

## CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
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**Bill Type and Number:** Resolution 2016-791

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Approval of economic development agreement; authorizing REV grant; designating oversight agency; request for two-reading adoption

**Bill Summary:** The bill approves an economic development agreement between the City and Uptown Signature Development, Inc. for the construction of a mixed use commercial and residential development on Max Leggett Parkway at Owens Road in the JIA CRA tax increment district and the creation of at least 20 new full-time jobs. The City commits to funding a Tax Increment District Infrastructure Grant of \$200,000 and a Recapture Enhanced Value (REV) grant of up to \$1.75 million. The bill designates the Office of Economic Development as the City's oversight agency for the project and requests fast-track adoption on second reading after one committee cycle.

**Background Information:** The proposed project will consist of a retirement/nursing home, offices, restaurant, bank, warehouse/flex space, multi-family/senior living facility and a gas station/convenience store on 162.56 acres on Max Leggett Parkway north of the River City Marketplace complex. The \$200,000 infrastructure grant is conditioned upon proof of private investment of at least \$4 million in project infrastructure consisting of roadways, water, sewer, electricity, gas, lighting and stormwater management facilities for the project. The REV grant of \$1.75 million represents 50% of the incremental increase in taxable value of the property for 10 years after the property begins paying taxes on the new development. The 20 new full-time jobs to be created by the project (which are a condition for receipt of the TID infrastructure grant, but not of the REV grant) do not carry any specific salary requirements. The developer's JSEB good faith participation goal is \$370,500 or 19% of the City's maximum financial contribution to the project. A motion by the JIA CRA Advisory Board to recommend this project to the City Council failed on a 2-2 vote.

**Policy Impact Area:** Economic development

**Fiscal Impact:** The City commits to funding a Tax Increment District Infrastructure Grant of \$200,000 and a Recapture Enhanced Value (REV) grant of up to \$1.75 million.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-792

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Appropriation; designating oversight agency

**Bill Summary:** The bill appropriates \$180,688.37 in additional revenue from the Florida Department of Transportation to reimburse the City for utility costs of 753 additional street lights on FDOT roads.

**Background Information:** The FDOT contracts with the City to maintain and provide electricity for streetlights on state highways (approved via Ordinance 2003-257-E). The current budget for July 2016 through June 2017 originally provided for \$2,001,969.59 in reimbursement to the City. A subsequent inventory by FDOT has determined that the City is actually maintaining and powering 753 more lights than the 8,343 lights that were originally budgeted. This bill appropriates an additional \$180,688.37 (\$266.62 per fixture x 753 fixtures) in FDOT contractual funding.

**Policy Impact Area:** Contract street light operations

**Fiscal Impact:** The bill appropriates \$180,688.37 in additional revenue from the Florida Department of Transportation.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-793

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 16, 2016

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

**Bill Summary:** The ordinance appropriates a \$3,000 donation from the American Association of Retired Persons (AARP) to support the construction of a rapid flashing beacon pedestrian crosswalk on Hartley Road at the Mandarin Senior Center, as initiated by B.T. 17-035; the ordinance amends the 2017-2011 five-year Capital Improvement Program, approved by Ordinance 2016-505-E, to increase funding for the project entitled "Hartley Rd Mandarin Sr Center Exp";

**Background Information:** Ordinance 2014-667-E established a trust fund to account for donations and contributions of money, including gifts and grants received by the City, for use in furthering the goals of installing , making, signage and/or devices necessary for a crosswalk installation. AARP donated \$3,000 to support the City's efforts in this regard. The Hartley Rd Mandarin Senior Center expansion project is currently underway and this location has been identified as a high priority area to provide a rapid flashing beacon pedestrian crosswalk to ensure the safety of pedestrians going to or coming from this highly utilized facility. Once the work is complete, all unspent donation funds will revert to the Un-Signalized Intersection Crossing (Crosswalk) Trust Fund.

**Policy Impact:** Public Works/Traffic Engineering

**Fiscal Impact:** The ordinance appropriates a donation to the City in the amount of \$3,000.00.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2016-0794 - amended

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$144,214.00 from the General Fund – GSD Fund Balance to General Fund – Reserve for Federal Programs, as initiated by B.T. 17-038, to cover the City's required 10% match of a 2016 FEMA Assistance to Firefighters Grant (AFG).

**Background Information:** The Fire and Rescue Department received a grant from FEMA in the amount of \$144,214 for the purchase of 53 power load stretchers. These loaders will improve the safety of the firefighter and patient by providing support throughout the loading and unloading process from an EMS transport unit.

