

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Meeting Agenda - Final

February 4, 2021

1:00 PM

City Hall Auditorium

City Commission

Mayor Lauren Poe (At Large)
Commissioner Reina Saco (At Large)
Commissioner Gail Johnson (At Large)
Commissioner Gigi Simmons (District 1)
Commissioner Harvey Ward (District 2)
Mayor-Commissioner Pro Tem 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 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 the Commission votes on together in one motion. These items are not discussed separately. The Commission may remove an item to discuss during the meeting or at a later meeting. This process saves time for discussing Regular Agenda items.

Adoption of Regular Agenda: The Commission approves the order of the Business Discussion (**BD**) items on the Regular Agenda. The Commission may re-order or remove discussion 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 give a public comment for the official meeting record. The options listed below may be offered during this meeting. Please see the city's [Public Meeting Calendar](#) for full details on public comment opportunities.

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 take public comment on specific agenda items during discussion. Speakers may have three (3) minutes and comments must relate to the agenda item.

Early Public Comment: During Early Public Comment, community members may 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.

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

"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****CA ADOPTION OF CONSENT AGENDA (CA) - GRU, General Government, Audit & Finance Committee and General Policy Committee Items****CA-1 [200761.](#) Approval of Minutes from the January 20, and January 21, 2021 City Commission Meetings (B)**

RECOMMENDATION *The City Commission approve the minutes of January 20 and January 21, 2021.*

[200761 January 20, 2021 Minutes 20210204](#)

[200761 January 21, 2021 Minutes 20210204](#)

CA-2 [200768.](#) Resignation of Suzanne Kiker from the Gainesville Cultural Affairs Board, April O'Neal from the Citizen's Advisory Committee and Community Development and Zachariah Chou from the Regional Transit System Citizen Advisory Board (B)

RECOMMENDATION *The City Commission accepts the resignations of Suzanne Kiker from the Gainesville Cultural Affairs Board, April O'Neal from the Citizen's Advisory Committee and Community Development and Zachariah Chou from the Regional Transit System Citizen Advisory Board, effective immediately.*

[200768 CAB Resignation 20210204.pdf](#)

[200768 RTS Resignation 20210204.pdf](#)

[200768 CACCD Resigantion 20210204.pdf](#)

CA-3 [200769.](#) Appointments to City Commission Advisory Boards and Committees (B)

RECOMMENDATION *The City Commission appoint:*

Eric Milch to the City Beautification Board for a term to expire on 11/1/2023.

Russel Adams and Ryan Klein to the Tree Advisory Board for terms to expire on 1/1/2024.

[200769_CBB_Application_20210204](#)

[200769_TAB_Applications_20210204](#)

[200769_Advisory_Board_and_Commission_Ballot_Form_02042021](#)

CA-4 [200719.](#)

US Department of Homeland Security (DHS) FEMA Assistance to Firefighters Grant (AFG) Program FY2020 (NB)

This item requests the City Commission authorize submittal of an application to the FY2020 AFG Grant Program and authorize the City Manager or designee to accept the award, expend the funds, and provide the required matching funds.

Explanation: The purpose of the AFG Program is to enhance the safety of the public and firefighters with respect to fire and fire-related hazards. The funds provide critically needed resources that equip and train emergency personnel to recognized standards, enhance operational efficiencies, foster interoperability, and support community resilience. The grant supports the Core Capabilities of the National Preparedness Goal which include: Fire Management and Suppression; Environmental Response/Health and Safety; Threats and Hazards Identification; Public Health, Healthcare, and Emergency Medical Services; Operational Coordination; Operational Communications; Mass Search and Rescue Operations; Community Resilience; and Long-term Vulnerability Reduction. The AFG program has several funding priorities: 1) Operations and Safety: Training; Equipment; Personal Protective Equipment (PPE); Wellness and Fitness; and Modifications to Facilities; 2) Vehicle Acquisition; and 3) Regional Projects. The projected number of awards is 2,000 competing for funding of \$319,500,000.

Gainesville Fire Rescue (GFR) is prepared to submit an application requesting funding for several programs that are represented in the Core Capabilities, such as:

One Heavy Rescue Truck and Equipment

One Brush Truck - \$250,000

Learning Management System - \$120,000

Two Community Resource Paramedic Vehicles - \$80,000

The total estimated amount for the application is \$1,290,000 and the 10% match would be \$129,000.

