

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Draft

October 15, 2020

1:00 PM

Virtual Teleconference Meeting

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)

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CALL TO ORDER - 1:00 PM

AGENDA STATEMENT

ROLL CALL

Present 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

CA ADOPTION OF CONSENT AGENDA (CA) - GRU, General Government, Audit & Finance Committee and General Policy Committee Items

Motion: Adopt the Consent Agenda with Modifications.

Recess: 1:07 PM

Reconvene: 1:08 PM

Veronica Robleto, Nathan Skop, Jo Beaty and Brian O'Brien spoke to the matter.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, that this Matter be Adopted on the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

CA-1 [200345.](#) Approval of Minutes from the September 10, September 15, September 17 (2), September 21, September 24 and September 30, 2020 City Commission Meetings (B)

RECOMMENDATION *The City Commission approve the September 10, September 15, September 17 (2), September 21, September 24 and September 30, 2020 minutes.*

Approved as Recommended

CA-2 [200367.](#) Approve a Special City Commission Meeting to Discuss the ConnectFree Program Funds for an Affordable Rental Housing Project (NB)

RECOMMENDATION *The City Commission approve a Special City Commission meeting to be held on October 22, 2020 at 5:00 PM.*

Approved as Recommended

CA-3 [200348.](#) Audit Report - Cybersecurity Readiness Review (B)

RECOMMENDATION *The Audit and Finance Committee recommends the City Commission accept the City Auditor's report.*

Approved as Recommended

CA-4 [200349.](#) **Management Request - Temporary Employment Services Invoicing-Targeted Audit (B)**

RECOMMENDATION *The Audit and Finance Committee recommends the City Commission accept the City Auditor's report.*

Approved as Recommended

CA-5 [200350.](#) **City Auditor Quarterly Update (B)**

RECOMMENDATION *The Audit and Finance Committee recommends the City Commission accept the City Auditor's quarterly update report.*

Approved as Recommended

CA-6 [200353.](#) **City of Gainesville Fiscal Year 2019 Individual Annual Audited Financial Statements and Independent Auditors' Reports for the Wild Spaces Public Places Funds, Community Redevelopment Agency Funds, Employees' Pension Fund, Police Officers and Firefighters Retirement Plan and the Other Postemployment Benefits Fund (B)**

RECOMMENDATION *The Audit and Finance Committee recommends the City Commission accept the Independent Auditor's reports.*

Approved as Recommended

CA-7 200397. **Transfer of Property Assets between GRU and General Government (NB)**

RECOMMENDATION *The City Commission authorize the General Manager, or his designee, and the City Manager, or his designee, to complete the transfer of assets and property.*

Withdrawn

CA-8 [190130.](#) **First Amendment to Master Services Agreement with the University of Florida Board of Trustees (UF) and the City of Gainesville (B)**

This is a request for the City Commission to authorize the City Manager to execute the First Amendment to the Master Services Agreement with the University of Florida Board of Trustees and the City of Gainesville for Regional Transit System.

RECOMMENDATION *The City Commission authorize the City Manager or his designee to execute the First Amendment to the Master Services Agreement and related documents between the University of Florida Board of Trustees and the City of Gainesville, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended**CA-9 [200293.](#) Interlocal Agreement Concerning the Preparation and Funding of the Alachua Countywide Bicycle-Pedestrian Master Plan (B)**

This item is a request for the City Commission to approve the City's participation in a joint agreement with the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area (MTPO), Alachua County and the University of Florida for the development of a countywide Bicycle-Pedestrian Master Plan.

RECOMMENDATION *The City Commission: 1) approve the agreement; and 2) authorize the City Manager or designee to execute all necessary documents, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended**CA-10 [200363.](#) Funding Agreement with ElderCare of Alachua County, Inc. for the On-Demand Transportation Program for Seniors (B)**

This item is a request to approve the FY2021 funding agreement between the City of Gainesville and ElderCare of Alachua County, Inc. for continuation of the On-Demand Senior Transportation Program.

RECOMMENDATION *The City Commission authorize the City Manager (or designee) to execute the FY2021 funding agreement between the City of Gainesville and ElderCare of Alachua County, Inc. for continuation of the On-Demand Senior Transportation Program, subject to review by the City Attorney as to form and legality.*

Approved as Recommended**CA-11 [200365.](#) Acceptance of City Beautification Board Annual Report for FY 20 (B)**

This is a request to have the FY20 Annual Report of the City Beautification Board accepted by the City.

RECOMMENDATION *The City Commission accepts the FY20 Annual Report of the City Beautification Board.*

Approved as Recommended**CA-12 [200415.](#) Second Amendment to the Interlocal Agreement between Alachua County and the City of Gainesville for Recycling Processing (B)**

This item is a request for the City Commission to approve the second amendment to the Interlocal Agreement between Alachua County and the City of Gainesville for

Recycling Processing extending the term through FY21.

