

City of Gainesville

City Hall
200 East University Avenue
Gainesville, Florida 32601



Minutes - Final

November 19, 2020

1:00 PM

MODIFIED AGENDA

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.

AGENDA STATEMENT

CALL TO ORDER - 1:00 PM

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

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Ward, 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 [200516.](#) Approval of Minutes from the November 4, and November 5, 2020 City Commission Meetings (B)

RECOMMENDATION *The City Commission approve the November 4 and November 5, 2020 minutes.*

Approved as Recommended

CA-2 [200351.](#) State Legislative Agenda Priorities for FY 2021-22 (B)

RECOMMENDATION *The City Commission approve the list of State Legislative items and establish FY 2021-22 State Legislative priorities.*

Approved as Recommended

CA-3 [200454.](#) Approval of the Extension of the Agreement between the City of Gainesville and Keep Alachua County Beautiful, Inc. (KACB) for Anti-litter and Anti-graffiti Activities (B)

RECOMMENDATION *The City Commission authorize the extension of the Agreement with Keep Alachua County Beautiful, Inc. for an additional period from October 1, 2020 to September 30, 2021, subject to approval by the City Attorney as to form and legality.*

Approved as Recommended

CA-4 [200519.](#) GCRA Job Creation Incentive Policy (B)

RECOMMENDATION

City Manager to the City Commission: 1) Approve amendments the Job Creation program to \$250,000.00 payable in two reimbursements of up to \$125,000.00 each for a maximum of \$250,000, based on the number of jobs created, based on the average Alachua County wage and the approval and presentation given by GCRA staff in August 2016 and 2) retroactively approve second payment to CH2M Hill in the amount of \$125,000.00, pursuant to their approved Job Creation Incentive application.

Approved as Recommended

ADOPTION OF REGULAR AGENDA

Modifications: 1) File #180140 (Approval of a Customer Information System) - New Back-up; 2) File #200182 (Heartwood Update) Remove Item; 3. File #200500 (Resolution Accepting Report of Alachua County Board of Canvassers - November 3, 2020 Election) - New Back-up; 4. File #200457 (Fourth Quarter Amendment through September 30, 2020 to the FY 2020 General Government Financial and Operating Plan Budget) - New Item; and 5. File #180999 (Ordinance Living Wage Requirements for Contractors) - Revised Back-up

Nathan Skop spoke to the matter.

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, that this Matter be Adopted as Modified. 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

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.

*Kim Tanzer
Nathan Skop*

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

BD-1 [180140.](#) Approval of a Customer Information System (CIS), Mobile Work Management, and Customer Self-Service Implementation and Hosting Services (B)

Ed Bielarski, GRU General Manager introduced.

Bill Shepherd, GRU Chief Customer Officer gave a presentation.

Ray Washington, Nathan Skop, Brian O'Brien and Armando Grundy-Gomes spoke to the matter.

RECOMMENDATION

1) *Authorize the General Manager or his designee to execute a Software as a Service (SaaS) Agreement with VertexOne for a term of 10 years and other agreements as required, in general agreement with the draft SaaS dated November 5th, 2020, subject to approval by the City Attorney as to form and legality.*

2) *Authorize the General Manager or his designee to execute a new Order Form with SAP for new licenses to support the VertexOne agreement.*

A motion was made by Mayor-Commissioner Pro Tem Arreola, seconded by Commissioner Hayes-Santos, that this Matter be Approved as Recommended. 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-2 [200464.](#)

Pedestrian Safety Ordinance (B)

Motion: 1) Relevant staff come back at the next City Commission meeting on whether we can enforce the County ordinance, or other state statutes we can enforce that are currently on the books; and 2) City Manager work on a narrowly-tailored pedestrian safety ordinance that's focused on objects that are in the medians, and the interactions between cars and pedestrians and how do we reduce those and bring back a draft ordinance in 60 days.

Lee Feldman, City Manager spoke to the matter.

Nicolle Shalley, City Attorney spoke to the matter.

Nico Seagle Wright, Alfredo Morales, Kayce Leen, Armando Grundy-Gomes, Nathan Skop and Tyler Summ spoke to the matter.

RECOMMENDATION

The City Commission discuss and take action, as 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 [191181.](#) **Update on the Strategic Plan and PerformGNV (B)**

This is a request for the General Policy Committee to hear an update on the City's strategic plan and PerformGNV, a system that has been developed to monitor our progress towards the City's strategic goals.

Lee Feldman introduced.

Laura Graetz, Senior Strategic Planner gave a presentation.

RECOMMENDATION *The City Commission hear an update on PerformGNV.*

Heard

BD-4 [180402.](#) **Construction Contracts of a Certain Size - Percentage of Apprenticeship Jobs if Awarded (B)**

Motion: Bring back item to the 12/10/20 GPC meeting with agreements and disagreements on the ordinance.

Lisa Bennett, Senior Assistant City Attorney spoke to the matter.

Jeremiah Tattersall and James Ingle spoke to the matter.

