

**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 2008-259

**Sponsor:** PHS Committee

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 150 – Adult Entertainment and Services Code – to remove references to massage, massage therapy and massage parlors and creates a new Chapter 198 – Massage Therapy to regulate massage therapists regulated by the state Board of Massage Therapy.

**Background Information:** The First Coast Chapter of the Florida Massage Therapy Association made a presentation to the PHS Committee requesting separation of the regulation of legitimate, state-licensed massage professionals from the City’s adult entertainment regulations. The association, the General Counsel’s Office and the Sheriff’s Office have met and developed this proposal to recognize the legitimacy of the work of licensed massage therapists while recognizing the Sheriff’s Office’s need to deal with the problem of massage businesses being used as fronts for prostitution.

**Policy Impact Area:** Business regulation

**Fiscal Impact:** None

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2008-260

**Sponsor:** Council President at the Request of the Sheriff

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Ordinance Code Amendment

**Bill Summary:** This bill amends Part 4, Chapter 185, Ordinance Code, to include secondhand recyclable metals in the provisions regulating dealers in secondhand precious metals and jewelry. The term "secondhand recyclable metals" is defined as any item of personal property or object of value previously owned or used which is not sold as new, which contains copper or aluminum, and which weighs 5 pounds or more in the aggregate. It specifically does not include any coins with an intrinsic value less than their numismatic value. A license from the Office of the Sheriff would be required prior to engaging in the business of selling or purchasing secondhand recyclable metals, and the Sheriff is authorized to adopt necessary rules concerning license application and issuance. The license fee is set at \$500. A license is to be valid for 5 years, and no person shall be eligible for a license who has been convicted of any felony or of any misdemeanor involving theft or trespass within 3 years prior to applying for a license.

**Background Information:** Due to a significant increase in the theft of recyclable copper and aluminum from homes and businesses in Jacksonville, the Sheriff is proposing this amendment to the Ordinance Code to regulate the purchase and sale of such recyclable metals. The intent is to reduce thefts by making it more difficult for persons to sell stolen metals.

**Policy Impact Area:** Businesses, Trades, and Occupations; Office of Sheriff; Recyclable Materials

**Fiscal Impact:** Undetermined; increased detective workload to monitor compliance is anticipated to be offset to some degree by a reduction in the number of thefts to investigate

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2008-261

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Lease Agreement Authorization

**Bill Summary:** This ordinance approves and authorizes the Mayor and Corporation Secretary to execute a lease agreement between the City (Lessee) and Hogan's Corner, LLC (Lessor). The lease is for fifteen (15) years, with (1) option to renew for ten (10) years, for 5,000 square feet of office space in spaces 14-18, in Hogan's Corner Shopping Plaza at 7060 Beach Boulevard, at an initial rate of \$12,083.33. The site is located in Council District 4.

**Background:** The City is leasing units at this shopping center to house a Duval County Tax Collector's office. This office space replaces the Tax Collector's office space currently being leased on University Boulevard.

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

**Fiscal Impact:** This bill approves a lease agreement with an initial monthly rent of \$12,083.33.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2008-283

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$1,000 in private funds to the Jacksonville Fire and Rescue Department.

**Background Information:** These private funds were donated by Wal-Mart, and are to be used for the purchase of station supplies for Fire Station #35.

**Policy Impact Area:** Fire and Rescue

**Fiscal Impact:** \$1,000 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2008-284

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$6,864.76 in interest earned on an emergency medical services county award to provide funding for enhanced and improved services in Duval County.

**Background Information:** The funds are to be used for the purchase of medical equipment.

**Policy Impact Area:** Fire and Rescue; Emergency Medical Services

**Fiscal Impact:** \$6,864.76 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2008-285

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Appropriation

**Bill Summary:** This ordinance appropriates \$57,678 from the U.S. Department of Transportation, with no local match, to the Covert Vehicle DUI Project account to provide funding for the purchase of two vehicles and emergency lighting systems to be used in DUI enforcement, as initiated by B.T. 08-105. Provision is made for the reversion of any funds remaining after the purchase.

**Background:** The grant funds from the United States Department of Transportation appropriated by this legislation do not require any City matching funds.

**Policy Impact:** Jacksonville Sheriff's Office

**Fiscal Impact:** This bill appropriates \$57,678

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2008-286

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$487,130 to make budgetary adjustments from Retained Earnings to SMG's fiscal year 2007-2008 budget for the management of City-owned public assembly facilities. Provision is made for the carryover of appropriated funds into the 2008-2009 fiscal year. It is requested that the Mayor appoint the Jacksonville Economic Development Commission for oversight.