RECOMMENDATION *The City Commission authorize the City Manager, or designee, to execute the Second Amendment to the Interlocal Agreement between Alachua County and the City of Gainesville for Recycling Processing through September 30, 2021, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

CA-13 [200376.](#) **Edward Byrne Memorial Justice Assistance Grant Program FY 2020 (JAG) (B)**

RECOMMENDATION *The Commission to approve the funds for distribution as approved by legal for form and legality.*

Approved as Recommended

CA-14 [200394.](#) **The Florida Department of Transportation's Safety Office Subgrant Funding for the City of Gainesville Motorcycle/Scooter Safety and Education Program, the Gainesville Police Department Distracted Driver Program and the City of Gainesville Safe Gator Program (B)**

This is a request of the City Commission's approval to accept the grants through the Florida Department of Transportation Safety Office.

RECOMMENDATION *The City Commission 1) authorize the City Manager to accept, and execute the grant award subject to approval by the City Attorney as to form and legality and approve the expenditure as outlined in the approved grant awards.*

Approved as Recommended

CA-15 [200403.](#) **Black on Black Crime Task Force Violence Interrupters Agreement (B)**

RECOMMENDATION *The City Commission authorize the City Manager to execute the agreement subject to approval by the City Attorney as to form and legality and approve the expenditure as outlined in the agreement.*

Approved as Recommended

CA-16 [200417.](#) **Request for Approval of Agreement with Crowe LLP for Contract Software (B)**

RECOMMENDATION *The City Commission 1) approve Crowe LLP as the City's contract software and 2) authorize the City Manager to negotiate and execute a contract and all amendments, renewals and supporting documentation with Crowe LLP,*

subject to approval of the City Attorney as to form and legality.

Approved as Recommended

CA-17 [200419.](#) Memorandum of Understanding between School Board of Alachua County and the City of Gainesville for Implementation of the OUTPOST Program for Students Attending A. Quinn Jones (B)

RECOMMENDATION *The recommendation of the Commission is to authorize the City Manager to execute this agreement subject to the City Attorney's approval as to form and legality.*

Approved as Recommended

CA-18 [200377.](#) Department of Technology Enterprise Resource Planning (ERP) Workday Project Change Order #6 (NB)

This item requests that the City Commission approve the funding recommendation of the City’s Enterprise Resource Planning (ERP) Workday Project to re-engage the implementation vendor, Collaborative Solutions LLC and conclude the project by June 2021 including both General Government (GG) and Gainesville Regional Utilities (GRU) enhanced scope of work in the attached change order.

RECOMMENDATION *The City Commission approve 1) appropriation of \$1,690,000 for the purpose of completing the Enterprise Resource Planning project and 2) authorize the City Manager to execute the change order for Change Order No. 6 with Collaborative Solutions, subject to approval of the City Attorney as to form and legality.*

Approved as Recommended

ADOPTION OF REGULAR AGENDA

*Motion - Remove Item BD-4 Continuation of Moratorium Discussion.
Motion failed 1-6, Commissioner Johnson in affirmative.*

Veronica Robleto, Nathan Skop and Nancy Daren spoke to the matter.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, that this Matter be Adopted. The motion carried by the following vote:.

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Nay: 1 - Commissioner Johnson

BD BUSINESS DISCUSSION ITEMS (BD) - GRU and General Government items placed on the agenda by the Charter Officers or moved from Consent.**BD-1 [200386](#) Equity Updates (B)**

The Department of Equity & Inclusion staff will make a presentation to the City Commission regarding the updates and progress of the Equity program.

Teneeshia Marshall, EEO Director gave a presentation.

Ben Howort, Equity Specialist gave a presentation.

Nathan Skop and Nancy Daren spoke to the matter.

RECOMMENDATION *Commission to hear updates and take action where necessary.*

Heard

BD-2 [200144](#) Discussion of City Commission Subcommittees (B)

Motion: Sunset the Zero Waste Subcommittee on May 31, 2021.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission discuss and take action deemed necessary.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Ward, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

BD-3 [200414](#) Mayor Lauren Poe - Indigenous Peoples Day (B)

Motion: Authorize the City Attorney to draft a resolution.

Nathan Skop and Debbie Martinez

RECOMMENDATION *The City Commission discuss and take action deemed necessary.*

A motion was made by Mayor-Commissioner Pro Tem Arreola, seconded by Commissioner Ward, that this Matter be Approved, as shown above. The motion carried by the following vote:

Aye: 7 - Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

BD-4 [200150.](#) **Continuation of Moratorium Discussion (B)**

Lee Feldman introduced the item.

Andrew Persons, Planning and Development Director gave a presentation.