~~The Public Health & Safety Committee amended the Ordinance 2016-598-E on October 4, 2016 to switch the fiscal year from 2016 to 2017. This appropriation will properly align the FY17 reserves for federal programs considering that the match was intended to come from the FY16 reserve balance.~~

The local match for the grant was intended to be paid from the 2016 budget for grant matches that had a sufficient remaining balance to cover the match amount. When the bill was amended in committee to change the fiscal year of the match from 2016 to 2017 it left the match amount for this grant in the FY16 swept fund balance account and took the match from the FY17 grant match account which reduced the amount available to match grants in the current fiscal year. This bill returns the grant match for the 2016 grant to the FY16 budget fund balance account, restoring the ability of the FY17 appropriation to cover all anticipated 2017 grants.

**Policy Impact:** Finance and Administration, JFRD

**Fiscal Impact:** The bill appropriates \$144,214 as initiated by B.T. 17-038 from the FY16 General Fund – GSD Fund Balance to General Fund – Reserve for Federal Programs.

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-795

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

**Date of Introduction:** December 13, 2016

**Committee(s) of Reference:** NCIS, PHS, F

**Date of Analysis:** December 15, 2016

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

**Bill Summary:** The bill appropriates \$1,356,608.21 from CIP projects certified as completed by the Director of Public Works, with residual balances returned to sources of origin, in order to reappropriate the funds to other capital projects.

**Background Information:** The reallocation of small amounts of residual funding from scores of completed projects will provide supplemental funding for two existing projects – Drainage System Rehabilitation (\$49,660.71) and Public Buildings Security – Don Brewer Center Camera Installation (\$89,999.81). It will also provide funding for 3 new CIP projects: A. Philip Randolph Boulevard at Bay Street floating dock (\$175,000); JFRD Tactical and Support Logistics Facilities Consolidation (\$100,000) and Countywide Parks Maintenance and Upgrades (\$506,947), and will appropriate \$435,001 already allocated in a ShotSpotter reserve account to an equipment purchase account for installation of the test site. The A. Philip Randolph Boulevard floating dock will provide a new boat dock to serve the Sports Complex area. The JFRD logistics facilities consolidation project will move the current Logistics Support Facility from JFRD headquarters on Julia Street into the existing Tactical Support Facility on Ellis Road at Highway Avenue to centralize the delivery and pickup of uniforms, medical supplies, equipment and other items and the maintenance and repair of equipment and apparatus for greater efficiency. The ShotSpotter pilot project will install acoustic gunshot detection and surveillance technology in a 5 square mile area of Health Zone 1. The Countywide Parks Maintenance and Upgrades project will provide funding for repairs and upgrades at existing parks, including such items as fencing replacement, playground equipment replacement, gym floor resurfacing, restroom renovations, safety lighting, trail repairs and drainage improvements.

**Policy Impact Area:** Capital improvements

**Fiscal Impact:** The bill appropriates \$1,356,608.21 in residual funding from completed CIP projects to other capital project uses.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-796

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 16, 2016

**Type of Action:** Lease Agreement Approval & Authorization

**Bill Summary:** The ordinance approves and authorizes the Mayor and Corporation Secretary to execute a Lease Agreement between the City of Jacksonville (Landlord) and 121 Financial Credit Union (Tenant), said lease being for a term of five (5) years, with one five (5) year renewal option, for approximately 440 square feet of office space and 100 square feet for an ATM kiosk, both spaces on the first floor of the Duval County Courthouse, with initial annual base rent of \$23.64 per square foot and operating costs of \$4.86 per square foot, both subject to an annual escalation rate of three percent (3%); providing for oversight by the Real Estate Division of the Department of Public Works.

**Background Information:** This lease provides approximately 440 square feet within the Duval County Courthouse to 121 Financial Credit Union for the purpose of offering financial services to its customers on the 1<sup>st</sup> floor of the Duval County Courthouse. Additionally, it provides approximately 100 square feet for an ATM kiosk, also located on the 1<sup>st</sup> floor of the Courthouse. This is a five (5) year lease with one (1) option to renew for five (5) years. The initial Base Rent is \$23.64 per square foot, plus Operating Costs of \$4.86 per square foot, and both are subject to 3% annual escalation rate, as shown in the Rent Schedule attached to the Lease Agreement. The credit union is located in Council District 7.

**Policy Impact:** Credit union availability in courthouse

**Fiscal Impact:** The ordinance approves a Lease Agreement for a site whose Base Rent is \$23.64 per sq. ft., plus Operating Costs of \$4.86 per sq. ft. for a term of five (5) years, with an option for renewal.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2016-797

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Adoption of inventory of surplus property suitable for allocation to affordable housing purposes; authorizing surplus property disposition

**Bill Summary:** The bill adopts an inventory of City surplus properties deemed to be appropriate for potential use of affordable housing purposes, declares 101 of those parcels to be surplus to the City's needs and authorizes their disposition to entities willing to use them to produce affordable housing stock pursuant to the City's affordable housing process.

