

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



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**Bill Type and Number:** 2019-553

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Appropriation and contract authorization

**Bill Summary:** This bill is an appropriation of \$761,021.04 from the State of Florida, Child Support Enforcement Division for the service of process by the Civil Process Unit of the Jacksonville Sheriff's Office for child support cases. This funding will cover the period between July 1, 2019 and June 30, 2024. This bill also authorizes the contract between the Jacksonville Sheriff's Office and the Florida Department of Revenue for the service of process in the Child Support Enforcement Program.

**Background Information:** The purpose of this legislation is to offset the direct salary expenses of both part time and full time Jacksonville Sheriff's Office Civil Process Unit employees. The members of the Jacksonville Sheriff's Office Civil Unit carry out the Sheriff's statutory responsibility for the service of process and execution of writs. These judicial process documents originate from the courts, governmental agencies and private attorneys in Florida and throughout the United States. In addition, this unit also enforces levies and conducts Sheriff's sales to aid in the collection of money judgements.

**Policy Impact Area:** Child support enforcement- Civil Process Unit of the Jacksonville Sheriff's Office

**Fiscal Impact:** Appropriation of \$761,021.04 from the State of Florida, Child Support Enforcement Division as initiated by B.T. 19-103

**Analyst:** Hampsey

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**Bill Type and Number:** Ordinance 2019-554

**Introducer/Sponsor(s):** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appropriation; budget amendment; Ordinance Code amendment; fiscal year carry-over; designation of oversight agency

**Bill Summary:** The bill appropriates \$350,000 from the Tourist Development Council's contingency account to an expenditure account for the purpose of increasing tourism in the county via a Sports Tourism Initiative. The bill amends the FY18-19 City budget by attaching a Third Revised Schedule W to reflect the appropriation of the \$350,000 within the TDC budget to the new initiative. It also amends Ordinance Code Chapter 666 – Duval County Tourism Development Plan – to remove the maximum cap of \$2,250,000 per year on expenditures for Plan Component (b)(3) – Promotion of the City as a convention and meeting site. The TDC is designated as the oversight agency for the new initiative.

**Background Information:** The TDC believes that there is untapped tourism potential in Jacksonville by attracting more participant sports events, including youth sports, to the City's under-utilized sports facilities. The Sports Tourism Initiative will include an assessment of available assets, development of a strategic investment plan, an analysis of Jacksonville's competitive advantages and opportunities compared to surrounding markets, consideration of marketing materials, sports-focused convention sales and service personnel, potential incentives and infrastructure developments, and economic impact measurement and assessment. The TDC's contingency fund currently holds \$2,263,000 and is required by the Tourist Development Plan to be supplemented by at least \$500,000 per year. The FY19-20 budget proposes a \$600,000 allocation to contingency. Use of the contingency fund by the TDC requires City Council appropriation of the fund out of that account.

**Policy Impact Area:** Tourism promotion

**Fiscal Impact:** The bill appropriates \$350,000 from the TDC's contingency account to fund a new initiative.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2019-555

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appropriation; authorization to execute grant termination agreement

**Bill Summary:** The bill appropriates \$1,725,422.19 from General Fund – General Service District Fund Balance to the General Fund – Miscellaneous Non-Departmental Expenditures account in order to provide funding to pay that amount to the Florida Department of Environmental Protection as reimbursement for a grant previously received to assist with the purchase of the Metropolitan Park property along the St. Johns River near Commodore’s Point. The bill authorizes the Mayor to execute a grant termination document and any other documentation necessary to facilitate the return of the funds to the state and the release of the grant’s conditions for use of the property.

**Background Information:** In January 1981 the City received a \$1,725,422.19 National Park Service grant via the state to assist in the development of a project known as the St. Johns River Esplanade, a public promenade on the riverfront adjacent to the then-Civic Auditorium (now the Times-Union Center for the Performing Arts). When that project did not come to fruition the City requested and the state approved re-use of the grant funds to assist in the purchase and development of the riverfront property near Commodore’s Point now known as Metropolitan Park. The original grant agreement required the City, as a condition of receiving the federal funds, to reserve the property for public recreational use in perpetuity. If at any time in the future the land ceased to be used for public recreational purposes, the City was required to provide a replacement property of comparable quality and size to the property converted from public recreation to another use. Since the City is interested in having private developers redevelop the Metropolitan Park and Jacksonville Shipyards properties, it has been negotiating with the National Park Service regarding the provision of a replacement property for the grant-funded property that will be converted to private development. After nearly 2 years of unsuccessful negotiations with the Park Service over the actual property boundaries and a comparable replacement site, the City has determined that it will repay the grant in order to have the use restrictions on the property lifted. This bill appropriates the funds for that grant repayment.

**Policy Impact Area:** Metropolitan Park use restrictions.

**Fiscal Impact:** The bill appropriates \$1,725,422.19 from General Fund – General Service District Fund Balance to the Miscellaneous Non-Departmental Expenditures account to make the grant repayment.

**Analyst:** Clements

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**Bill Type and Number:** 2019-0556

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Ordinance establishing an Innovation Corridor

**Bill Summary:** This bill designates Bay Street and its associated public rights-of-way from the Jacksonville Regional Transportation Center in LaVilla on the west to the Sports Complex and Entertainment District surrounding TIAA Bank Field on the east as the “Bay Street Innovation Corridor”. Through this ordinance, City departments (including, but not limited to, the Public Works and Planning and Development Departments) and appropriate independent authorities (including, but not limited to, JEA and the Jacksonville Transportation Authority) establish policies and procedures for the promotion and streamlined adoption of new transportation, mobility and communication infrastructure and technologies within the Bay Street Innovation Corridor.

**Background Information:** The purpose of this legislation is to establish the Bay Street Innovation Corridor, which will encompass three miles from the Jacksonville Regional Transportation center to the Sports Complex and Entertainment District located around TIAA Bank Field.

The Innovation Corridor will:

- have a fleet of Autonomous Vehicles capable of using both the elevated Skyway infrastructure and the Bay Street Corridor at street level (JTA received a \$12.5 million grant from the USDOT to test and introduce autonomous vehicles on the Bay Street Corridor)
- incorporate an Integrated Data Exchange that will have an array of sensors that can monitor weather, flooding, pedestrian movements, traffic flow, traffic signals, parking availability, and many other conditions (JEA has a significant amount of dark fiber infrastructure in the Bay Street Corridor which will enable high speed data transfer and communication exchange)
- enhance mobility and livability in the downtown area and attract investment to the area and grow jobs in the community
- act as a testbed for new emerging technologies which should enable new ideas to be quickly approved for testing and validation of concept

**Policy Impact Area:** Bay Street Innovation Corridor

**Fiscal Impact:** No direct cost to the City

**Analyst:** Hampsey

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**Bill Type and Number:** 2019-557

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 12, 2019

**Type of Action:** New section of *Ordinance Code*

**Bill Summary:** This bill creates a Section 106.110 (City Council Strategic Plan), Chapter 106 (Budget and Accounting Code), *Ordinance Code*. On or before November 1 of each year, the Council will review and update the City Council Strategic Plan, and adopt the plan by means of a Resolution. The Council President will coordinate the meetings of Council to deliberate and discuss the strategic plan. A final Resolution shall be forwarded to the Administration to be considered as Council budget priorities.

