

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



JEFFREY R. CLEMENTS
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Bill Type and Number: Ordinance 2014-233

Introducer/Sponsor(s): Council President at the request of the Jacksonville Ethics Commission

Date of Introduction: April 8, 2014

Committee(s) of Reference: R

Date of Analysis: April 10, 2014

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 602 – Jacksonville Ethics Code – to add a 90-day reporting time limit for officials, officers and employees of the City to report the receipt or distribution of business-related gifts which are required to be disclosed under state law or local ordinance.

Background Information: The Code currently requires that certain gifts be disclosed, but does not contain a deadline for doing so. This bill imposes a reporting requirement of no more than 90 days from receipt of the gift, which corresponds to the time limit required by the State Ethics Commission. The gifts so reported are to be placed on a web site of the City or the independent authority as a matter of public information.

Policy Impact Area: Ethics Code – gift disclosure

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2014-0234

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: April 3, 2014

Type of Action: Appropriation

Bill Summary: The ordinance appropriates \$1,403.00 Paul Coverdell Forensic Sciences Improvement Grant awarded by the Department of Justice to purchase a variable speed rotator, a blood test tube holder and a floating tissue bath to replace outdated equipment; the ordinance designates oversight by the Office of Grants and Contract Compliance.

Background Information: Paul Coverdell was a United States Senator from Georgia who served in the Senate from 1992-2000. He suffered a cerebral hemorrhage on a visit to Georgia and died shortly thereafter. The Coverdell Forensic Science Improvement Grants Program is named in his honor. The Coverdell program awards grants to states and units of local government to help improve the quality and timeliness of forensic science and medical examiner services. The grant is administered through the National Institute of Justice. The appropriation is initiated by B.T. 14-040.

Policy Impact: Medical Examiner's Office

Fiscal Impact: Appropriation of \$1,403.00

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-0235

Sponsor: Council President at the request of the Sheriff:

Date of Introduction: April 8, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: April 3, 2014

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$189,050 from the Federal Forfeitures Trust Fund in order to purchase 190 automatic electronic defibrillators; provides for a carryover of funds to Fiscal Year 2014-2015.

Background: Forfeiture funds are monies derived from the confiscation of properties and cash from persons involved arrested and convicted of criminal activity.

Policy Impact: Jacksonville Sheriff's Office

Fiscal Impact: Appropriation of \$128,516

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-236

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

Committee(s) of Reference: PHS; F

Date of Analysis: April 11, 2014

Type of Action: Appropriation

Bill Summary: The ordinance appropriates \$11,523.89 in interest earned on the Emergency Medical Services County Award to purchase supplies that will enhance and improve rescue services in Duval County, as initiated by B.T. 14-43.

Background Information: This appropriation is a portion of the interest earned on JFRD's Emergency Medical Services County Award, a grant that the department has from the State of Florida. The department is transferring a portion of the interest earned for the purchase of supplies that is authorized by this legislation.

Policy Impact: Jacksonville Fire & Rescue Department

Fiscal Impact: The ordinance appropriates \$11,523.89

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-237

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

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

Date of Analysis: April 11, 2014

Type of Action: Appropriation; Letter of Agreement and Contract Authorization

Bill Summary: The ordinance appropriates \$40,768 from the Florida Department of Transportation (FDOT), with no local match, to provide funding for the FDOT Pedestrian and Bicycle Safety Enforcement Campaign, as initiated by B. T. 14-045; provides for a carryover of funds into Fiscal Year 2014-2015; it authorizes the Mayor and Corporation Secretary to execute and deliver the Letter of Agreement and Contract between the Jacksonville Sheriff's Office and the University of South Florida Board of Trustees for the University of South Florida's Center for Urban Transportation Research.

Background Information: The Florida Department of Transportation, through a Task Work Order with the University of South Florida, will utilize law enforcement support to enhance a comprehensive safety campaign that promotes safe pedestrian, bicyclist, and driver behaviors in high priority counties throughout the state. In 2011, traffic crashes in Florida resulted in 497 pedestrian fatalities, 6,194 pedestrian injuries, 120 bicyclist fatalities, and 4,632 bicyclist injuries. This campaign is a component of Florida's Bicycle/Pedestrian Focused Initiative Communication & High Visibility Enforcement Implementation under the direction of the FDOT and the University of South Florida. This program supports the goals established in Florida's Pedestrian and Bicycle Strategic Safety Plan.

