

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-300

**Introducer/Sponsor(s):** Council Members Hazouri and Dennis

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** R, F

**Date of Analysis:** April 25, 2017

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 57 – Taxation, Revenue and Utilization of Expenditures Commission – to modify the purposes, powers and duties of the commission. Currently, the commission may choose to review any financial topic within the consolidated government, without limitation, to include the following subject areas: long range financial soundness, budgetary process, new revenue sources, retirement benefit structure, recommendations for fair taxes, recommendations to keep the public informed about financial issues that affect the city, and other areas the commission may determine are appropriate and within their scope of duties. The bill would remove language on the commission's power to choose a financial topic to research and replace it with annual research recommendations as determined by the Finance Committee. The commission will subsequently report their research findings twice a year to the Finance Committee. Language is amended to delete provisions which allowed the Mayor and/or Council to assign additional duties and allowed the commission to receive grants or donation to carry out its duties.

The composition of the commission is changed to reduce the total number of members from 18 to 11. 6 members shall be appointed by the Mayor, one from each Citizen Planning Advisory Committee district; the number of members appointed by the Council President is decreased from 6 to 5 and will be appointed from each At-Large District; the CPACs will no longer appoint members to the commission. In addition to modifying membership, language is added to alter the standard for a quorum from a majority of active membership to six members of the commission. Finally, a provision is added to sunset the commission on June 30, 2020, unless the City Council passes legislation to extend the commission.

**Background Information:** The impetus for this bill began with the appearance by the TRUE Commission before the Rules Committee in one of its special meetings to review boards and commissions, at which time potential changes in the membership and powers of the commission were proposed. There was an additional proposal to modify the commission's purpose and duties in order to avoid duplicative effort and efficiently utilize staff/resources. Council Members Hazouri and Dennis subsequently met with TRUE Commission representatives and others to discuss the scope of the proposed changes to the commission.

**Policy Impact Area:** Taxation, Revenue and Utilization of Expenditures Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

**CITY COUNCIL RESEARCH DIVISION**  
**LEGISLATIVE SUMMARY**



**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-301

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** PHS; F

**Date of Analysis:** April 28, 2017

**Type of Action:** Appropriation

**Bill Summary:** The ordinance appropriates a \$3,241.95 Paul Coverdell Forensic Sciences Improvement Grant awarded by the National Institute of Justice to provide funding for the purchase of photographic equipment for the Forensic Photography section of the Medical Examiner's Office, as initiated by B.T. 17-081; it provides for City oversight by the District 4 Medical Examiner's Office.

**Background Information:** The Medical Examiner's Office received the 2016 Paul Coverdell Forensic Sciences Improvement Grant awarded by the National Institute of Justice. The grant was applied for by the Florida Medical Examiner's Commission with funds being distributed amongst the 25 Florida Medical Examiner districts. Paul Coverdell was a United States Senator from Georgia who served in the United States Senate from 1992-2000. He suffered a cerebral hemorrhage on a visit to Georgia and died shortly thereafter. He had previously served as Director of the Peace Corps, 1989-1991. The Paul Coverdell Forensic Science Improvement Grants Program is named in his honor. The program awards grants to states and units of local government to help improve the quality and timeliness of forensic science and medical examiner services.

**Policy Impact:** Medical Examiner's Office

**Fiscal Impact:** The ordinance appropriates a \$3,241.95 grant.

**Analyst:** Jackson

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-0302

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** April 21, 2017

**Type of Action:** Appropriation, procurement authorization and designation of oversight agency

**Bill Summary:** The purpose of the appropriation is to provide funding for a survey of the tree canopy in Duval County. This bill also authorizes the City to procure the use of the professional services of Public Trust Environmental Legal Institute of Florida and Greenscape of Jacksonville to conduct the survey. The Neighborhoods Department shall oversee the Project.

**Background Information:** This project is designed to identify areas of the county where there are gaps in the tree canopy, in order to allocate tree planting funds to best benefit the environment. The canopy survey will quantify the value of the City's trees and provide data on air quality, energy consumption, stormwater mitigation and carbon storage. Using geospatial technologies to assess the urban forest, the canopy survey will include data gathering and analysis, GIS mapping, a final report and a comprehensive education and outreach component. The Public Trust is responsible for providing progress reports to the Neighborhood Department Environmental Protection Board, but there are none required to Council or the Auditor.

Previous legislation funded tree canopy surveys, but only for portions of the city. Ordinance 94-278-150 appropriated \$40,000 in funds for a tree survey of the City's urban parks. Ordinance 2001-0631 appropriated \$35,000 for topographical and tree surveys for Huffman Boulevard Park. In 2007, \$40,000 was appropriated through Ordinance 2007-0772 to cover the costs of a tree canopy survey for the Riverside and Avondale areas. This legislation, Ordinance 2017-0302, will provide funding for a canopy survey for the whole city. In addition to providing insight into environmental tree maintenance strategies, the canopy map will serve as a baseline tree inventory for use in recovery after a hurricane or other disaster.