**Background Information:** Historically, and according to the previous version of Section 106.201 *Ordinance Code*, City Council was required to submit specific annual budget priorities and communicate these to the Mayor via resolution by the first meeting in January of the following calendar year. The budget priorities were to be reflected in the fiscal year's budget no later than November 30 of each year. This budget priority process was amended through Ordinance 2006-1344-E, wherein the requirements for City Council to list City goals and communicate these to the Mayor via resolution, and for the Mayor to include in his budget message an explanation of the items included in the proposed budget that will implement the City goals, was removed. The purpose of this legislation is to create a process by which City Council's Strategic Plan may be annually reviewed to convey shared priorities with the goal of supporting and investing in the vision for the future of the city.

**Policy Impact Area:** City Council Strategic Plan

**Fiscal Impact:** No direct cost to the City

**Analyst:** Hampsey

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**Bill Type and Number:** Ordinance 2019-0558

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Appropriation of Funds, authorizing execution by the Mayor, establishing oversight, requesting one cycle emergency passage

**Bill Summary:** The bill appropriates funds in the sum of \$247,389.95 to provide a grant to fund up to one year of rent for Farm Share's sublease, miscellaneous moving expenses, some tenant build-out and some equipment for its sublease space in Duval County paid in 4 quarterly installments. The transfer of these funds will be within the JAX Int'l Airport CRA Trust Fund as follows:

- **From:**
  - **Subfund Title:** JAX Int'l Airport CRA Trust Fund
  - **Activity/Grant Title:** JIA Area Redevelopment Trust
  - **Line Item:** Investment Pool Earnings
  - **Amount:** \$247,389.95
- **To:**
  - **Subfund Title:** JAX Int'l Airport CRA Trust Fund
  - **Activity/Grant Title:** JIA Area Redevelopment Trust / Farm Share, Inc.
  - **Line Item:** Misc. Non-Departmental Expenditures
  - **Amount:** \$247,389.95

The bill authorizes the Mayor or his designee and Corporation Secretary to execute and deliver a funding agreement between the city and Farm Share, Inc. The Office of Economic Development will provide oversight for the Agreement. The bill requests one cycle emergency passage of this legislation because the Farm Share's existing warehouse lease will terminate before this legislation travels through the normal process causing Farm Share to move its existing Jacksonville operations outside of the city.

**Background Information:** Farm Share is a charitable food bank and packing house that distributes produce, canned goods, proteins, milk and non-perishable food products directly to over 150 agencies, as well as individuals in need in Duval County. Farm Share's current lease for warehouse space expires September 30, 2019 and without additional funding they will be unable to continue their operations in Duval County, which will severely limit the amount of food that Farm Share is able to distribute in Duval County. This funding complies with the JIA/CRA Community Redevelopment Plan Objectives 3c & 3g.

**Policy Impact Area:** JIA/CRA Community Redevelopment Plan

**Fiscal Impact:** Transfer of funds, \$247,389.95, to be used to fund charitable organization's operating costs

**Analyst:** Baltiero

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**Bill Type and Number:** Ordinance 2019-559

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Authorization to modify legal settlement agreement

**Bill Summary:** The bill authorizes the Mayor to execute an additional modification to the legal settlement among the City, Scenic Jacksonville, Inc. (f/k/a Capsigns, Inc.), Wesley A. Miner and B&B Outdoor Advertising Company Inc. (d/b/a Daily Billboards, f/k/a B&B Advertising Company) regarding the removal of certain billboards in the city. The modified agreement provides that B&B will remove several billboards from various locations around the city within 9 months, will transfer 3 parcels of property (529 Lime Street, 2945 Evergreen Avenue and 3249 Emerson Street) to an affiliate of Scenic Jacksonville, will transfer all permits, licenses and tags associated with current billboards and any other billboards the B&B may subsequently acquire or lease in Duval County to an affiliate of Scenic Jacksonville, and will add deed restrictions on 3 parcels (2325 Cassat Avenue, 1008 Fountain Road, and 5730 and 5732 Normandy Boulevard) that will prohibit installation of future billboards. In the agreement modification, B&B acknowledges and agrees that its ability to repair and maintain its billboards in Jacksonville expired on December 31, 2018.

**Background Information:** B&B Outdoor Advertising (through its predecessor companies) was one of several outdoor advertising companies that was party to a lawsuit and 1994 settlement agreement among the City and Capsigns Inc. (now known as Scenic Jacksonville, Inc. and the companies over the interpretation and enforcement of the City's "billboard ban" Charter amendment. B&B was required by the legal settlement to remove certain billboards in the city by December 31, 2018, which it did not do. In lieu of further litigation to enforce the terms of the original settlement (as subsequently amended several times), after some negotiation B&B has agreed to remove more signs than was required under the latest version of the settlement agreement, and to take other actions (transferring property, permits, licenses and tags) that will prevent billboards from being erected at the sites being abandoned.

**Policy Impact Area:** Billboard regulation

**Fiscal Impact:** The modified settlement eliminates the need for future litigation by the City to enforce the terms of the existing legal settlement agreement.

**Analyst:** Clements

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**Bill Type and Number:** 2019-560

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

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

**Bill Summary:** This bill is an appropriation of \$543,289.35 in grant funds from the U. S. Department of Justice, Bureau of Justice Assistance, through the State Attorney's Office, Fourth Judicial Circuit of Florida, under the FY 2018 National Sexual Assault Kit Initiative. This bill also approves a new grant funded JSO position, and authorizes the Subcontract between the State Attorney's Office, 4th Judicial Circuit, and the Jacksonville Sheriff's Office. The grant period is from October 1, 2018, through September 30, 2021. The JSO Department of Investigations and Homeland Security will oversee the project.

**Background Information:** The purpose of this legislation is to provide salaries and benefits to one full-time cold case detective in FY 2020 and FY 2021 who will work exclusively on the Sexual Assault Kit Initiative. The Sexual Assault Kit Initiative (SAKI) seeks to reduce the number of non-submitted sexual assault kits held in evidence in order to support the investigation and prosecution of these cases. SAKI will also examine policies that created the backlogged inventory. The duties of the detective will include traveling to collect lawfully owned DNA evidence, and to purchase of additional supplies to facilitate the collection and testing of DNA evidence. DNA Testing will be performed by FDLE.

**Policy Impact Area:** National Sexual Assault Kit Initiative

**Fiscal Impact:** Appropriation of \$543,289.35 as initiated by B.T. 20-007. No local match is required.

**Analyst:** Hampsey



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**Bill Type and Number:** Ordinance 2019-561

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appropriation; authorization of fiscal year carry-over

**Bill Summary:** The bill appropriates \$394,136.00 from a SAMHSA (Substance Abuse and Mental Health Services) grant from the U.S. Department of Health & Human Services to provide additional funds to be used in the Family Dependency Drug Court to expand and enhance the quality and/or intensity of services being provided. No City match is required. It provides for a carryover of funds to subsequent fiscal years.

