation Civic Media Center Day_20200305](#)

- PR - 2 [191049.](#) **Oaklianna Caraballo Day March 5, 2020 (B)**
- RECOMMENDATION *Public Art Administrator Oaklianna Caraballo to accept Proclamation.*
- [191049 Oaklianna Caraballo Day 20200305](#)
-
- PR - 3 [191056.](#) **Nardley Docteur and Shauna Dixon Day March 5, 2020 (B)**
- RECOMMENDATION *Volunteer Cheer Coach Nardley Docteur to accept Proclamation. Shauna Dixon to accept Proclamation.*
- [191056 Nardley Docteur and Shauna Dixon Day 20200305](#)
-
- PR - 4 [191057.](#) **Maya Lahti, Steve Boissoneault, Susan Breier, and Florida Department of Juvenile Justice Day March 5, 2020 (B)**
- RECOMMENDATION *Star Volunteer Maya Lahti to accept Proclamation. Star Volunteer Steve Boissoneault to accept Proclamation. Star Volunteer Susan Breier to accept Proclamation. Representing Florida Department of Juvenile Justice Dollie Danielle Wygant to accept Proclamation.*
- [191057 Maya Lahti, Steve Boissoneault, Susan Breier, and Florida Department](#)
-
- PR - 5 [191080.](#) **Census Awareness Month March, 2020 and Census Stand Down Day April 1, 2020 (B)**
- AGENDA UPDATE - ADDED ITEM
- RECOMMENDATION *City of Gainesville's Communications Department to accept Proclamation.*
- [191080 Census Awareness Month & Census Stand Down Day 20200305](#)

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GENERAL PUBLIC COMMENT - Members of the public may speak for up to three (3) minutes per meeting on any item not on the agenda. Individuals may choose to speak during any one of the General Public Comment periods during the meeting.

RESOLUTIONS - ROLL CALL REQUIRED (RE)**RE - 1 [191008](#) **Public Hearing and Resolution for the Regional Transit System (RTS)
Program of Projects (POP) FY 2020 (B)****

This item is a request to accept comments at a Public Hearing on the Regional Transit System Program of Projects (POP) FY 2020, and adopt a Resolution authorizing the filing of grant applications with the Federal Transit Administration and Florida Department of Transportation.

Explanation: In order to remain eligible for federal and state funding, the Regional Transit System (RTS) is required annually to submit a Program of Projects (POP) to the Federal Transit Administration and a budget application for capital and operating projects to the Florida Department of Transportation. The application processes require notice to the public to provide opportunity for comment and input. The POP was published in the Gainesville Sun on February 17, 2020, encouraging citizens to contact RTS with any questions or comments. Citizens may also provide comments at the public hearing during this public hearing at the City Commission meeting. RTS ensures that the final POP incorporates modifications based on input during the public comment opportunities.

Fiscal Note: The revenue for the Program of Projects of \$49,450,933 is included in the Transportation Improvement Program approved by the Metropolitan Transportation Planning Organization.

RECOMMENDATION

The City Commission: 1) accept comments at a Public Hearing on the Regional Transit System Program of Projects for FY 2020; and 2) adopt the Resolution authorizing the Regional Transit System to file grant applications with the Federal Transit Administration and Florida Department of Transportation as outlined in the Program of Projects for FY 2020.

[191008A Draft Resolution 20200305](#)

[191008B Draft POP FY20 20200305](#)

PUBLIC HEARINGS (PH)**ORDINANCES, 2ND READING - ROLL CALL REQUIRED (SR)****ORDINANCES, 1ST READING - ROLL CALL REQUIRED (FR)**

FR - 1 [180115](#).**Ordinance Regulating Micromobility Services (B)**

Ordinance No. 180115

An ordinance of the City of Gainesville, Florida, amending Chapter 26 of the City Code of Ordinances to create Article VII Micromobility Services, to regulate micromobility services within the City of Gainesville, Florida; establishing permit requirements; establishing operational requirements; establishing revocation, appeals and suspension processes; amending Appendix A - Schedule of Fees, Rates and Charges to establish regulatory fees; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: Micromobility devices are motorized transportation devices, including electric scooters and motorized bicycles, made available for public use by reservation through an online application for point to point trips. Micromobility services rent micromobility devices on a short term basis. The micromobility services allow users to begin and end trips at any location following local parameters for parking. Mobility is enhanced as the devices can provide 'door to door' access and are not limited to docking station locations. Micromobility services can remotely control the speed of the micromobility devices and the locations users can take the devices. At the end of a ride, the user can leave the micromobility device in any authorized location.

