

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



JEFFREY R. CLEMENTS
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Bill Type and Number: Ordinance 2015-580

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

Date of Introduction: August 25, 2015

Committee(s) of Reference: F

Date of Analysis: August 27, 2015

Type of Action: Extension of certification of tax rolls

Bill Summary: The bill extends the closing of the 2015 tax roll beyond the November 1, 2015 deadline until all VAB hearings are completed.

Background Information: State law requires that the tax rolls be closed by November 1 each year, after which tax bills are mailed. Because of the large volume of assessment protests in recent years, the Value Adjustment Board hearings continue well into the next calendar year. State law provides that the county governing body may extend the closing of the tax roll until all VAB hearings are completed. Tax bills will be sent out based on the most current appraisals as they stand in November. Subsequent changes due to VAB action will generate a revised 2015 tax bill to be mailed to the property owner in 2016.

Policy Impact Area: Tax roll closure

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2015-581

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

Date of Introduction: August 25, 2015

Committee(s) of Reference: F, RDCPHS

Date of Analysis: August 27, 2015

Type of Action: Authorizing agreement with Shands Jacksonville Medical Center; authorizing letter of agreement with Florida Agency for Health Care Administration

Bill Summary: The bill authorizes the execution of the annual letter of agreement among the City, Shands Jacksonville Medical Center, and the Florida Agency for Health Care Administration for payment of the City's indigent care contribution of \$26,275,594 to Shands Jacksonville and for the use of a portion of those funds (\$4,711,475) to leverage federal "disproportionate share" Medicaid funds to increase the amount of funding available for indigent care purposes.

Background Information: Shands Jacksonville and several of the other largest indigent care provider hospitals in the state participate in the "disproportionate share" program through which the hospitals turn a portion of their local indigent care funds over to the state to be used as matching funds to draw down enhanced Medicaid reimbursement for indigent care, thus substantially increasing the amount of care that can be provided as a result of the local appropriation.

Policy Impact Area: Indigent care funding

Fiscal Impact: \$4,711,745 of the City's \$26,275,594 indigent care payment to Shands Jacksonville is used for disproportionate share matching. The hospital reports that that the \$4.7 million contribution produces a return of an additional \$8.8 million for indigent care.

Analyst: Clements

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Bill Type and Number: Ordinance 2015-0582

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

Date of Introduction: August 25, 2015

Committee(s) of Reference: F, TEU

Date of Analysis: August 24, 2015

Type of Action: Appropriation

Bill Summary: This bill appropriates \$112,242.62 to restore access to commercial buildings along Southbank Riverwalk; provides a carryover of funds to FY 2015-2106; amends the 2015-2019 Five Year Capital Improvement Program approved by *Ordinance 2014-467-E*; and provides for City oversight by the Engineering Division of the Department of Public Works.

Background Information: When the new Southbank Riverwalk was constructed primarily as an offshore facility, the direct access to commercial buildings no longer existed. After extensive negotiations, the City and the property owner have agreed to restore access through the construction of walkways that will no longer be attached to the Southbank Riverwalk. *Ordinance 2014-190-E* budgeted reserve funds in amount of \$112,242.62 to serve as a contingency for the Southbank Riverwalk improvements project for the purpose of completing the Southbank Riverwalk to its existing terminus at the Duval County School Board property.

This ordinance shall constitute an amendment to *Ordinance 2014-467-E*. In all other respects, the Five-Year Capital Improvement Program approved by *Ordinance 2014-467-E* shall continue in full force and effect.

Policy Impact Area: Engineering Division of the Department of Public Works.

Fiscal Impact: The amount of \$122,242.62 as initiated by B.T. 15-098.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-587

Sponsor: Council Member Crescimbeni:

Date of Introduction: August 25, 2015

Committee(s) of Reference: F; RCDPHS; JWW

Date of Analysis: August 28, 2015

Type of Action: Contract Renewal Authorization

Bill Summary: The ordinance authorizes the Mayor and Corporation Secretary to execute a Second Amendment to the contract with Jacksonville University to renew the contract for a second additional year for the continuing manatee protection studies for Fiscal Year 2015-2016, subject to appropriation by City Council.

Background Information: The State of Florida mandates that counties with bodies of water that attract manatees to have a Manatee Protection Plan in place and to update and revise data on an annual basis. The City has had a contract with Jacksonville University for assistance with marine science support since 1993. Dr. Quinton White and Dr. Gerard Pinto regularly amass data on marine life, particularly manatees, of the St. Johns River and its tributaries. The contract authorized through Ordinance 2013-565-E was set to expire on September 30, 2013 but provided for four (4) one (1) year renewals. Through Ordinance 2014-584-E, the City Council authorized a First Amendment to extend the contract to September 30, 2015. This ordinance authorizes a Second Amendment to renew the contract with Jacksonville University for an additional year, to September 30, 2016.