Policy Impact: Jacksonville Sheriff's Office

Fiscal Impact: The ordinance appropriates an FDOT grant in the amount of \$40,768. No local match required.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-238

Introducer/Sponsor(s): Council President at the request of the Office of General Counsel

Date of Introduction: April 8, 2014

Committee(s) of Reference: F

Date of Analysis: March 27, 2014

Type of Action: Appropriation

Bill Summary: The bill appropriates \$400,000 from the Office of General Counsel's retained earnings account to its Ancillary Legal Charges account in order to provide sufficient resources to meet the legal settlement funding obligations of the City.

Background Information: The General Counsel's budget contains a line item for ancillary legal charges, which pays for such items as expert witness expenses, special counsel fee, and other trial and litigation costs as needed. Since the OGC does not know what cases will arise during the year and what expenses will be incurred, the line item is budgeted conservatively with the expectation that if resources are depleted during a fiscal year the account will be replenished by a transfer of funds from the OGC's retained earnings account. This bill appropriates \$400,000 from OGC retained earnings to replenish the Ancillary Legal Charges account.

Policy Impact Area: Office of General Counsel operations

Fiscal Impact: The bill appropriates \$400,000 from the Office of General Counsel's retained earnings account

Analyst: Clements

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Bill Type and Number: 2014-0239

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

Committee(s) of Reference: TEU; F

Date of Analysis: April 3, 2014

Type of Action: Agreement Approval and Authorization

Bill Summary: The ordinance 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 the City and the Florida Department of Transportation for turn lane improvements on Argyle Forest Boulevard at SR 21 (Blanding Boulevard).

Background Information: FDOT will manage the project for the design and construction of the improvements at no cost to the City. After completion, the City will own, operate, maintain and repair the improvements.

Policy Impact: Public Works Department/Florida Department of Transportation

Fiscal Impact: Future maintenance cost undetermined

Analyst: Mitchell

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Bill Type and Number: 2014-0240

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

Committee(s) of Reference:

Date of Analysis: April 3, 2014

Type of Action: Agreement Approval and Authorization

Bill Summary: The ordinance 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 the City and the Florida Department of Transportation for Timucuan Trail (SR AIA) from Shad Creek Bridge to Ft. George Trailhead.

Background Information: FDOT will manage the project for the design and construction of the improvements at no cost to the City. The project involves construction of an approximately 10 foot to 12 foot wide varying width trail beginning at Shad Creek Bridge and ending at Ft. George Trailhead. After completion, the City will own, operate, maintain and repair the improvements.

Policy Impact: Public Works Department/Florida Department of Transportation

Fiscal Impact: Future maintenance cost undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-241

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

Date of Analysis: April 11, 2014

Type of Action: Street Closure

Bill Summary: The ordinance closes, abandons and/or disclaims the eastern half of a portion of Lee Street between West Monroe Street and West Adams Street, a 40 foot platted, unopened and unimproved right-of-way in Division E, LaVilla, as recorded and established via Deed Book S, Page 746, dated prior to 1901, in the former public records of Duval County, in Council District 9, at the request of Coffman Coleman Andrews & Grogan Properties, LLC (the "applicant") to allow applicant to develop its adjacent property (R.E. #74920-0000), subject to reservation unto the City of Jacksonville and JEA of easements over the closed portion of the right-of-way for ingress and egress and for all utilities.

Background Information: This right-of-way is a remnant from the realignment of Lee Street between Monroe and Adams Street. The closure request has been sent to the various state, municipal and utility agencies which might have an interest in this matter. There were no objections.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant has paid a \$1, 500.00 application fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-242

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8 , 2014

Committee(s) of Reference: TEU

Date of Analysis: April 11, 2014

Type of Action: Easement Closure

Bill Summary: The ordinance closes, abandons and/or disclaims a portion of a storm water drainage easement on Windmoor Drive near the intersection of San Jose Boulevard and Baymeadows Road, as established in Official Records Book 6896, Page 940, dated April 26, 1990, in Council District 5, at the request of Drs. Arun and Suparna Gulani (the "applicants") to allow for the construction of a dwelling pool on the property.

