

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

May 7, 2020

5:00 PM

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)

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CALL TO ORDER - 5:02 PM

AGENDA STATEMENT

ROLL CALL

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

INVOCATION

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

Modification: Move Item CA-3 and CA-9 to the Regular Agenda.

Nathan Skop spoke to the matter.

A motion was made by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Ward, that this Matter be Adopted on the Consent Agenda with Modification. The motion carried by the following vote:

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

CA-1 [191185.](#) Approval of Minutes from the February 26, March 5, March 16, April 16, April 23, and April 27, 2020 City Commission Meetings (B)

RECOMMENDATION *The City Commission approve the February 26, March 5, March 16, April 16, April 23, and April 27, 2020 minutes.*

Approved as Recommended

CA-2 [191172.](#) City Commission Special Meeting - Discuss City Charter Review Commission Proposed Amendments (NB)

RECOMMENDATION *The City Commission approve a special meeting to discuss CCRC proposed amendments scheduled for May 11, 2020 at 5:00 PM.*

Approved as Recommended

CA-4 [191100.](#) Investment Performance Reports for the City of Gainesville Operating Fund, General Employees' Pension Fund, Police Officers' and Firefighters' Pension Fund, Retiree Health Insurance Trust Fund, and Evergreen Cemetery Trust (B)

RECOMMENDATION

City Commission accept the submitted investment performance reports which were reviewed and recommended for approval via the Audit and Finance Committee.

Approved as Recommended

CA-5 [190112.](#)

Authorization for the Construction of Unity Park, Renovation of the Flatwoods Conservation Area Trailhead and Demolition of NE 31st Avenue Park (B)

This item is a request for the City Commission to approve the Guaranteed Maximum Price in the amount of \$1,043,721 for the construction of Unity Park, renovation of the Flatwoods Conservation Area Trailhead and demolition of NE 31st Avenue Park with AKEA, Inc.

RECOMMENDATION

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

Approved as Recommended

CA-6 [190938.](#)

Approval of the Regional Transit System Equal Employment Opportunity Program (B)

This item is a request to approve updates to the Regional Transit System (RTS) Equal Employment Opportunity (EEO) Program.

RECOMMENDATION

The City Commission approve the Regional Transit System (RTS) Equal Employment Opportunity Program.

Approved as Recommended

CA-7 [191138.](#)

Continuing Services Contracts for Citywide Sidewalk, Trails and Minor Roadway Construction (B)

This item is a request for the City Commission to approve the ranking of Construction firms, and to authorize contracts for citywide sidewalk, trails and minor roadway construction services.

RECOMMENDATION

The City Commission: 1) accept the selection of the six top ranked firms in the order of ranking; and 2) authorize the City Manager or designee to execute all necessary contract documents with the six top ranked firms per the RFQ for citywide sidewalk, trails and minor roadway construction services, subject to approval by the City Attorney as to form and legality.

Approved as Recommended

CA-8 [191180.](#) **Approval of the Regional Transit System Substance Abuse Management Policy (B)**

This item is a request to approve updates to the Regional Transit System (RTS) Substance Abuse Management Policy.

RECOMMENDATION *The City Commission approve the Regional Transit System Substance Abuse Management Policy.*

Approved as Recommended

CA-10 [191187.](#) **Construction Contract for Eastside Force Main Project; Phase 1 (B)**

RECOMMENDATION *The City Commission: 1) Authorize the General Manager, or his designee, to execute a contract with T B Landmark Construction, Inc. for the Eastside Force Main Project; Phase 1, subject to the approval of the City Attorney as to form and legality; and 2) approve the issuance of purchase orders to T B Landmark Construction, Inc. in the amount of \$1,673,096.00.*

Approved as Recommended

ADOPTION OF REGULAR AGENDA

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

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

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

BD-1 [191130.](#) **Discussion of Fire Assessment as it Relates to FY21 Budget (B)**

Karen Fiore, Budget Manager gave a presentation.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission hear presentations from staff and take action as appropriate.*

Discussed

BD-2 [191189.](#) **Commissions Advocacy - COVID-19 (B)**

Motion by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Ward: City Manager and City Attorney work together on a more forcible facial covering order, and bring back to the next City Commission meeting. Motion failed 2-5. Commissioner Hayes-Santos and Mayor Poe affirmative.

Motion by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Ward: Take the process through the Racial Equity Toolkit. Motion passed 6-1. Commissioner Arreola in dissent.

Esther Kaufman, Don Glendening, Nathan Skop, Daniel Marowski, and Paula spoke to the matter.

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

Approved, as shown above

PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

RE RESOLUTIONS - ROLL CALL REQUIRED (RE)

RE-1 [191149](#) Public Transit Grant Award Agreements for Florida Department of Transportation Service Development Grant Funds for Regional Transit System (RTS) Projects (B)

This item requests that the City Commission adopt a resolution authorizing the City of Gainesville dba Regional Transit System to enter into Public Transportation Grant Agreements (PTGAs) for the acceptance of grant funds and authorizes the City Manager to execute PTGAs with Florida Department of Transportation for Service Development Grants for RTS projects.

Nathan Skop spoke to the matter.

RECOMMENDATION *The City Commission 1) adopt the resolution authorizing the City of Gainesville dba Regional Transit System to enter into Public Transportation Grant Agreements for the acceptance of grant funds, and 2) authorize the City Manager or designee to execute the PTGAs for the aforementioned projects, subject to review and approval by the City Attorney as to form and legality.*

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

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

[191188.](#)**Resolution - Amended and Restated Supplemental City Commission Rules Governing Virtual Public Meetings (B)**

A resolution amending and restating the supplementary rules of procedure governing virtual public meetings during the declared State of Emergency for the COVID-19 Pandemic adopted by Resolution No. 191147; providing a severability clause; providing for suspension of conflicting provisions; and providing an effective date and duration.

Amendment: Change the requirements from seven calendar days, to five calendar days for City Boards and also for regular City Commission meetings.

Nathan Skop spoke to the matter.

RECOMMENDATION *Adopt the Resolution.*

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

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

PUBLIC HEARINGS (PH)

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

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

FR-1 [190814.](#) Proposed Revisions to Chapter 8 Titled "Discrimination" of the City Code of Ordinances (B)

Ordinance No. 190814

An ordinance of the City of Gainesville, Florida, amending Chapter 8 of the Code of Ordinances, relating to discrimination by revising definitions; by renaming the Equal Opportunity Office; by eliminating redundant code language; by revising the definition of disability and adding new classes protected against discrimination for purposes of Fair Housing; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Arreola, seconded by Commissioner Hayes-Santos, that this Matter be Adopted on First Reading (Ordinance). The

motion carried by the following vote:

Aye: 6 - Commissioner Arreola, Commissioner Warren, Commissioner Johnson, Commissioner Simmons, Commissioner Hayes-Santos, and Mayor Poe

Absent: 1 - Mayor-Commissioner Pro Tem Ward

BUSINESS DISCUSSION ITEMS

CA-3 [191186](#) 2021 Election Dates (NB)

Motion: Election date on March 2, 2021, early voting from February 19 - 27, 2021, runoff election on April 13, 2021, and early voting from April 2-10, 2021.

Nathan Skop spoke to the matter.

RECOMMENDATION

The City Commission: 1) select March 9, 2021 for the City Commission Election, with early voting February 27-March 6, 2021; and April 20, 2021 for Run-Off Election (if needed) with early voting April 10-17, 2021 (if needed). 2) direct the City Attorney to draft and the Clerk to advertise an ordinance setting these election dates (per Sec. 9-2(b) of the City Code, this Ordinance must be adopted by July 1).

This Matter was Approved, as shown above

CA-9 [191181](#) Request to Host & Participate in a Strategic Planning Workshop (NB)

This is a request for the City Commission to approve hosting and participating in a workshop on June 2 and June 3, 2020 to discuss strategic planning priorities.

Nathan Skop spoke to the matter.

RECOMMENDATION

The City Commission 1) approve hosting and participating in a workshop on June 2 and 3, 2020, to discuss strategic planning priorities.

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

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

NECESSARY DIRECTION TO CHARTER OFFICERS

Commissioner Hayes-Santos: GNVCares (commercial structure in the city, and PPD and SBA loans).

Commissioner Simmons: GNVCares, Mr. Feldman explained the process. Motion by Commissioner Simmons to remove the requirement that if you received an emergency loan for the business section, that we would add a requirement that you must have a physical non-residential address in the city property to qualify. Motion died for a lack of a second.

Mayor-Commissioner Pro Tem Ward - August primary and November general election - Charters come back and let us know if it would be possible to have City staff available to work not only on a day of training, but a day of working the polls as well.

Sine Die - Mayor/Commissioners spoke to the matter.

ADJOURNMENT - 9:18 PM