The FY2020 AFG application period closes February 12, 2021 at 5:00 pm and the projected period of performance is May 1, 2021 through April 30, 2023.

Fiscal Note: The required match for the City of Gainesville is 10%, \$129,000. Matching funds will be identified in the City's General Fund budget.

RECOMMENDATION

The City Commission authorize the City Manager or designee to: 1) apply, accept, and execute any and all related documents regarding the FY2020 AFG Grant subject to approval by the City Attorney as to form and legality; and 2) approve the necessary budget processes and expenditures for the required matching funds and purchases related to the grant award.

ADOPTION OF REGULAR AGENDA

GENERAL PUBLIC COMMENT - Members of the public may speak for up to three (3) minutes per meeting on any item not on the agenda.

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

BD-1 [180361](#) Advanced Metering Infrastructure (AMI) Approval (B)

Explanation: GRU staff presented this item at the January 21, 2021 City Commission meeting and requested that the Commission approve the Advanced Metering Infrastructure (AMI) project. The Commission asked staff to provide additional information and voted to continue the item to the February 4, 2021 meeting.

The Commission asked GRU to deliver the following items:

1. Schedule showing the detailed breakdown of capital and O&M costs by years of the agreement and by utility system (e.g. electric, water, wastewater and gas)
2. Schedule of utility rate impacts by utility system over the planning horizon
3. Either the latest draft of the agreements/master agreements or access to them for inspection

Over the last decade, Advanced Metering Infrastructure (AMI) has been one of the top initiatives for utilities around the U.S. The technology employed through AMI systems is no longer a cutting edge technology. It is a mature technology tested and deployed throughout the utility industry. AMI is a must have for any utility tasked with driving

organizational and customer efficiencies.

AMI is an integrated system of smart meters, communications networks, and data management systems that enable two-way communication between utilities and customers. These systems provide a number of important functions that GRU cannot currently deploy or has to perform manually, such as the ability to automatically and remotely measure consumer consumption, connect and disconnect services, detect meter tampering, identify and isolate outages, and monitor voltage.

AMI technology offers utilities valuable information about customer usage, including consumption behavior, effects of external variables and outages. Both the customer and the utility are able to find out how energy is used. The knowledge of the customer's usage improves the customer service representatives' ability to work with a customer to understand his or her bill, which in turn increases customer confidence in the billing process.

Additionally, the customer will have the ability to monitor their utility usage. Those GRU customers who take advantage of this new benefit can better understand their usage, change their behaviors and ultimately be rewarded with lower energy usage and lower utility bills.

Overall, GRU envisions the successful deployment of an AMI system resulting in better customer interaction, improved quality of service and shortened response times to outages.

GRU has done extensive homework in regard to AMI. In 2014, GRU conducted a rollout of a small pilot program. An ITN was issued and an AMI vendor was awarded the opportunity to participate. This vendor provided an AMI solution that gave the utility the ability to investigate functions of smart meters, head end system software, and various types of communication protocols. This pilot program was rolled out strategically over a four-year period and the tests consisted of automated internal controls, meter to cash integrations (AMI meter data combined with billing system requirements equals billing statement), and various backhaul solutions and data analytic programs (communication efforts).

This AMI pilot program proved successful and provided the utility with a blueprint to not only deploy, but also maximize the potential benefits of an AMI system. With knowledge from the pilot system, as well as multiple site visits with other organizations that were using AMI, in 2017/2018 the utility engaged two industry consultants to develop the business case, as well as a gap analysis, assessment, and feasibility study for AMI. The business case quantified the cost and benefits that an AMI system deployment could have for the utility.

Based on the success of the pilot program, business case, gap analysis, assessment and feasibility study, in late 2018, GRU initiated two invitations to negotiate (ITN) for the AMI technology as well as the installation of the meters. After review of the proposals, consultations with

other utilities and consultant guidance the team determined Itron (technology/meters) and Aclara (installation), could provide the best value to GRU. These two vendors were selected to move forward to negotiate. After extensive negotiations, GRU recommends the award of the AMI and Installation ITNs to Itron and Aclara, in general agreement with the current draft documents, subject to approval by the City Attorney as to form and legality.

This item was presented to the Utility Advisory Board on January 14, 2021.