**Background Information:** The City's public assembly facilities are operated by SMG pursuant to contract. SMG encumbered \$417,130 in Retained Earnings at the end of the 2006-2007 fiscal year from the Memorial Arena Fund for waterproofing repairs at Municipal Stadium. Similarly, another \$70,000 was encumbered from the Convention Center Fund for repairs to the cooling tower at the Times-Union Performing Arts Center. Information on file states that it is unclear how much flexibility exists for SMG to manage such over budget revenues generated by its activities, and this legislation has been proposed in an abundance of caution.

**Policy Impact Area:** Budget and Accounting; Public Facilities

**Fiscal Impact:** \$487,130 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2008-287

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Easement Authorization

**Bill Summary:** This bill authorizes the Mayor, or designee, and Corporation Secretary to execute certain documents granting perpetual easements to the Florida Dept. of Transportation (FDOT) relative to 2 parcels located on New Kings Road.

**Background Information:** One of the parcels is located in the vicinity of Borden Street, and the other is located in the vicinity of Garnette Street. The parcels are pond sites, for use in accommodating stormwater runoff from FDOT roadway.

**Policy Impact Area:** Streets and Drainage; Real Estate-Easements

**Fiscal Impact:** Undetermined; the easements are granted in consideration of the sum of \$1 each

**Analyst:** Campbell



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**Bill Type and Number:** Ordinance 2008-288

**Sponsor:** Council President at the request of the Jacksonville Economic Development Commission:

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Economic Development Agreement Approval

**Bill Summary:** This ordinance authorizes and approves the execution of an economic development agreement between the City, the Jacksonville Economic Development Commission and Fidelity National Information Services, Inc. ("developer") in support of the developer's headquarters operation at office space located at 601 Riverside Avenue. The space is located within the City's Enterprise Zone and a Brownfield Area. The ordinance recommends that the developer be approved by the State of Florida's Office of Tourism, Trade and Development as a Qualified Target Industry ("QTI"), and as a participant in the Brownfield Redevelopment Bonus Refund Program, and evidencing a commitment of City support in an amount not to exceed \$321,000, as local financial support, under the QTI Tax Refund Program, payable over multiple years per OTTED guidelines, and a State match of \$924,000 for a total City and State QTI amount of \$1,155,000 for 210 jobs. The ordinance authorizes the approval of technical amendments by the JEDC; and waives that portion of the public investment policy adopted by Resolution 2006-119-A, which would require a minimum of 250 jobs, ten million dollars in new private capital investment and the hiring of 10% of new employees from within the Enterprise Zone.

**Background:** Headquartered at 601 Riverside Avenue, Fidelity National Information Services, Inc. (FNIS) is currently in the process of evaluating potential sites for expansion of its lender services operations. The project would add 210 new, full-time jobs to the company's current workforce of approximately 3,000 by December 31, 2010 at the Riverside Avenue site. The average wage of the new jobs is approximately 55,000 plus benefits. The proposed project would generate an investment of \$1.1 million in technology infrastructure and office furniture. The proposed project would increase the visibility of Jacksonville as a financial services center and continue the redevelopment of downtown Jacksonville and the Brooklyn neighborhood. There are built-in clawbacks in the event that the developer fails to create 210 new full-time jobs at the anticipated wage levels within the QTI timeframe incorporated in the QTI application. Jacksonville is competing with a \$2.7 million incentive plan that Arkansas has approved for the developer if the developer opts to expand its operations in Arkansas.

**Policy Impact:** Economic Development/Jacksonville Economic Development Commission

**Fiscal Impact:** This bill authorizes approval of an economic development agreement that would commit the City to an amount not to exceed \$321,000 as evidence of local financial support in the developer's QTI application.

**Analyst:** Jackson

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**Bill Type and Number:** Resolution 2008-289

**Sponsor:** Council President Davis

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 3, 2008

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Arnold Tritt to the Public Service Grant Council for a first full three-year term ending March 31, 2011.

**Background Information:** Ordinance 2007-105-E, enacted January 8, 2008, established the Public Service Grant Council with seven members, three of whom are appointed the City Council. Mr. Tritt received a degree in journalism and advertising from the University of Florida and is an Executive Advisor with the *Northeast Florida Builders Association*. He has previously served on the Charter Revision Commission, the Jacksonville Transportation Authority and the Jacksonville Police & Fire Pension Board of Trustees. Mr. Tritt resides in the Avondale area with Council District #14.