Quil Coshan, Nathan Skop, Veronica Robleto, Robert Mounts, Mr. Lyons, Sharon Bauer, Nancy Daren, Jo Beaty, Ms. Townser, Kyle Houston, Armando Grundy Gomez, Jenny Hill, Bruce Patrick, Savanna Grivens, Tana Silva and Faye Williams spoke to the matter.

Recess - 5:58 PM

Reconvene - 6:30 PM

RECOMMENDATION *The Commission hear a presentation by staff and take any action it deems necessary.*

Heard

PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

PR-1 [200395.](#) **American Pharmacists Month - October, 2020 (B)**

RECOMMENDATION *UF APhA-ASP members Amy Wong, Hannah Fitzhugh, and Emaleigh Munn to accept the proclamation.*

Heard

PR-2 [200416.](#) **Indigenous People's Day - October 12, 2020(B)**

RECOMMENDATION *Sylvia Paluzzi to accept the proclamation.*

Heard

RE RESOLUTIONS - ROLL CALL REQUIRED (RE)

RE-1 [200372.](#) **Resolution Authorizing the Renewal and Reissuance of the 2017 Series C Bonds Direct Placement with Bank of America (B)**

****This item was presented to the UAB on 10/8/20.****

Ed Bielarski, GRU General Manager introduced the item.

Mark Benton, GRU Rates and Investment Director gave a presentation.

Nicolle Shalley, City Attorney spoke to the matter.

RECOMMENDATION

The City Commission approve:

- 1) the resolution authorizing amendment of the 29th Supplemental Utilities System Revenue Bond Resolution No. 170404*
- 2) the form of a replacement bond with respect to the City's Variable Rate Utilities System Revenue Bonds 2017 Series C*
- 3) the form of an amendment to the Continuing Covenant Agreement with the Bank of America , subject to the approval of the City Attorney as to form and legality*

UAB: In their October 8, 2020 meeting, the UAB voted unanimously, with Member Rockwell absent, to advise the City Commission to approve the staff recommendation.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Ward, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

RE-2 [200373.](#)

Resolution Authorizing the Refunding of a Portion of the 2017 Series B Bonds through the Issuance of \$105,000,000 in Variable Rate Utilities System Revenue Bonds, 2020 Series B (B)

****This item was presented to the UAB on 10/8/20.****

Mark Benton gave a presentation.

Ginger Bigbie, City Auditor spoke to the matter.

Ed Bielarski spoke to the matter.

Mike Weiner spoke to the matter.

Nathan Skop spoke to the matter.

RECOMMENDATION

The City Commission approve:

- 1) A resolution authorizing the issuance of \$105,000,000 in Variable Rate Utilities System Revenue Bonds 2020 Series B to refund a portion of 2017 Series B Bonds*
- 2) the form of a of Bond Purchase Agreement with respect to the 2020 Series B Bonds*
- 3) the form of a Continuing Covenant Agreement with respect to the 2020 Series B Bonds and*
- 4) the form of Paying Agent/Bond Registrar Agreement, in each case subject to the approval of the City Attorney as to*

form and legality.

UAB: At their 10/8/20 meeting, the UAB voted unanimously, with Member Rockwell absent, to advise the City Commission to approve the staff recommendation.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Ward, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

RE-3 [200374.](#)

Resolution Authorizing the Renewal and Reissuance of a Portion of the 2017 Series B Bonds Direct Placement with Wells Fargo (B)

****This item was presented to the UAB on 10/8/20.****

Nathan Skop spoke to the matter.

RECOMMENDATION

The City Commission approve:

- 1) the resolution authorizing amendment of the 28th Supplemental Utilities System Revenue Bond Resolution No. 170403*
- 2) the form of a replacement bond with respect to the City's Variable Rate Utilities System Revenue Bonds 2017 Series B*
- 3) the form of an amendment to the Continuing Covenant Agreement with Wells Fargo , subject to the approval of the City Attorney as to form and legality*

UAB: In their 10/8/20 meeting, the UAB voted unanimously, with Member Rockwell absent, to advise the City Commission to approve the staff recommendation.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Aye: 5 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 2 - Commissioner Johnson, and Commissioner Saco

RE-4 [200048.](#)

Resolution Urging Florida Legislators to Approve Medicaid Expansion (B)

Resolution No. 200048

A Resolution of the City Commission of the City of Gainesville, Florida urging the Florida legislature to approve medicaid expansion for certain qualified adults under

the age of 65 in an effort to address the COVID-19 public health emergency; providing directions to the Clerk of the Commission; and providing an immediate effective date.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed Resolution.*

A motion was made by Commissioner Simmons, seconded by Mayor-Commissioner Pro Tem Arreola, that this Matter be Adopted (Resolution). The motion carried by the following vote:

