

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

May 11, 2020

5:00 PM

City Commission Special Meeting

Virtual Teleconference Meeting

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.

CALL TO ORDER**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**ADOPTION OF THE AGENDA****APPROVAL OF MINUTES**

[191190.](#)

Approve the Minutes from the April 30, 2020 Charter Review Commission Meeting (B)**RECOMMENDATION**

The City Commission approve the April 30, 2020 minutes.

[191190 April 30, 2020 Minutes 20200511.pdf](#)

BUSINESS DISCUSSION ITEMS

[191051.](#)

Proposed Charter Amendment to Retitle the Clerk of the Commission to City Clerk (B)

Explanation: This Charter amendment proposed by the City Charter Review Commission (the CCRC) would place the following ballot question on the November 3, 2020 general election ballot: "SHALL THE CITY CHARTER BE AMENDED TO CHANGE THE NAME OF THE CHARTER OFFICER "CLERK OF THE COMMISSION" TO "CITY CLERK", AS PROPOSED BY ORDINANCE NO. _____?" The draft ordinance is attached as back-up to this agenda item, along with the Charter Officer analysis required by the City Charter.

The first decennial CCRC established in 5.01(2) of the City Charter commenced meetings in May 2019 to review the City Charter and propose any amendments which may be advisable for placement on the November 2020 general election ballot. The CCRC finalized its work

and, per direction of the City Commission, the City Attorney's Office drafted Charter Amendment ordinances for the CCRC. As required by the Charter, the CCRC held three public hearings (on Wednesday, April 15th; Thursday, April 23rd and Thursday, April 30th) on its proposed charter amendments. Four proposed amendments were favorably voted upon by 6 or more members of the CCRC and delivered to the City Commission by May 3, 2020.

Per the Charter, the City Commission may veto a proposed charter amendment by a two-thirds vote of the membership of the City Commission (meaning 5 or more members). For each proposed amendment that is not vetoed, the City Commission shall adopt an ordinance and deliver it to the Alachua County Supervisor of Elections by July 3, 2020, requesting that the proposed Charter Amendments be placed on the November 2020 general election ballot.

Fiscal Note: None.

RECOMMENDATION

The City Commission consider the proposed Charter Amendment and (1) veto it by affirmative vote of 5 members of the Commission, or (2) direct the City Attorney to advertise and place the draft ordinance on the June 4th Regular City Commission Meeting for first reading.

Legislative History

3/2/20	Charter Review Commission	Approved as Recommended
4/23/20	Charter Review Commission	Approved, as shown above
4/30/20	Charter Review Commission	Approved, as shown above

[191051_Charter Amendment Ordinance - City Clerk-0001_20200511.pdf](#)

[191051_Updated Charter Officer Analysis Memo_20200511.pdf](#)

[191051_CRC Letter to Commission_20200511.pdf](#)

191115.

Proposed Charter Amendment to Eliminate the Restriction on Use of Public and Private Funds for Construction of Paved Surfaces in Designated Areas (B)

Explanation: This Charter amendment proposed by the City Charter Review Commission (the CCRC) would place the following ballot question on the November 3, 2020 general election ballot: "SHALL THE CITY CHARTER BE AMENDED TO ELIMINATE THE RESTRICTION IN 5.06 ON THE USE OF PUBLIC OR PRIVATE FUNDS FOR THE CONSTRUCTION OR IMPROVEMENT OF PAVED SURFACES ON CITY-OWNED LAND, AS PROPOSED BY ORDINANCE NO. _____?" The draft ordinance is attached as back-up to this agenda item, along with the Charter Officer analysis required by the City Charter.

The first decennial CCRC established in 5.01(2) of the City Charter commenced meetings in May 2019 to review the City Charter and propose any amendments which may be advisable for placement on the November 2020 general election ballot. The CCRC finalized its work and, per direction of the City Commission, the City Attorney's Office drafted Charter Amendment ordinances for the CCRC. As required by the Charter, the CCRC held three public hearings (on Wednesday, April 15th; Thursday, April 23rd and Thursday, April 30th) on its proposed charter amendments. Four proposed amendments were favorably voted upon by 6 or more members of the CCRC and delivered to the City Commission by May 3, 2020.

Per the Charter, the City Commission may veto a proposed charter amendment by a two-thirds vote of the membership of the City Commission (meaning 5 or more members). For each proposed amendment that is not vetoed, the City Commission shall adopt an ordinance and deliver it to the Alachua County Supervisor of Elections by July 3, 2020, requesting that the proposed Charter Amendments be placed on the November 2020 general election ballot.

Fiscal Note: None.

RECOMMENDATION

The City Commission consider the proposed Charter Amendment and (1) veto it by affirmative vote of 5 members of the Commission, or (2) direct the City Attorney to advertise and place the draft ordinance on the June 4th Regular City Commission Meeting for first reading.