**Background Information:** This appropriation represents the first year of a 5-year grant initiative to expand the collaborative delivery system of population-focused care between the Fourth Judicial Circuit and local community-based care provision agencies. It will provide evidence-based treatment plans for 40 Drug Court participants per year (200 in total over the 5 years of the grant) beginning with long-term residential treatment services followed by a transition to outpatient service provision based on individualized care plans. The program aims to reduce the number and frequency of drug-related relapses by targeting intensive treatments to specific patient needs, thereby increasing program completion, building better resiliency and life skills, and reducing recidivism. It will increase the number of beds available for adult residential treatment, increase the use of medication-assisted treatment, and provide observed random drug and alcohol testing of participants.

**Policy Impact Area:** Drug Court programming enhancement

**Fiscal Impact:** The bill appropriates \$394,136 in federal grant funds with no local match required.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2019-562

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Budget amendment

**Bill Summary:** The bill amends the Jacksonville Port Authority's FY18-19 budget to revise the total operating revenue and total expenses for maintenance dredging on Schedule I and to revise the JPA capital budget on Schedule J to reflect actual revenues and expenditures during the fiscal year. It attaches and incorporates a Third Revised Schedule I and a Second Revised Schedule J.

**Background Information:** The JPA has experienced increased siltation rates due to the continuing effects of Hurricane Irma which has increased the cost of maintenance dredging of the berths by \$1,789,150 over the budgeted amount of \$4,010,850. The JPA has also recently entered into a lease extension with one of its tenants that provided an additional \$16 million in revenue to be paid to the JPA in a lump sum in August of 2019. The FY18-19 Schedule I operating budget is amended to reflect the excess expense of the dredging and the excess revenue from the new lease agreement. Jaxport was also the recipient of a state grant of \$11,134,716 for the harbor deepening project, so the Schedule J capital budget is amended to reflect the addition of the grant amount to that project.

**Policy Impact Area:** Port Authority budget

**Fiscal Impact:** The bill recognizes excess expenses over budget of \$1,789,150 and additional operating revenues over budget of \$16 million, and recognizes additional capital funding of \$11,134,716 from receipt of the state grant.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2019-0563

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Extension of tax rolls for tax year 2019

**Bill Summary:** The bill directs the Property Appraiser to extend the 2019 tax rolls prior to the completion of all Value Adjustment Board hearings.

**Background Information:** Section 197.323, Florida Statutes, provides a process by which the Property Appraiser may extend the millage against the rolls and certify the tax rolls to the Tax Collector before all VAB hearings are completed, and at the Tax Collector's request, City Council may order that the rolls be extended prior to completion of the hearings. The Tax Collector sent a letter to the Council President requesting that the Council take such action. A copy of the letter is attached to the ordinance as Exhibit 1. City Council directs the Property Appraiser to extend the millage against the assessment rolls and certify same to the Tax Collector which will enable the Tax Collector to issue timely tax notices.

**Policy Impact Area:** Extension of tax rolls

**Fiscal Impact:** No appropriation or financial impact anticipated

**Analyst:** Baltiero

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**Bill Type and Number:** Ordinance 2019-0564

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Appropriation of Funds

**Bill Summary:** The bill appropriates funds in the sum of \$50,000.00 to provide funding to implement the Jacksonville Film & Television Job & Business Creation Incentive Program, which allows for a 10% rebate to eligible film and television production companies for qualified expenditures in Duval County. The transfer of these funds will be as follows:

- **From:**
  - **Subfund Title:** General Capital Projects
  - **Activity/Grant Title:** Countywide Economic Development – II
  - **Line Item:** Transfer Out to General Trust and Agency
  - **Amount:** \$36,596.65
- **From:**
  - **Subfund Title:** Authorized Capital Projects
  - **Activity/Grant Title:** Countywide Economic Development – II
  - **Line Item:** Transfer Out to General Trust and Agency
  - **Amount:** \$13,403.35
- **To:**
  - **Subfund Title:** General Trust and Agency
  - **Activity/Grant Title:** Countywide Economic Development – Film & TV Program
  - **Line Item:** Misc. Subsidies and Contributions to Private Org
  - **Amount:** \$50,000.00

**Background Information:** To be eligible for the 10% rebate authorized by the incentive, a company must have a minimum of \$50,000 of qualified expenditures, with a maximum reimbursement of up to \$50,000. The Program is a part of the Public Investment Policy of the Office of Economic Development, as amended by Ordinance 2019-243-E.

**Policy Impact Area:** Appropriation of funds, OED incentive program

**Fiscal Impact:** Appropriation of \$50,000.00 to be used to fund OED program

**Analyst:** Baltiero

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**Bill Type and Number:** Ordinance 2019-565

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appropriation; authorization to execute subcontract agreement; designation of oversight agency

**Bill Summary:** The bill appropriates \$490,655.69 in grant funds from U.S. Department of Justice, Bureau of Justice Assistance via the State Attorney's Office under the 2018 National Sexual Assault Kit Initiative (SAKI) to the Sheriff's Office to provide salaries and benefits for 2 full-time cold case detectives in FY19-20 and 1 full-time cold case detective in FY20-21. No local match is required. The bill authorizes a subcontract between the State Attorney's Office and JSO for performance of investigative services. It designates the JSO's Department of Investigations & Homeland Security as the oversight agency for the contract.

**Background Information:** The SAKI initiative is part of a national effort to reduce the number of unsubmitted sexual assault kits held in evidence, to support the investigation and prosecution of cases to which these kits relate, and to examine the policies that created the backlogged inventory of unsubmitted kits. There will be no ongoing maintenance costs or other staffing obligations.

**Policy Impact Area:** Sexual assault case response

**Fiscal Impact:** The bill appropriates \$490,655.69 in federal grant funds (via the State Attorney's Office) with no local match required.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2019-566

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

**Date of Introduction:** July 23, 2019

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

**Date of Analysis:** July 25, 2019

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 120 – General Employees and Corrections Officer Pension Plans and All Employees Defined Contribution Retirement Plans - to include provisions to address protections related to employee pensions (subject to collective bargaining). This legislation seeks to provide employees a buy up provision whereby JEA will purchase service credits (years of service for retirement purposes) for employees, which shall only be effective in the event of a Recapitalization Event (as defined), as follows:

With at least five years of service:

- Creditable service years will be advanced to the next retirement milestone. Normal retirement age requirements still apply.
- General Employees Defined Contribution plan participants with at least five years of service can remain in the GEDC and retain their GEDC balance, OR can switch to the General Employees Pension Plan and contribute their GEDC balance to the Plan's assets.

With fewer than five years of service:

- If hired after 10/01/17, employees become vested members and employer GEDC contributions are vested.
- If hired before 10/1/17, GEDC plan participants can either remain in the GEDC and be 100 percent vested in the employer contribution OR can switch to the GEPP.
- GEPP plan participants can be advanced to five years of creditable service and begin receiving pension income at age 65 OR can receive a refund of all employee contributions plus an employer match of employee contributions.