The proposed ordinance will regulate micromobility services, but not users. A micromobility service must apply for a permit from both the City and the University of Florida in order to operate within the City. The ordinance limits the number of micromobility services allowed to operate in the City to 3 companies. The initial fleet for each micromobility service will be between 100-200 micromobility devices. The ordinance includes a fee schedule for permitting and a \$0.15 per ride fee to cover costs of this new regulatory program. The ordinance requires the micromobility service to provide an education plan to alert users of safe operation and parking requirements, an emergency plan for removal of micromobility devices in anticipation of severe weather, insurance and performance bond, and data sharing requirements. Micromobility devices will only be allowed to operate at speeds of 15 miles per hour or less. Micromobility devices will only be allowed to operate between the hours of 6:00 a.m. to 10:00 p.m. The ordinance also provides rules for parking, rebalancing, and removal of micromobility devices. Equity goals will be promoted by requiring 10% of the fleet, or more at the director's discretion, to be placed in a specific zone and requiring micromobility services to have payment/access options for unbanked users.

Fiscal Note: Staff will collect and analyze data and report the findings about usage, complaints, and crash reports to the City Commission. Staff will be assigned to enforce the ordinance. The revenue associated with the permitting fees and \$0.10 of the \$0.15 per ride fee will be allocated to the Department of Mobility to fund regulatory program administration costs

and fund a temporary part-time position to assist with enforcement and outreach/education. Five cents (\$0.05) of the \$0.15 per ride fee will be allocated toward development and implementation of Vision Zero strategies under the Department of Mobility's administration, which will benefit the micromobility regulatory program.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

6/21/18	City Commission	Referred to the General Policy Committee
9/27/18	General Policy Committee	Approved, as shown above

[180115_DocklessSystemPresentation_GPC_20180927.pdf](#)

[180115_GPC-20180927.pdf](#)

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Ordinance Adding 2020 Election Early Voting Date (B)

Ordinance No. 190998

An ordinance of the City of Gainesville, Florida, amending Section 1 of Ordinance No. 190885 to add an additional day to the early voting period for the 2020 runoff city election, if necessary; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: Upon second reading on June 20, 2019, the City Commission passed Ordinance No. 180901, setting the date of the 2020 regular election and run-off election, if necessary; setting the dates of the candidate qualifying period; and setting the early voting dates for the 2020 regular election and run-off election, if necessary. Upon second reading on February 20, 2020, the City Commission passed Ordinance No. 190885 amending Section 1 of Ordinance No. 180901 to add Friday, March 6, 2020 to the early voting period for the regular election that is to be held in conjunction with the statewide election, thus setting the early voting period for the 2020 regular election to occur from Friday, March 6, 2020 to and including Saturday, March 14, 2020.

Per Ordinance Nos. 180901 and 190885, early voting for the 2020 runoff election, if necessary, was to occur from Saturday, April 18, 2020 to and including Saturday, April 25, 2020. During their discussion, the City Commission requested that Friday also be added to the dates for early voting for the 2020 runoff election. This Ordinance amends Section 1 of Ordinance No. 190885 to add Friday, April 17, 2020 to the early voting period for the 2020 runoff election, if necessary. Upon adoption of this ordinance, the early voting period for the City's 2020 runoff election, if necessary, shall be from Friday, April 17, 2020 to and including Saturday, April 25, 2020.

RECOMMENDATION

The City Commission adopt the proposed ordinance.

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GENERAL PUBLIC COMMENT - Members of the public may speak for up to three (3) minutes per meeting on any item not on the agenda. Individuals may choose to speak during any one of the General Public Comment periods during the meeting.

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