

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

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



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

**Bill Type and Number:** Ordinance 2011-749

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 16, 2011

**Type of Action:** Appropriation; Agreement Authorization

**Bill Summary:** The ordinance appropriates \$433,725 from the U.S. Department of Homeland Security, with no local match, to provide funding for the acquisition of identified equipment relevant to explosive ordinance disposal/SWAT, forensic response teams, and LETP Radiological Detection and Identification for Region 3 anti-terrorism operations for the grant period October 1, 2010 through April 30, 2013, as initiated by B.T. 12-021; provides for a carryover of funds to Fiscal Year 2012-2013; approves and authorizes the Mayor and the Corporation Secretary to execute on behalf of the City the federally-funded Subgrant Agreement.

**Background Information:** This bill appropriates funds from the U.S. Department of Homeland Security that enables local law enforcement to broaden and strengthen anti-terrorism operations.

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

**Fiscal Impact:** The ordinance appropriates \$433,725 in federal funding with no local matching funds required.

**Analyst:** Jackson

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

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



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

**Bill Type and Number:** Ordinance 2011-750

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 16, 2011

**Type of Action:** Appropriation Deauthorization/CIP Amendment

**Bill Summary:** The ordinance rescinds Ordinance 2011-296-E, deauthorizing a previous appropriation of \$3,000,000 (\$1,000,000 from the Special Law Enforcement Trust Fund, \$1,000,000 in Banking Loan Funds and \$1,000,000 in interest income) to be used to provide funding for the JSO Firing Range – FSCJ Improvement Project, returning such unused funds to the Special Law Enforcement Trust Fund, and removing the Banking Fund capacity, as initiated by B.T. 12-022; the ordinance amends the 2012-2016 Five-Year Capital Improvement Program, approved by Ordinance 2011-406-E, to deauthorize the “JSO Firing Range – FSCJ Improvement” project.

**Background Information:** JSO has had a long standing partnership with Florida State College at Jacksonville for the training of JSO recruits. The firing range training is undertaken at the Montgomery Correctional Facility.

**NOTE:** This ordinance rescinds Ordinance 2011-296-E, deauthorizing a previous appropriation of \$3,000,000, \$1,000,000 of which comes from the Special Law Enforcement Trust Fund; a reverter clause in Ordinance 2011-296-E stipulates that funds that are not used by June 1, 2015 are to be returned to the funding source; there is no references to \$2,000,000 in funds from Banking Loan Funds and interest income in Ordinance 2011-296-E. *An amendment may be needed.*

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

**Fiscal Impact:** This ordinance deauthorizes a previously appropriation of \$3,000,000

**Analyst:** Jackson

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

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



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

**Bill Type and Number:** Ordinance 2011-752

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$23,230 in grant funding awarded by the United States Department of Justice pursuant to the Edward Byrne Memorial Justice Assistance Grant (JAG) program to fund the Drivers License Readers Program. Provision is made for the carryover of appropriated funds to the 2012-2013 fiscal year.

**Background Information:** The legislation states that there is no local match, and that the grant period is from October 1, 2011, to September 30, 2012. Funds will be used to purchase and install magnetic strip readers for drivers licenses. Initially, these will be used by officers when filling out crash reports and traffic citations. It is anticipated that this will decrease the amount of time spent on each incident and eliminate errors associated with manual entry.

**Policy Impact Area:** Office of the Sheriff

**Fiscal Impact:** Undetermined; \$23,230 is appropriated by this ordinance

**Analyst:** Campbell

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-753

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Appropriation; Subgrant Agreement Approval

**Bill Summary:** This bill appropriates \$338,372 (\$253,779 in grant funding from the Federal Emergency Management Agency through the State of Florida Division of Emergency Management for the Flood Mitigation Assistance Program and \$84,593 in matching funds from Ms. Rhonda Greene, property owner). Provision is made for the carryover of appropriated funds into the 2012-2013 fiscal year. The funds will be used for the acquisition and demolition of a structure at 3915 San Jose Boulevard as part of the Flood Mitigation Assistance Program. Approval is given for a Federally Funded Subgrant Agreement and the Mayor, or designee, and Corporation Secretary are authorized to execute said agreement. It is required that the Jacksonville Fire and Rescue Department oversee the project.

**Background Information:** The grant provides funding for a Property Acquisition/Demolition of Structures project between the City and Ms. Greene. The property has sustained repetitive flooding, and the City will enter into agreement with Ms. Greene for the expenses involved in acquiring the property, demolishing structures and slabs, and removing associated debris. Mitigation grant programs reduce claims under the National Flood Insurance Program and improve the City's standing in the Community Rating System and the Local Mitigation Strategy for floodplain and mitigation management.