**Background Information:** State law requires each county to produce a listing every 3 years of all county-owned property (vacant or improved) that is suitable for affordable housing purposes and to make those properties available to private for-profit developers or non-profit housing organizations for the purpose of producing new affordable housing stock. Ordinance Code Section 122.463 requires the City Housing Division to file legislation with the Council each December to adopt an Affordable Housing Inventory List developed by the Real Estate Division. This year's affordable housing inventory encompasses 101 parcels of city-owned property in Council districts 7, 8, 9, 10 and 14 with a total assessed value of \$783,010. The parcels range in value from \$140 for a 35 by 95 foot vacant lot to \$59,509 for a single family house. The vast majority of the listed properties were acquired by tax reversion. The properties are declared to be surplus to the City's needs and are authorized for disposition by sale or donation according to the Ordinance Code provisions for affordable housing purposes.

**Policy Impact Area:** Affordable housing

**Fiscal Impact:** The total assessed value of the 101 parcels is \$783,010.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-799

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 16, 2016

**Type of Action:** Easement Authorization

**Bill Summary:** The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver in accordance with Section 122.421(b), *Ordinance Code*, a Temporary Easement granting to the Florida Department of Transportation (FDOT) a temporary construction easement in, over, and under Parcel 709, located at the intersection of Max Leggett Parkway and Airport Center Drive, needed by FDOT for the FDOT roadway and signal improvements project associated with the resurfacing of I-95 at Airport Road for access to Jacksonville International Airport, together with all documentation necessary to convey said temporary easement ; the ordinance provides for oversight by the real Estate Division of the Department of Public Works.

**Background Information:** The temporary construction easement is needed for the FDOT roadway and signal improvements project associated with the resurfacing of I-95 at Airport Road for accesses to Jacksonville International Airport. The roadway construction site is located in Council District 7.

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

**Fiscal Impact:** Minimal

**Analyst:** Jackson



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**Bill Type and Number:** Ordinance 2016-800

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Authorizing memorandum of understanding and contract payment; designation of oversight agency

**Bill Summary:** The bill authorizes the execution of a Memorandum of Understanding (MOU) between the City and the JAXUSA Partnership of the Jacksonville Regional Chamber of Commerce for management of an export enhancement plan initiative and for development of a Foreign Direct Investment Strategy to implement strategies developed through Jacksonville's participation in the Global Cities Initiative. The MOU authorizes a contractual payment to JAXUSA of \$60,000 in FY16-17. The Office of Economic Development is designated as the City's oversight agency for the project.

**Background Information:** In November 2013, Jacksonville was chosen as one of the first 8 cities (now up to 27) to participate in the Global Cities Initiative, a program created by the Brookings Institution (a Washington "think tank") and JPMorgan Chase (a global financial services company) to encourage international trade and foreign investment in metropolitan areas around the United States. In December 2014 an Export Markets Assessment was produced by a regional working group and in April 2015 the Metro Jacksonville/Northeast Florida Export Plan was completed. This MOU formalizes an agreement between the City and JAXUSA Partnership for the Partnership to begin implementing the export plan on behalf of the City. The MOU calls for JAXUSA to establish a "one-stop shop" to provide interested businesses with information, research and assistance in developing export activities; to create a Global Cities Advocacy Team to lead the implementation effort; to conduct outreach activities to at least 25 potential export businesses; to recruit businesses currently exporting products and services to serve as mentors to businesses considering export activities; to provide research on existing export development programs and create an Export Directory; and to market Jacksonville and Northeast Florida as an area for export and international investment as part of JAXUSA's overall marketing outreach program.

The ordinance says the MOU is for 1 year with an option for a 2-year renewal; however the attached MOU does not appear to contain any provision for renewal. The ordinance also states that the purpose of the MOU is to implement the Phase 1 Export Plan and begin the development of Phase 2 – a Foreign Direct Investment Strategy (FDIS); however the MOU does not appear to contain any reference to the FDIS.

**Policy Impact Area:** Affordable housing

**Fiscal Impact:** The MOU authorizes a contractual payment to JAXUSA of \$60,000 in FY16-17 from the Office of Economic Development's professional services operating budget.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-0801

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Closure, abandonment and/or disclaiming a portion of an open/improved right-of-way

**Bill Summary:** This bill closes, abandons and/or disclaims a portion of an open and improved right-of-way of Benton Street located, in Council District 7, near the intersection of Benton Street and Broward Avenue, subject to reservation unto JEA of an easement over the closed right-of-way for ingress and egress and for all utilities.

**Background Information:** The portion of the right-of-way of Benton Street was established in Plat Book 6, Page 9, Duval City, of the Public Records of Duval County, dated February 28, 1914. The request was made by Old No. 1 Partners, LLC, and owner of all the property adjacent to the designated area. The closure will allow the applicant to consolidate the adjoining properties. The processing fee of \$1,688.00 has been paid. There have been no objections from any entity which may have interests in the right-of-way. The Real Estate Division will provide oversight of closure.