Fiscal Note: \$47.1 Million - Total Estimated Implementation Cost
 \$79.6 Million - Total Estimated Cost of Ownership (includes implementation costs) over the 21-year agreement
 \$81.2 Million - Total Estimated Cost Savings and Benefits over 21 years
 \$ 1.6 Million - Net Estimated Cost Savings of solution

RECOMMENDATION

1. Authorize the General Manager or his designee to negotiate and execute a Master Agreement with Itron for a term of 21 years that includes the purchase of the metering assets, network infrastructure, software licenses, professional services to implement the project and the provision of ongoing software as a service for the hosting and ongoing maintenance of the software in a secure cloud. The Master Agreement set of documents includes SaaS, SOW, Order Document and MSA, which are all subject to approval by the City Attorney as to form and legality.

2. Authorize the General Manager or his designee to negotiate and execute an agreement with Aclara SGS for the installation of Smart Meters for the AMI solution. The agreement and SOW are subject to approval by the City Attorney as to form and legality.

UAB: At their January 14, 2021 meeting, the UAB voted 6-0, with member Miles absent, to advise the City Commission to approve the staff recommendation.

Legislative History

1/21/21 City Commission Approved, as shown above

[180361 AMI ITN Update - UAB 20180913](#)
[180361 AMI Presentation 20210114](#)
[180361 AMI Cost Benefit Schedules 20210204](#)
[180361 CIS AMI Rate Impact 20210204](#)
[180361 GM communications 20210204](#)
[180361 Leidos Business Case 20210204](#)
[180361 Leidos Business Case Summary 20210204](#)
[180361 Utiliworks Study 20210204](#)

BD-2 [200521.](#) **Hogtown Creek Greenway Update (B)**

Explanation: At the City Commission meeting on November 5, 2020, Commissioner Hayes-Santos requested that staff provide a recap and update on the Hogtown Creek Greenway project.

RECOMMENDATION To seek general input and guidance from City Commission.

Legislative History

1/21/21 City Commission Continued

[200521_Hogtown Creek Watershed map_20210121.pdf](#)

[200521B_Hogtown Creek Greenway Master Development & Management Plan](#)

BD-3 [200529.](#) **Implementation for Parks, Recreation & Cultural Affairs Master Plan and Continued Acquisition of Conservation Land (B)**

This item requests that the City Commission review and approve the priorities of the Land Conservation and Acquisition Program.

Explanation: At the November 15, 2012 meeting, the City Commission approved the Parks, Recreation and Cultural Affairs (PRCA) Master Plan. The PRCA Master Plan calls for the City to acquire land adjacent to parks and centers in order to allow for future expansion.

Since 2009, the City has been attempting to acquire the top priority properties on the approved Land Conservation and Acquisition List. Some landowners have been willing to sell, but others have not. Since many of the priority landowners are unwilling to sell or are at an impasse on price, staff evaluated undeveloped parcels within City limits and outside the City limits but within the urban reserve for potential acquisition. Thirteen parcels of interest were identified and added to the land acquisition priority listing, and approved by the City Commission on April 5, 2012. Twenty-one (21) passive/conservation parcels were

approved to be added to the list by the City Commission on July 16, 2015. Another six (6) parcels were approved to be added to the list by the City Commission on March 2, 2017.

As part of the City's 2020 Strategic Plan, Goal 2, Sustainable Community, the City seeks to "Increase the acreage of natural/conservation lands." In accordance with PRCA Departmental policy on "Acquisition of Conservation Lands," additional parcels are selected by the following prioritization criteria: a) expand an existing conservation area; b) connect existing conservation areas together, or c) are within a Strategic Ecosystem, or have sensitive habitat, or the potential for species that are listed statewide or nationally as rare, threatened, or endangered.

Fiscal Note: None at this time.

RECOMMENDATION *The City Commission: 1) review the Land Conservation Ranking Criteria List.*

Legislative History

1/21/21 City Commission Continued

[200529A_Property Ranking Criteria spreadsheet Jul 2020 20210121.pdf](#)

[200529B_2020 Strategic Plan Placemat 20210121.pdf](#)

[200529_Conservation Land Ranking Criteria.pdf](#)

BD-4 [200690.](#)

COVID Discussion (B)

RECOMMENDATION *The City Commission hear an update on the following topics and take action as deemed necessary:*

1. *Face Coverings and Masks*

2. *Open Container*

Legislative History

1/12/21 City Commission Discussed

[200690A_Hillsborough Order 20210204.pdf](#)

[200690B_Open Container Ordinance 20210204.pdf](#)