Policy Impact: Jacksonville Waterways Commission/Manatee Protection Plan

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-588

Sponsor: Council President at the request of the Mayor:

Date of Introduction: August 25, 2015

Committee(s) of Reference: TEU

Date of Analysis: August 28, 2015

Type of Action: Agreement Authorization

Bill Summary: The ordinance authorizes and approves the Mayor and Corporation Secretary executing and delivering, for and on behalf of the City, the Dredging and Dredge Material Disposal Use Agreement between the City and the Jacksonville Port Authority.

Background Information: The purpose of this License is to allow the City to use Bartram Island and/or Buck Island or a future upland spoil site in which the Port Authority also has a monetary interest for excavating dirt, silt, sands, or rock and depositing such in containment areas. This legislation anticipates the proposed dredging of the St. Johns River shipping channel.

Policy Impact: Public Works/Engineering Division

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-589

Sponsor: Council President at the request of the Mayor:

Date of Introduction: August 25, 2015

Committee(s) of Reference: TEU

Date of Analysis: August 28, 2015

Type of Action: R/W Closure

Bill Summary: The ordinance closes, abandons and/or disclaims an unimproved and unopened portion of the right-of-way of Patterson Avenue adjacent to the east of New Kings Road in Council District 10, as established in Glen Oak, Plat Book 6, page 52, dated April 23, 1913, in the public records of Duval County, at the request of Carlos J. McGhee, the adjacent property owner (the "applicant"), to allow applicant to consolidate his adjacent properties.

Background Information: The right-of-way is unopened and unimproved and contains no infrastructure. The City has no present or future need for the right-of-way. There are no objections to this request from the State municipal and utility agencies which may interests in this right-of-way. The applicant wishes to consolidate his adjacent properties.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant has paid a \$1,688.00 closure application processing fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-0590

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

Date of Introduction: August 25, 2015

Committee(s) of Reference: F

Date of Analysis: August 24, 2015

Type of Action: Approval of Settlement and Limited Release Agreement

Bill Summary: This bill approves the Settlement and Limited Release Agreement between Beverly Brooks and the City of Jacksonville in Case No. 3:13-CV-01474 in the United States District Court for the Middle District of Florida, Jacksonville Division; authorizes counsel and the Mayor or his designee for the City to execute such documents as are necessary to effect such settlement; authorizes payment of \$2,500 for the settlement from the General Fund OGC Judgments, Claims and Losses Account (GCAC011-04939) available funds; cancels the demolition lien cost and interest; releases the City's order assessing an administrative fine against plaintiff's property; executes a limited mutual release, dismissal of plaintiff's complaint and dismissal of defendant's counterclaim; and provides for carryover of funds.

Background Information: The claim alleges that the Municipal Code and Compliance Division wrongfully demolished a residential structure, located on 129 East 2nd Street, in considerable disrepair while enforcing the public safety ordinances. Both parties acknowledge and agree that this settlement is a compromise and shall not be construed as, or deemed to be evidence of, an admission or concession of any fault, liability or damage whatsoever by any of the parties.

Policy Impact Area: Regulatory Compliance Department, Accounting Division, Office of General Counsel

Fiscal Impact: The payment of \$2,500 via check payable to Beverly Brooks and the Trust Account of Christopher W. Wickersham, Jr., within 30 days after full execution of agreement.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-0591

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

Date of Introduction: August 25, 2015

Committee(s) of Reference: F

Date of Analysis: August 24, 2015

Type of Action: Approval of Settlement and Limited Release Agreement

Bill Summary: This bill approves the Settlement and Limited Release Agreement between Jonathan Delifus and the City of Jacksonville in Case No. 3:13-CV-01502 in the United States District Court for the Middle District of Florida, Jacksonville Division; authorizes counsel and the Mayor or his designee for the City to execute such documents as are necessary to effect such settlement; authorizes payment of \$5,000 for the settlement from the General Fund OGC Judgments, Claims and Losses Account (GCAC011-04939) available funds; cancels the demolition lien cost and interest; releases the City's order assessing an administrative fine against plaintiff's property; executes a limited mutual release, dismissal of plaintiff's complaint and dismissal of defendant's counterclaim; completes a conveyance of real property located at 253 East 2nd Street from plaintiff to the City by Quitclaim Deed; and provides for carryover of funds.

Background Information: The claim alleges that the Municipal Code and Compliance Division wrongfully demolished Mr. Delifus' property. Both parties acknowledge and agree that this settlement is a compromise and shall not be construed as, or deemed to be evidence of, an admission or concession of any fault, liability or damage whatsoever by any of the parties. Seven (7) calendar days after delivery of payment, the plaintiff shall convey the City by Quitclaim Deed his title to and interest in the subject property, Real Estate No. 072596-0000.