**Policy Impact:** Public Works Department/Real Estate Division, JEA

**Fiscal Impact:** Payment of processing fees (\$1,688) by the applicant.

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-0802

**Sponsor:** Council President Boyer

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Amending *Ordinance Code*, Chapter 656

**Bill Summary:** This bill amends Chapter 656 (Zoning Code), Part 3 (Schedule of District Regulations), Subpart F (Planned Unit Development), Subpart M (San Marco Overlay Zone), *Ordinance Code*, to clarify that Section 656.399.6, does not apply to the aggregation of lots so long as no more than one (1) single-family residence is allowed on the entirety of such aggregated lot.

**Background Information:** The amendment adds language that will allow construction of no more than one (1) single-family residence on two or more entire lots that are aggregated. In addition, the amendment prohibits future division of newly aggregated lots to allow for the construction of another residence. The effective date listed is after December 3, 2004.

**Policy Impact:** Planning & Development Department, Planning Commission, *Ordinance Code*

**Fiscal Impact:** Undetermined

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-0809

**Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Approval of sign wavier

**Bill Summary:** This bill approves a sign waiver application (SW-17-01) for 8709 Hogan Road between Belfort Road and Grant Owens Road (R.E. No. 136422-0010), located in Council District 4; authorizes the certification required for satisfaction of condition(s); and provides a disclaimer that wavier granted shall not be considered as an exemption from any other applicable laws.

**Background Information:** The sign waiver was requested by the Church of Pentecost, Inc. to reduce the minimum setback requirement from 25 feet to 10 feet, and allow for a L.E.D. internal illumination for a changing message device sign in a Residential Rural-Acre (RR-Acre) Zoning District. The Planning and Development Department issued a staff report providing a recommendation of approval.

**Policy Impact:** Planning & Development Department

**Fiscal Impact:** Filing fees for residential districts are \$1,161.00, notification costs are \$7.00 per addressees; and advertising costs are billed to owner/agent.

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-0810

**Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Approval of wavier of minimum road frontage

**Bill Summary:** This bill approves a waiver of minimum road frontage application (WRF-16-21) at 3514 Rosemary Street (R.E. No. 069738-0000) between Ashland Street and Sheridan Street, located in Council District 5; authorizes the certification required for satisfaction of condition(s); and provides a disclaimer that wavier granted shall not be considered as an exemption from any other applicable laws.

**Background Information:** The wavier was requested by Jose Sanchez. The master property with the existing home has the required 60 feet along Rosemary Street. After the subdivision, the road frontage for the two parcels will be reduced below the required minimum of 45 feet in a RLD-60 Zoning District. Mr. Sanchez was unsuccessful in securing other options, including purchasing land to the south of the property Sheridan Street, and property along Hendricks, to gain additional frontage. The wavier will improve the property value with the addition of two homes. The Planning and Development Department issued a staff report providing a recommendation of approval.

**Policy Impact:** Planning & Development Department

**Fiscal Impact:** Undetermined

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-0811

**Sponsor:** Land Use and Zoning Committee

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Approval of sign wavier

**Bill Summary:** This bill approves a sign waiver application (SW-16-10) for 10210 San Jose Boulevard and Haley Road (R.E. No. 148789-0010), located in Council District 6; authorizes the certification required for satisfaction of condition(s); and provides a disclaimer that wavier granted shall not be considered as an exemption from any other applicable laws.

**Background Information:** The sign wavier was requested by the E Holdings, LLC, to reduce the minimum setback requirement from 10 feet to 7 feet in a Commercial Community/General -1 (CCG-1) Zoning District. The existing sign is grandfathered in, thus, room is a physical limitation. The driveway creates an inability to move the sign back. The Planning and Development Department issued a staff report providing a recommendation of approval.

**Policy Impact:** Planning & Development Department

**Fiscal Impact:** Filing fees for non-residential districts are \$1,173.00, notification costs are \$7.00 per addresses; and advertising costs are billed to owner/agent.

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-812

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Approving issuance of revenue bonds

**Bill Summary:** The bill authorizes the use of up to \$47 million of revenue bonds issued by the Capital Trust Agency, Inc. of Gulf Breeze, FL within the City of Jacksonville for the construction of a senior assisted living and memory care facility to be known as “Inspired Living at Jacksonville” on Burnt Mill Road near Gate Parkway on the Southside. The bill declares that the revenue bonds are not a liability of the City and the City does not endorse or recommend the borrower or the creditworthiness of the project.