BD-5 [200647.](#)

Special Magistrate Requests Release of Liens (B)

Explanation: This item is a request for the City Commission to approve, approve with modification or deny the Code Enforcement Special Magistrate's recommendations regarding requests for lien reductions or rescissions

for six properties. These properties were previously found in violation of a City ordinance and were assessed fines resulting in the placement of liens on the properties. Persons of interest have come before the Special Magistrate to request a reduction or rescission for the fines. In determining the amount of the fine, if any, the Magistrate and City Commission shall consider the following factors listed in Section 162.09(2)(b), Florida Statutes:

1. The gravity of the violation;
2. Any actions taken by the violator to correct the violation; and
3. Any previous violations committed by the violator.

The Special Magistrate recommends in these cases to either deny, rescind or reduce the fines with or without conditions. A summary of the Magistrate's recommendations is included in the backup along with the associated case files.

RECOMMENDATION

The City Commission approve, approve with modification or deny the Code Enforcement Special Magistrate's recommendations and authorize the Mayor and/or the City Manager to sign any required documents as outlined:

1. David C. Hoye, 506 NW 3rd Street: Magistrate recommends that the lien in the amount of \$195,223.02 be released.
2. Ina H Santos, 2130 SE Hawthorne Road: Magistrate recommends that the lien in the amount of \$25,500 be reduced to \$1,000.
3. Kaja Holdings LLC, 115 SE 14th Street: Magistrate recommends that the lien in the amount of \$1,400,000 be released.
4. David C/Linda K Stewart, 3119 SW 26th Terrace: Magistrate recommends that the lien in the amount of \$131,300 be released with the following conditions: The respondent has 60 days from the signing of the order to sell the property or the fines will revert to \$131,300.
5. John L. Rowe, 1237 SE 3rd Avenue: Magistrate recommends that the lien release request be denied.
6. Jose Luis Fornis, 3707 SW 28th Terrace: Magistrate recommends that the lien in the amount of \$67,531.11 be reduced to \$5,000.

Legislative History

1/21/21 City Commission Approved, as shown above

[200647 Summary of Reductions 20210107.pdf](#)

[200647A Hoye 506 NW 3rd Street 20210121.pdf](#)

[200647B Santos 2130 SE Hawthorne Road 20210121.pdf](#)

[200647C Kaja Holdings LLC, 115 SE 14th Street 20210121.pdf](#)

[200647D David C & Linda K Stewart, 3119 SW 26th Terrace 20210121.pdf](#)

[200647E John L. Rowe, 1237 SE 3rd Avenue 20210121.pdf](#)

[200647F Jose Luis Fornis, 3707 SW 28th Terrace 20210121.pdf](#)

[200647G Braswell Law PLLC Contract 20210204](#)

[200647H Code of Ordinances Special Magistrate 20210204](#)

[200647I Magistrate Bid Solicitation 20210204](#)

[200647J Magistrate RFP J. Braswell Bid Submittal 20210204](#)

[200647K MeetingAgenda04-Feb-2021 20210204](#)

[200647L Memo-To Commission Lien Foreclosures 20210204](#)

BD-6 [200770.](#)

Community Land Trust - Draft RFP Scope of Services (B)

This item requests City Commission review of a draft scope of services that would be incorporated into a City Request for Proposal designed to select a partner to provide Community Land Trust (CLT) services.

AGENDA UPDATE - ADDITIONAL BACK-UP

Explanation: One of the recent City Commission equitable development referrals directed to staff to draft a request for proposals designed to facilitate a partnership with a Community Land Trust in order to deliver affordable housing units throughout the community.

Staff has developed a scope of services that has three components: an introduction to the community and the affordable housing challenges/opportunities as incorporated into the Gainesville Housing Action Plan; scope of services objectives and tasks; and proposal requirements.

In constructing the scope, staff is taking the approach that the City is seeking a CLT partner and requests responders to provide their assessment of what would be most beneficial in terms of the City's contribution.

Based upon research and interaction with various entities it seems that CLT's are typically provided either operating funds, in-kind services or land resources by local government in order to implement their approach

to providing affordable housing units.

Staff consulted with several organizations in order to learn more about the manner in which the CLT concept is being implemented locally and Statewide. In addition, the scope has been circulated to the City's internal Affordable Housing Work Group for comment and input.