Policy Impact Area: Regulatory Compliance Department, Accounting Division, Office of General Counsel

Fiscal Impact: The payment of \$5,000 via check payable to Jonathan Delifus and the Trust Account of Christopher W. Wickersham, Jr., within 30 days after full execution of agreement.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-592

Sponsor: Council President Anderson:

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 28, 2015

Type of Action: Council Scheduling; Request for Emergency Passage

Bill Summary: The ordinance reschedules the Council meeting of Tuesday, September 22, 2015 to Monday, September 21, 2015; it directs appropriate notification by the Chief of Legislative Services and the City Council Auditor's Office; emergency passage upon introduction is requested.

Background Information: According to the language in the body of the ordinance, it is in the best interest of the public to move the Council meeting scheduled for September 22 up one day to September 21, 2015 to provide for adequate time for discussion and reflection (on the budget) and...to allow adoption within sufficient time to comply with Florida law.

Policy Impact: City Council Meetings/the Budget

Fiscal Impact: Minimum

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-593

Sponsor: Council Member Gulliford:

Date of Introduction: August 25, 2015

Committee(s) of Reference: F

Date of Analysis: August 28, 2015

Type of Action: Appropriation

Bill Summary: The ordinance appropriates \$200,000 from a Designated Special Council Contingency to provide funding for the City of Jacksonville's membership to the Jacksonville Chamber of Commerce.

Background Information: The purpose of the appropriation is to provide funding for the City's membership to the Jacksonville Chamber of Commerce. The annual membership fee is ordinarily in the City's annual budget. Because of his ties to the Chamber, Council Member Aaron Bowman would have had to abstain on a vote on the budget. It was decided to put the annual membership appropriation in a separate ordinance.

Policy Impact: Jacksonville Chamber of Commerce

Fiscal Impact: The ordinance appropriates \$200,000.00.

Analyst: Jackson

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Bill Type and Number: Resolution 2015-594

Introducer/Sponsor(s): Council Members Anderson and Love

Date of Introduction: August 25, 2015

Committee(s) of Reference: R, LUZ

Date of Analysis: August 27, 2015

Type of Action: Expression of support for local legislative bill J-1

Bill Summary: The bill expresses the Council's support for local legislative bill J-1, to be considered by the Florida Legislature in its 2016 session, which would amend Chapter 87-471, *Laws of Florida*, to provide exceptions for space and seating requirements for a special liquor license for restaurants in nine areas defined as Riverside Avondale Commercial Character Areas.

Background Information: Chapter 87-471, Laws of Florida, is a law creating defined zones in Jacksonville where the Florida Division of Alcoholic Beverages and Tobacco may issue special alcoholic beverage licenses for liquor sales to restaurants that do not meet the current size criteria if the facilities have at least 1,800 square feet of floor space and at least 100 seats and produce at least 51% of their revenue from the sale of food. ABT regulations normally require a building of at least 2,500 square feet and 150 seats. This bill adds nine "commercial character areas" to a list that already includes the Northside West, Northside East and Southbank CRA areas downtown and an Urban Transition Area in the Brooklyn area. The nine proposed commercial character areas include: 1) St. Johns Avenue and Herschel Street at Fishweir Creek; 2) the Avondale commercial district on St. Johns Avenue; 3) Park Street between Ingleside Avenue and Dancy Street; 4) McDuff Avenue between Sydney and Downing Streets; 5) the McDuff Avenue/Forbes Street area at Roosevelt Boulevard; 6) the Park and King commercial district between Park and College Streets; 7) Stockton Street between College and Myra Streets; 8) Stockton Street between I-10 and Gilmore Street; and 9) Margaret Street in the Five Points area between Riverside Avenue and Herschel Street.

Policy Impact Area: Alcoholic beverage licensing

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Resolution 2015-595

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Kurtis R. Wilson as Director of Fire and Rescue / Fire Chief.

Background Information: Section 31.101, *Ordinance Code*, provides that the Director shall have a college degree, proven administrative ability and at least five years' administrative experience in the field of public safety, or commensurate training and experience.

Chief Wilson received a bachelor's degree in administration from Flagler College. He has been employed with the City, within the Fire and Rescue Department, since 1994, working his way up from Firefighter to Fire Captain in 2004. Chief Wilson was appointed Chief of Fire Administrative Services in 2011, Chief of Fire Prevention in 2012 and Chief of Fire Operations in 2013.

Policy Impact Area: Fire & Rescue Department operations

Fiscal Impact: According to Employees Services, the salary range for this position is \$109,892 - \$179,415 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-596

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 26, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Gail M. Loput as Chief of Fire Training within the Fire and Rescue Department.

Background Information: Section 31.402, *Ordinance Code*, provides that the Chief shall have at least five years' experience in the administration, training or management of firefighting, emergency medical or rescue personnel, equipment and apparatus.