**Policy Impact Area:** Tree canopy survey

**Fiscal Impact:** \$103,895 as initiated by B.T. 17-089 from the Environmental Protection Trust Fund. No City match is required.

**Analyst:** Hampsey

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-303

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** April 25, 2017

**Type of Action:** Appropriation of grant funds

**Bill Summary:** This bill:

- appropriates \$418,788.00 of grant funds from the Florida Department of Transportation (FDOT) to fund the construction and administration of the Cedar Point Preserve Trail Bridge Project, as initiated by B.T. 17-091;
- approves and authorizes the Mayor, or his designee, and the Corporation Secretary to execute and deliver on behalf of the City the Local Agency Program Agreement between FDOT and the City;
- approves and authorizes the Mayor, or his designee, and the Corporation Secretary to execute and deliver on behalf of the City the Construction & Maintenance Agreement between FDOT and the City;
- amends the 2017-2021 Five-Year Capital Improvement Program approved by Ordinance 2016-505-E to provide funding for the project entitled "Cedar Point Preserve Trail Bridge Project"; and
- provides for oversight by the Engineering and Construction Management Division of the Department of Public Works.

**Background Information:** The Cedar Point Preserve Trail Bridge Project consists of the design and construction of a 245-foot pedestrian bridge that will connect the existing trail network at 7116 Cedar Pointe Road across Cedar Pointe Creek to the existing trails at the National Park Service's (NPS) Cedar Pointe Property. The City and NPS are part of a partnership with Florida Park Service (FPS) in the area called the Timucuan Trail State and National Parks. The collaboration was established to provide a seamless experience for visitors from one connected property to the next. The trail is already connected with all of the surrounding preserves and State Park properties. The bridge project is the last portion of the plan to connect all five adjacent conservation lands. The overall project will cover almost 28 miles of trail. The grant funds will prevent the City from incurring any debt to complete the project.

**Policy Impact Area:** Capital Improvement Program, National Park Services, State and National Parks

**Fiscal Impact:** The appropriation of \$418,788.00, as initiated by B.T. 17-091.

**Analyst:** Mitchell

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-304

**Introducer/Sponsor(s):** Council President at the request of the Sheriff

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** PHS, F

**Date of Analysis:** April 25, 2017

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$49,620.00 from the Special Law Enforcement Trust Fund to award five One City.One Jacksonville Criminal Justice & Safe Neighborhoods Small Grants, as initiated by B.T. 17-093.

**Background Information:** The One City.One Jacksonville Criminal Justice & Safe Neighborhoods Small Grant Program awards financial resources to nonprofit agencies that provide crime prevention and safety services in the community to make Jacksonville safer and stronger. Through the partnership between the Jacksonville Sheriff's Office and the Office of the Mayor – Jacksonville Journey, five organizations were selected to receive funding to support their continuing operations.

The organizations selected are:

- Transforming Communities Community Development Corp (\$10,000.00)
- Educating Young Minds (\$9,824.00)
- Families of Slain Children, Inc (\$9,796.00)
- The Annie Ruth Foundation (\$10,000.00)
- Empowerment Resources, Inc (\$10,000.00)

**Policy Impact Area:** Jacksonville Journey, Jacksonville Sheriff's Office

**Fiscal Impact:** The appropriation of \$49,620.00, as initiated by B.T. 17-093.

**Analyst:** Mitchell

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-0305

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, TEU, F

**Date of Analysis:** April 21, 2017

**Type of Action:** Amendment to loan agreement and designation of oversight agency

**Bill Summary:** This bill is an amendment to the Brownfields Cleanup Revolving Loan Agreement between Destined for a Change, Inc. and the City of Jacksonville, changing the terms from 20 quarterly payments of principal to 36 quarterly payments of principal, with all other provisions, terms, and conditions of the Agreement remaining unchanged. The terms of the Revised and Restated Promissory Note are approved. The Planning and Development Department shall provide oversight.

**Background Information:** On August 18, 2011, Destined for a Change, Inc. received a loan of \$60,000 through a grant from the United States Environmental Protection Agency and the City of Jacksonville, with the obligation of reimbursing those funds to the Brownfields Cleanup Revolving Loan Fund. A repayment schedule was attached to the Promissory Note outlining the schedule of 20 principal payments. Destined for a Change has approached the Planning and Development Department to request revision of the payment terms as it is having difficulty in maintaining the payment schedule. The new promissory note extends the quarterly payments from five years to nine years and eliminates the 25 percent Loan Principal forgiveness clause offered in the original Promissory Note because of Borrower's failure in the past to make loan payments on time.

**Policy Impact Area:** Extension of Brownfields Cleanup Revolving Loan

**Fiscal Impact:** The financial impact will be to the Brownfields Cleanup Revolving Loan Fund, by extending the time for repayment from five years to nine years. These funds, once repaid, can be made available for other Brownfields Cleanup loans.