The amendment provides that upon a Recapitalization Event, JEA shall make an additional contribution to the Plan in a lump sum within fourteen days from the funding of the Recapitalization Event. That additional contribution shall be calculated as an amount necessary to maintain the Plan's level of Unfunded Actuarial Accrued Liability, as calculated for funding purposes. The Unfunded Actuarial Accrued Liability shall be the same before as after the date of the Recapitalization Event.

The bill defines "Recapitalization Event" as the closing and funding of a transaction or series of related transactions in accordance with Article 21 of the City Charter and any other applicable laws that results in either 1) unencumbered cash proceeds to the City of Jacksonville of at least \$3 billion or 2) at least 50% of the net depreciated property, plant and equipment value of either JEA's electric system or JEA's water and wastewater system being transferred, assigned, sold or otherwise disposed of. The effective date of a Recapitalization Event shall be the date of a transaction the results in either 1) or 2) above occurring, or in the case of a series of

transactions, the date of the closing of a transaction that, combined with prior transactions, results in either 1) or 2) occurring.

The bill provides that JEA employees who receive additional Credited Service under this plan may be reemployed by the City and, if otherwise eligible, may re-enroll in the Retirement Plan. However, the employee will not receive additional credited service or be required to make employee contributions until their actual period of employment by the City following re-enrollment in the Plan exceeds the period of Credited Service granted to them under this plan. The bill makes provision for cost-of-living adjustments for members actively employed by the JEA on the effective date of a Recapitalization Event who, at that time, are eligible for time service retirement, and specifies surviving spouse and/or child benefits for the survivors of an employee member who will have a deferred retirement benefit who dies subsequent to a Recapitalization Event but prior to the date of eligibility for monthly benefits or the date of application to rescind a deferred vested accrued benefit.

The bill provides that if, or as required, JEA will collectively bargain with unions representing covered bargaining unit employees of JEA.

**Background Information:** At the July 23, 2019 JEA Board of Directors meeting, the Board unanimously voted to pursue Scenario 3, which was one of three scenarios presented as part of JEA's ongoing strategic planning process. Scenario 3, the unconstrained, non-traditional utility response, permits the CEO and Managing Director to explore a non-governmental ownership path for JEA. Transitioning JEA from a government-owned utility to a non-government entity could take one of several different forms – community ownership, initial public offering, private placement, technology conversion, oil and gas conversion, or a utility buyout. JEA is calling any such option a “recapitalization event” because it would re-cast JEA's entire capital structure under the alternatives outlined. If any of the recapitalization events should occur, the Board of Directors also approved a set of minimum requirements to protect employees' pensions and benefits, customers and the community. This legislation addresses the minimum requirement of protecting JEA employee retirement benefits.

**Policy Impact Area:** JEA employee retirement benefits

**Fiscal Impact:** The bill provides that the unfunded actuarial accrued liability be the same for the plan both before and after a Recapitalization Event by requiring that JEA deposit an additional amount into the plan sufficient to cover the difference in the unfunded actuarial accrued liability before and after the Recapitalization Event. The plan's actuary has estimated this additional funding requirement to be approximately \$129 million.

**Analyst:** Clements

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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**Bill Type and Number:** Ordinance 2019-0567

**Introducer/Sponsor(s):** Council President pursuant to Chapter 380

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Granting a non-residential solid waste collection and transportation franchise, providing oversight by The Solid Waste Division of the Department of Public Works

**Bill Summary:** The bill authorizes the Director of the Public Works Department to issue a franchise agreement to Jacksonville Dumpster, LLC to collect and transport non-residential solid waste in the City of Jacksonville. The Solid Waste Division of the Department of Public Works shall oversee the project.

**Background Information:** Jacksonville Dumpster, LLC has submitted an application for a non-residential solid waste collection and transportation franchise pursuant to the provisions of Chapter 380, Ordinance Code. The Department of Public Works recommends granting a franchise for non-residential solid waste collection and transportation to Jacksonville Dumpster, LLC.

**Policy Impact Area:** The Solid Waste Division of the Department of Public Works

**Fiscal Impact:** Nonresidential franchise hauler applicants must pay a non-refundable \$1,500.00 application fee. Approved nonresidential franchise haulers pay a monthly franchise fee of 17% of gross receipts. All revenue is deposited into PWSW441DO-32370.

**Analyst:** Baltiero



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**Bill Type and Number:** Resolution 2019-0568

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 13, 2019

**Type of Action:** Expression of Council intention, requesting emergency passage

**Bill Summary:** The bill supports the issuance of a surplus vehicle policy by the Administration and resolves the Council to refrain from acting on legislation conveying surplus vehicles until a policy is in place. The bill requests one cycle emergency passage.

**Background Information:** The Administration has indicated that it is in the process of finalizing a policy regarding the conveyance of surplus vehicles. The Council desires to be respectful of the Administration and to allow it to develop a policy. As a result, the Council resolves that it will refrain from acting on legislation which proposes to convey surplus vehicles until the Administration has issued its policy on this matter. The Council believes that emergency action on this resolution is necessary to convey its support for the issuance of a policy by the Administration.

**Policy Impact Area:** Surplus vehicle conveyance

**Fiscal Impact:** A hold on any surplus vehicle sales will put a hold on potential revenue generated from the sale of surplus vehicles.

**Analyst:** Baltiero

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**Bill Type and Number:** Ordinance 2019-569

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 111 – Special Revenue and Trust Funds – to increase the maximum amount of Kids Hope Alliance mini-grants from \$5,000 to \$25,000.

**Background Information:** The mini-grant program was created by City Council in the FY18-19 budget to provide resources to smaller not-for-profits with less experience in applying for and receiving City grants which nevertheless were operating useful programs as the grassroots level in the community. The Kids Hope Alliance Board of Directors requested this change to allow the KHA to fund new and innovative programs, as well as new providers and initiatives that fit within the scope of the Essential Services Plan and overall continuum of services. This legislation requires no new appropriation or transfers of funding. All approved mini-grants will continue to be awarded through the Kids Hope Alliance Trust Fund as outlined in Section 111.850 Part A.

**Policy Impact Area:** Kids Hope Alliance grant program

**Fiscal Impact:** None to KHA; the award of larger grants would have the effect of reducing the number of recipient programs.

**Analyst:** Clements

# CITY COUNCIL RESEARCH DIVISION

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**Bill Type and Number:** 2019-570

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 12, 2019

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

**Bill Summary:** This bill is an appropriation of \$102,100, comprised of a grant in the amount of \$81,680 from the U. S. Department of Justice and a local in-kind match of \$20,420. The bill also authorizes the subaward agreement between the City and LSF Health Systems. The Patrol and Enforcement Division of the Jacksonville Sheriff's Office will provide oversight.