**Policy Impact Area:** Flood Mitigation; Fire and Rescue-Emergency Preparedness

**Fiscal Impact:** Undetermined; \$338,372 is appropriated by this ordinance

**Analyst:** Campbell

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-754

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

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

**Bill Summary:** This bill appropriates \$966,512.63 to reallocate funds from the completed LaVilla/Brooklyn-Broward Smith Pond Stormwater Project to the Pine Forest/Larsen Acres Stormwater Project and the McCoy's Creek Stormwater Pond-Air Liquide Stormwater Project in order to supplement funding shortfalls. Additionally, the Five-Year Capital Improvement Program is amended to increase budgets for the projects entitled Pine Forest Drainage Improvements and McCoy's Creek-Air Liquide and to reduce the budget for the project entitled LaVilla/Brooklyn-Broward Smith Pond. Provision is made for the carryover of appropriated funds to the 2012-2013 fiscal year.

**Background Information:** This will utilize excess funds from a completed project to supplement funding to address other drainage issues.

**Policy Impact Area:** Capital Improvements; Public Works-Drainage

**Fiscal Impact:** Undetermined; \$966,512.63 is appropriated by this ordinance

**Analyst:** Campbell

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-756

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Appropriation

**Bill Summary:** The bill appropriates \$9,611,218.40 to the JEA to pay off the City's remaining obligation for the First Coast Radio System.

**Background Information:** In 1999 the City, JEA and other agencies entered into an agreement to jointly fund an approximately \$21 million JEA-constructed and –operated 800 megahertz First Coast Radio System for public safety, utility and other governmental agencies in the City. The City has been paying its portion of the cost of that system to the JEA via appropriation of internal service charges collected from each of the user departments. Recently the City, JEA and other participating agencies have begun to migrate their radio communications to a new City-owned and –operated system based on the latest P25 technology. This bill proposes to pay off the City's remaining \$9,611,218.40 obligation to JEA for the old system in a lump sum using Banking Fund borrowing and to appropriate future departmental internal service charges for the payoff of First Coast Radio System to the Banking Fund rather than to JEA.

**Policy Impact Area:** Payoff of capital assets

**Fiscal Impact:** The bill appropriates \$9,611,218.40 from the Banking Fund to the JEA to pay off the remaining obligation on the First Coast Radio System; future internal service fund charges billed to user departments for this system will be allocated to the Banking Fund for payoff of this loan. A separate internal service charge will be levied on user departments to pay for the new P25 radio system.

**Analyst:** Clements

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-757

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Appropriation; authorization of legal settlement agreement

**Bill Summary:** The bill appropriates \$750,000 from the Better Jacksonville Plan Pay-Go Projects countywide road resurfacing account to settle a legal dispute among the City, the JEA, Safeco Insurance Company of America, Edwards and Kelcey Inc., River City Management Group and other related parties arising from the City's Lone Star Road widening BJP project. The bill also approves the settlement and limited release agreement reached by the parties to end the litigation.

**Background Information:** The Lone Star Road widening project included both roadway elements funded by the Better Jacksonville Plan and utility elements funded by the JEA. The project took twice as long as originally estimated and the cost far exceeded the original budget due to numerous change orders, some approved by the City and JEA, others not. The original contractor became financially unable to complete the contract during the process and the work was eventually completed by the contractor's surety bond company – Safeco Insurance Company of America. Safeco sued the City and JEA on behalf of the original contractor and the City and JEA counter-sued against Safeco and also sued the project's designers and project manager, who in turn sued their consultants and/or subcontractors. After protracted and expensive legal action and multiple mediation sessions among the parties, they have reached a settlement agreement that will end the halt the costly litigation and forestall a long and costly appeals process.

**Policy Impact Area:** Legal settlement

**Fiscal Impact:** The bill appropriates \$750,000 from the BJP countywide road resurfacing account to pay the City's portion of the settlement amount to Safeco Insurance Company.

**Analyst:** Clements

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

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



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

**Bill Type and Number:** Ordinance 2011-758

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 16, 2011

**Type of Action:** Lease Approval

**Bill Summary:** This ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver that certain Sovereignty Submerged Lands Fee Waived Lease (BOT NO. 160345512) between the City of Jacksonville and the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida for the operation of an 8-slip docking facility to be used exclusively for the mooring of patrol vessels and for the loading and unloading of equipment needed for patrols in conjunction with an upland operations center building.