**Analyst:** Hampsey

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-306

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** F; PHS

**Date of Analysis:** April 28, 2017

**Type of Action:** Authorization for MOU

**Bill Summary:** The ordinance approves and authorizes the Director/Fire Chief of the Jacksonville Fire and Rescue Department (JFRD) to execute and deliver the annual Memorandum of Understanding between the City and Learning for Life, Inc. for the JFRD Explorer Program; it provides for oversight by JFRD.

**Background Information:** The MOU is between the City and Learning for Life, Inc., a subsidiary of the Boy Scouts of America. The program targets high school aged young people interested in a career in fire service. Costs for background checks and liability insurance for the participants and mentors are covered by funds from the Fire Explorer Trust Fund, Section 111.350 *Ordinance Code*. JFRD mentors the members by meeting with them two days a week for EMS and fire skills training and allowing members to ride at select fire stations on the weekends. Following high school graduation, select members may apply to the JFRD Apprenticeship Program.

**Policy Impact:** Jacksonville Fire and Rescue Department

**Fiscal Impact:** Minimal

**Analyst:** Jackson

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-315

**Introducer/Sponsor(s):** Council Member Brosche

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** F

**Date of Analysis:** April 27, 2017

**Type of Action:** Adoption of findings regarding Property Appraiser's FY17-18 budget

**Bill Summary:** The bill acknowledges receipt of the Property Appraiser's FY17-18 budget request to the Florida Department of Revenue (FDOR) and adopts Council findings and conclusions for transmittal to the FDOR to inform its consideration of the Property Appraiser's budget.

**Background Information:** State law requires each county property appraiser's budget to be submitted to the Florida Department of Revenue (FDOR) by June 1st each year for approval by the start of the state's fiscal year on July 1st. The disparity between the state's July-June fiscal year and the City's October-September year means that the Property Appraiser's budget goes to the state for approval before the Mayor has presented his proposed budget to the City Council on or before July 15<sup>th</sup>, and that the Finance Committee's scrutiny of the budget takes place after the FDOR has already approved the Property Appraiser's budget at the state level. In the FY14 and FY15 budget cycles the City Council objected to certain aspects of the Property Appraiser's budget and found that the only available avenue is to appeal the budget to the FDOR and ultimately to the Governor and Cabinet. This process is more cumbersome and difficult than having input into the FDOR's review process in June. This bill is intended to provide earlier City input into the FDOR's review and approval process.

The Property Appraiser presented his budget to the Mayor's Budget Review Committee on April 20<sup>th</sup> and MBRC recommended a reduction in the office equipment expenditure line item. The Council Auditor's Office will distribute to the Finance Committee a revised budget reflecting the recalculation of salaries based on Council's vote on the pension reform plan and MBRC's recommended equipment line change. If the Council wishes to recommend any changes in the proposed budget, those changes can be amended into this bill's findings and conclusions in committee and transmitted to the FDOR for its consideration.

**Policy Impact Area:** Property Appraiser's budget adoption process

**Fiscal Impact:** The Property Appraiser's proposed FY17-18 budget projects very slight increases in overall revenue and expenditures (1.3%) resulting largely from a combination of an increase of 3.8% in salaries and a decrease of 6.19% in professional services expenses. The proposed contribution from the General Fund increases by \$231,654 (2.3%) from FY17 to FY18, with no transfer from Property Appraiser fund balance (\$112,000 of fund balance was used as a revenue source in FY17).

**Analyst:** Clements



**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-316

**Sponsor:** Council Member Crescimbeni

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** R

**Date of Analysis:** April 24, 2017

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the appointment of James R. Hoffman as the Inspector General, for a four-year term expiring May 31, 2021.

**Background Information:** The Office of Inspector General was established in Ordinance 2014-519-E to promote economies and efficiencies, improve agency operations, and prevent and deter waste, fraud and abuse. Per Section 602.304, *Ordinance Code*, the Inspector General shall have a bachelor's degree or higher from an accredited college or university, and at least ten years of experience in government auditing, investigation, or prosecutorial or criminal justice administration, public administration or business administration. A master's degree or higher is preferred. Professional certifications such as certified inspector general, certified inspector general auditor or investigator, certified public accountant, certified internal auditor, or certified fraud examiner are recommended.

Mr. Hoffman received a law degree from the Marshall-Wythe School of Law at the College of William and Mary and a master of laws degree in national security law from Georgetown University Law Center. He has 10 years of experience in progressively responsible positions in auditing, financial management, and supervision and management. Mr. Hoffman has been the General Counsel/Staff Judge Advocate for the *United States Naval Forces Southern Command* since 2014.

**Policy Impact Area:** Office of Inspector General operations

**Fiscal Impact:** According to Employee Services, the salary range for this position is \$122,994 to \$200,807 annually.