Legislative History

4/23/20	Charter Review Commission	Heard
4/30/20	Charter Review Commission	Approved, as shown above

[191115 Charter Amendment Ordinance - Eliminate restrictions on paved surfac](#)

[191115 Updated Charter Officer Analysis Memo_20200511.pdf](#)

[191115 CRC Letter to Commission_20200511.pdf](#)

191120.

Proposed Charter Amendment to Further Limit the Authority of the City Commission to Dispose of Certain Utility Systems (B)

Explanation: This Charter amendment proposed by the City Charter Review Commission (the CCRC) would place the following ballot question on the November 3, 2020 general election ballot: "SHALL THE CITY CHARTER BE AMENDED TO LIMIT THE AUTHORITY OF THE CITY COMMISSION TO DISPOSE OF THE CITY'S NATURAL GAS, WASTEWATER, OR TELECOMMUNICATIONS UTILITY, IN A MANNER THAT MATERIALLY REDUCES THE CAPACITY OF THAT

SYSTEM TO PRODUCE, DISTRIBUTE OR TREAT, WITHOUT PRIOR APPROVAL OF A MAJORITY OF THE QUALIFIED ELECTORS OF THE CITY, AS PROPOSED BY ORDINANCE NO. _____?" The draft ordinance is attached as back-up to this agenda item, along with the Charter Officer analysis required by the City Charter.

The first decennial CCRC established in 5.01(2) of the City Charter commenced meetings in May 2019 to review the City Charter and propose any amendments which may be advisable for placement on the November 2020 general election ballot. The CCRC finalized its work and, per direction of the City Commission, the City Attorney's Office drafted Charter Amendment ordinances for the CCRC. As required by the Charter, the CCRC held three public hearings (on Wednesday, April 15th; Thursday, April 23rd and Thursday, April 30th) on its proposed charter amendments. Four proposed amendments were favorably voted upon by 6 or more members of the CCRC and delivered to the City Commission by May 3, 2020.

Per the Charter, the City Commission may veto a proposed charter amendment by a two-thirds vote of the membership of the City Commission (meaning 5 or more members). For each proposed amendment that is not vetoed, the City Commission shall adopt an ordinance and deliver it to the Alachua County Supervisor of Elections by July 3, 2020, requesting that the proposed Charter Amendments be placed on the November 2020 general election ballot.

Fiscal Note: None.

RECOMMENDATION

The City Commission consider the proposed Charter Amendment and (1) veto it by affirmative vote of 5 members of the Commission, or (2) direct the City Attorney to advertise and place the draft ordinance on the June 4th Regular City Commission Meeting for first reading.

Legislative History

4/23/20	Charter Review Commission	Heard
4/30/20	Charter Review Commission	Approved, as shown above

[191120 Charter Amendment Ordinance - Disposal of Utility Facilities 20200511](#)

[191120 Updated Charter Officer Analysis Memo 20200511.pdf](#)

[191120 CRC Letter to Commission 20200511.pdf](#)

191121.

Proposed Charter Amendment to Create a Charter Preamble (B)

Explanation: This Charter amendment proposed by the City Charter Review Commission (the CCRC) would place the following ballot question on the

November 3, 2020 general election ballot: “SHALL THE CITY CHARTER BE AMENDED TO INSERT A PREAMBLE STATEMENT THAT AFFIRMS THE CHARTER AND EXRESSES THE VALUES OF THE PEOPLE, AS PROPOSED BY ORDINANCE NO. _____?” The draft ordinance is attached as back-up to this agenda item, along with the Charter Officer analysis required by the City Charter.

The first decennial CCRC established in 5.01(2) of the City Charter commenced meetings in May 2019 to review the City Charter and propose any amendments which may be advisable for placement on the November 2020 general election ballot. The CCRC finalized its work and, per direction of the City Commission, the City Attorney’s Office drafted Charter Amendment ordinances for the CCRC. As required by the Charter, the CCRC held three public hearings (on Wednesday, April 15th; Thursday, April 23rd and Thursday, April 30th) on its proposed charter amendments. Four proposed amendments were favorably voted upon by 6 or more members of the CCRC and delivered to the City Commission by May 3, 2020.

Per the Charter, the City Commission may veto a proposed charter amendment by a two-thirds vote of the membership of the City Commission (meaning 5 or more members). For each proposed amendment that is not vetoed, the City Commission shall adopt an ordinance and deliver it to the Alachua County Supervisor of Elections by July 3, 2020, requesting that the proposed Charter Amendments be placed on the November 2020 general election ballot.

Fiscal Note: None.

RECOMMENDATION

The City Commission consider the proposed Charter Amendment and (1) veto it by affirmative vote of 5 members of the Commission, or (2) direct the City Attorney to advertise and place the draft ordinance on the June 4th Regular City Commission Meeting for first reading.

Legislative History

4/30/20	Charter Review Commission	Approved, as shown above
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[191121_Charter Amendment Ordinance - Preamble_20200511x.pdf](#)

[191121_Updated Charter Officer Analysis Memo_20200511.pdf](#)

[191121_CRC Letter to Commission_20200511.pdf](#)

ADJOURNMENT