**Background Information:** This dock is located on the river at Lion's Club Park in Arlington. The docking facility will be used solely by law enforcement (JSO Marine Unit) officials. Construction of the structures (dock and building) is to be completed within the initial five years of the lease. The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is comprised of the Governor and the Cabinet. Submerged water bodies throughout the state are under the jurisdiction of the state.

**Policy Impact:** Public Works/Real Estate/Jacksonville Sheriff's Office

**Fiscal Impact:** Undetermined

**Analyst:** Jackson



**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY



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

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

**Bill Type and Number:** Ordinance 2011-759

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 16, 2011

**Type of Action:** Surplus Property Declaration/Authorization for Sale

**Bill Summary:** This ordinance declares that certain parcel of real property (R.E. Number 072643-0000) located on 3<sup>rd</sup> Street and Ionia Street, in Council District 7, to be surplus to the needs of the City; the ordinance authorizes its sale, and the Mayor and the Corporation Secretary to execute any and all documents associated with the sale, in accordance with provisions of Part 4, Chapter 122, *Ordinance Code*.

**Background Information:** This parcel was received by the City as a result of tax reversion in 2000. It is a vacant lot in a residential community. The property was allocated to the Housing and Neighborhoods Department for affordable housing purposes, but is no longer desired. The property is approximately 62' x 70' (0.09 acres) in size.

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

**Fiscal Impact:** Undetermined

**Analyst:** Jackson

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

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



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

**Bill Type and Number:** Ordinance 2011-760

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 16, 2011

**Type of Action:** Street Closure

**Bill Summary:** This ordinance closes and abandons a portion of Lee Avenue, an unopened and unimproved right-of-way in Flamingo Park, in Council District 12, established via Plat Book 18, page 73 of the current public records of Duval County, at the request of Jonathan M. and Sherry S. McGuire, Mary Frances Ogburn and Sherry Phillips ("applicants"), so as to allow the applicants, owners of the properties on both sides of the right-of-way, to extend their respective residential properties.

**Background Information:** The right-of-way is not used, there is no infrastructure in the right-of-way, no future need of the right-of-way is anticipated and there are no additional adjacent property owners. The applicants have paid a \$1,500.00 closure application fee. The closer request was routed to all government agencies having an interest and there were no objections.

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

**Fiscal Impact:** The applicants have paid a closure fee in the amount of \$1,500.00.

**Analyst:** Jackson

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-761

**Sponsor:** Council Member Jones:

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 16, 2011

**Type of Action:** Approval of Agreements

**Bill Summary:** This ordinance regards the River Oaks Road Railroad Crossing. The ordinance approves and authorizes the Mayor and Corporation Secretary to execute two agreements relating to the at-grade public road railroad crossing situated on River Oaks Road located on the border of Council Districts 5 & 9. The agreements consists of (a) an agreement between the City of Jacksonville and Florida East Coast Railway, L.L.C. providing for an annual license fee and the use and maintenance of the existing at-grade public road railroad crossing located at River Oaks Road, and (b) a maintenance agreement between the City, FEC and CR VI-Philips, L.P., providing for CR VI-Philips, L.P.'s contribution to the annual fee required to be paid by the City under the License Agreement.

**Background Information:** This legislation emanates from a settlement agreement on issues relating to efforts by the San Marco Preservation Society to close the railroad crossing. An accord was reached and stipulated in Ordinance 2011-47-E. There has not been a license agreement for this existing railroad crossing. The two agreements approved and authorized by this ordinance provide for the payment of an annual license fee and for the maintenance of the railroad crossing. The City will pay Florida East Coast Railway an annual license fee. CR VI-Philips, the developer of Jackson Square, property that abuts the railroad crossing site,, agrees to pay half of the railroad crossing maintenance fee for the first five years of the agreement.

**Policy Impact:** Railroad Crossings

**Fiscal Impact:** Undetermined

**Analyst:** Jackson

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

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



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

**Bill Type and Number:** Ordinance 2011-762

**Introducer/Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Development Agreement Approval

**Bill Summary:** This bill approves a development agreement with The American Bottling Company, authorizing the Mayor and Corporation Secretary to execute said agreement.

**Background Information:** The agreement concerns a development to be known as Southeast Atlantic Beverage (Seven-Up Snapple Southeast), consisting of approximately 18.51 acres at 6045 Bowdendale Avenue. Plans are for 244,000 square feet of warehouse uses, subject to a performance schedule and payment of an annual renewal fee for the purpose of reserving traffic circulation capacity.