Capt. Loput received a bachelor's degree in fire science from Columbia Southern University and has completed various specialized career related courses. She has been employed with the City since 2000, working her way up to Fire Captain, a position she has held since February 2015.

Policy Impact Area: Fire & Rescue Department / Fire Training Division operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$74,790 - \$122,107 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-597

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 26, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Gerald K. (Keith) Powers, Jr. as Chief of Fire Operations within the Fire and Rescue Department.

Background Information: Section 31.202, *Ordinance Code*, provides that the Chief of Fire Operations shall have at least five years' experience in the administration of firefighting, emergency medical or rescue personnel, equipment and apparatus; or commensurate training and experience.

Capt. Powers has completed various specialized career related courses. He has been employed with the City, within the Fire and Rescue Department, since 1994, working his way up to Fire Captain, a position he has held since 2006.

Policy Impact Area: Fire & Rescue Department / Fire Operations Division operations

Fiscal Impact: According to Human Resources, the salary range for this position is \$74,790 - \$122,107 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-598

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 26, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of David S. Castleman as Chief of the Rescue Division, within the Fire and Rescue Department.

Background Information: Section 31.302, *Ordinance Code*, provides that the Chief of the Rescue Division shall have at least five years' experience in the administration or management of firefighting, emergency medical or rescue personnel, equipment and apparatus.

District Chief Castleman received a master's degree in public administration from Anna Marta College. He has been employed with the City, within the Fire and Rescue Department, since 2000, working his way up to Fire District Chief, a position he has held since 2013.

Policy Impact Area: Fire & Rescue Department / Rescue Division operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$74,790 - \$122,107 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-599

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 26, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Derrick D. Brinson as Chief of Fire Prevention, within the Fire and Rescue Department.

Background Information: Section 31.502, *Ordinance Code*, provides that the Chief of Fire Prevention shall have at least five years' experience in the administration, training or management of firefighting, emergency medical or rescue personnel, fire code enforcement, equipment and apparatus.

Capt. Brinson received associate's degrees in fire science technology, emergency medical services and nursing and has completed various specialized career related courses. He has been employed with the City, within the Fire and Rescue Department, since 1991, working his way up to Fire Captain, a position he has held since March 2015.

Policy Impact Area: Fire & Rescue Department / Fire Prevention Division operations

Fiscal Impact: According to Human Resources, the salary range for this position is \$74,790 - \$122,107 annually.

Analyst: Merritt

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Bill Type and Number: Ordinance 2015-600

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 26, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Angela L. Moyer as Budget Officer within the Finance Department.

Background Information: Section 24.502, *Ordinance Code*, provides that the Budget Officer shall have a bachelor's degree or higher from an accredited college or university in business, accounting or public administration, and at least five years' experience in budget preparation or public management.

Ms. Moyer received a bachelor's degree in business administration from the University of North Florida. She has been employed with the City since 2001, working her way up to Assistant Budget Officer, a position she has held since 2014. Ms. Moyer resides in Duval County.

NOTE: Ms. Moyer has been the Acting Budget Officer since August 15th.

Policy Impact Area: Finance Department / Budget Division operations

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

Analyst: Merritt

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Bill Type and Number: Resolution 2015-601

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Kirk R. Wendland as the Economic Development Officer within the Office of Economic Development.

Background Information: Section 55.102, *Ordinance Code*, provides that the Economic Development Officer shall have a bachelor's degree or higher from an accredited university or college and possess at least 10 years professional experience in commercial real estate, deal structuring, fundamental economics, banking or related legal experience and high-level negotiations, which must include at least two years of economic development and financial analysis.

Mr. Wendland received a degree in accounting from Jacksonville University and is a Certified Public Accountant. His experience includes three years as President of the St. Johns Chamber of Commerce, eight years with the Jacksonville Economic Development Commission and other private industry employment. He resides in St. Johns County.

Policy Impact Area: Office of Economic Development operations

Fiscal Impact: The salary range for this position is \$128,178 - \$209,270 per year and, according to information provided by the Mayor's Office, Mr. Wendland will receive \$150,000 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-602

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of John D. Rood as a member of the Jacksonville Port Authority (JPA), replacing Robert Spohrer, for an unexpired term ending September 30, 2015, followed by a first full four-year term ending September 30, 2019.

Background Information: The JPA is established pursuant to Article 5, *Jacksonville Charter*, and charged to operate, manage, and control the seaport and ancillary facilities located within Duval County. Four of the seven members of the board are appointed by the Mayor of the City of Jacksonville with the confirmation of the Council of the City of Jacksonville.

Mr. Rood is the founder of *The Vestcor Companies* and is a Florida licensed Construction Financial Officer. He served as Co-Chair of the Jacksonville Journey. Mr. Rood resides in St. Johns County.