RECOMMENDATION *City Commission: 1) review the St. Petersburg litigation, and 2) consider whether to move forward with development of apprenticeship and/or disadvantaged worker programs at this time, and if so, assign this item to the City Manager and General Manager for Utilities for further policy work.*

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-6 [200182.](#) **Heartwood Update (B)**

RECOMMENDATION *City Manager to the City Commission: Hear update from GCRA Staff and consider the recommendation from the GCRA Advisory Board.*

GCRA Advisory Board to the City Commission: Allow the home owners as the Home Owners Association to decide who is going to provide them with internet services and recommend not moving forward with the GRUCom Contract at this time.

Withdrawn

CC COMMISSION COMMENT

Mayor Poe - Wants to meet with the City Manager to negotiate based on most recent report in preparation for Tuesday's special meeting.

Recess - 4:23 PM

PR PROCLAMATIONS/SPECIAL RECOGNITIONS (PR)

[200522.](#) **National Hospice and Palliative Care Month - November, 2020(B)**

RECOMMENDATION *Haven Hospice PL Sophy Cudnick to accept the proclamation.*

Heard

[200524.](#) **Native American Heritage Month 2020(B)**

RECOMMENDATION *Niikwid Migizi William Nesberg and Gekeke James Williams to accept the proclamation.*

Heard

RE RESOLUTIONS - ROLL CALL REQUIRED (RE)

RE-1 [200500.](#) Resolution Accepting Report of Alachua County Board of Canvassers - November 3, 2020 Election (B)

A resolution of the City Commission of the City of Gainesville, Florida, accepting the report of the Alachua County Board of Canvassers for the City of Gainesville, Florida, election held November 3, 2020; and providing an immediate effective date.

RECOMMENDATION *The City Commission adopt the proposed resolution.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, that this Matter be Adopted (Resolution). 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

RE-2 [200457.](#) Fourth Quarter Amendment through September 30, 2020 to the FY 2020 General Government Financial and Operating Plan Budget

Resolution No. 200457

A Resolution of the City Commission of the City of Gainesville, Florida; relating to its general government budget for the fiscal year beginning October 1, 2019 and ending September 30, 2020; amending Resolution No. 190397, as amended by Resolution No. 190880, Resolution No. 191155, and Resolution No. 200148, by making certain adjustments to the General Government Financial and Operating Plan Budget; and providing an immediate effective date.

RECOMMENDATION City Commission adopt the proposed resolution.

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

PUBLIC HEARINGS (PH)

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

SR-1 [160937](#) Ordinance Relating to Non-Motorized Vehicles for Hire (B)

Ordinance No. 160937

An ordinance of the City of Gainesville, Florida, amending and creating new sections within Chapter 28, Article II of the Code of Ordinances relating to Non-Motorized Vehicles for Hire; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Recess - 5:44 PM

Reconvene - 6:00 PM

RECOMMENDATION The City Commission adopt the proposed ordinance.

Continued to December 3, 2020.

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

SR-2 [200431](#) Ordinance Changing "Violator" to "Alleged Violator" and Making a Clarification to Code Violation Process (B)

Ordinance No. 200431

An ordinance of the City of Gainesville, Florida, making scrivener's revisions to

several code sections to change "violation" to "alleged violator" and amending Sec. 2-388.1(a) to clarify process for a violation; 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 Simmons, seconded by Commissioner Ward, that this Matter be Adopted on Final Reading (Ordinance). 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

FR 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.

Motion by Commissioner Hayes-Santos, seconded by Mayor-Commissioner Pro Tem Arreola: Change operation to 24-hours per day (delete lines 9-23). Motion failed 3-4. Mayor-Commissioner Pro Tem Arreola, Commissioner Ward and Commissioner Hayes-Santos in affirmative.

Debbie Leistner, Planning Manager provided an update.

Nicolle Shalley spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Simmons, seconded by Commissioner Saco, that this Matter be Adopted on First Reading (Ordinance). 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

FR-2 [180999.](#) Living Wage Requirements for Contractors (B)

Ordinance No. 180999

An ordinance of the City of Gainesville, Florida, amending Article IX of Chapter 2 of the Code of Ordinances relating to Living Wage Requirements; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an effective date.

Nicolle Shalley spoke to the matter.

Armando Grundy-Gomes spoke to the matter.

RECOMMENDATION *The City Commission adopt the proposed ordinance.*

A motion was made by Commissioner Ward, seconded by Mayor-Commissioner Pro Tem Arreola, that this Matter be Adopted on First Reading (Ordinance). 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-5 [200479.](#)

Equitable Development Update: Timeline and Heritage Overlay Districts (B)

Motion: 1) Giving direction to allow the process to start through a neighborhood, or through assistance by the city, starting with the neighborhood narrative process; 2) allowing the Development Review Board to be the regulatory board, 3) agreeing to the list that was in our backup removing doors, windows and fences; 4) continuing to discuss with what the name will be, but not heritage overlay; 5) continuing to discuss what the final map would be; and 6) continuing to discuss who would participate in the final determination of the district, including what percentage threshold would be required.

Andrew Persons, Director of Sustainable Development gave a presentation.

Mr. Feldman spoke to the matter.

Kim Tanzer and Armando Grundy-Gomes spoke to the matter.

RECOMMENDATION *The Commission continue discussion from its November 5, 2020, meeting on heritage overlay districts and any other housing related follow ups and take action deemed necessary.*

A motion was made by Commissioner Hayes-Santos, seconded by Commissioner Simmons, 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

ADJOURNMENT - 7:37 PM