**Background Information:** The purpose of this legislation is to provide funding for the Bureau of Justice Assistance FY 18 Justice and Mental Health Collaboration Program. The appropriated federal grant funds will cover:

- the cost of travel for two JSO staff members to attend peer-to-peer trainings;
- augmenting IT staff to assist with increasing JSO's capacity to track calls for service and their dispositions specifically relating to individuals with mental illness and co-occurring mental illness and substance abuse;
- subawarding funds to LSF Health Systems including the costs of travel for two LSF Health Systems staff members to one peer-to-peer training and assisting with the facilitation of interagency workgroup meetings, coordination of interagency linkages, and the development of the Planning Guide

The local in-kind match will be from the salary and benefits of an assistant chief, who will serve as the Project Coordinator for the Justice and Mental Health Collaboration Program and spend an estimated ten percent of his or her time on the JMHCP.

**Policy Impact Area:** Justice and Mental Health Collaboration Program

**Fiscal Impact:** Appropriation of \$102,100 as initiated by B.T. 19-090 (a grant of \$81,680.00 from the U. S. Department of Justice and a local in-kind match of \$20,420)

**Analyst:** Hampsey

**CITY COUNCIL RESEARCH DIVISION**  
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**Bill Type and Number:** Resolution 2019-571

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment; Emergency Passage

**Bill Summary:** This bill appoints Council President Scott Wilson to the Duval County Tourist Development Council (TDC), as an elected official, for a first full term ending June 30, 2023. Emergency passage is requested.

**Background Information:** The TDC is established in accordance with Chapter 70, *Ordinance Code*, and charged to recommend a method of coordination of existing tourist development efforts by both public and private agencies, organizations and business and of new or additional tourist development efforts; identify and recommend methods of eliminating unnecessary duplications in existing tourist development efforts; identify and develop new tourist development efforts; create, prepare and submit to the Council a tourist development plan; and review the expenditures of revenues from the Tourist Development Trust Fund and report any unauthorized expenditures to the Council and State Department of Revenue.

Section 70.102, *Ordinance Code*, provides that one of the nine members of the TDC shall be a past City Council President or City Council member with a demonstrated interest and experience in tourism.

Emergency passage has been requested so that all members will be eligible to participate at the quarterly meeting of the TDC on August 29<sup>th</sup>.

**Policy Impact Area:** Tourist Development Council operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-572

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment; Emergency Passage

**Bill Summary:** This bill appoints Council Member Bowman to the Duval County Tourist Development Council (TDC), as an elected official, for a first full term ending June 30, 2023. Emergency passage is requested.

**Background Information:** The TDC is established in accordance with Chapter 70, *Ordinance Code*, and charged to recommend a method of coordination of existing tourist development efforts by both public and private agencies, organizations and business and of new or additional tourist development efforts; identify and recommend methods of eliminating unnecessary duplications in existing tourist development efforts; identify and develop new tourist development efforts; create, prepare and submit to the Council a tourist development plan; and review the expenditures of revenues from the Tourist Development Trust Fund and report any unauthorized expenditures to the Council and State Department of Revenue.

Section 70.102, *Ordinance Code*, provides that one of the nine members of the TDC shall be a past City Council President or City Council member with a demonstrated interest and experience in tourism.

Emergency passage has been requested so that all members will be eligible to participate at the quarterly meeting of the TDC on August 29<sup>th</sup>.

**Policy Impact Area:** Tourist Development Council operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-573

**Sponsor:** Council President Bowman

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment; Emergency Passage

**Bill Summary:** This bill appoints Council Vice President Tommy Hazouri to the Duval County Tourist Development Council (TDC), replacing Council Member Scott Wilson in the elected official category, for a term ending June 30, 2023. Emergency passage is requested.

**Background Information:** The TDC is established in accordance with Chapter 70, *Ordinance Code*, and charged to recommend a method of coordination of existing tourist development efforts by both public and private agencies, organizations and business and of new or additional tourist development efforts; identify and recommend methods of eliminating unnecessary duplications in existing tourist development efforts; identify and develop new tourist development efforts; create, prepare and submit to the Council a tourist development plan; and review the expenditures of revenues from the Tourist Development Trust Fund and report any unauthorized expenditures to the Council and State Department of Revenue.

Section 70.102, *Ordinance Code*, provides that one of the nine members of the TDC shall be the Council Vice President.

Emergency passage has been requested so that all members will be eligible to participate at a special meeting of the TDC on August 29<sup>th</sup>.

**Policy Impact Area:** Tourist Development Council operations

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

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-574

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Council President's appointment of Council Member Ju'Coby Pittman, as a member of the Downtown Vision, Inc. board, for a term concurrent with the term of the Council President.

**Background Information:** Downtown Vision, Inc. (DVI) is a not-for-profit 501(c)6 organization whose mission is to enhance the value of downtown properties by being an advocate for downtown businesses and to promote downtown as an exciting place to live, work, shop, play and be entertained. DVI's priorities include making Downtown Jacksonville cleaner, safer, more attractive, and marketing the downtown area through special events and other activities that encourage people to come downtown. DVI is funded by downtown property owners through a special business improvement district assessment, and by the City of Jacksonville. The district, which spans over 90 blocks of downtown, is bounded by Broad Street, Church Street, Market Street and Prudential Drive.

The bylaws for Downtown Vision, Inc. provide for the Council President or designee as a member of the Board of Directors.

**Policy Impact Area:** Downtown Vision, Inc. operations

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

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-575

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the appointment of Council Member Michael Boylan as an ex-officio member of the Cultural Council of Greater Jacksonville, replacing Council Member John Crescimbeni, for a term concurrent with the term of the Council President.

**Background Information:** The bylaws of the Cultural Council of Greater Jacksonville provide for the City Council President, or appointee, as an ex-officio member of the Board of Directors.

**Policy Impact Area:** Cultural Council of Greater Jacksonville

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

**Analyst:** Distel



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**Bill Type and Number:** Resolution 2019-576

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Council President Scott Wilson to the Circuit 4 Juvenile Justice Advisory Board, as the County Commission representative, for a two-year term ending June 30, 2021.

**Background Information:** Juvenile Justice Advisory Boards are established for each of the judicial circuits pursuant to Chapter 985, *Florida Statutes*, and charged with developing a comprehensive plan for the circuit; participating in the facilitation of interagency cooperation and information sharing; providing recommendations for public or private grants to be administered by one of the community partners; and providing recommendations in the evaluation of prevention and early intervention grant programs.

Section 985.664(4), *Florida Statutes*, provides for a county commissioner, from each county in the circuit, as a member of the board.

**Policy Impact Area:** Circuit 4 Juvenile Justice Advisory Board

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

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-577

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill confirms the appointment of Council Member Michael Boylan as a substitute member of the Election Canvassing Board, for the remainder of the term ending June 30, 2020.

**Background Information:** The Election Canvassing Board is established pursuant to Section 102.141, *Florida Statutes*, and charged to publicly canvass the absentee electors' ballots and provisional ballots and to publicly canvass the vote given each candidate, nominee, constitutional amendment, or other measure submitted to the electorate of the county, as shown by the returns then on file in the office of the supervisor of elections and the office of the county court judge.