Aye: 5 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, and Mayor-Commissioner Pro Tem Arreola

Absent: 2 - Commissioner Johnson, and Commissioner Ward

RE-5 [200402.](#)

Resolution - Amended and Restated Supplemental City Commission Rules Governing Virtual Public Meetings (B)

Resolution No. 200402

A resolution amending and restating the supplemental rules of procedure governing virtual public meetings during the declared State of Emergency for the COVID-19 Pandemic; providing a severability clause; providing for repeal and conflicting provisions; and providing an effective date and duration.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission adopt the Resolution.*

A motion was made by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Arreola, that this Matter be Adopted (Resolution). The motion carried by the following vote:

Aye: 5 - Commissioner Simmons, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Nay: 1 - Commissioner Hayes-Santos

Absent: 1 - Commissioner Johnson

RE-6 [200364.](#)

Resolution to the Department of Transportation for a Construction and Maintenance Agreement for Improvements within Various School Zones (B)

Resolution No. 200364

This item is a request to adopt a Resolution to grant a Construction and Maintenance Agreement to the Florida Department of Transportation Department of Transportation (FDOT) related to school zone improvements.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission adopt a Resolution authorizing the execution of the Construction and Maintenance Agreement with FDOT and authorize the City Manager to execute all necessary documents, subject to the approval of the City Attorney as to form and legality.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, that this Matter be Adopted (Resolution) and Approved the Recommendation. The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

PUBLIC HEARINGS (PH)

SR ORDINANCES, 2ND READING - ROLL CALL REQUIRED (SR)

SR-1 [190293.](#) Text Change - Amending the Land Development Code for Tree Mitigation (B)

Ordinance No. 190293

An ordinance of the City of Gainesville, Florida, amending Section 30-8.7. Permits for Tree Removal; Mitigation of the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) relating to tree mitigation requirements for subdivisions and affordable housing developments; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

SR-2 [200067.](#) Text Change - Amending the Land Development Code Regulations for Wellfield Protection Special Use Permits (B)

Ordinance No. 200067

An ordinance of the City of Gainesville, Florida, amending Section 30-3.30. Review Criteria of the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) relating to Wellfield Protection Special Use Permits; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Andrew Persons spoke to the matter.

Gerry Dedenbach spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Mayor-Commissioner Pro Tem Arreola, seconded by Commissioner Hayes-Santos, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

SR-3 [200056.](#) Ordinance Creating a Police Advisory Council (B)

Ordinance No. 200056

An ordinance of the City of Gainesville, Florida, creating a new Division 4. titled "Police Advisory Council" within Article V. of Chapter 2 of the City Code of Ordinances; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission discuss the draft ordinance and take action deemed appropriate.*

A motion was made by Mayor-Commissioner Pro Tem Arreola, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

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

FR-1 [191126.](#) Vacation of Public Right-of-Way - East of NW 13th Street, between SW 4th and SW 5th Avenues. (B)

Ordinance No. 191126

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close a certain public right-of-way generally located south of SW 4th Avenue, west of SW 12th Street, north of SW 5th Avenue, and east of SW 13th Street, as more specifically described in this ordinance, subject to terms and conditions; providing directions to the Clerk of the Commission; providing a severability clause; providing a repealing clause; and providing an effective date.

Lawrence Calderon, Planner III gave a presentation.

Gerry Dedenbach gave a presentation.

Craig Brashier gave a presentation.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Johnson, that this Matter be Adopted on First Reading (Ordinance). The motion carried by the following vote:

Aye: 6 - Commissioner Simmons, Commissioner Hayes-Santos, Mayor Poe, Commissioner Saco, Commissioner Ward, and Mayor-Commissioner Pro Tem Arreola

Absent: 1 - Commissioner Johnson

CC COMMISSION COMMENT

Mayor Poe - 1) Staff put out good communications from the CDC for Halloween; and 2) Election Day - provide fare free service using RTS marketing budget.

Commissioner Simmons - Large gatherings taking place in neighborhoods. Mr. Feldman, GPD Assistant Chief Scott and Nicolle Shalley spoke to the matter.

Mayor-Commissioner Pro Tem Arreola - Wants to consider a bar curfew; and 2) Wanted more information on CAPR Department. Clerk will add to the next GPC meeting.

Commissioner Hayes-Santos - Interested in a nuisance ordinance.

Commissioner Ward - Understands the issue w/Fletchers.

Motion by Mayor-Commissioner Pro Tem Arreola, seconded by Commissioner Simmons: 1) Staff to bring back some options for a bar curfew and options to regulate large open container outdoor gatherings; and 2) Provide fare free service on election day. Motion passed 6-0.

Commissioner Johnson absent.

Nathan Skop spoke to the matter.

ADJOURNMENT - 8:55 PM