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

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

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2008-290

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Eminent Domain Condemnation Authorization

**Bill Summary:** This resolution declares the public necessity for acquiring fee simple title (to 6 parcels) and temporary construction easement rights for 17 construction easements) through condemnation by right of eminent domain in certain lands in Council Districts 10 and 12 for the Ricker Road/103<sup>rd</sup> Street Intersection Project, A Better Jacksonville Plan Phase II Project (R.E. Project #2008-24). The bill authorizes and directs the Office of General Counsel to institute appropriate condemnation proceedings.

**Background:** The purpose of the temporary construction easement is for the tying-in, harmonizing, sloping and grading of the land with the adjacent construction to be taken. The appraised value of the parcels is \$172,526.00. The local of the construction sites is Council District 12.

**Policy Impact:** Public Works/Real Estate/Office General Counsel

**Fiscal Impact:** The bill authorizes the acquisition of fee simple parcels at an appraised value of \$172,526.00

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2008-291

**Sponsor:** Council President at the Request of the Clerk of Courts

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$18,725.88 from the Courts Technology Judicial account.

**Background Information:** These funds are to be used for the lease, repair, and maintenance of copy machines for the Duval County Courthouse.

**Policy Impact Area:** Courts-Office Equipment

**Fiscal Impact:** \$18,725.88 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2008-292

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Appropriation

**Bill Summary:** This bill concerns a continuation grant, appropriating \$103,091 in City match funding from the Reserve for Federal Programs account to cover the match deficit recorded on Schedule B1-B for the Retired Senior Volunteer Program (RSVP) to ensure that RSVP continues to provide needed care to Jacksonville's senior population, as initiated by B.T. 08-100; the bill provides a carryover of funds to Fiscal Year 2008-2009; the bill provides City oversight by the Department of Recreation and Community Services.

**Background:** In the Mayor's budget, the amount of the City match for this grant was entered incorrectly. Only a portion of the City's match was appropriated. This legislation corrects the City's match requirement to ensure the continuation of the RSVP program. The RSVP program is a nationwide program that promotes civic engagement of seniors, age 55+, to meet community needs for the betterment of the community and enhancement of their own independent, productive lives.

**Policy Impact:** Recreation & Community Services/Adult Service Division/Retired Senior Volunteer Program

**Fiscal Impact:** The bill appropriates \$103,091

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2008-293

**Sponsor:** Council President at the request of the Supervisor of Elections

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Approval of changes in polling locations

**Bill Summary:** The bill approves the relocation of the following polling locations effective for the primary election to be held August 26, 2008:

<u>Precinct</u>	<u>Current location</u>	<u>New location</u>
1G	St. Mathews Lutheran Church 6801 Merrill Road	Terry Parker Baptist Church 7024 Merrill Road
2A	The Father's House 1820 Monument Road	Watson Realty 2490 Monument Road
2G/2R	Good News Baptist Church 2600 St. Johns Bluff Road S.	Same – combining 2 separately numbered precincts (2G and 2R) at same location into 1 consolidated precinct (2R)
3D	Isle of Faith United Methodist Church 1821 San Pablo Road	Christ Church at San Pablo 400 San Pablo Road
5C	San Jose Catholic Cultural Center 3619 Toledo Road	Jacksonville Community Church 8111 Old Kings Road South
11C	Oceanway Assembly of God 12240 Sago Avenue W.	Oceanway Community Center 12215 Sago Avenue W.

**Background Information:** In its capacity as the county commission the City Council must approve the relocation of voting precincts.

**Policy Impact Area:** Election operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2008-295

**Sponsor:** Council Members Graham, M. Jones, and Joost

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Ordinance Code Amendment

**Bill Summary:** This bill amends Part 6, Chapter 380, Ordinance Code, concerning nonresidential solid waste collection and transportation franchises. Certain definitions are revised to replace references to the Solid Waste and Resource Management Department with references to the Public Works Department. Provisions concerning the procedure for granting franchises are revised to state that applications for an initial franchise must be submitted to the City department or division responsible for non-residential franchise applications, and that the departmental review process can take up to 60 days. The provision that initial applications will only be accepted during January and February of each year is removed.