Section 102.141(1)(c), *Florida Statutes*, provides that in the event the chair of the board of the county commissioners (i.e., Council President) is unable to serve, the board of county commissioners shall appoint as a substitute member, one of its members.

**Policy Impact Area:** Election Canvassing Board operations

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

**Analyst:** Distel

**CITY COUNCIL RESEARCH DIVISION**  
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**Bill Type and Number:** Resolution 2019-578

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Council Member Leanna Cumber as an alternate member to the Election Canvassing Board, as a county commission representative, for the remainder of the term ending June 30, 2020.

**Background Information:** The Election Canvassing Board is established pursuant to Section 102.141, *Florida Statutes*, and charged to publicly canvass the absentee electors' ballots and provisional ballots and to publicly canvass the vote given each candidate, nominee, constitutional amendment, or other measure submitted to the electorate of the county, as shown by the returns then on file in the office of the supervisor of elections and the office of the county court judge.

Section 102.141(1)(e)2, Florida Statutes, provides for alternate members appointed by the chair of the board of county commissioners.

**Policy Impact Area:** Election Canvassing Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-579

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Reappointment

**Bill Summary:** This bill reappoints Dawn L. Southworth to the Duval County Tourist Development Council (TDC), as a tourist accommodation representative, for a first full term ending June 30, 2023.

**Background Information:** The TDC is established pursuant to Chapter 70, *Ordinance Code*, and Section 125.0104, *Florida Statutes*, and charged to recommend a method of coordination of existing tourist development efforts by both public and private agencies, organizations and business and of new or additional tourist development efforts; identify and recommend methods of eliminating unnecessary duplications in existing tourist development efforts; identify and develop new tourist development efforts; create, prepare and submit to the Council a tourist development plan; and review the expenditures of revenues from the Tourist Development Trust Fund and report any unauthorized expenditures to the Council and State Department of Revenue. Section 70.102 (a), *Ordinance Code*, provides that the nine members of the TDC shall be appointed by the Council in various categories including owners or operators of motels, hotels, recreational vehicle parks or other tourist accommodations.

Ms. Southworth received a bachelor's degree in hotel and restaurant institutional management from Johnson and Wales University and is the General Manager of the *Omni Jacksonville Hotel*. She resides in the Downtown Area within Council District #7.

**Attendance:** Dawn Southworth attended 47% of the meetings of the Tourist Development Council.

**Policy Impact Area:** Duval County Tourist Development Council operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-580

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Council Member Rory Diamond to the Northeast Florida Regional Council (NEFRC), as a county representative, for a two-year term ending June 30, 2020.

**Background Information:** The NEFRC is established pursuant to Chapter 186, Part 5, *Florida Statutes*, and charged to provide local governments with a means of exercising the rights, duties and powers of a regional planning agency; to provide a means for conducting the regional comprehensive planning process; to provide regional coordination; to act in an advisory capacity and to exchange, interchange, and review the various programs of regional concern; to promote communication among members and the identification and resolution of common regional-scale problems; to cooperate with federal, state, local and non-governmental agencies and citizens to insure the orderly and harmonious coordination of federal, state and local planning and development programs to assure the orderly and balanced growth and development of this region; and to encourage and promote communications between neighboring regional planning districts in an attempt to insure compatibility in development and long-range planning goals.

The bylaws of the NEFRC, authorized by Resolution 2003-750-A, provide that two of Duval County's representatives on the Regional Council shall be elected county representatives.

**Policy Impact Area:** Northeast Florida Regional Council operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-581

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Council Member Randy DeFoor to the Northeast Florida Regional Council (NEFRC), as a county representative, for a two-year term ending June 30, 2020.

**Background Information:** The NEFRC is established pursuant to Chapter 186, Part 5, *Florida Statutes*, and charged to provide local governments with a means of exercising the rights, duties and powers of a regional planning agency; to provide a means for conducting the regional comprehensive planning process; to provide regional coordination; to act in an advisory capacity and to exchange, interchange, and review the various programs of regional concern; to promote communication among members and the identification and resolution of common regional-scale problems; to cooperate with federal, state, local and non-governmental agencies and citizens to insure the orderly and harmonious coordination of federal, state and local planning and development programs to assure the orderly and balanced growth and development of this region; and to encourage and promote communications between neighboring regional planning districts in an attempt to insure compatibility in development and long-range planning goals.

The bylaws of the NEFRC, authorized by Resolution 2003-750-A, provide that two of Duval County's representatives on the Regional Council shall be elected county representatives.

**Policy Impact Area:** Northeast Florida Regional Council operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

**CITY COUNCIL RESEARCH DIVISION**  
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**Bill Type and Number:** Resolution 2019-582

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the appointment of Council Member Al Ferraro, as a member, and Council Member Terrance Freeman, as an alternate member, both on the Board of Directors of the Jacksonville Zoological Society, representing the City Council, for a term concurrent with the term of the Council President.

**Background Information:** The bylaws of the Jacksonville Zoological Society provide for City Council representatives, appointed by the Council President, on the Board of Directors.

**Policy Impact Area:** Zoological Society Board operations

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

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-583

**Sponsor:** Council President Wilson

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Council Member Brenda Priestly Jackson to the Joint Planning Committee, as the City Council representative, for a term concurrent with the term of the Council President.

**Background Information:** The Joint Planning Committee is an advisory body to the Duval County Public Schools and the governing bodies of the cities, within the county, regarding the review of future growth patterns of Duval County; review of existing sites and identification of future sites and facility needs for schools, libraries, parks and community centers; consideration of future site-compatible community facilities; and review of the annual update of the Interlocal Agreement.

Resolution 2001-65-A, which created the Joint Planning Committee, provides for a Council Member representative on the Committee.

**Policy Impact Area:** Duval County Public Schools and City Council Joint Planning

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

**Analyst:** Distel



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**Bill Type and Number:** Resolution 2019-584

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Fernando Meza, as a member of the Library Board of Trustees, replacing Sybil Ansbacher as an At-Large, Group 2 representative, for a first full term ending September 30, 2023.

**Background Information:** The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services. Section 90.101, *Ordinance Code*, as amended by Ordinance 2010-557-E, provides that the voting members of the board shall be appointed by the Mayor and confirmed by the Council, with two each from the five At-Large Council Districts.

Mr. Meza has a Bachelor of Arts in Political Science from the University of North Florida. He currently is the Operating General Manager of the Wreck Tiki Lounge, which he has been since February 2015. Mr. Meza lives in Council District #13. (At-Large, Group 2).

**Policy Impact Area:** Library Board of Trustees operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-585

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Steve Eagerton, as a member of the Library Board of Trustees, replacing Charles Kleeman as an At-Large, Group 3 representative, for a first full term ending September 30, 2022.

**Background Information:** The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services. Section 90.101, *Ordinance Code*, as amended by Ordinance 2010-557-E, provides that the voting members of the board shall be appointed by the Mayor and confirmed by the Council, with two each from the five At-Large Council Districts.

Mr. Eagerton works at Black Knight Financial Services since 2014 and currently is the VP of Investor Relations. He graduated with a master's in business administration from Jacksonville University.