**Policy Impact Area:** Planning and Development

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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



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

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

**Bill Type and Number:** Ordinance 2011-763

**Introducer/Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Development Agreement Approval

**Bill Summary:** This bill approves a development agreement with Dr. R. Timothy Carter as Trustee of the R. Timothy Carter Revocable Trust, authorizing the Mayor and Corporation Secretary to execute said agreement.

**NOTE:** The legislation may need an amendment to provide consistency concerning the revocable trust name ("Timothy" vs. "Thomas").

**Background Information:** The agreement concerns a development to be known as Normandy PUD, consisting of approximately 85.50 acres on Normandy Boulevard between McGirts Point Boulevard and Guardian Drive. Plans are for 75,000 enclosed square feet of shopping center uses and 500 apartment dwelling units, subject to a performance schedule and payment of an annual renewal fee for the purpose of reserving traffic circulation capacity.

**Policy Impact Area:** Planning and Development

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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

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



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

**Bill Type and Number:** Ordinance 2011-764

**Introducer/Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Development Agreement Approval

**Bill Summary:** This bill approves a development agreement with Niyani, LLC, authorizing the Mayor and Corporation Secretary to execute said agreement.

**Background Information:** The agreement concerns a development to be known as Well Health Medical, consisting of approximately 3.76 acres on San Jose Boulevard between Hidden Stagecoach Road and Sweetholly Drive. Plans are for 20,000 square feet of medical office uses and 5,000 square feet of general office uses, subject to a performance schedule and payment of an annual renewal fee for the purpose of reserving traffic circulation capacity.

**Policy Impact Area:** Planning and Development

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-765

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Declaration of priority populations for public service grants

**Bill Summary:** The bill declares the City Council's four top priority populations for use by the Public Service Grant Council in determining recommended allocations of public service grant funding for FY12-13. The four priority populations are:

1. Homeless persons and families
2. Low-income persons and families
3. Victims of abuse and neglect
4. Adults with physical, mental and behavioral disabilities

**Background Information:** Ordinance Code Section 18.805 – Eligibility Qualifications for Public Service Grant – requires that the City Council annually review a list of potential priority populations submitted by the Public Service Grant Council and by February 15 of each year declare its list of recommended priority populations to be used by the Public Service Grant Council in recommending PSG funding allocations. The four priority populations for FY11-12 were:

1. Homeless and low income persons and families
2. Victims of abuse and neglect
3. Adults with physical, mental and behavioral disabilities
4. Residents of neighborhoods at high risk of crime

**Policy Impact Area:** Public Service Grant funding priorities

**Fiscal Impact:** None directly; the bill establishes the priorities to be used by the PSG Council in making its funding recommendations

**Analyst:** Clements

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Ordinance 2011-766

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 185 – Junk Dealers, Secondhand Dealers and Precious Metals Dealers – to add a new Part 5 - Secondary Metals Recyclers. The new part makes findings and determinations of the need to regulate secondary metals recyclers, creates numerous definitions, establishes a list of “restricted regulated metals property”, regulates the purchase and sale restricted regulated metals property, requires the seller to produce written proof of ownership at the time of sale of such regulated metals, provides for certain exemptions from the regulations in specific cases, requires electronic record-keeping for all transactions involving restricted regulated metals property, requires permits for the transport of certain materials, and provides for penalties and remedies for violations of the Part.

**Background Information:** Citing the need for increased regulation to prevent the theft and sale for recycling of metals such as copper wiring, beer kegs, air conditioning units, street signs, guardrails, and other public and private property, the ordinance creates a new Ordinance Code part to increase regulation and requirements for ownership documentation and transaction record-keeping when such materials are offered for sale. The new part regulates the sale and purchase of 18 specifically defined “restricted regulated metals property” including manhole covers, guard rails, street signs, wiring, catalytic converters, funeral markers and urns, and others. It requires that payment for purchase of restricted regulated metals by a secondary metals recycler must be made by bank draft, check or electronic fund transfer directly to the seller or the seller’s bank account; payment by cash or other form of compensation is prohibited. The bill provides 6 exemptions to the cash sale prohibition, for certain types of individuals and businesses. Sellers of regulated metals must provide written proof of ownership at the time of the sale, and secondary metals recyclers must electronically scan and digitally store a copy of the written proof for a period of no less than 5 years. The bill creates a requirement to obtain a permit from the Sheriff’s Office before transporting more than 25 pounds of restricted regulated metals in a personal vehicle (other than a vehicle used in the ordinary course of business). Violations of the new Part constitute a Class D offense.

**Policy Impact Area:** Prevention of the theft and sale of recyclable metals

**Fiscal Impact:** Undetermined

**Analyst:** Clements



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

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



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

**Bill Type and Number:** Resolution 2011-767

**Introducer/Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Consideration of Appeal

**Bill Summary:** This bill adopts the recommended findings and conclusions of the Land Use and Zoning Committee concerning Zoning Exception Application E-11-54. It is stated that this resolution is the final action of the Council.