**Background Information:** These revisions have been suggested in response to a situation recently brought to the attention of the City Council involving an existing business that would be forced to cease operations and wait until next January to apply. The business owner maintains that he made several attempts when first beginning operations to contact the City's Solid Waste Division to ensure requirements were being met, and that he never received a reply. It was only recently, when about to begin a larger-scale contract, that he again contacted the City and learned that he had to apply for a franchise and pay a fee. He has indicated a willingness to pay the fee, in addition to any back fees that might be owed, but the current Ordinance Code provisions only allow for application in January and February each year.

**Policy Impact Area:** Solid Waste Management

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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**Bill Type and Number:** Resolution 2008-296

**Sponsor:** Council President Davis and Council Member Graham

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Tentative approval of non-residential solid waste franchise agreement

**Bill Summary:** The bill tentatively approves a non-residential solid waste franchise agreement between the City and Duval Multi-Residential Services, Inc. to provide solid waste collection and disposal services within the city, pending a full review and recommendation on the company's application by the Public Works Department.

NOTE: See companion bill 2008-295 amending the Ordinance Code's Chapter 380 – Solid Waste Management

**Background Information:** The company has been operating since 2007 without a franchise agreement after allegedly attempting on several occasions without success to contact the City's Solid Waste Division to discuss franchise requirements. After finally learning from the City last week that a franchise agreement is a requirement to operate legally, the company then learned that the Ordinance Code only permits franchise applications to be submitted in the months of January and February each year. This bill grants tentative approval of a franchise agreement in order to permit the company to comply with the existing ordinance while the Solid Waste Division performs its review of the franchise application. Companion bill 2008-295 amends the Ordinance Code to remove the January and February-only restriction on submitting solid waste franchise applications.

**Policy Impact Area:** Solid waste collection regulation

**Fiscal Impact:** Undetermined

**Analyst:** Clements



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**Bill Type and Number:** Ordinance 2008-297

**Sponsor:** Council Member Holt:

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Appropriation

**Bill Summary:** This ordinance appropriates \$35,000 from the Trailridge Landfill Mitigation Fund Cash Carryover account to pay for improvements at the Maxville Fire Station #43. The bill stipulates that the Fire Department shall comply with the Procurement Code for purchasing equipment and that the funds will carryover to Fiscal Year 2008-2009. The ordinance provides for the Fire & Rescue Department to have oversight over the equipment purchase.

**Background:** This appropriation will enable the Maxville Fire Station #43 to purchase power units, extension hoses, a telescopic ram and other tools.

**Policy Impact:** Fire & Rescue Department

**Fiscal Impact:** This bill appropriates \$35,000

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2008-298

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Budget Transfer

**Bill Summary:** This ordinance transfers \$157,856 in funding, provided in the 2007-2008 Fiscal Year budget for contract resources, from the Information Technologies account back to the Employee Benefits Office, which will now provide these contract services without the help of the Information Technologies Department, as initiated by B.T. 08-104.

**Background:** Transferring funding provided in FY08 budget for contract resources back to the Employee Benefits Office moves the funding to the department where the contract resources work will be done, without IT's assistance.

**Policy Impact:** Information Technologies

**Fiscal Impact:** This ordinance transfers \$157,856 from IT to Employee Benefits

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2008-299

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Ordinance Code Amendment

**Bill Summary:** This bill amends Section 462.601, Ordinance Code, to (1) provide that Animal Care and Control shall shelter and care for impounded dogs and cats for 3 days (reduced from 7 days); (2) replace the requirement that Animal Care and Control shelter and care for feral dogs and cats for 24 hours with a requirement that the City establish a program for the handling and disposition of feral animals; and, (3) provide that Animal Care and Control shall shelter and care for animals other than dogs and cats for 24 hours (reduced from 48 hours), excepting certain wild animals. Section 462.604 is revised to state that Animal Care and Control shall not be liable for the disposition of any voluntarily surrendered animal after receipt of the animal from its owner (replacing provisions requiring shelter and care of a voluntarily surrendered animal for 48 hours). The Environmental and Compliance Dept. is given oversight, and the Legislative Services Division is directed to forward a copy of the ordinance, as enacted, to the Municipal Code Corporation.

**Background Information:** This legislation revises holding times for impounded animals, included those voluntarily surrendered by owners.