Fiscal Note: The City's financial participation in this effort has not been explicitly defined and the scope of services seeks to have prospective responders provide their requests though it is likely that this will come in the form of either organizational financial support; in-kind services; or donation of land or a combination of these components. Future decisions on level of support will be brought back to the City Commission for review and direction.

RECOMMENDATION The City Commission: 1) hear a brief staff presentation; 2) direct staff as deemed appropriate.

[200770 CLT RFP Final 20210204](#)

[200770 Community Land Trust Specifications \(1\) MOD 20200204.pdf](#)

BD-7 [200779.](#)

Selection of Alachua County Public School's School Planning Advisory Committee (SPAC) Members (B)

AGENDA UPDATE - ADDED ITEM

Explanation: The Interlocal Agreement for Public School Facility Planning established the School Planning Advisory Committee (SPAC) for the purpose of reviewing potential for new schools, proposal for significant school expansions and potential closure of existing schools. The SPAC is a standing committee that meets on an as needed basis. Each municipality is entitled to have up to two (2) community members on the SPAC. The City also will have one staff member that will be appointed by the City Manager to serve on the SPAC. The SPAC will be meeting to discuss the potential closure of existing schools, including but not limited to, potential closure of Terwilliger Elementary located at 301 NW 62nd Street. The SPAC meeting will convene at ACPS District Headquarters on March 10, 2021 from 9am – 11am.

RECOMMENDATION The City Commission discuss and take action as deemed necessary regarding the designation of community members (neighbors) to the SPAC.

[200779 AlachuaCountySPAC Letter 20210204.pdf](#)

CC COMMISSION COMMENT

PLEDGE OF ALLEGIANCE

PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)**PR-1 [200775.](#) Black History Month February, 2021 (B)**

RECOMMENDATION Vivian Filer, Mike Powell, and Rodney Long to accept the proclamation.

[200775 Black History Month 20210129](#)

PR-2 [200777.](#) Florida Police Chief Association (FPCA) Life Saving Award Recognition (NB)

AGENDA UPDATE - ADDED ITEM

Explanation: The FPCA Lifesaving Award is sponsored by the Harris Foundation. This award is designed to recognize officers for an exceptional lifesaving act that places their life in danger. Police officers put their lives on the line each day to serve and protect their communities. Police Officers also save lives.

Sergeant Steven Sweeting of the Gainesville Police Department who did just that. On August 31, 2019, at 4:26 am a traffic crash occurred near the intersection of US Hwy 441 and SW Williston Road. This was a head-on collision that occurred and the vehicles were both on-fire. The location of the incident is not in the Gainesville Police Department's jurisdiction, but the adjoining jurisdiction. Sergeant Sweeting responded to the location to see if he could help. Sweeting was the first Gainesville Police Officer to arrive at the crash scene. One vehicle was fully engulfed in flames and the second vehicle began to catch fire as well. Sergeant Sweeting approached the second vehicle and learned that there was someone alive inside, screaming for help. Sergeant Sweeting immediately took charge and updated other responding officers, fire, and EMS of the dire nature of the situation. He then began to break out the rear passenger window to gain access to the woman screaming for help. Sergeant Sweeting was able to break the window and unlock the rear door. Sergeant Sweeting, Deputy Stadnicki, and firefighters pulled the second female from the vehicle. Unfortunately, she was deceased. Each individual risked their life to save the occupants of the second vehicle. During the efforts to rescue the crash victims, the other vehicle was exploding and the fire was inching closer and closer to the police and firefighters. Due to the heroic efforts on this night, Sergeant Sweeting was able to save a life. That day, Sergeant Sweeting risked his own life to save someone else. Sergeant Steven Sweeting, Gainesville Police Department is presented with the FPCA's 2019/2020 LifeSaving Award.

RECOMMENDATION The City Commission hear a brief summary and recognize the awardee Sergeant Steven Sweeting.

RE RESOLUTIONS - ROLL CALL REQUIRED (RE)**RE-1 [200773.](#) Resolution to Initiate the Governmental Dispute Resolution Process
with Alachua County Re: CARES Act Funds (B)**

Explanation: Alachua County indicated that they would be reallocating remaining Federal CARES funding (pass-through by the State of Florida) for a category entitled Presumptive Public Safety.