Policy Impact Area: Jacksonville Port Authority Board operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-603

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of J. C. "Jay" Demetree, Jr. as a member of the Jacksonville Aviation Authority, replacing Edward Booth, Jr. for an unexpired term ending September 30, 2015, followed by a first full four-year term ending September 30, 2019.

Background Information: The Jacksonville Aviation Authority is established pursuant to Article 4, *Jacksonville Charter*, and charged to operate, manage, and control all publicly owned airports and ancillary facilities located within Duval County. Sec. 1(2), Article 4, *Charter*, provides that three of the members of the board shall be appointed by the Mayor with the confirmation of the Council of the City of Jacksonville.

Mr. Demetree received a bachelor's degree in industrial management from Georgia Tech and is the President/CEO with *Demetree Brothers, Inc.* His residential address was not provided.

Policy Impact Area: Jacksonville Aviation Authority operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-604

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Russell S. Thomas as a member of the Jacksonville Aviation Authority, replacing Ernest Isaac, Jr. for an unexpired first term ending September 30, 2017.

Background Information: The Jacksonville Aviation Authority is established pursuant to Article 4, *Jacksonville Charter*, and charged to operate, manage, and control all publicly owned airports and ancillary facilities located within Duval County. Sec. 1(2), Article 4, *Charter*, provides that three of the members of the board shall be appointed by the Mayor with the confirmation of the Council of the City of Jacksonville.

Mr. Thomas received a law degree from the University of Virginia and is CEO of *Avallity*. He resides in St. Johns County.

Policy Impact Area: Jacksonville Aviation Authority operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-605

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Tracie Thornton as a member of the Art in Public Places Committee, filling the seat formerly held by Holly Keris as an art professional, for a partial term ending December 31, 2016.

Background Information: The Art in Public Places Committee is established pursuant to Chapter 126, *Ordinance Code*, and charged to choose art which is compatible with and which will enhance the architecture and general environment of the City; receive, review and act on the recommendations of the Art Selection Panels; seek to ensure that at least 15% of the artists selected for purchase or commission will be resident(s) in the Greater Jacksonville area (Duval, St. Johns, Nassau, Clay and Baker Counties); and also encourage the selection of regional artists e.g. Florida and the Southeastern United States.

Section 126.903, *Ordinance Code*, provides that the members of the committee are appointed by the Mayor, with three of the members from the professions of architecture, interior design, landscape architecture, planning, art professional, or art historian.

Ms. Thornton received a bachelor's degree in graphic design and printmaking from the University of Florida and is the Owner/Designer of *The Urban Atelier*. Her residential address was not provided.

Policy Impact Area: Art in Public Places Committee operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2015-606

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Lea M. Mahan as a member of the Art in Public Places Committee, replacing Douglas Skiles as a Planning District #3 community representative, for a first term ending December 31, 2017.

Background Information: The Art in Public Places Committee is established pursuant to Chapter 126, *Ordinance Code*, and charged to choose art which is compatible with and which will enhance the architecture and general environment of the City; responsible for receiving, reviewing and acting on the recommendations of the Art Selection Panels; seek to ensure that at least 15% of the artists selected for purchase or commission are resident(s) in the Greater Jacksonville area (Duval, St. Johns, Nassau, Clay and Baker Counties); and also encourage the selection of regional artists e.g. Florida and the Southeastern United States.

Section 126.903, *Ordinance Code*, provides that the members of the committee are appointed by the Mayor, with five of the members representing the community at large, each residing within a different planning district.

Ms. Mahan received a master's degree in teaching from the University of Southern California and is the Director of Arts in Education with *Cathedral Arts Project, Inc.* She resides in the Deerwood area within Council District #11 (Planning District #3).

Policy Impact Area: Art in Public Places Committee operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-607

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Mary Bennett Harvey as a member of the Art in Public Places Committee, filling the seat formerly held by Mai Dinh Keisling as a Planning District #2 community representative, for a first term ending December 31, 2017.

Background Information: The Art in Public Places Committee is established pursuant to Chapter 126, *Ordinance Code*, and charged to choose art which is compatible with and which will enhance the architecture and general environment of the City; responsible for receiving, reviewing and acting on the recommendations of the Art Selection Panels; seek to ensure that at least 15% of the artists selected for purchase or commission are resident(s) in the Greater Jacksonville area (Duval, St. Johns, Nassau, Clay and Baker Counties); and also encourage the selection of regional artists e.g. Florida and the Southeastern United States.

Section 126.903, *Ordinance Code*, provides that the members of the committee are appointed by the Mayor, with five of the members representing the community at large, each residing within a different planning district.

Ms. Harvey received a bachelor's degree in speech and theatre arts from Western Carolina University and is the Founder and CEO of *Agency a la Carte*. She resides in the Woodland Acres area within Council District #1 (Planning District #2).

Policy Impact Area: Art in Public Places Committee operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-608

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 24, 2015

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of LeAnna G. Cumber as a member of the Jacksonville Children's Commission, for a first full four-year term ending July 15, 2019.

Background Information: The Jacksonville Children's Commission is established pursuant to Chapter 51, *Ordinance Code*, and charged with the ongoing responsibility of improving the lives of Jacksonville's children by serving as the central focus for the evaluation, planning and distribution of the city's funds for children's services. Section 51.103, *Ordinance Code*, provides that the eleven voting members of the commission shall be citizens and residents of the City appointed by the Mayor, and confirmed by the Council, and that one of the members shall be appointed from (reside in) each of the School Board Districts.

Ms. Cumber received a law degree from the University of Southern California and is the CEO with *H.A. Cumber & Company, Inc.* She resides in the San Marco area within Council District #5 (School Board District #3).

Policy Impact Area: Jacksonville Children's Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-609

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 24, 2015

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Timothy J. Anderson as a member of the Library Board of Trustees, as an At-Large representative, for a first full four-year term ending July 15, 2019.

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*, provides that the twelve voting members of the board shall be appointed by the Mayor and confirmed by the Council, and that two of the members shall be appointed At-Large.

Mr. Anderson received a law degree from the University of Florida and is the Managing Director / Chief Economist with *Bott-Anderson Partners, Inc.* He resides in Atlantic Beach within Council District #13.

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-610

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 24, 2015

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Sybil B. Ansbacher as a member of the Board of Library Trustees, as an At-Large, Group 2 representative, for a term ending July 15, 2019.

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 library services. Section 90.101, *Ordinance Code*, 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. Ansbacher received a master's degree in counseling psychology from Nova University and is a retired Mental Health Counselor. She is a board member with the Friends of the Beaches Library and has previously served on the Housing and Urban Development Advisory Board. Ms. Ansbacher resides in Neptune Beach within Council District #13 and At-Large, Group 2.

NOTE: Sec. 50.104, *Ordinance Code*, provides that appointments for less than 50 percent of a term length, at the time of the effective date of the legislation, shall not be considered a first full term. Because Ms. Ansbacher's initial term was for less than 50 percent of the standard four-year length of a term for the Library Board of Trustees, this bill may need to be amended to reflect that this is Ms. Ansbacher's first full term.

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-611

Sponsor: Council President at the request of the Mayor

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 24, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of an un-named individual as General Counsel.

Background Information: Per Sec. 7.03, *Jacksonville Charter*, the General Counsel shall be licensed to practice law in the State of Florida and have at least 10 years' experience as a practicing attorney or judge. The confirmation of the General Counsel requires approval of no less than 13 members of the Council. The term of the General Counsel coincides with the remainder of the term of the Mayor.

Policy Impact Area: Office of General Counsel operations

Fiscal Impact: According to Human Resources, the salary range for this position is \$149,507 to \$244,092 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-612

Sponsor: Council President Anderson

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 24, 2015

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the joint reappointment, by the Mayor, Council President, School Board Chair and School Superintendent, of Theodore R. "T.R." Hainline, Jr., as a member and chair of the Joint Planning Committee, for a fifth two-year term ending June 30, 2017.

Background Information: The Joint Planning Committee was established by Resolution 2001-65-A to serve as an advisory body to the Duval County School Board and the City Council for site selection and utilization of schools, libraries, parks and community centers.

The Interlocal Agreement, authorized and amended by Resolution 2003-430-A and Ordinance 2007-1183-E, provides that the chair of the committee shall be a resident of Duval County and appointed jointly by the Mayor, Council President, School Board Chair and School Superintendent.

Mr. Hainline received a law degree from Duke University and is an attorney with *Rogers Towers Attorneys at Law*. He has previously served on the Mobility Planning Committee and the Mayor's Commission on Base Realignment and Closure. Mr. Hainline resides in the Ortega Forest area within Council District #14.

Attendance: According to information provided by the staff for the Joint Planning Committee, Mr. Hainline has attended 100% of the committee meetings since 2007.

	Meetings Attended	Meetings Held
2007	27	27
2008	1	1
2009	0	0
2010	0	0
2011	1	1
2012	1	1
2013	1	1
2014	1	1
Total	32	32

Policy Impact Area: Duval County School Board and City Council Joint Planning

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2015-0613

Introducer/Sponsor(s): Council Member Wilson

Date of Introduction: August 25, 2015

Committee(s) of Reference: R

Date of Analysis: August 24, 2015

Type of Action: Resolution

Bill Summary: This resolution provides a specific plan outline which the City intends to implement to acquire the "Bicycle Friendly Community" designation by the League of American Bicyclists by December 31, 2017.

Background Information: The League was founded as the League of American Wheelmen in 1880. Bicyclists, known then as "wheelmen," were challenged by rutted roads of gravel and dirt and faced antagonism from horsemen, wagon drivers, and pedestrians. The success of the League in its first advocacy efforts ultimately led to our national highway system.