**Analyst:** Shoup

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-0317

**Introducer/Sponsor(s):** Council President at the request of Council Member Joyce Morgan

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** April 21, 2017

**Type of Action:** Ordinance amendment

**Bill Summary:** This bill amends Part 8 (Public Service Grants), Chapter 118 *Ordinance Code* to clarify Public Service Grant eligibility requirements. An Alternative Public Service Grant Financial Disclosure Form, as required by Section 1118.805, *Ordinance Code*, is also approved.

**Background Information:** To apply for a Public Service Grant, multiple specific documents are required. This legislation allows for applicants who do not have the required Charitable Solicitation Permit to instead submit a state letter of exemption. Additionally, the eligibility requirement to submit the last three tax years of federal tax returns will be adjusted to allow applicants who are exempt from filing federal tax returns to instead submit an IRS certification of exemption and copies of audit reports for the last three years, or financial information reasonably acceptable to the Department of Administration and Finance. An Alternative Public Service Grant Financial Disclosure Form will be included with the grant application packet.

**Policy Impact Area:** Public Service Grant eligibility and disclosure requirements

**Fiscal Impact:** None

**Analyst:** Hampsey

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-318

**Introducer/Sponsor(s):** Land Use and Zoning Committee

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** LUZ

**Date of Analysis:** April 25, 2017

**Type of Action:** Charter amendment

**Bill Summary:** This bill amends *Ordinance Code*, Chapter 656 - Zoning Code:

- **Part 1 (General Provisions),**
  - Subpart A (Basic Provisions), Sections 656.101, (Definitions) and 656.102 (Title);
  - Subpart B (Administration) Section 656.109 (Administration and Enforcement; Interpretation of Zoning Code; Administrative Deviations);
  - Subpart B (Administration) Section B (Administration) Section 656.111 (Violations And Penalties);
  - Subpart C (Procedures for Rezoning and Amendments to the Zoning Code), Section 656.124 (Notice of Public Hearing by Council Committee and Public Meeting of Planning Commission);
  - Subpart C (Procedures for Rezoning and Amendments to the Zoning Code), Section 656.126 Exceptions to Mailed-Noticed and Postings-if-Signs Requirements);
  - Subpart C (Procedures for Rezoning and Amendments to the Zoning Code), Section 656.129 (Advisory Recommendation on Amendment to Zoning Code or Rezoning of Land);
  - Subpart C (Procedures for Rezoning and Amendments to the Zoning Code), Section 656.130 (Special Notice to Neighborhood Organizations, CPACs, Umbrella Neighborhood Organizations and Civic Organizations; Neighborhood Organization Participation in Public Hearings);
  - Subpart D (Zoning Exceptions, Variances and Waivers, Amendments to Final Order, Appeals of Written Interpretations of the Director and Appeals of Final Orders of the Commission), Section 656.134 (Amendment to the Final Order);
  - Subpart D (Zoning Exceptions, Variances and Waivers, Amendments to Final Order, Appeals of Written Interpretations of the Director and Appeals of Final Orders of the Commission), Section 656.140 (Appeals from the Decisions of the Commission or Downtown Development Review Board);
  - Subpart D (Zoning Exceptions, Variances and Waivers, Amendments to Final Order, Appeals of Written Interpretations of the Director and Appeals of Final Orders of the Commission), Section 656.147 (Schedule of Fees);
  - Subpart E (Certificates of Use), Section 656.152 (Certificate of Use Application and Fee);
- **Part 2 (Zoning Atlas and District Boundaries),**
  - Subpart A (Establishment of Districts, Zoning Atlas), Section 656.202 (Zoning Atlas);
- **Part 3 (Schedule of District Regulations),**
  - Subpart A (Comprehensive Plan Land Use Categories and Zoning District Nomenclature), Section 656.301 (Zoning District Types);
  - Subpart A (Comprehensive Plan Land Use Categories and Zoning District Nomenclature), Section 656.302 (General Categorization of Districts);
  - Subpart C (Commercial Use Categories and Zoning Districts), Section 656.313 (Community/General Commercial Category);
  - Subpart D (Industrial Use Categories and Zoning Districts), Section 656.321 (Business Park Category) and Section 656.322 (Light Industrial Category);
  - Subpart G (Criteria and Standards for Secondary Zoning Districts), Section 656.350 (Supplemental Criteria and Standards for Secondary Zoning Districts);
  - Subpart L (Mayport Road Zoning Overlay and Mayport Village Working Waterfront District), Section 656.397 (Mayport Village Working Waterfront Zoning Districts);

- **Part 4 (Supplementary Regulations),**
  - Subpart A (Performance Standards and Development Criteria), Section 656.401 (Performance Standards and Development Criteria),;
- **Part 6 (Off-Street Parking and Loading Regulations),**
  - Subpart A (Off-Street Parking and Loading for Motor Vehicles), Section 656.604 (Number of Off-Street Parking Spaces Required);
- **Part 16 (Definitions), Section 656.1601 (Definitions)**

**Background Information:** The Land Use and Zoning (LUZ) Committee reviewed Chapter 656, *Ordinance Code*, during several of the special committee meetings to address non-controversial issues within the Zoning Code. The LUZ committee unanimously approved the proposed amendments for introduction at the Special Committee meeting on April 4, 2017. The amendments correct typographical errors, provide language consistency with *Florida Statutes* and other portions of the *Ordinance Code*, and provide clarification regarding certain uses that are routinely determined administratively as permitted or permissible. The amendments allow for easier interpretation and execution of the Zoning Code.