The City submitted documentation to Alachua County of approximately \$2.6 million for this category. This allocation was included in the schedule of uses of funds in the backup to the agenda item (see attached). The final action of the County Commission removed that allocation and placed it in the County's Designated Reserves/Fund Balance. Communication with the County indicated that the City of Gainesville money was being set aside for future board needs because of the trunk radio system issue with Gainesville Regional Utilities (GRU). The County chose to continue to fund the City of Alachua and the City of High Springs.

At the January 28, 2021 General Policy Committee meeting the City Commission indicated their desire to commence the conflict resolution process on this matter. The attached resolution commences that process.

RECOMMENDATION *The City Commission adopt the resolution.*

[200773A Recommendations_20210204.pdf](#)

[200773B Alachua County Cares Act Plan Summary_20200204.pdf](#)

[200773C_DRAFT Resolution to Initiate Governmental Conflict Resolution Proce](#)

PUBLIC HEARINGS (PH)**SR ORDINANCES, 2ND READING - ROLL CALL REQUIRED (SR)****SR-1 [200252.](#) Text Change - Amending the Land Development Code Relating to
Two-Family Dwellings (B)**

Ordinance No. 200252

An ordinance of the City of Gainesville, Florida, amending the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) relating to two-family dwellings; by amending Section 30-2.1

Definitions; ~~by amending Section 30-4.16 Permitted Uses;~~ and by amending Section 30-4.17 Dimensional Standards; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.:

Explanation: STAFF REPORT

This petition is privately initiated by eda consultants, Inc., and proposes to amend the City's Land Development Code relating to two-family dwellings. The proposed text changes include the following:

- A. A revised definition of attached dwelling*
- B. Addition of a definition of two-family dwelling*
- C. Amendments to the RMF-6, 7, and 8 zoning districts dimensional standards table*

The text amendments to the Land Development Code will facilitate construction of vertical two-family dwellings in the RMF-6, RMF-7, and RMF-8 zoning districts with proposed new dimensional standards. Currently, the Land Development Code does not specify a definition for two-family dwellings. Additionally, the Land Development Code provides lot standards for two-family dwellings that are configured horizontally. The subject application requests amendment of the Land Development Code to allow vertical two-family dwellings in RMF-6, RMF-7, and RMF-8 zoning districts.

The City Plan Board, at its meeting of August 27, 2020, voted to recommend adoption of this ordinance.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

Legislative History

12/3/20	City Commission	Adopted on First Reading (Ordinance)
1/7/21	City Commission	Continued

[200252_PB-20-00055_StaffReportwithAppendicesA-C_20200827](#)

[200252_draft ordinance_20201203.pdf](#)

[2020-12-03 CC 200252 Text change for RMF 6 7 8.pdf](#)

[200252_Draft Ordinance Changes - Adrian Hayes-Santos_20201203.pdf](#)

[200252_revised draft ordinance_20210107.pdf](#)

[200252_revised draft ordinance_20210204.pdf](#)

SR-2 [200280.](#)

Quasi-Judicial - Historic Property Tax Exemption - 719 NE 5th Street (B)

Ordinance No. 200280

An ordinance of the City of Gainesville, Florida, finding that property located at 719 NE 5th Street, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2021, and continuing for 10 years under certain conditions; authorizing the Mayor and the City Clerk to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

Explanation: Chapter 25, Article IV, of the Code of Ordinances authorizes the City Commission to grant ad valorem tax exemptions for historic properties pursuant to Florida law. In order to approve a property for such exemption, the Historic Preservation Board (HPB) and the City Commission must determine that a particular property is eligible for the property tax exemption (i.e., historical designation or contributing property) and that it has been improved consistent with the Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings.

The process for a property owner to receive a historic preservation property tax exemption entails two steps. First, the property owner submitted Part 1 (Preconstruction Application) of the Historic Preservation Property Tax Exemption Application for the restoration, renovation, or rehabilitation of a contributing building listed on the Local and National Register of Historic Places. Part 1 was approved by the HPB on February 4, 2020, with a finding that the property was eligible for the exemption and that the improvements met the required standards.

Second, the applicant completed the improvements and submitted Part 2 of the property tax exemption application (Final Application for Review of Completed Work). Staff inspected the completed work and found the work meets the Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings as well as the City's Guidelines for Rehabilitating Historic Buildings. On September 1, 2020, the HPB approved Part 2 with a finding that the eligible property has been improved consistent with the required standards; the HPB recommended the City Commission approve same. The renovations eligible for the tax exemption are estimated at \$200,000.00. However, pursuant to City Code and State Statute, the actual amount of the exemption will be determined by the County Property Appraiser.

The Bailey House is located at 719 NE 5th Street and is a contributing building listed on the Local and National Register of Historic Places.

This ordinance requires two hearings and will become effective immediately upon adoption; however, the ad valorem tax exemption will be effective as of January 1, 2021, in accordance with Section 196.1997(10), Florida Statutes, and Gainesville Code Section 25-65(g).

RECOMMENDATION

The City Commission: 1) approve Part 2 of the Historic Preservation Property Tax Exemption Application; and 2) adopt the proposed ordinance.

Legislative History

1/21/21 City Commission Adopted on First Reading (Ordinance) and Approved the Recommendation

[HP 20-03 Part II Ad Valorem Tax Exemption Staff Report\[1\].pdf](#)

[200280A_draft ordinance_20210121.pdf](#)

SR-3 [200464.](#)

Pedestrian Safety - Traffic Separator Ordinance (B)

Ordinance No. 200464

An Ordinance of the City of Gainesville, Florida, creating a new Article VII titled "Pedestrians Prohibited in Traffic Separators" within Chapter 26 titled "Traffic and Motor Vehicles" of the City Code of Ordinances; amending Sec. 2-339 to create a civil citation penalty; providing a severability clause, providing a repealing clause and providing an effective date.

Explanation: At its meeting on November 19, 2020, the City Commission discussed concerns with pedestrian fatalities and injuries in the rights-of-way within the City and directed the City Manager to work on a narrowly-tailored pedestrian safety ordinance. City staff reviewed pedestrian fatalities and injuries in the rights-of-way, as well as the Florida Department of Transportation guidance on median design for safe pedestrian refuge and median design for narrow traffic separators. Based on that review, this ordinance recognizes that medians that are 6 feet in width or less are designed as traffic separators and are not designed for safe pedestrian refuge and therefore, pedestrians are prohibited from being within those traffic separators for any purpose. The back-up to this agenda item also includes a map, for ease of visual reference, depicting where most of these traffic separators are located within the City.

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

RECOMMENDATION

The City Commission consider the proposed ordinance.

Legislative History

11/19/20	City Commission	Approved, as shown above
12/3/20	City Commission	Discussed
1/21/21	City Commission	Adopted on First Reading (Ordinance)

[200464A_Legal Bulletin 2018-10_20201203.pdf](#)

[200464B_Ordinance No. 2018-06_20201203.pdf](#)

[200464_draft ordinance_20210121.pdf](#)

[200464_Map Traffic Separators_20210121.pdf](#)

SR-4 [200657.](#)

Ordinance Amending the Supplemental Retirement Program for Police Officers (B)

Ordinance No. 200657

An ordinance of the City of Gainesville, Florida, amending Section 2-608 of the Code of Ordinances of the City of Gainesville to modify the eligibility rules associated with the Supplemental Retirement Program for Police Officers; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Explanation: The City of Gainesville maintains a retirement plan for Police Officers and Firefighters subject to the provisions provided in Chapter 175 (Fire) and Chapter 185 (Police) of Florida Statutes. These Statutes set minimum benefit levels for Police Officers and Firefighters retirement plans and provide for supplemental benefits after the plan has achieved the minimum benefits required by the Statutes. The City receives premium tax revenue collected on property and casualty policies issued in the State of Florida and a portion of those are used to offset the cost the retirement program. This amount is referred to as the adjusted base year contribution and any amount over the negotiated base can be used for extra benefits for the members. In the Police Officers portion of the plan this includes a supplement "share plan" that allocates those excess premium tax revenues (above the base) to eligible members.

Recently the City, the Fraternal Order of Police and the Police Benevolent Association negotiated a modification to the eligibility rules for their members. The amendment was ratified by both collective bargaining units and is included in this item to complete the process.

Fiscal Note: There is no fiscal impact to the City as the funds used for this purpose are above the negotiated base amount, are received from the State and can only be used for supplemental or extra benefits.

RECOMMENDATION

The City Commission: 1) approve the amendment to the Police Share Plan as ratified by the FOP and the PBA; and 2) adopt the proposed Ordinance.

Legislative History

1/21/21 City Commission Adopted on First Reading (Ordinance) and Approved the Recommendation

[200657_draft ordinance_20210121.pdf](#)

FR ORDINANCES, 1ST READING - ROLL CALL REQUIRED (FR)

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