**Policy Impact Area:** Library Board of Trustees operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
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**Bill Type and Number:** Resolution 2019-586

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Matt Swanson, as a member of the Library Board of Trustees, replacing Jackie Perry as an At-Large, Group 5 representative, for a first full term ending September 30, 2021.

**Background Information:** The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services. Section 90.101, *Ordinance Code*, as amended by Ordinance 2010-557-E, provides that the voting members of the board shall be appointed by the Mayor and confirmed by the Council, with two each from the five At-Large Council Districts.

Mr. Swanson is currently the Associate Vice President of Financial Management at Jacksonville University. He has a Doctorate of Business Administration from Liberty University.

**Policy Impact Area:** Library Board of Trustees operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-587

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Ryan M. Ali as the Chief of the Sports & Entertainment Division within the Parks, Recreation and Community Services Department.

**Background Information:** Section 28.202, *Ordinance Code*, provides that the Chief of Sports and Recreation shall have a bachelor's degree or higher from an accredited college or university and possess at least 5 years of professional experience in an executive or management position.

Mr. Ali previously worked as the Director of Philanthropy at the Baptist Health Foundation from 2017 to 2019. He has a Bachelor of Science in Communications from Florida State University.

**Policy Impact Area:** Parks, Recreation and Community Services Department / Sports & Entertainment operations

**Fiscal Impact:** According to Employee Services, the salary range for this position is \$93,964 - \$153,411 annually.

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-588

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Kara Wade Tucker as the Chief of the Disabled Services Division within the Parks, Recreation and Community Services Department.

**Background Information:** Section 28.902, *Ordinance Code*, provides that the Chief of Disabled Services shall have a bachelor's degree or higher from an accredited college or university and have at least five years of administrative experience in at least one of the areas of responsibility.

Ms. Tucker currently is the Disabled Services Manager for the City of Jacksonville. She has been in this role since July 2018. She has a Master of Science in Rehabilitation Counseling from the University of North Florida.

**Policy Impact Area:** Parks, Recreation and Community Services Department / Disabled Services Division operations

**Fiscal Impact:** According to Employee Services, the salary range for this position is \$87,004 - \$142,047 annually.

**Analyst:** Distel

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**Bill Type and Number:** Resolution 2019-592

**Sponsor:** Council Member Pittman

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Antonia Bryant to the Jacksonville-Duval County Council on Elder Affairs, filling a seat formerly held by Nancy K. Reedy as the representative for Council District #10, for a term ending June 30, 2021.

**Background Information:** The Jacksonville-Duval County Council on Elder Affairs is established pursuant to Chapter 82, *Ordinance Code*, and charged to serve as an advocate for the older persons in the city, to the governmental agencies responsible for the various plans and programs designed to help older persons; assist in the implementation of plans and programs selected by regional organizations, as they relate to the city and its citizens; designate priorities among programs developed in the city by public, nonprofit and private providers concerning older persons. Section 82.101, *Ordinance Code*, provides that fourteen of the members of the Council on Elder Affairs shall be appointed by the City Council, with one nominee from each of the District Council Members.

Ms. Bryant worked at Florida State College as a Literature Professor from 1972 to 2010. She obtained her Doctorate in Educational Leadership from University of North Florida. She resides in Council District #10.

**Policy Impact Area:** Jacksonville-Duval County Council on Elder Affairs operations

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

**Analyst:** Distel

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**Bill Type and Number:** 2019-593

**Introducer/Sponsor(s):** Council Member White and Co-Sponsored by Council Member Morgan

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 12, 2019

**Type of Action:** Resolution expressing support for Florida House Bill 385

**Bill Summary:** This bill expresses City Council's support for House Bill 385, which makes honorary designations of transportation facilities through Florida including a portion of U.S. Route 301 between U.S. Route 90 and Summer Field Lane in Duval County as "Trooper Edwin J. Gasque Memorial Highway". Section 334.071, Florida Statutes, provides that a city or county must pass a resolution in support of a particular designation before road markers are erected.

**Background Information:** The purpose of this legislation is to reflect City Council's support for House Bill 385, which recently passed in the Florida Legislature. With the adoption of this resolution, a portion of U.S. Route 90 will be designated the Trooper Edwin J. Gasque Memorial Highway, in honor of Florida Highway Patrol Trooper Edwin J. Gasque who was shot and killed in the line of duty in Jacksonville in 1961.

**Policy Impact Area:** Trooper Edwin J. Gasque Memorial Highway

**Fiscal Impact:** Costs of markers/signage to be covered by FDOT, no direct cost to the City

**Analyst:** Hampsey

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**Bill Type and Number:** 2019-594

**Introducer/Sponsor(s):** Council Member White and Co-Sponsored by Council Member Morgan

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 12, 2019

**Type of Action:** Resolution expressing support for Florida House Bill 385

**Bill Summary:** This bill expresses City Council's support for House Bill 385, which makes honorary designations of transportation facilities through Florida including a portion of U.S. Route 90 between Yellow Water Road and Log Road in Duval County as "Trooper Robert P. McDermon Memorial Highway". Section 334.071, Florida Statutes, provides that a city or county must pass a resolution in support of a particular designation before road markers are erected.

**Background Information:** The purpose of this legislation is to reflect City Council's support for House Bill 385, which recently passed in the Florida Legislature. With the adoption of this resolution, a portion of U.S. Route 90 will be designated the Trooper Robert P. McDermon Memorial Highway, in honor of Florida Highway Patrol Trooper Robert P. McDermon who was shot and killed in the line of duty in Baldwin in 1981.

**Policy Impact Area:** Trooper Robert P. McDermon Memorial Highway

**Fiscal Impact:** Costs of markers/signage to be covered by FDOT, no direct cost to the City

**Analyst:** Hampsey



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**Bill Type and Number:** 2019-595

**Introducer/Sponsor(s):** Council Member Carlucci and Co-Sponsored by Council Member Dennis

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 12, 2019

**Type of Action:** Resolution expressing opposition for Local Bill J-1

**Bill Summary:** This bill expresses opposition to Local Bill J-1, to be considered by the Duval County Legislative Delegation for the 2020 State Legislative Session. Local Bill J-1 would amend Chapter 92-341, Laws of Florida, and Section 13.01, Charter of the City of Jacksonville, to provide that members of the Duval County School Board be appointed by the mayor of the City of Jacksonville instead of elected by the voters.

**Background Information:** The purpose of this legislation is to express City Council's opposition viewpoint to changing the method of selecting school board membership. Currently, the Duval County School Board is comprised of seven elected members who must reside within one of the seven represented districts. As designated by the Florida Legislature, and the City of Jacksonville Charter, the seven members are elected through a nonpartisan district election. If Chapter 92-341, Laws of Florida, and Section 13.01, Charter of the City of Jacksonville, are amended then the school board members will be appointed by the Mayor of Jacksonville and approved by City Council. If appointed, the school board members could be removed by the mayor after confirmation.