**Policy Impact Area:** Zoning Code

**Fiscal Impact:** Undetermined

**Analyst:** Mitchell

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-319

**Introducer/Sponsor(s):** Council Member Crescimbeni

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** TEU, R, LUZ

**Date of Analysis:** April 27, 2017

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 745 - Addressing and Street Naming Regulations – to provide that the City Council may, upon receiving an appeal of a decision of the 911 Emergency Addressing Advisory Committee, either grant or deny the appeal or remand it back to the 911 Committee with specific written instructions for further action. It adds a provision that in determining whether to grant or deny the appeal, the Council shall consider whether a property owner will agree to execute a Release of Liability and Waiver acknowledging that the property owner's address is considered an out-of-sequence address that may hinder law enforcement, EMS and fire service personnel from accurately and promptly locating the property in the event of an emergency. The Release of Liability and Waiver shall be personal to the appellant/owner and shall not run with the land. If the property or a business located thereon is sold or transferred, the property's address shall be automatically changed as previously recommended by the 911 Addressing Committee, the new owner/transferee shall be notified of the new address, and there shall be no right to contest the address change at that point.

**Background Information:** The Council has heard several appeals of rulings by the 911 Emergency Addressing Committee in the past several years where property owners have opposed changing addresses to meet the requirements of the Code in cases where odd- or even-numbered address assignments are determined to be on the wrong side of the street or out of a logical numerical sequence. In two recent instances the property owners have offered to sign releases of liability if the City would permit them to keep their current addresses, provided they changed to the new address upon sale or transfer of the property. Currently the Code provides that Council may take one of two actions on appeals from a ruling of the 911 Addressing Committee – affirm the committee's decision or remand the issue back to the committee for further consideration. This bill provides for three options – grant the appeal (allow the non-conforming address to remain), deny the appeal (apply the new address as recommended by the committee), or remand the appeal to the committee with specific written instructions for reconsidering the appeal. It also provides that the Council may consider the willingness of the appellant to sign a Release of Liability and Waiver in deciding how to rule on the appeal.

**Policy Impact Area:** 911 Emergency Addressing Advisory Committee appeals process

**Fiscal Impact:** None to City; appellants (particularly businesses) have objected to the required change of address because of the cost of purchasing new stationery, business cards, signs, notifying customers, financial institutions, vendors, etc. However, the criteria set forth in Chapter 745, Ordinance Code, does not require the 911 Addressing Committee to consider any speculative financial costs.

**Analyst:** Clements

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-320

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** April 27, 2017

**Type of Action:** Approving litigation settlement; appropriation; CIP amendment; authorizing General Counsel to conclude litigation

**Bill Summary:** The bill approves a litigation settlement among the City, the Auchter Co., Elkins Constructors, Inc., Lodestar Construction Co., LLC and James E Parris, Jr., Inc. d/b/a Auchter /Elkins /Lodestar/ Parris, Joint Venture, Robert A.M. Stern Architects, LLP, Heery International, Inc. and various third party defendants, with respect to design and construction of the Main Library. The bill appropriates \$1,065,000 in settlement payments received from the other parties into a Facilities Capital Maintenance – Government fund (\$750,000 for use citywide) and creates a new Main Library - Capital Maintenance Fund (\$315,000 for use at the Main Library). It amends the 2017-2021 Capital Improvement Program to reflect the increased funding in the citywide facilities capital maintenance account and to add the new Main Library - Capital Maintenance Fund. The General Counsel is authorized to execute documents, file a notice of dismissal, and take such other actions as may be necessary to conclude the litigation according to the terms of the settlement agreement.

**Background Information:** As part of the Better Jacksonville Plan the City hired Robert A.M. Sterns Architects to design, the Auchter/Elkins/Lodestar/Parris Joint Venture to construct, and Heery International to manage the monitoring and inspection of the construction of a new main library in downtown Jacksonville. Some years after the building was opened in 2005, water intrusion problems were noticed in parts of the walls, roof, windows and skylight. In 2011 the City hired a consulting engineer who identified the sources of the leakage, and the City filed suit against the companies involved in the project who in turn sued various subcontractors. The defendants and various third party defendants participated in a mediation process and have reached a settlement agreement under which the City is to receive 9 checks totaling \$1,065,000 in return for dismissal of the lawsuit and settlement of all claims and counterclaims. All parties will pay their own legal expenses.