**Background Information:** Rock of Avondale, Inc., applied for a zoning exception (E-11-54) for the retail sale and service of all alcoholic beverages including liquor, beer, or wine for on-premises consumption in conjunction with a bona fide restaurant and permanent outside sale and service of same on property located at 914 King Street in the CCG-1 Zoning District. The Planning Commission approved the application by Final Order dated October 27, 2011. A notice of appeal was timely filed by Carmen Godwin, as agent for Riverside Avondale Preservation.

**Policy Impact Area:** Planning and Zoning; Appeals

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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



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

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

**Bill Type and Number:** Resolution 2011-768

**Introducer/Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 15, 2011

**Type of Action:** Consideration of Appeal

**Bill Summary:** This bill adopts the recommended findings and conclusions of the Land Use and Zoning Committee concerning Administrative Deviation Application AD-11-58. It is stated that this resolution is the final action of the Council.

**Background Information:** Rock of Avondale, Inc., applied to the Planning Commission for an administrative deviation (AD-11-58) seeking to reduce the landscape buffer from ten feet to zero feet along the rear (southwest) property line and reduce the required number of parking spaces from nineteen to zero on property located at 914 King Street in the CCG-1 Zoning District. The Planning Commission approved the application by Final Order dated October 27, 2011. A notice of appeal was timely filed by Carmen Godwin, as agent for Riverside Avondale Preservation.

**Policy Impact Area:** Planning and Zoning; Appeals

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-769

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Expression of support for legislative J-bill

**Bill Summary:** The bill expresses the City's support for legislative bill J-3 which would amend the City Charter to create a new Section 24.14 in Article 24 – Jacksonville Economic Development Commission – to provide that the City may enact amendments to Article 24 by ordinance without the need for a subsequent ratification by the voters via referendum.

**Background Information:** The City Charter may be amended in one of three ways: by legislative J-bill, by voter referendum (initiated either by City Council ordinance or by initiative petition drive), or by City Council ordinance. Most of the Charter can be amended by any of the three mechanisms, but certain parts (see Sec.3.01 of the Charter) may be amended only by J-bill or by referendum, including: municipal annexation of unincorporated territory, merger of municipalities and exercise of extra-territorial powers by municipalities; any subject expressly prohibited by the Florida Constitution; any subject expressly preempted to the state by Florida law or constitution; any change affecting the powers, rights, duties and abilities of the Beaches cities and Baldwin; changes that affect the creation or existence of a municipality or the terms of office, means of election or powers of elected officials, the General Counsel, the Council Auditor, the form of government or the rights of municipal employees; or matters prescribed by the Charter relating to appointive boards.

Since the JEDC and its appointed board were created in Article 24 of the Charter, changes to the powers, duties, terms, method of selection and other features of the JEDC board must be done either by J-bill or by voter referendum. This amendment would specify that changes to the JEDC article may be done by Council ordinance without the need for subsequent ratification by voter referendum.

**Policy Impact Area:** Charter amendment process

**Fiscal Impact:** Undetermined; would provide a local means to amend the JEDC article of the Charter without the need for a referendum which may or may not incur costs depending on whether it is scheduled in conjunction with another county-wide election.

**Analyst:** Clements

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-770

**Sponsor:** Council President Joost

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 8, 2011

**Type of Action:** Reappointment

**Bill Summary:** This bill reappoints Christina L. Salvatore to the Enterprise Zone Development Agency Board for a second four-year term ending December 31, 2015.

**Background Information:** The Enterprise Zone Development Agency Board is established pursuant to Chapter 501, *Ordinance Code*, and Section 290.0056, *Florida Statutes*, and charged to assist in the development and implementation of the strategic plan; oversee and monitor the implementation of the strategic plan and make quarterly reports to Council; identify and recommend to Council ways to remove regulatory barriers; identify to Council the financial needs of, and local resources or assistance available to, eligible business in the zone; and manage the implementation of the Empowerment Zone Strategic Plan. Section 501.105, *Ordinance Code*, provides that the members of the board shall be appointed by the Council and that one of the members shall be a representative of businesses operating within the zone area.

Ms. Salvatore received a master's degree in accounting the University of Florida and is a Tax Specialist with *Swisher International*. She resides in the Avondale area with Council District #14.

**Attendance:** According to information provided by the staff for the Enterprise Zone Development Agency Board, Ms. Salvatore has attended 71% of the meetings since her appointment in 2008.