Duval County School Board members are constitutional officers of Duval County, with the authority to establish a tax rate through the millage rate and a budget which is currently \$1.8 billion of tax payers' funds. According to this resolution, if the Duval County electorate wishes to amend the City Charter and have an appointed school board instead of an elected one, then such measure could be placed on the ballot for the voters to decide. City Council Legislative Services is directed to provide a copy of this resolution to the Governor of Florida, President of the Florida Senate, Speaker of the Florida House and members of the Duval Legislative Delegation.

**Policy Impact Area:** Duval County School Board Resolution

**Fiscal Impact:** No direct cost to the City from this Resolution

**Analyst:** Hampsey

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**Bill Type and Number:** Ordinance 2019-596

**Introducer/Sponsor(s):** Council President at the request of the Downtown Investment Authority

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Approval of economic development agreement; commitment to QTI match; authorization of REV grant; authorization of closing fund grant; designation of oversight agency; affirmation of compliance with Public Investment Policy

**Bill Summary:** The bill approves an economic development agreement between the City, the Downtown Investment Authority and Project Sharp (corporate name temporarily kept confidential) for construction of a new corporate headquarters building and parking garage in the Northbank Downtown Community Redevelopment Area. It commits the City to providing a local Qualified Targeted Industry grant match of up to \$600,000 to the state's \$2.4 million commitment to the project for the creation of 500 new full-time jobs. The bill authorizes a Recapture Enhanced Value grant of up to \$23.4 million payable over 20 years and a City Closing Fund grant of \$3.5 million payable upon substantial completion of the project. The bill designates the DIA as the City's oversight agency for the project and affirms that the incentives covered in the bill conform to the guidelines of the City's Public Investment Policy.

**Background Information:** Project Sharp is a company currently doing business in Jacksonville that has 1,216 existing employees in a state targeted industry. The company proposes to create 500 new full-time jobs paying an average wage of \$85,000 by June of 2029 and to construct a new 300,000 square foot office building and associated parking structure within the Downtown Northbank Combined CRA at an estimated cost of \$145 million (combined land value, building values, and FF&E). The City's QTI match represents 20% of the total \$3 million commitment for the creation of the 500 jobs, to be verified by the state over a 10-year payout period beginning in 2020. The REV grant will be equal to 75% of the increase in ad valorem taxes paid by the Company over the 20 years following completion of the improvements, but not later than 2043, and will be paid from the revenues of the Northbank Downtown CRA.

**Policy Impact Area:** Economic development

**Fiscal Impact:** The City commits to providing a local QTI match of up to \$600,000, a REV grant of up to \$23.4 million, and a City Closing Fund grant of \$3.5 million.

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2019-597

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 15, 2019

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Virginia Haworth, as a member of the Library Board of Trustees, replacing Timothy John Anderson as an At-Large, Representative, for a first full term ending September 30, 2023.

**Background Information:** The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services. Section 90.101, *Ordinance Code*, as amended by Ordinance 2010-557-E, provides that the voting members of the board shall be appointed by the Mayor and confirmed by the Council, with two each from the five At-Large Council Districts.

Ms. Haworth is the Director of Government Relations and Community Engagement for Florida State College at Jacksonville. She has a Bachelor of Science in Business Administration from Auburn University. Ms. Haworth lives in Council District #5.

**Policy Impact Area:** Library Board of Trustees operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Distel

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**Bill Type and Number:** 2019-598

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

**Date of Introduction:** August 13, 2019

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

**Date of Analysis:** August 14, 2019

**Type of Action:** Resolution requesting Attorney General's Opinion

**Bill Summary:** This bill is a resolution which requests an Attorney General Opinion in a matter related to 212.055(6) Florida Statutes:

(6) *SCHOOL CAPITAL OUTLAY SURTAX.*—

(a) *The school board in each county may levy, pursuant to resolution conditioned to take effect only upon approval by a majority vote of the electors of the county voting in a referendum, a discretionary sales surtax at a rate that may not exceed 0.5 percent.*

(b) *The resolution shall include a statement that provides a brief and general description of the school capital outlay projects to be funded by the surtax. The statement shall conform to the requirements of s. 101.161 and shall be placed on the ballot by the governing body of the county. The following question shall be placed on the ballot:*

*FOR THE* *CENTS TAX*

*AGAINST THE* *CENTS TAX*

(c) *The resolution providing for the imposition of the surtax shall set forth a plan for use of the surtax proceeds for fixed capital expenditures or fixed capital costs associated with the construction, reconstruction, or improvement of school facilities and campuses which have a useful life expectancy of 5 or more years, and any land acquisition, land improvement, design, and engineering costs related thereto. Additionally, the plan shall include the costs of retrofitting and providing for technology implementation, including hardware and software, for the various sites within the school district. Surtax revenues may be used for the purpose of servicing bond indebtedness to finance projects authorized by this subsection, and any interest accrued thereto may be held in trust to finance such projects. Neither the proceeds of the surtax nor any interest accrued thereto shall be used for operational expenses.*

(d) *Surtax revenues collected by the Department of Revenue pursuant to this subsection shall be distributed to the school board imposing the surtax in accordance with law.*

This resolution also addresses the authorization for a discretionary sales surtax for capital expenditures. Emergency passage is requested because legislation requesting action on the referendum is pending before Council.

The following questions are being posed to the Attorney General of Florida through this resolution:

- Whether the School Board may call a special election.
- Whether the School Board may call a referendum election.
- Whether the City Council has the discretion to select the date of the referendum election.
- Whether the City Council has the discretion to reject a School Board request to call a special election to place a School Capital Surtax on the ballot.

- Whether the City Council has the discretion to refuse to place a School Capital Surtax on any ballot.
- Whether a court has the power to order the Council to call a special election to hold a referendum on a School Capital Surtax.
- Whether a court has the power to order the Council to place a School Capital Surtax on any ballot.

**Background Information:** On May 7, 2019 the Duval County School Board passed a resolution requesting the City Council, as governing body of the county, to direct the Supervisor of Elections to hold a county-wide special election on November 5, 2019. On August 13, 2019 the General Counsel issued a binding legal opinion which stated that the City Council cannot be mandated to approve a tax and that it cannot be mandated to approve a referendum for a tax. According to the General Counsel, while it is the School Board that initiates the surtax proposition by approving a resolution that levies it, authorizes the statement and enacts a plan to carry it out, it is the Council that approves the referendum, as well as the timing as to when that ballot measure happens. This emergency resolution will be immediately delivered to the Attorney General requesting her opinion on this issue.

General Counsel Binding Legal Opinion 19-03 states that:

- The School Board may not call a special election.
- The School Board may not call a referendum election.
- The City Council has the discretion to select the date of the referendum election.
- The City Council has the discretion to reject a School Board request to call a special election to place a School Capital Surtax on the ballot.
- The City Council has the discretion to refuse to place a School Capital Surtax on any ballot.
- A court does not have the power to order the Council to call a special election to hold a referendum on a School Capital Surtax.
- A court does not have the power to order the Council to place a School Capital Surtax on any ballot.

**Policy Impact Area:** School Capital Outlay Surtax Referendum

**Fiscal Impact:** No direct cost to the City

**Analyst:** Hampsey