The City, which has already paid for the necessary repair work, will deposit \$750,000 into the Facilities Capital Maintenance – Government fund and will create a new capital maintenance fund for the Main Library with the remaining \$315,000.

**Policy Impact Area:** Legal settlement

**Fiscal Impact:** The City will deposit \$750,000 into the Facilities Capital Maintenance – Government fund and \$315,000 into new a Main Library - Capital Maintenance Fund.

**Analyst:** Clements

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-0321

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, R, F

**Date of Analysis:** April 21, 2017

**Type of Action:** Appropriation, agreement authorization and designation of oversight agency

**Bill Summary:** On January 28, 2000, the City of Jacksonville and The First Tee of North Florida, Inc. became parties to a Lease, Sublease and Construction Agreement. Through the agreement, First Tee consented to construct, enhance, or renovate, operate and maintain, as well as conduct a junior golf program at the Brentwood Golf Course. This bill will terminate the current agreement and the City will enter into two separate agreements: a management agreement with a subsidiary of Billy Casper Golf, LLC for the operation and maintenance of the golf course and an agreement for services for the continuation by First Tee of its junior golf program. An appropriation of \$135,000, as initiated by B.T. 17-094, will provide funding for golf course services and operations. The Department of Parks, Recreation and Community Services shall oversee the project.

**Background Information:** First Tee desires to limit its activities at the Golf Course to providing the junior golf program and to relinquish the operation and management of the Golf Course to a third party (Billy Casper Golf). The \$135,000 appropriation is from the General Fund, Playgrounds and Centers Account and will fund the Brentwood Golf Course operations, maintenance and junior golf program expenses from June 1, 2017 until September 30, 2017.

**Policy Impact Area:** Golf course management and junior golf program

**Fiscal Impact:** \$135,000, as initiated by B.T. 17-094, will be transferred within the Parks, Recreation and Community Services Department's operating budget to support the golf course operation and maintenance efforts through the end of the current fiscal year. Future costs will be included annually within the department's budget.

**Analyst:** Hampsey

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-322

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** April 27, 2017

**Type of Action:** Authorizing execution of amended and restated contract; designation of oversight agency

**Bill Summary:** The bill authorizes execution of an amended and restated agreement between the City, the University Athletic Association, Inc. (Florida) and University of Georgia Athletic Association, Inc., for the City to host five annual Florida-Georgia football games from 2017 through 2021. The Office of Sports and Entertainment is designated as the City's oversight agency.

**Background Information:** The agreement, which expires February 15, 2022, covers the finances and operation of the game in the 2017 through 2021 college football seasons. Major provisions of the agreement include:

- The same terms and conditions from the 2010-2016 amended and restated agreement apply.
- The schools shall have total control over all tickets, except for suite tickets controlled under the terms of the Jaguars stadium lease. The City agrees to purchase 1,000 tickets from the schools (100 club seats, 200 lower bowl seats and 200 upper deck seats from each team). The tickets that the City purchases are resold or packaged into sponsorship agreements.
- The City will provide each school with 2 suites (one 24-seat, one 16-seat) at no charge.
- The City agrees to provide a minimum of 82,917 seats per game, and will provide the schools with a ticket manifest by May 15<sup>th</sup> of each year showing seating availability.
- The City will pay each team a guarantee payment of \$250,000 per year, plus a one-time signing bonus of \$125,000 upon contract execution. The City will pay each team \$60,000 annually for travel and lodging.
- The City will provide each school with 1,500 parking spaces at no cost spread throughout the various stadium parking lots. Each school will have the right to purchase up to an additional 1,062 parking spaces at a cost not to exceed the fee charged for the majority of other college football games held at the stadium in the previous 12 months.
- The City will bear all stadium preparation and game day operational and security expenses.
- The City shall provide at least 6 "student safety stations" in various locations for each game.
- The Daily's Place Amphitheater and Covered Flex Field are not included in the leased premises, and the City has the right to program events in those facilities during the game operative period and to keep all revenues.
- The City grants the schools the right to seek sponsorships and marketing agreements for the game. The City is entitled to 10% of "adjusted event revenues" for Licensed School Events (e.g. ticketed hospitality events).

**Policy Impact Area:** Economic development; signature event retention

**Fiscal Impact:** The City's costs are outlined in the description above. Media reports place the game's annual economic impact in recent years between \$25 and \$35 million.

**Analyst:** Clements



## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY



**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-323

**Introducer/Sponsor(s):** LUZ Committee

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** TEU, LUZ, F

**Date of Analysis:** April 27, 2017

**Type of Action:** Authorizing amendment of development agreement

**Bill Summary:** The bill authorizes execution of an amended development agreement with Baptist Health Properties, Inc. (successor to Liberty Development Florida, LLC) to extend the term expiration to June 22, 2022 and change the owner's name to Baptist Health Properties, Inc.