**Policy Impact Area:** Animal Care and Control

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2008-300

**Sponsor:** TEU Committee

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Amendment to prior fair share agreements

**Bill Summary:** The bill amends two prior fair share agreements with a developer to extend the duration of the agreements to 10 years and to provide that the developer will, in lieu of cash payments, construct a 4-lane divided road as an extension of Duval Road between Main Street and Airport Center Drive. The agreements to be extended are with River City Signature, LLP (CCAS/CRC #48269, \$1,222,564, 5 years) and Woodland Signature, LLC (CCAS/CRC #49756, \$77,349, 3 years).

**Background Information:** The developer proposes to extend the terms of the agreements from 3 and 5 years to 10 years and to construct the new roadway segment at his own cost. Should the actual construction cost be less than the fair share assessment the developer will make up the difference with a cash contribution. Should the construction cost exceed the fair share assessment, the developer will accrue a credit which he plans to sell to the developer of an adjacent parcel who will need roadway capacity for his project.

**Policy Impact Area:** Fair share assessments

**Fiscal Impact:** The two fair share assessments total \$1,299,913.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2008-301

**Sponsor:** TEU Committee

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Amendment to prior fair share agreement ordinance

**Bill Summary:** The bill amends two prior fair share agreements between the City and Beach Boulevard Venture, LLC to extend the terms from 5 years to 10 years due to City-imposed delays in the development process.

**Background Information:** The two fair shares being extended are CCAS/CRC #38634 and #39529 covering the development of 781 acres at the corner of Beach Boulevard and Kernan Boulevard and totaling \$13,273,958 to fair share sector 2.1. The fair shares were approved in 2005.

**Policy Impact Area:** Fair share assessments

**Fiscal Impact:** Extends the payment window for the assessment from 2010 to 2015

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2008-302

**Sponsor:** Council Members Gaffney and Bishop

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Petition to JTA board; petition to Duval County Legislative Delegation; emergency action request

**Bill Summary:** The bill urges the JTA to utilize the traditional J-bill process through the Duval County Legislative Delegation to amend its charter and expresses the City's opposition to HB 311 and SB 1000 currently pending in the Florida Legislature to amend the JTA's charter. Some of the major revisions contained in the bills are:

- Inserts a provision that the JTA is an agency of the state and is not a component of any city or county government;
- Expands the list of specific projects that may be financed and constructed by the JTA to include light rail, heavy rail and commuter rail, express bus and bus rapid transit service, ferries, transit stations, park-and-ride lots, transit oriented development nodes, and many types of connector, reliever, feeder, bypass, and other types of roads and bridges;
- Authorization to lease land, buildings and other facilities within transit oriented developments;
- Authorizes the JTA to make purchases through the government contracts of any federal, state or local government entity;
- Authorizes the authority to pledge local option taxes and county gas tax revenues toward bond issues;
- Authority to adopt and approve its own budget and to engage its own legal counsel, real estate, accounting, engineering, and other professionals;
- Authority to expand its operations into adjacent counties with the permission of the governing bodies of those counties;
- Exempts the authority from any oversight or supervision of its activities by any county or municipality except as provided in a mutually-agreeable inter-local agreement;
- Authorizes the JTA to engage in public-private partnerships and joint ventures to build, finance and operate transportation facilities, transit-oriented development nodes, stations, roads, bridges, etc., including the imposition of tolls.

**Background Information:** HB 311 sponsored by Representatives Audrey Gibson and Don Davis and SB 1000 sponsored by Senator King were not filed and heard locally through the traditional J-bill process.

**Policy Impact Area:** JTA charter amendments

**Fiscal Impact:** Undetermined

**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 2008-304

**Sponsor:** Council Member Gaffney

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Appropriation; CIP amendment

**Bill Summary:** The bill appropriates \$104,010.49 from the Tree Protection and Related Expenses Trust Fund to the Arlington Town Center project for trees and an irrigation system along Arlington Road between University Boulevard and Rogero Road. The bill also amends the 2007-2012 Capital Improvement Program to add the project to the program.

**Background Information:** The project will plant 16 live oak trees along the roadway as part of the larger Arlington Town Center project.

**Policy Impact Area:** Streetscape improvement

**Fiscal Impact:** The bill appropriates \$104,010.49 from the Tree Protection and Related Expenses Trust Fund

**Analyst:** Clements

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

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
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**Bill Type and Number:** Ordinance 2008-305

**Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Comprehensive Plan Amendment

**Bill Summary:** This bill amends the 2010 Comprehensive Plan to include certain text revisions in the Capital Improvements Element from the 2007E Series.

**Background Information:** The State Dept. of Community Affairs raised issues with respect to potential increased traffic along a failing roadway affected by certain semi-annual amendments to the 2010 Comprehensive Plan which were adopted in January, 2008. The amendment revises the Capital Improvements Element, Traffic Circulation and Mass Transit 6 through 10-year Plan, FDOT Projects, to include the project for Main Street-Add Lanes and Reconstruct-New Berlin Road to the Nassau County Line. The 2030 Long Range Transportation Plan-Highways Projects listing is revised to delete the project for Main Street-Widen from 2 to 4 Lanes from North of I-295 to South of the Nassau River. The State Dept. of Community Affairs has requested that this amendment be adopted as part of the 2007E Series Semi-Annual Text Amendments in order to avoid future litigation.

**Policy Impact Area:** Planning and Development-Comprehensive Plan; Capital Improvements

**Fiscal Impact:** Undetermined; the estimated project cost is \$25,810,000, with FDOT shown as funding

**Analyst:** Campbell



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Chief of Research  
(904) 630-1377

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Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2008-307

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

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Authorization for issuance of refunding bonds

**Bill Summary:** The bill authorizes the refunding of a series of 1997 and 2002 capital improvement bonds (1997-1, -2 and -3 and 2002-1) for the purpose removing bond insurance from one of the issues held by a bond insurer whose financial rating was recently downgraded by one of the national rating agencies.

**Background Information:** Due to the recent crisis in the bond insurance market caused by the sub-prime lending crisis, some investors and bond underwriters are refusing to touch bonds insured by the major bond insurance companies. This has caused the prices of those bonds to fluctuate wildly in the market. Some of the bonds being authorized for refinancing are insured by one of the insurers in question which is causing the price of the weekly adjustable rate bonds to increase substantially. This bill will allow the City Treasurer to refinance the bonds, still with a weekly adjustable rate, into a more stable configuration by eliminating the participation of a recently downgraded bond insurer.

**Policy Impact Area:** Bonded debt maintenance

**Fiscal Impact:** Undetermined – should reduce price and interest rate fluctuations to the City's benefit

**Analyst:** Clements

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

117 West Duval Street  
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**Bill Type and Number:** Ordinance 2008-308

**Sponsor:** Council Member Webb

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 10, 2008

**Type of Action:** Appropriation

**Bill Summary:** The bill appropriates \$1,365,461 from the Council Special Lapse Contingency Fund to the Public Works Department to restore a portion of the department's 2% operating lapse factor as a result of the review and findings of the Ad Hoc Committee on Budget Efficiencies.

**Background Information:** The Special Lapse Contingency Fund was created by Council during the adoption of the FY07-08 budget to hold 2% of the operating funds of most of the City's departments (except the Sheriff's Office and Fire and Rescue Department) until the Ad Hoc Committee on Budget Efficiencies could review each department's budget in-depth and determine whether operational needs and efficiency efforts merited the release and restoration of the lapse funds. The Ad Hoc Committee has completed its review of the Public Works Department budget and recommends restoration of \$1,365,461 or 92.8% of the 2% lapse factor of \$1,471,285.

**Policy Impact Area:** Budgetary efficiency

**Fiscal Impact:** The bill restores \$1,365,461 of the department's 2% lapse factor.

**Analyst:** Clements

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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 2008-309

**Sponsor:** Council President Davis:

**Date of Introduction:** April 8, 2008

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

**Date of Analysis:** April 11, 2008

**Type of Action:** Support Resolution

**Bill Summary:** This resolution expresses the City Council's support for CSX's proposed Integrated Logistics Center (ILC) to be located in Winter Haven, Florida as beneficial to Jacksonville (and Florida) and requests that the Duval Delegation, the State Legislature and all involved local governments to complete any necessary infrastructure improvements that will make the proposed CSX ILC project a reality. CSX is a major corporate citizen in Jacksonville employing thousands and contributing to the betterment of Jacksonville.

**Background:** Local metropolitan areas and state and local governments have committed to efforts to develop commuter rail in Florida as a more efficient and environmentally-friendly manner of transporting freight and people, vastly reducing the numerous problems encountered by vehicles' continued use of roads and highways. Florida's environment, quality of life and economy would be enhanced with a commuter and freight rail system that makes use of Florida's existing rail corridors.

**Policy Impact:** Commuter Rail/CSX

**Fiscal Impact:** None

**Analyst:** Jackson