Bicycling is more than a practical, cost-effective solution to many municipal challenges. It's an opportunity to make your community a vibrant destination for residents and visitors — a place where people don't just live and work, but thrive. The Bicycle Friendly Community (BFCSM) program provides a roadmap to improve conditions for bicycling and the guidance to make your distinct vision for a better, bikeable community a reality. A BFC welcomes bicyclists by providing safe accommodations for bicycling and encouraging people to bike for transportation and recreation. Making bicycling safe and convenient are keys to improving public health, reducing traffic congestion, improving air quality and improving quality of life.

Policy Impact Area: Planning and Development Department

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Resolution 2015-616

Introducer/Sponsor(s): City Council

Date of Introduction: August 25, 2015

Committee(s) of Reference: F, R

Date of Analysis: August 27, 2015

Type of Action: Direction to pursue legal appeal; request for emergency action

Bill Summary: The bill directs the General Counsel to proceed with an appeal of the Property Appraiser's proposed budget for FY15-16 to the Florida Administration Commission, comprised of the Governor and Cabinet. Emergency action is requested on first reading so that the appeal can be heard and resolved before the City's budget is adopted by the end of September.

Background Information: State law requires that the Property Appraiser's budget be submitted to and approved by the Florida Department of Revenue (FDOR) in addition to being approved by the City Council acting in the capacity of a county commission. The Property Appraiser submitted a proposed budget to the FDOR that included funding for salary increases totaling \$365,230, of which a portion was allocated for salary adjustments to address market rate inequities identified by a market survey and another portion was allocated for merit pay increases. The FDOR reviewed and approved that budget before the Finance Committee began its budget hearings. The Finance Committee directed the administration to appeal the inclusion of funding for salary increases to the FDOR. Acting Finance Director Mike Weinstein communicated with FDOR and informed the Finance Committee that the agency had agreed to a compromise position whereby the FDOR would approve the Property Appraiser's budget with the elimination of the \$182,312 for merit raises and the retention of \$139,000 for the market survey adjustments for 3/4 of a fiscal year. The Finance Committee recommends that the full City Council appeal the inclusion of any funding for salary increases for Property Appraiser personnel to the Florida Administration Commission.

Policy Impact Area: Property Appraiser's budget

Fiscal Impact: The original budget contained \$365,230 for salary increases; the FDOR has approved a budget containing \$139,000 for market survey adjustments.

Analyst: Clements

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Bill Type and Number: Ordinance 2015-0617

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: August 25, 2015

Committee(s) of Reference: F

Date of Analysis: August 25, 2015

Type of Action: Appropriation

Bill Summary: This bill approves the appropriation of \$5,800,000, regarding a continuation grant, from the Department of Health and Human Services Ryan White HIV/AIDS Grant Funds to provide HIV-related health and support services to persons living with HIV and reside in the Jacksonville Transitional Grant Area; provides for carryover of funds to FY 2016-2017; provides for approval of multi-year recurring grant and authority to receive additional 15 percent grant funds; and provides for City oversight by the Department of Parks, Recreation and Community Services.

Background Information: This grant does not require any matching funds from the City. The funds are to be expended from March 1, 2016 to February 28, 2017. The grant funds will provide core medical and support services to an estimated 4,500 persons living with HIV in the Jacksonville area. Four (4) full-time positions are covered by the funds. This grant allows for continuous awards that the City applies for annually and anticipates securing; and provides for an increase in the employee cap during the duration of the grant as applicable upon receiving the grant award contract. The fifteen percent appropriation from the grant funds can be adjusted by the Director of Finance without further action from the Council.

Policy Impact Area: Department of Parks, Recreation and Community Services; Mayor's Budget Review Committee

Fiscal Impact: The appropriation of \$5,800,000 in continuation grant to RCB009-16.

Analyst: Mitchell

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2015-618

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: August 25, 2015

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

Date of Analysis: August 27, 2015

Type of Action: Amendments to Interlocal agreements and Cooperation Agreements

Bill Summary: The bill authorizes execution of amendments to the Interlocal Agreements and Cooperation Agreements between the City of Jacksonville and Atlantic Beach, Neptune Beach and Jacksonville Beach for receipt of their portions of the county's Community Development Block Grant funding to incorporate changes in federal law regulating the CDBG program and to provide for the participation of the three Beaches communities in the CDBG and HOME housing grant programs.

Background Information: The City of Jacksonville is the recipient of the county's annual CDBG allocation from the federal government, which it shares on a pro-rata population basis with the Beaches cities pursuant to Interlocal Agreements entered into by the four cities in 2000. The federal government's 2015 budget bill covering the CDBG program contained new language regarding regulation of sale, trade or other transfer of property acquired using CDBG funds, which must be incorporated in the Interlocal Agreements between Jacksonville and the Beaches cities. The revised Cooperation Agreements also provide that the City of Jacksonville may provide both CDBG and Home Investment Partnership (HOME) projects and activities within the three cities on their behalf.

Policy Impact Area: CDBG and HOME project authorizations

Fiscal Impact: Undetermined

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION

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Bill Type and Number: Resolution 2015-619

Sponsor: Council Member Crescimbeni:

Date of Introduction: August 25, 2015

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

Date of Analysis: August 28, 2015

Type of Action: Expression of Support

Bill Summary: The resolution supports of the City of Jacksonville and the Jacksonville Transportation Authority's application to the Federal Transit Administration for the Passenger Ferry Grant Program.

Background Information: The City Council approved the formation of the St. Johns River Ferry Commission in 2012 when the ferry's ownership and operation were transferred to the City of Jacksonville from the Jacksonville Port Authority. The Commission has guided the operation and administration of the ferry. The Jacksonville Transportation Authority is currently poised to take over the ferry's operation in the spring of 2016. The JTA has partnered with the St. Johns River Ferry Commission for the last few years in ongoing efforts to identify and apply for grants and subsidies to continue the ferry's operation and provide for capital costs. The City of Jacksonville and the St. Johns River Ferry Commission would not be able to apply for grants through the Federal Transit Administration without the integral partnership of the Jacksonville Transportation Authority. At its August 24, 2015 meeting, the St. Johns River Ferry Commission voted to endorse the filing of an application for the Passenger Ferry Grant Program and requested that the City Council adopt a resolution in support for the Federal Transit Administration's Passenger Ferry Grant Program application that is due on October 2, 2015.

Policy Impact: St. Johns River Ferry Commission/Jacksonville Transportation Authority.

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-0620

Introducer/Sponsor(s): Council Member Carter

Date of Introduction: August 25, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: August 26, 2015

Type of Action: Approval and Authorization

Bill Summary: This bill approves and authorizes the Mayor, or his designee, and Corporation Secretary to execute and deliver for and on behalf of the City of Jacksonville a certain Amended and Restated Equestrian Center Services Agreement between the City of Jacksonville and Northeast Florida Equestrian Society/H.O.R.S.E. Therapies, Inc., a Florida non-profit corporation; and authorizes the ability to execute additional amendments to the Restated Agreement to approve annual budgets and amend the City's maximum indebtedness amount.

Background Information: The original contract was pursuant to Ordinance 2014-331-E through an issued RFP No. P-29-13 for facility and event management services at the City-owned Equestrian Center in order to increase revenues, decrease expenditures, and maximize the use of the center for the benefit of the public.

Policy Impact Area: Sports and Entertainment Division

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-621

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: August 25, 2015

Committee(s) of Reference: F

Date of Analysis: August 27, 2015

Type of Action: Authorization to employ special legal counsel; appropriation; request for emergency action

Bill Summary: The bill authorizes the General Counsel to employ outside legal counsel to represent the Property Appraiser in a City Council-initiated appeal of the Appraiser's budget to the Florida Administrative Commission (the Governor and Cabinet). The bill appropriates \$50,000 from the Banking Fund Contingency account to the OGC budget to pay for the outside counsel and provides for carry-over of the funding to the subsequent fiscal year and reversion of any unspent funds to the account of origin. Emergency action is requested on first reading.

Background Information: State law requires that the Property Appraiser's budget be submitted to and approved by the Florida Department of Revenue (FDOR) in addition to being approved by the City Council acting in the capacity of a county commission. The Property Appraiser submitted a proposed budget to the FDOR that included funding for salary increases totaling \$365,230, of which a portion was allocated for salary adjustments to address market rate inequities identified by a market survey and another portion was allocated for merit pay increases. The FDOR reviewed and approved that budget before the Finance Committee began its budget hearings. The Finance Committee directed the administration to appeal the inclusion of funding for salary increases to the FDOR. Acting Finance Director Mike Weinstein communicated with FDOR and informed the Finance Committee that the agency had agreed to a compromise position whereby the FDOR would approve the Property Appraiser's budget with the elimination of the \$182,312 for merit raises and the retention of \$139,000 for the market survey adjustments for 3/4 of a fiscal year. The Finance Committee recommends that the full City Council appeal the inclusion of any funding for salary increases for Property Appraiser personnel to the Florida Administration Commission. The Office of General Counsel has determined that in order to ensure the Property Appraiser's confidence in the fairness of his representation, the OGC should not represent both parties before the Florida Administration Commission and that outside counsel should be retained to represent the Appraiser's interests.

Policy Impact Area: Budget appeal

Fiscal Impact: The bill allocates \$50,000 from the Banking Fund Contingency account, with a reversion clause to return any unused funds.

Analyst: Clements