**Background Information:** Capital Trust Agency, Inc. is a not-for-profit corporation that issues tax-advantaged revenue bonds to assist in the financing of capital improvements for governments (such as public buildings, recreational facilities, social service facilities and public safety facilities) and for private entities (schools, child care facilities, medical facilities and the like) as permitted by state law and pursuant to Internal Revenue Service tax regulations. Validus Senior Living REIT Investment Company, LLC, the developer of “Inspired Living at Jacksonville” intends to construct 109 assisted living units and 43 memory care units using the proceeds of the revenue bonds issued by Capital Trust Agency. The City of Jacksonville’s consent is required for the use of the proceeds of tax advantaged bond issued by another entity within its jurisdiction.

**Policy Impact Area:** Senior residential housing development

**Fiscal Impact:** None to the City; the City has no financial obligation or liability for the project or the bonds.

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2016-813

**Sponsor:** Council Member Schellenberg

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 16, 2016

**Type of Action:** Petition to state legislature and Governor's cabinet

**Bill Summary:** The resolution urges the Florida Legislature and Cabinet to dedicate conservation funds for water conservation projects in the environmentally sensitive areas of North and Central Florida and to provide fair and equal funding statewide from the Land Acquisition Trust Fund for important water protection projects; directing the Legislative Services Division to forward copies of this adopted resolution to the Florida Legislature and Cabinet.

**Background Information:** With an overwhelming majority, Florida voters passed the Florida Water and Land Conservation Amendment that provided a guaranteed source of conservation funds for the purpose of protecting all of Florida's vital water resources. The Florida Department of Environmental Protection has found that eighty percent of Florida's lakes and seventy percent of Florida's springs are considered impaired by excessive levels of nutrients like nitrogen and phosphorus. In 2016, the Everglades and southern estuaries received 380 percent, or 4.8 times more Land Acquisition Trust Fund funding than statewide springs protection; a supermajority of conservation funding being dedicated to one project or Water Management District will jeopardize funding for other essential projects and priorities. This resolution implores the Legislature and the Cabinet to allocate conservation funds through the Acquisition Trust Fund each year for water conservation projects in the environmentally sensitive areas of North and Central Florida.

**Policy Impact:** Water conservation

**Fiscal Impact:** Minimal

**Analyst:** Jackson



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**Bill Type and Number:** Resolution 2016-816

**Sponsor:** Council President Boyer

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Reappointment

**Bill Summary:** This bill reappoints Jill D. Haskell to the Jacksonville Waterways Commission, as a general public representative, for a first full term ending December 31, 2018.

**Background Information:** The Jacksonville Waterways Commission is established pursuant to Chapter 95, *Ordinance Code*, and charged to study and make recommendations to the Council with respect to the improvement, development and protection of the St. Johns River and all tidal waters, and all saltwater, estuarine and riverine wetlands in Duval County; formulate an overall plan for dealing with any problems that exist concerning the St. Johns River and all tidal waters in Duval County; devise methods of developing future uses of the St. Johns River and all tidal waters in Duval County; serve as the Duval County committee to review rules proposed by the Florida Fish and Wildlife Conservation Commission governing speed and operation of motorboats to protect manatees; assist the City in achievement of its state goal to improve the water quality of the City's wetlands resources over the long term and improve the water quality and fish and wildlife value of wetlands by review and making recommendations to the Council with respect to proposed land use amendments; conduct research, studies, collect and analyze data and prepare maps, charts and tables for accomplishment of its purposes; and advise governmental units and the public concerning the improvement, development and protection of the St. Johns River and all tidal waters in Duval County; act as a coordinating agency for programs and activities affecting the improvement, development and protection of the St. Johns River and all tidal waters in Duval County.

Section 95.103(c), *Ordinance Code*, provides that nine of the members of the Jacksonville Waterways Commission shall be members of the general public appointed by the Council.

Ms. Haskell received a bachelor's degree in sociology and anthropology from the University of North Florida and is the General Manager at *Discount Boats / Haskell Marine, Inc.* She resides in Duval County.

**Attendance:** According to information provided by the staff for the board, Ms. Haskell has attended 84% (16 of 19) of the meetings of the board during her current term beginning in March 2015.

**Policy Impact Area:** Jacksonville Waterways Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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**Bill Type and Number:** Resolution 2016-817

**Sponsor:** Council President Boyer

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Randle P. Shoemaker to the Jacksonville International Airport (JIA) Area Redevelopment Agency Board, replacing Warren T. Alvarez as the representative for School Board District #6, for a first term ending June 30, 2019.

**Background Information:** The JIA Area Redevelopment Agency Board is an advisory board to the Jacksonville Economic Development Commission. Per Ordinance 90-409-293, which created the board, the seven members are appointed by the Council, one each from the seven School Board districts.

Ms. Shoemaker received a law degree from Samford University, Cumberland School of Law and is the Senior Vice President of the *National Agency Counsel*. She currently serves on the Florida State College at Jacksonville, Board of Trustees and the Women's Board at Wolfson's Children's Hospital. Ms. Shoemaker resides in the Ortega area within Council District #14 (School Board District #6).

**Policy Impact Area:** JIA Area Redevelopment Agency Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-818

**Sponsor:** Council President Boyer

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment

**Bill Summary:** This bill appoints Dr. Rene Pulido to the Health Planning Council of Northeast Florida, Inc., replacing Dr. Jose Zayas in the "provider" category, for a two-year term ending September 30, 2018.

**Background Information:** The Health Planning Council of Northeast Florida, Inc. is established pursuant to Section 408.033, *Florida Statutes*, and authorized to develop a district health plan; advise the state department on health care issues and resource allocations; promote public awareness of community health needs; collect data and conduct analyses and studies related to health care needs of the district; advise and assist local governments on the development of an optional health plan; and monitor and evaluate the adequacy, appropriateness and effectiveness of funds distributed to meet the needs of the medically indigent. The bylaws of the Health Planning Council provide that the Board of Directors shall be made up of health care consumers, providers and purchasers, with a provider being a licensed health care professional.

Dr. Pulido received a medical degree from the University of Medical Science in Costa Rica and completed a Family Medicine Residency at Mayo Clinic. He is the Owner & President of *EMED Primary Care and Walk In Clinic*. Dr. Pulido resides in the Empire Point area of Council District #5.

**Policy Impact Area:** Health Planning Council of Northeast, Inc. operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-819

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Stephanie Burch as the Director of Neighborhoods.

**Background Information:** Ordinance 2016-140-E, established the Neighborhoods Department, effective April 2, 2016. Section 34.102, *Ordinance Code*, provides that the Director shall have a bachelor's degree or higher from an accredited college or university and at least five years of experience in an administrative or executive position.

Ms. Burch received a bachelor's degree in fisheries and wildlife from Michigan State University and a law degree from Florida Coastal School of Law. She has worked as an attorney, since 2005, with various firms, including *Burch Law, PLLC* in Jacksonville. Ms. Burch has served as the Chief of the Real Estate Division since March 2016.

**Policy Impact Area:** Neighborhoods Department operations

**Fiscal Impact:** According to Employee Services, the salary range for this position is \$105,447 - \$172,159 annually.

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-820

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Diane F. Moser as the Director of Employee Services.

**Background Information:** Section 33.102, *Ordinance Code*, provides that the Director shall have a bachelor's degree or higher from an accredited college or university and at least five years of full-time experience in human resources management.

Ms. Moser received a master's degree in psychology from the University of West Florida. She has been employed with the City of Jacksonville since 1992, working her way up from Personnel Examiner to Manager of Personnel Services in 2008, a position she held until her appointment as Chief of Talent Management in March 2014.

**Policy Impact Area:** Employee Services Department operations

**Fiscal Impact:** According to Employee Services, the salary range for this position is \$105,447 - \$172,159 annually.

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-821

**Sponsor:** Council President Boyer

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Council President's appointment of Sandy L. Robinson, Ph.D. to the Public Service Grant Council, filling the seat formerly held by Harold D. Briscoe, for a first full term ending December 31, 2019.

**Background Information:** The Public Service Grant Council is established pursuant to Chapter 80, *Ordinance Code*, and charged to review and assess the annual needs of the City for public services for a program not otherwise funded by City funds; recommend Priority Populations or Needs to the City Council; recommend the process by which recipients of Public Service Grants are selected each year; submit for review an appropriation request for Public Service Grants for the upcoming fiscal year; review, evaluate and score each Public Service Grant application; participate in on-site evaluations of recipient programs; attend orientation sessions the annual training course, ethics, public records and open meeting laws training; and award and allocate the annual lump sum appropriation for Public Service Grants contained in the annual budget ordinance.

Dr. Robinson received a doctorate degree in higher education administration from Kent State University and is the Executive Chair of the School of Social, Behavioral and Health Sciences and is President of the North Campus/Nassau Center of *Florida State College at Jacksonville*. She resides in the Forrest Trails area within Council District #8.

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

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-822

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Paul Sleiman as a member of the Better Jacksonville Plan (BJP) Financial Administration Committee, filling the slot formerly held by Charles B. "Charlie" Tomm as a private citizen representative, for a first full term ending March 31, 2021.

**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. Sleiman received a bachelor's degree in finance from Bentley University and is the Owner & Manager of *Triforce Development, LLC* in Jacksonville. He resides in the Secret Cove area of Council District #4.

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

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-823

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Ryan Davis as a member of the Jacksonville Historic Preservation Commission, replacing Angela Schifanella, for a first full term ending March 4, 2018.

**Background Information:** The Jacksonville Historic Preservation Commission is established pursuant to Chapter 76, *Ordinance Code*, and charged to conduct an ongoing survey and inventory of historic buildings, areas, and archaeological sites in the City of Jacksonville and to plan for their preservation; identify potential landmarks and potential landmark sites and to make recommendations to the City Council as to whether such should be officially designated; recommend that the City Council designate specified areas as historic districts and to identify which structures should be considered to be contributing structures; develop specific guidelines for the alteration, construction, relocation or removal of designated property; promulgate standards for architectural review which are consistent with standards for rehabilitation established by the United States Secretary of the Interior; approve or deny applications for certificate of appropriateness for alteration, construction, demolition, relocation or removal of landmarks, landmark sites, and property in historic districts; initiate plans for the preservation and rehabilitation of individual historic buildings; undertake public information programs including the preparation of publications and the placing of historic markers; conduct public hearings to consider historic preservation issues, the designation of landmarks, landmark sites, and historic districts, applications for certificate of appropriateness and nominations to the National Register of Historic Places; and administer Chapter 307, *Ordinance Code*.

Section 76.102, *Ordinance Code*, provides that the members of the Jacksonville Historic Preservation Commission shall be residents of the City of Jacksonville for their entire term and shall be appointed by the Mayor, subject to confirmation by the City Council.

Mr. Davis received a bachelor's degree in interdisciplinary studies from Florida State University and is a Certified Residential Contractor. He is the President of *Piper Homes* and serves on the Board of Directors of the Northeast Florida Builder's Association. Mr. Davis resides in the Miramer area within Council District #5.

**Policy Impact Area:** Jacksonville Historical Preservation Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup



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**Bill Type and Number:** Resolution 2016-824

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Peret Pass, as a member of the Jacksonville Human Rights Commission, replacing Nathan Rousseau for a first full term ending December 31, 2018.

**Background Information:** The Jacksonville Human Rights Commission is established pursuant to Chapter 60, *Ordinance Code*, and charged to promote and encourage fair treatment and equal opportunity for all persons regardless of race, color, religion, sex, national origin, age, disability, marital or familial status; and promote mutual understanding and respect among all economic, social, racial, religious and ethnic groups; and endeavor to eliminate discrimination against, and antagonism between, religious, racial and ethnic groups and their members. Section 60.101, *Ordinance Code*, provides that the 20 members of the commission shall be appointed by the Mayor, subject to confirmation by the Council, and shall reside or be employed in the City for their entire term.

Ms. Pass is the President of *Pass Consulting Group, LLC*. She has previously served on a number of organizations including the Service Academy Nomination Board and the American Cancer Society. Ms. Pass resides in the Secret Cove area of Council District #4.

**Policy Impact Area:** Jacksonville Human Rights Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-825

**Sponsor:** Council President at the request of the Chief Judge for the Fourth Judicial Circuit

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Chief Judge's appointment of Joseph Rogan to the Jacksonville Ethics Commission, replacing Richard Brown, for a full term ending December 31, 2018.

**Background Information:** The Jacksonville Ethics Commission is established pursuant to Chapter 602, Part 9, *Ordinance Code*, and empowered to review, interpret, render advisory opinions and enforce Chapter 602, *Ordinance Code*; and, in accordance with Section 1.202, *Municipal Charter*, to exercise the following powers and duties:

- Authorized to receive, and to investigate and issue findings with regard to complaints alleging an ethics violation;
- Provide assistance and input into the management and coordination of the training and education of local officers and employees in state and local ethics, including the City's Ethics Education Program, as well as all public records and sunshine law training throughout the government;
- May, upon employee or citizen complaint, or upon its own initiative, seek information and gather facts for the purpose of reviewing any circumstance or situation of which the Commission may become aware that appears to violate or may potentially violate an acceptable standard of ethics conduct for City officers and employees;
- Jurisdiction to levy those civil fines or penalties authorized in Chapter 602 for violations of the City's ethics code; and
- Act as the hiring committee, subject to Council confirmation, for the executive director of the Ethics Oversight and Compliance office.

Section 602.912, *Ordinance Code*, provides that one of the nine members of the commission shall be appointed by the Chief Judge for the Fourth Judicial Circuit and confirmed by Council.

Mr. Rogan received a law degree from the Georgetown University Law Center and is an Attorney at *Smith, Hulsey & Busey*.

**NOTE:** Mr. Rogan's residential address and voter status were not available at the time of the bill summary.

**Policy Impact Area:** Jacksonville Ethics Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-826

**Sponsor:** Council President Boyer

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Reappointment

**Bill Summary:** This bill reappoints D. Glynn Taylor, to the Building Codes Adjustment Board (BCAB), for a second three-year term ending September 30, 2019.

**Background Information:** The BCAB is established pursuant to Chapter 56, *Ordinance Code*, and charged to study building codes and recommend to Council needed amendments thereto as may be found necessary or desirable; hear and decide building code enforcement appeals; and authorize building code variances where authorized by law. Section 56.101, *Ordinance Code*, provides that the nine members of the board are appointed by the Council.

Mr. Taylor received a bachelor's degree in civil engineering from the University of Florida and is a Florida licensed Professional Engineer. He is the President of *Taylor & White, Inc.*, a civil design and consulting engineering firm. Mr. Taylor resides in the Mandarin Station area within Council District #6.

**Attendance:** According to information provided by the staff for the board, Mr. Taylor has attended 73% (22 of 30) of the meetings of the board during his current appointment which began in January 2014.

**Policy Impact Area:** Building Codes Adjustment Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Resolution 2016-827

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 12, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Rory John Diamond to the Jacksonville Journey Oversight Committee, for a second full term ending December 31, 2020.

**Background Information:** The Jacksonville Journey Oversight Committee was initially established via Ordinance 2008-555-E and continued via Ordinance 2015-800-E. The Committee is charged to: in concert with the City's grant making agencies, establish the short, intermediate, and long term, measurement and reporting systems for Jacksonville Journey funds; issue an annual community-wide report card on the progress of funded Jacksonville Journey programs; make annual recommendations on programs to be funded based on each program's prior year's performance; continue the data gathering and public policy innovation initiated by the Jacksonville Journey for further refinement and consideration of the program; and advocate for the investment of new public and private dollars as well as state and federal policy initiatives to ensure a safer city. The nine members of the committee are appointed jointly by the Council President and Mayor.

Mr. Diamond received a law degree from the University of San Diego and is the Executive Director of *K9s for Warriors*. Additionally, he has been elected to serve as City Councilor, Seat 3 for Neptune Beach. Mr. Diamond resides in Duval County.

**Attendance:** According to information provided by the staff for the board, Mr. Diamond had attended 75% (18 of 24) of the meetings of the board during his current term beginning in July 2013.

**Policy Impact Area:** Jacksonville Journey Oversight Committee operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup

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**Bill Type and Number:** Ordinance 2016-828

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

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

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

**Bill Summary:** The bill expresses the Council's support for local legislative bill J-3 that would amend Chapters 563 & 564, Florida Statutes, to amend the application of the term "premises" for beer and wine licenses issued to establishments located contiguous to or within areas within which open container restrictions on alcoholic beverages are waived pursuant to Jacksonville's Ordinance Code Chapter 191.

**Background Information:** Section 191.203 – Waiving provisions of Chapter 368 – of Ordinance Code Chapter 191 – Special Events and A. Philip Randolph Entertainment District – provides for a waiver of the open container restrictions on alcoholic beverage consumption within the A. Philip Randolph Entertainment District during a list of 15 designated "special events" and any other event designated as "special" by the City Council. Legislative bill J-3 would amend the Florida Statute chapters regulating beer and wine sales and consumption to provide that for purposes of the application of the state law, the open container law exemption in Jacksonville's special events district shall apply to "premises" licensed for "consumption on premises" that are either within or located contiguously to the A. Philip Randolph Entertainment District.

The bill is intended to clarify the special event open container exemption as it applies to the new Intuition Ale Works located at the corner of A. Philip Randolph Boulevard and Bay Street. The front third of the building along A. Philip Randolph Boulevard is within the Entertainment District, while the rear two-thirds of the building is not within the district. The "contiguously to" language within the bill would make the entire facility eligible for the open container exemption during designated special events.

**Policy Impact Area:** Alcoholic beverage regulation

**Fiscal Impact:** Undetermined. If the extension of the open container exemption enabled the business to sell more beverages during special event periods the City may experience some increased tax revenue.

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2016-0829

**Sponsor:** Council Member Dennis

**Date of Introduction:** December 13, 2016

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

**Date of Analysis:** December 15, 2016

**Type of Action:** Resolution supporting the vacation of a portion of Jacksonville Heights Plat

**Bill Summary:** This resolution supports the vacation of a portion of the plat of Jacksonville Heights, pursuant to Section 177.101(3) *Florida Statutes*; returns a portion of the lands shown on said Jacksonville Heights Plat to acreage; abandons certain unopened roads within the boundaries of the Jacksonville Heights Plat that have not been opened and have not become roads suitable and necessary for the traveling public; and ensures legal access to abutting properties.

**Background Information:** *Florida Statutes* authorizes the governing bodies of municipalities and counties to adopt resolutions vacating plats of subdivisions and returning the property to acreage. Jacksonville Heights plat is recorded in Plat Book 5, Page 93 in the current public records of Duval County, and encompasses lands west of downtown Jacksonville adjacent to Lane Avenue and Wilson Boulevard. This site is located in Council District 9. The rights-of-way described in the survey, project number 4FER-J1, are presumed to be dedicated public rights-of-way; however, none of the platted rights-of-way located within the lands described in the survey were ever opened, improved or accepted by the City for maintenance. In addition, the rights-of-way have not become highways suitable for the traveling public.

**Policy Impact:** Planning & Development Department

**Fiscal Impact:** Undetermined

**Analyst:** Mitchell