Background Information: The applicants are requesting a reduction in the size of the easement area and relocation of the drainage infrastructure within the remaining easement area to allow for the construction of a dwelling pool on the property. The applicants will cause the infrastructure to be removed and relocated within the remaining easement area at their own expense. All work will be done to conform to City standards, and the easement will not be abandoned until the relocation work is completed and accepted by the City. The closure request has been sent to the various municipal agencies which might have an interest in this matter. There were no objections.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant has paid a \$500.00 application processing fee.

Analyst: Jackson

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Bill Type and Number: Resolution 2014-244

Sponsor: Council President at the request of the Sheriff

Date of Introduction: April 8, 2014

Committee(s) of Reference: R

Date of Analysis: April 3, 2014

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of Michael P. Devlin, Jr. as Chief of the Division of Prisons, within the Sheriff's Office Department of Corrections, retroactively effective to March 29, 2014.

Background Information: Section 37.102(a), *Ordinance Code*, provides that the division chiefs, within the Office of the Sheriff, shall have a college degree or at least five years' training and experience.

Asst. Chief Devlin has been employed with the Sheriff's Office since 1997, working his way up from Corrections Officer to Corrections Lieutenant in 2011, a position he held until his appointment as Assistant Chief, his current position, in 2013. He received a bachelor's degree in criminal justice from Ashworth College and has completed various law enforcement training courses. Asst. Chief Devlin resides in Duval County.

Policy Impact Area: Jacksonville Sheriff's Office operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$80,774 to \$131,875 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2014-245

Sponsor: Council President at the request of the Cultural Council of Greater Jacksonville

Date of Introduction: April 8, 2014

Committee(s) of Reference: R

Date of Analysis: April 3, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the appointment of Elaine Brown, as the chairperson of the Cultural Service Grant Committee, replacing Allison Korman Shelton for an unexpired term ending December 31, 2015.

Background Information: The Cultural Service Grant Committee is established pursuant to Sec. 118.605, *Ordinance Code*, and charged to recommend to the Cultural Council Board the organizations to be funded and the amount of funding under the Cultural Service Grant Program. The composition of the committee includes a chairperson appointed by the President of the Cultural Council Board and confirmed by the City Council.

Former Councilwoman Brown was elected to the Jacksonville City Council, as an At-Large representative, in 1999 and served until 2007. During her term on the City Council, Ms. Brown served as Council President (2004/2005). She has previously served on the Cultural Service Grant Committee and currently serves on the Northeast Florida Regional Council, the St. Johns River Ferry Commission, the Task Force on Consolidated Government, and the Cultural Council of Greater Jacksonville. Ms. Brown resides in Neptune Beach within Council District #13.

Policy Impact Area: Cultural Service Grant Program

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-246

Sponsor: Council President at the request of the Cultural Council of Greater Jacksonville

Date of Introduction: April 8, 2014

Committee(s) of Reference: R

Date of Analysis: April 3, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the appointment of Angelique Hyater-Adams to the Cultural Service Grant Committee, replacing Lisa M. Goodrich as a Cultural Council Board representative, for a first term ending December 31, 2015.

Background Information: The Cultural Service Grant Committee is established pursuant to Chapter 118, Part 6, *Ordinance Code*, and charged to recommend to the Cultural Council Board of Directors the organizations to be funded and the amount of the funding. Section 118.605, *Ordinance Code*, provides that the membership of the committee shall include five Cultural Council Board members confirmed by the City Council.

Ms. Hyater-Adams received a master's degree in transformative language arts at Goddard College and runs *Narratives for Change*, a business using storytelling to cultivate and preserve women's personal and leadership narratives. She serves on the Cultural Council of Greater Jacksonville and resides in Atlantic Beach within Council District #13.

Policy Impact Area: Cultural Service Grant Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-247

Sponsor: Council President at the request of the Cultural Council of Greater Jacksonville

Date of Introduction: April 8, 2014

Committee(s) of Reference: R

Date of Analysis: April 3, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the reappointment of Chevara L. Orrin to the Cultural Service Grant Committee, as a community representative, for a first full three-year ending December 31, 2016.

Background Information: The Cultural Service Grant Committee is established pursuant to Chapter 118, Part 6, *Ordinance Code*, and charged to recommend to the Cultural Council Board of Directors the organizations to be funded and the amount of the funding. Section 118.605, *Ordinance Code*, provides that the membership of the committee shall include five individuals selected from community wide and confirmed by the City Council.

Ms. Orrin received a bachelor's degree in mass communication from the University of Memphis and has worked in the promotion and fundraising industry. She resides in the Springfield area within Council District #7.

Attendance: According to the staff for the Cultural Service Grant Committee, Ms. Orrin has attended 88% of the meetings and hearings held since her initial appointment in 2013.

Policy Impact Area: Cultural Service Grant Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-248

Sponsor: Council President at the request of the Cultural Council of Greater Jacksonville

Date of Introduction: April 8, 2014

Committee(s) of Reference: R

Date of Analysis: April 3, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the reappointment of Thomas S. Serwatka to the Cultural Service Grant Committee, as a Cultural Council Board representative, for a first full three-year term ending December 31, 2016.

Background Information: The Cultural Service Grant Committee is established pursuant to Chapter 118, Part 6, *Ordinance Code*, and charged to recommend to the Cultural Council Board of Directors the organizations to be funded and the amount of the funding. Section 118.605, *Ordinance Code*, provides that the membership of the committee shall include five Cultural Council Board members confirmed by the City Council.

Dr. Serwatka received doctoral degrees in special education and language disorders from Kent State University and is Vice President and Chief of Staff at the University of North Florida. He serves on the Cultural Council of Greater Jacksonville and resides in the Southside area within Council District #4.

Attendance: According to the staff for the Cultural Service Grant Committee, Dr. Serwatka has attended 88% of the meetings and hearings held since his initial appointment in 2013.

Policy Impact Area: Cultural Service Grant Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Ordinance 2014-251

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

Date of Introduction: April 8, 2014

Committee(s) of Reference: TEU, F

Date of Analysis: March 27, 2014

Type of Action: Authorizing execution of agreement

Bill Summary: The bill authorizes the execution of an agreement between the City and CSX Transportation to provide the terms and conditions under which CSX will donate to the City and install in the Water Street Parking Garage an electric vehicle charging station, which the company may then use without charge for two years. There after the City may institute a charge for use of the equipment.

Background Information: The bill states that the City has purchased one electric vehicle charging unit and CSX will purchase another for installation in the Water Street Parking Garage to be available for charging CSX-owned and other electric vehicles. The agreement provides that CSX will donate its unit to the City and pay for the installation of both units at no cost to the City. CSX will be permitted to charge its vehicles at the stations at no cost until August 31, 2016, after which time the City may impose a reasonable fee for use.

Policy Impact Area: Improvement of public parking facilities to accommodate electric vehicle usage

Fiscal Impact: The Public Parking Division reports that the City purchased its charging unit for just under \$6,800 utilizing a federal grant and estimates that the total cost for providing free charging to CSX for the initial two year term will be under \$2,000.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-252

Sponsor: Council President at the request of the Mayor:

Date of Introduction: April 8, 2014

Committee(s) of Reference: F; RCD

Date of Analysis: April 11, 2014

Type of Action: Agreement First Amendment Authorization and Approval

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute the First Amendment to Revocable Permit and Hold Harmless Agreement between the City of Jacksonville and River Cruises' rental payment from \$750.00 per vessel per month to \$585.00 per month for the period of time River Cruises will have to dock on the Northbank River Walk while the Southbank River Walk is being reconstructed and exercising the first and only five-year renewal option so as to extend the term of the Revocable Permit and Hold Harmless Agreement to December 1, 2018.

Background Information: The vessels pay for use of x number of feet of dock and the amenities that come along with that dock. In moving the vessels to the northbank, they have less linear feet of dock, a less functional dock, lacking amenities needed for their business. What they are paying for in quality and space as outlined in their agreement for the southbank is not the same service that they are receiving on the northbank – at the full price; they are not getting what they are paying for. The move has reduced the business received by the vendor. The fee is being modified to reflect the reduced service level received and to offset the impact to the vendor's revenue while docking on the northbank riverwalk.

Policy Impact: Parks and Recreation/Waterfront Management and Programming

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-256

Introducer/Sponsor(s): Council Member Crescimbeni

Date of Introduction: April 8, 2014

Committee(s) of Reference: F, RCD

Date of Analysis: April 10, 2014

Type of Action: Authorization to execute intergovernmental agreements

Bill Summary: The bill authorizes the Jacksonville Housing Authority to execute intergovernmental agreements with counties, public housing authorities and other entities involved in providing affordable housing to manage, operate and maintain public housing facilities in other jurisdictions in a fee-based contractual arrangement.

Background Information: The Jacksonville Housing Authority board, citing an increasing need for affordable housing the county and diminishing federal financial resource, proposes to manage and maintain public housing units in other jurisdictions under a management contract that would produce additional revenue for the JHA for use in performing its mission in the city. Agreements to operate public housing in other counties would require execution of an intergovernmental agreement among the JHA, the other county's public housing authority and county governing body, and U.S. HUD.

Policy Impact Area: Public housing management

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: 2014-0257

Sponsor: Council Member Holt

Date of Introduction: April 8, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: April 3, 2014

Type of Action: Agreement Authorization

Bill Summary: The ordinance authorizes approves and authorizes (1) Jacksonville Children's Commission, on behalf of the City to submit a Medicaid Provider enrollment application to the Florida Agency for Healthcare Administration subject to further Council authorization; (2) approves and authorizes the Commission, on behalf of the City, to execute the institutional Medicaid provider agreement and certification; (3) providing for the execution and delivery by the Commission of additional required application documents; (4) requiring further Council approval of the Commission's program and policies regarding Medicaid eligible services performed by the Commission.

Background Information: Pursuant to Chapter 51, Jacksonville Children's Commission works to maximize children's potential to be healthy, safe, educated and contributing members of the community. The Commission seeks apply for a Florida Medicaid Provider number to enable to the Commission to receive Medicaid reimbursements and utilize the cost savings to increase its services to the Jacksonville children and youth.

Policy Impact: Jacksonville Children's Commission, Public Health

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-0258

Introducer/Sponsor(s): Council Member Boyer

Date of Introduction: April 8, 2014

Committee(s) of Reference: F, RCD

Date of Analysis: April 8, 2014

Type of Action: Appropriation

Bill Summary: The bill appropriates \$75,000 from the Council District 5 Loblolly Recreation/Parks Account to Jacksonville Youth Soccer Club, Inc. to assist in funding the construction of the "Earl Johnson Park – Soccer Field"; provides for a reverter; approves and authorizes the Mayor, or his designee, and Corporation Secretary to execute and deliver an agreement between the City and Jacksonville Youth Soccer Club, Inc. for program management services for the purpose of creating the new soccer fields; invokes the exception of Section 126.107(G), *Ordinance Code*, to award the Professional Services to Jacksonville Youth Soccer Club, Inc. for management and oversight of the construction; provides for the oversight by the Parks, Recreation and Community Services Department.

Background Information: The Earl Johnson Park will be located at 5390 St. Augustine Road. Any remaining funds after the completion of the project shall be returned to the source of origin. The agreement for program management services covers the construction of one additional field at Earl Johnson Park that will be substantially the same form as referenced in Exhibit 2. The procurement for the project's professional services is exempt from the competitive solicitation.

Policy Impact Area: Parks, Recreation and Community Services Department

Fiscal Impact: The bill appropriates \$75,000 to construct a soccer field.

Analyst: Mitchell

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Bill Type and Number: Resolution 2014-259

Introducer/Sponsor(s): Council Member Schellenberg

Date of Introduction: April 8, 2014

Committee(s) of Reference: R, PHS

Date of Analysis: March 27, 2014

Type of Action: Expression of opposition to pending state legislation

Bill Summary: The bill expresses the City Council's opposition to legislation pending in the Florida Legislature (SB 1276, HB 7113) that would provide a mechanism for several existing Level II trauma centers and several applicants for Level I trauma designations in the state to be licensed for continuing operation under a "grandfathering" process.

Background Information: One of the facilities that would apparently be eligible for licensing under this "grandfathering" process is the Orange Park Medical Center which did operate a trauma center, the state license for which was revoked in 2013 for failure to meet certain quality and patient care standards. That facility is in the process of trying to regain state licensure to re-establish that trauma center, which is opposed by UF Health, the operator of the only other Level I trauma center in Northeast Florida.

Policy Impact Area: Trauma center licensure

Fiscal Impact: None

Analyst: Clements