**Background Information:** Liberty Development Florida, LLC entered into a development agreement with the City in December 2005 for a project (formerly known as Plaza North) on Dunn Avenue near I-295 including development rights for 250 single family homes, 230,500 square feet of office, retail, and food-service space to be constructed over a 5-year period. Liberty Development defaulted on the project, the 106-acre property was foreclosed on by Synovus Bank, and Baptist Health Properties Inc. purchased the property and the development rights from the bank. Baptist Health Properties applied for an extension of the development agreement, paid \$100,504 in annual renewal fees left unpaid by Liberty Development and paid an additional \$36,708 in renewal fees of its own. Baptist Health has constructed an 85,400 square foot building housing an emergency room/diagnostics facility, medical office building and YMCA, and has been issued a concurrency reservation certificate by the City for 120,400 additional square feet of building space not yet permitted. The company requests to extend the development rights originally granted to Liberty Development for traffic circulation capacity to permit the development of up to 250 single family dwelling units, 200,000 square feet of shopping center space (less the 84,500 square feet of space already constructed), 20,000 square feet of general office space, 8,000 square feet of restaurant space and a 2,500 square foot gas station and convenience store with 12 fueling stations. The company desires to extend the expiration date of the development rights to June, 2022.

**Policy Impact Area:** Development rights extension

**Fiscal Impact:** None to City; the applicant has paid all concurrency reservation renewal fees due.

**Analyst:** Clements

**CITY COUNCIL RESEARCH DIVISION**  
**LEGISLATIVE SUMMARY**

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-324

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** TEU; F

**Date of Analysis:** April 28, 2017

**Type of Action:** Authorization for Property Acquisition

**Bill Summary:** The ordinance authorizes the acquisition for \$156,000.00 of the real property at 1081 Hammond Boulevard, Jacksonville, Florida 32221, R.E. #008742-0000, Parcel 114, residential property which has been negatively impacted by the widening of Hammond Boulevard; it provides for oversight by the Real Estate Division of the Department of Public Works.

**Background Information:** The widening of Hammond Boulevard has negatively impacted the subject property, a residential home. With the widening complete, the subject property is now in close proximity to the edge of the pavement. The home is within 15 feet of the travel surface and the roadway is approximately three feet higher than the adjacent yard. As the cost for mitigation measures would exceed the value of the subject property, it is in the City's best interest to purchase the home so that the residents can relocate. After purchase of subject property, the structures will be demolished and the subject property will be added to the City's inventory and disposed of at a later date. The subject property is located in Council District 12.

**Policy Impact:** Public Works/Real Estate Division

**Fiscal Impact:** The ordinance authorizes the acquisition of a parcel of property for \$156,000.00.

**Analyst:** Jackson

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2017-325

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** PHS, F

**Date of Analysis:** April 25, 2017

**Type of Action:** Approval and authorization of a lease agreement

**Bill Summary:** The bill approves and authorizes the Mayor and the Corporation Secretary to execute a Lease Agreement between Suha Nakhleh Trust (Landlord) and City of Jacksonville (Tenant) for the use of 4,920 square feet of office space in Council District 5; and provides for City oversight by the Real Estate Division of the Department of Public Works.

**Background Information:** The office space will be utilized by a specialized unit with JSO. The lease provides an initial term of ten (10) years at an initial base rent of \$13.00 per sq. ft. plus a CAM charge of \$2.55 per sq. ft., with both rates subject to an annual three (3) percent escalation rate for the duration of the lease. The buildout expenses of \$14,178.50 are amortized over the initial 10-year term. The lease offers the option to renew for two (2) additional consecutive five (5) year periods with the same 3% escalation rate for the base rent and CAM charge. There is no base rent charge for the first month of each year of the initial term.

**Policy Impact:** Lease agreements

**Fiscal Impact:** The base rent of \$13.00 per sq. ft., plus CAM charge of \$2.55 per sq. ft. for a term of ten (10) years, with an annual 3% escalation rate applied to the base rent and CM charge.

**Analyst:** Mitchell

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Resolution 2017-329

**Sponsor:** Council Member R. Brown:

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** NCIS; F

**Date of Analysis:** April 28, 2017

**Type of Action:** Support Resolution

**Bill Summary:** The resolution expresses the City's support for the application by Kingdom Worldwide Humanitarian Aid Community Development Corporation to participate in the Florida Community Contribution Tax Credit Program for the purposes of providing affordable housing opportunities to low-to-moderate income citizens; provides for compliance with the Comprehensive Plan,

**Background Information:** Kingdom Worldwide Humanitarian Aid Community Development Corporation is a Florida not-for-profit 501 (c) (3) corporation organized to provide affordable housing, housing counseling, education, disaster relief with crisis counseling. Kingdom Worldwide Humanitarian Aid Community Development Corporation intends to become a Community Housing Development Organization (CHDO) to provide diverse affordable housing opportunities and create 10-25 jobs for low-income and economically disadvantaged people in the enterprise zone. Kingdom Worldwide Humanitarian Aid Community Development Corporation desires to participate in the Florida Community Contribution Tax Credit Program. The Planning and Development Department has reviewed Kingdom Worldwide Humanitarian Aid Community Development Corporation's project description and proposed activities for the Community Contribution Tax Credit Program and finds that Kingdom Worldwide Humanitarian Aid Community Development Corporation's participation in the Community Contribution Tax Credit Program is consistent with the policies of the 2013 Comprehensive Plan which pertain to affordable housing. The Planning and Development Department finds that Kingdom Worldwide Humanitarian Aid CDC's proposal is consistent with local plans, regulations and the 2030 Comprehensive Plan.