	<b>Meetings Attended</b>	<b>Meetings Held</b>
<b>2008</b>	2	3
<b>2009</b>	2	4
<b>2010</b>	3	3
<b>2011</b>	3	4
Total	10	14

**Policy Impact Area:** Enterprise Zone Development Agency Board Operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

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

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



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

**Bill Type and Number:** Resolution 2011-775

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Calvin L. Burney as Director of the Planning and Development Department.

**Background Information:** Section 30.101(a), *Ordinance Code*, provides that the Director shall have a master's degree in public administration, urban planning or a related field or shall have ten years professional and administrative experience in a managerial capacity, at least five of which shall be in an urban planning agency or organization.

Mr. Burney received a master's degree in city planning from the Georgia Institute of Technology and is the President/CEO of *Transportation Planning Group, Inc.* He has previously served as the Chief of Transportation Planning (1989-1999) and as a member of the Joint Planning Committee (2002-2004) and the JIA Area Redevelopment Agency Board (2004-2011). Mr. Burney resides in Duval County.

**Policy Impact Area:** Planning and Development Department operations

**Fiscal Impact:** According to Human Resources, the salary range for this position is \$101,751 to \$166,125 annually.

**Analyst:** Welsh

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY



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

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

**Bill Type and Number:** Resolution 2011-776

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of James C. Cartledge as Director of the Central Operations Department.

**Background Information:** Section 23.101, *Ordinance Code*, provides that the Director shall have a bachelor's degree or higher and at least five years of experience in an administrative or executive position with a business, corporation, or governmental body or have a law degree or other commensurate training and experience.

Mr. Cartledge received a law degree from George Washington University. He is the Executive Officer/Senior Legal Advisor with the Department of the Army, Office of the Assistant Secretary of the Army (2007-2011). Mr. Cartledge resides in Duval County.

**NOTE:** Ordinance 2011-732 (Government Reform) changed the responsibilities of and renamed this position to the Director of Intra-Governmental Services.

**Policy Impact Area:** Central Operations Department operations

**Fiscal Impact:** According to Human Resources, the salary range for this position is \$101,751 to \$166,125 annually.

**Analyst:** Welsh

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY



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

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

**Bill Type and Number:** Resolution 2011-779

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Designation of brownfield area

**Bill Summary:** The bill designates Dog Wood Park at 7407 Salisbury Road as a brownfield area for environmental rehabilitation and economic development purposes, at the request of the property owner. The ordinance contains a sunset provision by which the designation is automatically repealed 9 months from the effective date of this ordinance if the owner has not signed a Brownfield Site Rehabilitation Agreement with the Florida Department of Environmental Protection by that date.

**Background Information:** The site, a commercial dog recreation facility, comprises 67.29 acres and is located on the site of a closed sanitary landfill. The owner, Kathleen Kelley, requests the brownfield designation so that the property can qualify for potential federal and state incentives for environmental cleanup of the site and for economic redevelopment of the site. The designation does not incur any liability on the part of the City for any site rehabilitation costs.

**Policy Impact Area:** Brownfield redevelopment

**Fiscal Impact:** None to the City; designation qualifies the site owner to apply for federal and state brownfield remediation and economic development incentives and assistance.

**Analyst:** Clements

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-780

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Designation of brownfield area

**Bill Summary:** The bill designates the property at 9225 Dames Point Road as a brownfield area at the request of the proposed purchaser of the property. The ordinance contains a sunset provision by which the designation is automatically repealed 9 months from the effective date of this ordinance if the owner has not signed a Brownfield Site Rehabilitation Agreement with the Florida Department of Environmental Protection by that date.

**Background Information:** The site is the former CertainTeed Gypsum drywall plant on Dames Point just east of State Road 9A and adjacent to JPA's new Dames Point Terminal. The current owner, BPB Acquisition, Inc. has the property under contract to sell to St. Johns Jacksonville LLC which proposes to redevelop the site as an intermodal rail yard serving the Jaxport marine terminal. St. Johns Jacksonville LLC has requested the brownfield designation, in part as a result of finding an unidentified pipe and potential environmental contamination on the site. The designation does not incur any liability on the part of the City for any site rehabilitation costs.

**Policy Impact Area:** Brownfield redevelopment

**Fiscal Impact:** None to the City; designation qualifies the site owner to apply for federal and state brownfield remediation and economic development incentives and assistance.

**Analyst:** Clements



# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-782

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Raymond Williams, IV as a member of the Taxation, Revenue and Utilization of Expenditures (TRUE) Commission, filling the slot formerly held by Michael McCollum, for an unexpired term ending June 30, 2012, followed by a first full three-year term ending June 30, 2015..

**Background Information:** The TRUE Commission is established pursuant to Chapter 57, *Ordinance Code*, and charged to act as an advisory body to the city concerning fiscal policy and may review any aspect of fiscal policy, including: The city's long-range financial soundness, planning budgeting, and management; The city's budgetary process, including taxation, revenue generation, expenditures, use of permit fees and user fees, bonding capacity, franchise fees, state and federal mandates, privatization, "zero based" financing and other similar topics; The appropriateness of each revenue source the city receives to make up its annual general revenue budget; Potential new revenue sources, such as impact fees, and the use of any such funds; The pre- and post-retirement benefit structure for city employees and the potential impact on the financial status of the city; Recommendations that will help make Jacksonville the most fairly-taxed and financially-sound city in the nation; Recommendations to keep the public better informed about important issues of city financing and budgeting which affect their lives; Other areas as the Commission may determine are appropriate and within their scope.

Section 57.102, *Ordinance Code*, provides that the members of the TRUE Commission shall be residents of the City and six of the members shall be appointed by the Mayor and confirmed by the Council.

Mr. Williams received a master's degree in public administration from Nova Southeastern University and is the President of *R&K Family Center, Inc.* He resides in the Royal Lakes area within Council District #5.

**Policy Impact Area:** TRUE Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY



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

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

**Bill Type and Number:** Resolution 2011-783

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Dr. John Allen Newman as a member of the Jacksonville Port Authority (JPA), replacing David G. Kulik, for a first full four-year term ending September 30, 2015.

**Background Information:** The JPA is established pursuant to Article 5, *Jacksonville Municipal 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.

Dr. Newman received a bachelor's degree in religion from Eastern College and is the Senior Pastor at *The Sanctuary @ Mt. Calvary*. He resides in Council District #3.

**Policy Impact Area:** Jacksonville Port Authority Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-784

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Ronald E. Andrews as a member of the Construction Trades Qualifying Board, filling the slot formerly held by Scott D. Milligan, as a journeyman craftsman, for a partial term ending September 30, 2012, followed by a first full three-year term ending September 30, 2015.

**Background Information:** The Construction Trades Qualifying Board is established pursuant to Chapter 62, *Ordinance Code*, and charged to administer Chapter 342; ensure that an applicant for any certificate meets the qualifications provided by law; provide for the preparation, administration and grading of examinations; decide questions of definition and interpretation of the scope of work of the various construction trades covered by Chapter 342; make recommendations to the Council for amendment to ordinances it is required to administer; and provide a continuous study of the different trades and crafts regulated by Chapter 342 and recommend the regulation of additional trades or crafts as may be determined to protect the public health, safety and welfare.

Section 62.101, *Ordinance Code*, provides that eighteen members shall be residents of Duval County appointed by the Mayor and confirmed by the Council, and three of the members shall be journeyman craftsmen.

Mr. Andrews is the Business Manager / Financial Secretary Treasurer at the *Plumbers and Steamfitters Local 234*. He resides in the Hyde Park area with Council District #10.

**Policy Impact Area:** Construction Trades Qualifying Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-785

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Charles K. Mann as a member of the Jacksonville-Duval County Council on Elder Affairs, replacing Frances R. Padgett for a first full term ending June 30, 2013.

**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; and designate priorities among programs developed in the city by public, nonprofit and private providers concerning older persons. Section 82.101, *Ordinance Code*, provides that five of the members of the Council on Elder Affairs shall be appointed by the Mayor and confirmed by the City Council.

Mr. Mann received a master's degree in business administration from Wayne State University and a master's degree in education from Clemson University. He is an active community volunteer and has previously served on the Council on Elder Affairs (2006-2009), the Small Business Advisory Commission (1994-1997), the Better Jacksonville Plan Citizens Oversight Committee and the Southwest CPAC. Mr. Mann resides in the Murray Hill area within Council District #14.

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

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-786

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Charles C. Appleby, as a member of the JEA Board, filling the seat formerly held by Karen E. Bowling, for an unexpired term ending February 28, 2014.

**Background Information:** The JEA is established pursuant to Article 21, *Jacksonville Municipal Charter*, and authorized to own, manage and operate a utilities system within and without the City of Jacksonville. The JEA is created for the express purpose of acquiring, constructing, operating, financing and otherwise have plenary authority with respect to electric, water, sewer, natural gas and such other utility systems as may be under its control now or in the future. Section 21.03(a), *Charter*, provides that the seven members of the JEA Board are to be city residents and electors appointed by the Mayor and confirmed by Council.

Mr. Appleby received a master's degree in business administration from Stetson University and is a Certified Public Accountant. He is the CEO and Chairman of *Advanced Disposal Services, Inc.* and has previously served on the JEDC (2003-2007) and the Jacksonville Waterways Commission (1989-2002). Mr. Appleby resides in the Mandarin area within Council District #6.

**Policy Impact Area:** JEA Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-787

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of D. Christopher Hagan, Jr., as a member of the Planning Commission, replacing Meredith W. Hines as the Planning District #4 representative, for a first full three-year term ending October 1, 2014.

**Background Information:** The Planning Commission is established pursuant to Chapter 30, Part 2, *Ordinance Code*, and charged to review proposed land use changes, text changes to the Comprehensive Plan, requests for exceptions, variances and waivers to the Zoning Code (except those pertaining to properties located within the Downtown Overlay Zone, as defined in Section 656.361.2), appeals from written orders granting or denying an administrative deviation and written interpretations of the Zoning Code and final orders of the Cell Tower Review Committee and other matters related to land use and area planning which are referred to the Department or to the Commission pursuant to law; review and make recommendations to the Council on proposed changes to the Zoning Code, the Code of Subdivision Regulations and other land development regulations or amendments thereto, and with respect to all rezonings, except rezonings of properties located within the Downtown Overlay Zone, as defined in Section 656.361.2); review and make recommendations on plans and programs developed by the Planning Department; and serve as the local planning agency per 163.3174 F.S. and prepare the comprehensive plan.

Section 30.201(a), *Ordinance Code*, provides that the nine members of the Planning Commission shall be residents appointed by the Mayor and confirmed by the Council, including one member residing in each City Planning District.

Mr. Hagan received a bachelor's degree in business administration from Flagler College and is the Government Affairs Director with the *Northeast Florida Builders Association*. Mr. Hagan resides in the Ortega area within Council District #14 (Planning District #4).

**Policy Impact Area:** Planning Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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



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

**Bill Type and Number:** Resolution 2011-788

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 12, 2011

**Type of Action:** Reappointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Ajani N. "AJ" Dunn as a member of the Better Jacksonville Plan (BJP) Financial Administration Committee, as a private citizen representative, for a second full five-year term ending March 31, 2016.

**Background Information:** The BJP Project Administration Committee is established pursuant to Chapter 761, Section 107, *Ordinance Code*, and charged to determine and assess the general conditions of the market for municipal bonds and notes (including opportunities for efficient use of bond anticipation notes, other bridge financing and refunding bonds), and other appropriate financial markets and take into account the effect of the terms of each series to be issued on all of the Plan Projects in order that the Plan, as an entirety, may be efficiently financed. Section 761.107(a), *Ordinance Code*, provides that two of the members of the committee shall be private citizens who are not affiliated with or employed by any business or occupation that would be involved in the implementation of The Better Jacksonville Plan projects.

Mr. Dunn received a master's degree in health administration from the University of Florida and is an Operations Administrator with *Mayo Clinic Florida*. He also serves on the Jacksonville Housing and Community Development Commission. Mr. Dunn resides within Council District #6.

**Policy Impact Area:** Better Jacksonville Plan Financial Administration Committee operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY



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

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

**Bill Type and Number:** Ordinance 2011-789

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

**Date of Introduction:** December 13, 2011

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

**Date of Analysis:** December 13, 2011

**Type of Action:** Closing and abandoning and declaring right-of-way as surplus; Ordinance Code waiver; authorization of quit-claim deed

**Bill Summary:** The bill closes, abandons and/or disclaims four small portions of the right-of-way of Duval Road between Airport Center Drive and Main Street east of I-95 near the River City Marketplace, subject to reservation of easement rights, and declares the closed right-of-way as surplus property. It provides for the directed conveyance of the parcels to the adjacent property owners via quit-claim deed at no cost and waives conflicting provisions of the Ordinance Code that require surplus property to be sold via auction, sealed bid, or other competitive process.

**Background Information:** Pursuant to a fair share contract, Duval Road is being realigned and widened in this area. This bill provides for the conveyance to the adjacent property owners of four small parcels of the right-of-way that are not incorporated in the new alignment. The four parcels comprise 0.187, 0.161, 0.035 and 0.055 acres, respectively. City agencies have indicated no anticipated use for any of the parcels.

**Policy Impact Area:** Surplus property disposition

**Fiscal Impact:** Undetermined; the bill waives the provision for competitive sale of surplus property and authorizes conveyance at no cost to adjoining property owners.

**Analyst:** Clements