**Policy Impact:** Community Housing Development Organization (CHDO)/Affordable Housing/Planning & Development Department/2030 Comprehensive Plan

**Fiscal Impact:** Minimal

**Analyst:** Jackson

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Resolution 2017-335

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** R

**Date of Analysis:** April 25, 2017

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Roy M. Birbal as the Chief of Public Buildings within the Public Works Department.

**Background Information:** Section 32.502, *Ordinance Code*, provides that the Chief of Public Buildings shall have at least five years' experience in maintenance work.

Mr. Birbal received a certification in residential and commercial electricity and wiring from Atlantic Technical Institute and a bachelor's degree in business administration from Bellevue University. He is a licensed Facility Management Professional and Certified Facility Manager and has been employed with the *City of Jacksonville*, as a Facilities Manager, since 2015. Mr. Birbal resides in Duval County.

**Policy Impact Area:** Public Works Department / Public Buildings Division operations

**Fiscal Impact:** According to Employee Services, the salary range for this position is \$71,766 - \$117,168 annually.

**Analyst:** Shoup

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Resolution 2017-336

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** R

**Date of Analysis:** April 21, 2017

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Sherry Jackson to the Public Service Grant Council, filling the seat formerly held by Edgar Mathis, for a first term ending December 31, 2018.

**Background Information:** The Public Service Grant Council is established pursuant to Chapter 80, *Ordinance Code*, and charged to review and assess the annual needs of the City for public services for a program not otherwise funded by City funds; recommend Priority Populations or Needs to the City Council; recommend the process by which recipients of Public Service Grants are selected each year; submit for review an appropriation request for Public Service Grants for the upcoming fiscal year; review, evaluate and score each Public Service Grant application; participate in on-site evaluations of recipient programs; attend orientation sessions the annual training course, ethics, public records and open meeting laws training; and award and allocate the annual lump sum appropriation for Public Service Grants contained in the annual budget ordinance.

Ms. Jackson received a law degree from the Florida Coastal School of Law and a master's degree in applied social sciences from the Florida Agricultural and Mechanical University. She is the Director of Policy and Compliance at the *Duval County Public Schools* and is active in the community as a County Court Mediator. Ms. Jackson resides in the Springfield area within Council District #7.

**Policy Impact Area:** Public Service Grant Council operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Shoup

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Resolution 2017-337

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** April 25, 2017

**Committee(s) of Reference:** R

**Date of Analysis:** April 21, 2017

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Maiju Stansel, R.A., as a member of the Jacksonville Historic Preservation Commission, replacing John Allmand, for a term ending March 4, 2019.

**Background Information:** The Jacksonville Historic Preservation Commission is established in accordance with Chapter 76, *Ordinance Code*, and charged to conduct an ongoing survey and inventory of historic buildings, areas, and archaeological sites in the City of Jacksonville and to plan for their preservation; identify potential landmarks and potential landmark sites and to make recommendations to the City Council as to whether such should be officially designated; recommend that the City Council designate specified areas as historic districts and to identify which structures should be considered to be contributing structures; develop specific guidelines for the alteration, construction, relocation or removal of designated property; promulgate standards for architectural review which are consistent with standards for rehabilitation established by the United States Secretary of the Interior; approve or deny applications for certificate of appropriateness for alteration, construction, demolition, relocation or removal of landmarks, landmark sites, and property in historic districts; initiate plans for the preservation and rehabilitation of individual historic buildings; undertake public information programs including the preparation of publications and the placing of historic markers; conduct public hearings to consider historic preservation issues, the designation of landmarks, landmark sites, and historic districts, applications for certificate of appropriateness and nominations to the National Register of Historic Places; and administer Chapter 307, *Ordinance Code*.

Section 76.102, *Ordinance Code*, provides that the members of the Jacksonville Historic Preservation Commission shall be residents of the City of Jacksonville for their entire term and shall be appointed by the Mayor, subject to confirmation by the City Council.

Ms. Stansel received a bachelor's degree in architecture from Norwich University and is a Florida licensed Architect. She is an Associate/Project Architect at *Richard Skinner & Associates, P.L.* and resides in the Mandarin area within Council District #6.

**Policy Impact Area:** Jacksonville Historical Preservation Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup