

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2008-1062

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; TEU

Date of Analysis: December 12, 2008

Type of Action: Appropriation

Bill Summary: This ordinance appropriates a \$13,714.28 reimbursement grant from the Florida Department of Transportation, to be matched by a \$13,714.28 in-kind contribution from the Environmental and Compliance Department Clean It Up, Green It Up staff salaries, to provide funding to Keep America Beautiful affiliates for the development and implantation of litter prevention and education programs, as initiated by B.T. 035.

Background: This funding is used to purchase cleanup support material such as bags, gloves, litter pick up tools, sign printing and installation, printing materials for litter prevention, educational outreach, and other neighborhood and special volunteer cleanup programs. All of these programs are designed to educate the citizens concerning litter and litter prevention. The City of Jacksonville will be reimbursed quarterly.

Policy Impact: Environmental & Compliance Department

Fiscal Impact: This ordinance appropriates \$13,714.28

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1063

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; PHS

Date of Analysis: December 12, 2008

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$5,918 in 2008 Paul Coverdell Forensic Sciences Improvement Grant funds awarded to the District Four Medical Examiner's Office by the National Institute of Justice to fund the conversion of an unused darkroom into a new evidence storage room, as initiated by B. T. 90-036; provides for City oversight by the Medical Examiner's Office.

Background: The Medical Examiners Office received the 2008 Paul Coverdell Forensic Sciences Improvement Grant awarded by the National Institute of Justice. The facility improvements funded by this grant include removing a metal revolving door, installation of a solid metal door with a combination lock, removal of a shared wall and installation of a new outer wall. Also, phone and data cables will be added to the old evidence storage area, which will enlarge the Investigative area. This renovation will allow investigators to store evidence in a larger more secure area.

Policy Impact: Medical Examiner's Office

Fiscal Impact: This ordinance appropriates a grant in the amount of \$5,918.

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1064

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; PHS

Date of Analysis: December 12, 2008

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$250 from the Circuit Court's Judicial Support Miscellaneous Services and Charges account in order to purchase, at the Chief Judge's discretion, condiments and beverages for distinguished guests visiting the judiciary, as initiated by B.T. 09-037.

Background: The judiciary here in Duval County is visited by distinguished guests from around the country and abroad. Recently, judges and judiciary authorities from Russia visited. The funding in this legislation enables the judiciary in Duval County to provide appropriate refreshments to visiting guests.

Policy Impact: Circuit Court/Judicial support

Fiscal Impact: .This ordinance appropriates \$250.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1065

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; PHS

Date of Analysis: December 12, 2008

Type of Action: Appropriation

Bill Summary: This ordinance appropriates a \$300,000 continuation grant from the Substance Abuse and Mental Health Services Administration of the Department of Health and Human Services to fund professional services provided by Gateway Community Services, Inc. for Adult Drug Court, on a countywide basis, which services expand and enhance substance abuse treatment in courts which use the treatment drug court model by providing alcohol and drug treatment, recovery support services, screening assessment, case management and program coordination for defendants, as initiated by B.T. 09-038; providing a carryover of funds to Fiscal Year 2009-2010.

Background: This bill funds professional services to the Judicial Courts by Gateway Community Services for Adult Drug Court countywide. To expand and enhance substance abuse treatment services in "problem solving" courts which use treatment drug court model in order to provide alcohol and drug treatment, recovery support services supporting substance abuse treatment, screening assessment, case management and program coordination to defendants/offenders.

Policy Impact: Judicial Courts/Adult Drug Court

Fiscal Impact: .This ordinance appropriates \$300,000 in a continuation grant.

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1067

Sponsor: Council President at the Request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: December 11, 2008

Type of Action: Ordinance Code Amendment/Appropriation

Bill Summary: This bill creates a new Section 111.920, Ordinance Code, establishing a Neighborhood Stabilization Program Special Revenue Fund into which federal funding for the Neighborhood Stabilization Program shall be deposited. Monies in the fund are appropriated to the Housing and Neighborhoods Dept. for its use toward attaining the purposes of the Neighborhood Stabilization Program, and appropriations shall not lapse at the close of any fiscal year. The Director of Finance is authorized to make disbursements from the fund upon request of the Director of Housing and Neighborhoods to provide assistance in the redevelopment of abandoned and foreclosed properties and to increase the availability of affordable housing for low, moderate, and middle income households. Authorization is given for the Mayor, or designee, to negotiate and execute necessary contracts and agreements. Provision is made for the Director of Finance to certify on such contracts or agreements that funds are available, and the Office of General Counsel shall approve such contracts and agreements as to form. Authorization is given for the Director of the Housing and Neighborhoods Dept. to negotiate and execute necessary technical amendments to the Neighborhood Stabilization Program Substantial Amendment. An appropriation of \$26,175,317 in federal funding is made for the program and shall be deposited into the newly-created special revenue fund. Relative positions are authorized.

Background Information: The position authorization includes a Program Manager/SPE and a Planning Technician/SPE. Information on file states that the positions will be limited to the estimated 4 year term of the program.

Policy Impact Area: Neighborhood Stabilization; Affordable Housing; Special Revenue and Trust Accounts

Fiscal Impact: Undetermined; \$26,175,317 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2008-1068

Sponsor: Council President at the request of the General Counsel:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; TEU

Date of Analysis: December 12, 2008

Type of Action: Agreement Amendment; Appropriation

Bill Summary: This ordinance in conformance with Section 108.505, *Ordinance Code*, and Resolution 2008-181-A and Ordinance 2008-537-E; approves the amendment of the engagement Agreement with Greenberg Traurig, Special Counsel to the City's claims against Seminole County and the St. Johns River Water Management District regarding removal of water from the St. Johns River; providing for a maximum indebtedness of \$625,000; appropriating \$225,000 from the Office of General Counsel retained earnings for the engagement; providing for a reverter of funds.

Background: The City joined the Riverkeeper in filing for an injunction to prevent Seminole County from acquiring a permit from the St. Johns River Water Management District from withdrawing millions of gallons of water from the St. Johns River. The withdrawals would have a negative environmental and economic impact on the lower St. Johns River basin. The City retained special counsel to advocate for its interest.

Policy Impact: Office of General Counsel

Fiscal Impact: The ordinance appropriates \$225,000

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1078

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 12, 2008

Type of Action: Road Closure

Bill Summary:

This ordinance closes and abandons, and/or disclaims (1) a portion of Mitchell Place, an opened and improved right-of-way created by Plat of Mitchell's Place, as record in Plat Book 17, page 46, of the current Public Records of Duval County, Florida, (2) portions of Summerall Avenue, Service Street and Trinity Street, opened and improved rights-of-way created by Plat of Walsh's addition to South Jacksonville Florida, recorded in Plat Book 7, page 30, of the current Public Records of Duval County, Florida, (3) a portion of a 30 foot utility easement, and (4) a portion of a 20 foot drainage easement, all in Council District 9, at the request of CR VI-Phillips, LP, owner of the properties abutting the proposed closures, so as to facilitate the future development of San Marco Promenade, a new multi-use development.

Background: The applicant for the closures owns the properties on both sides of the proposed closures. The purpose of the closures is to facilitate a new multi-use development.

Policy Impact: Public Works/Real Estate

Fiscal Impact: A closure application fee has been paid by the applicant.

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-2008-1079

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 12, 2008

Type of Action: Street Closure

Bill Summary: This ordinance closes and abandons, and/or disclaims, a portion of Bowlan Street South, an unopened and unimproved right-of-way near the intersection of Bowlan Street South and Oden Avenue, in Council District 2, created by Plat of Warrington's Replat of Oakwood Villas, as record in Plat Book 9, Page 25 of the current public records of Duval County, at the request of Lab Investments, Inc., the owner of the abutting properties on both sides of the subject property, to facilitate landscaping and maintenance of the subject property.

Background: The applicant for the right-of-way closure owns the property that abuts the right-of-ways and has applied for the closure to enable his business to landscape and maintain the property.

Policy Impact: Public Works/Real Estate

Fiscal Impact: A closure application fee has been paid by the applicant.

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1080

Sponsor: TEU Committee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 11, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and the JEDC for a retail project known as Cecil Memorandum of Understanding – Normandy East. The fair share assessment is \$ 792,944 with a 30-year term and an inflation rate of 5% in year one, decreasing to 3.3% per year after the 5th year. Concurrency Review estimated a total of 1,224 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Normandy Boulevard – U.S. 301 to 103 rd Street	100
Normandy Boulevard – 103 rd Street to Chaffee Road	706
103 rd Street – Normandy Boulevard to Old Middleburg Road South	201
New World Ave – 103 rd St. to Brannan Field-Chaffee Road	217

Background Information: The project consists of a 350,000 square foot shopping center on 22.7 acres on Normandy Boulevard between New World Avenue and Alcoy Road in Council District 12. This bill is part of the process of assigning development rights to various parcels at Cecil Commerce Center to make the property development-ready for use by private developers. The City will not be paying cash for the fair share assessments but will take in-kind credit for approximately \$57 million in road construction (New World Avenue, Brannan Field – Chaffee Road) and right-of-way contributions to FDOT projects.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$792,944 to the Sector 4.1 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1081

Sponsor: TEU Committee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 11, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and the JEDC for a commercial project known as Cecil Memorandum of Understanding – Normandy West. The fair share assessment is \$9,584,869 with a 30-year term and an inflation rate of 5% in year one, decreasing to 3.3% per year after the 5th year. Concurrency Review estimated a total of 2,514 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Normandy Boulevard – US 301 to 103 rd Street	838
Normandy Boulevard – 103 rd Street to Chaffee Road	427
103 rd Street – Normandy Boulevard to Old Middleburg Road South	411
New World Ave – 103 rd Street to Branan Field-Chaffee Road	427
Branan Field-Chaffee Expressway – 103 rd St. to Beaver Street	411

Background Information: The project consists of 320,000 square feet of shopping center uses on 78.45 acres on New World Avenue between Normandy Boulevard and Lake Newman Street in Council Districts 11 and 12. This bill is part of the process of assigning development rights to various parcels at Cecil Commerce Center to make the property development-ready for use by private developers. The City will not be paying cash for the fair share assessments but will take in-kind credit for approximately \$57 million in road construction (New World Avenue, Branan Field – Chaffee Road) and right-of-way contributions to FDOT projects.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$ to the Sector account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1082

Sponsor: TEU Committee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 11, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and the JEDC for a commercial project known as Cecil Memorandum of Understanding – Industrial North. The fair share assessment is \$32,119,487 with a 30-year term and an inflation rate of 5% in year one, decreasing to 3.3% per year after the 5th year. Concurrency Review estimated a total of 12,865 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Normandy Boulevard – US 301 to 103 rd Street	708
Normandy Boulevard – 103 rd Street to Old Middleburg Road South	1001
103 rd Street – Normandy Blvd. to Old Middleburg Road South	1474
New World Avenue – 103 rd Street to Branan Field-Chaffee Road	7303
Branan Field-Chaffee Expressway – 103 rd Street to Beaver Street	2379

Background Information: The project consists of 14,000,000 square feet of warehouse uses and 6,170 square feet of manufacturing uses on 2,335.04 acres on New World Avenue between Normandy Boulevard and I-10 in Council District 12. This bill is part of the process of assigning development rights to various parcels at Cecil Commerce Center to make the property development-ready for use by private developers. The City will not be paying cash for the fair share assessments but will take in-kind credit for approximately \$57 million in road construction (New World Avenue, Branan Field – Chaffee Road) and right-of-way contributions to FDOT projects.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$32,119,487 to the Sector 4.1 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1083

Sponsor: TEU Committee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 11, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and the JEDC for an industrial project known as Cecil Memorandum of Understanding – Industrial South. The fair share assessment is \$13,281,444 with a 30-year term and an inflation rate of 5% in the first year, decreasing to 3.3% per year after the 5th year. Concurrency Review estimated a total of 4,675 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Normandy Boulevard – US 301 to 103 rd Street	372
Normandy Boulevard – 103 rd Street to Chaffee Road	1041
103 rd Street – Normandy Blvd. to Old Middleburg Road South	1807
New World Ave – 103 rd Street to Branan Field-Chaffee Road	1248
Branan Field-Chaffee Expressway – 103 rd Street to Beaver Street	207

Background Information: The project consists of up to 2,000,000 square feet of manufacturing uses and 7,100,000 square feet of warehouse space on 433.61 acres on New World Avenue between 103rd Street and Lake Fretwell Street in Council District 11. This bill is part of the process of assigning development rights to various parcels at Cecil Commerce Center to make the property development-ready for use by private developers. The City will not be paying cash for the fair share assessments but will take in-kind credit for approximately \$57 million in road construction (New World Avenue, Branan Field – Chaffee Road) and right-of-way contributions to FDOT projects.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$13,281,444 to the Sector 4.1 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1084

Sponsor: TEU Committee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 11, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and the JEDC for a mixed use commercial and distribution project known as Cecil Memorandum of Understanding – BFC North. The fair share assessment is \$2,057,999 with a 30-year term and an inflation rate of 5% in year one, decreasing to 3.3% per year after the 5th year. Concurrency Review estimated a total of 1,585 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Normandy Boulevard – 103 rd Street to Chaffee Road	187
Normandy Boulevard – Chaffee Road to Herlong Road	191
I-10 – US 301 to SR 23	367
New World Avenue – 103 rd Street to Branan Field-Chaffee Road	89
Branan Field-Chaffee Expressway – 103 rd Street to Beaver Street	751

Background Information: The project consists of up to 1,440,000 square feet of warehouse space, 160,000 square feet of general office space, 20,000 square feet of shopping center uses and a 600-room hotel on 237.64 acres at the northeastern terminus of New World Avenue in Council District 12. This bill is part of the process of assigning development rights to various parcels at Cecil Commerce Center to make the property development-ready for use by private developers. The City will not be paying cash for the fair share assessments but will take in-kind credit for approximately \$57 million in road construction (New World Avenue, Branan Field – Chaffee Road) and right-of-way contributions to FDOT projects.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$2,057,000 to the Sector 4.1 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1085

Sponsor: TEU Committee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU

Date of Analysis: December 11, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and the JEDC for a commercial project known as Cecil Memorandum of Understanding – BFC South. The fair share assessment is \$592,421 with a 30-year term and an inflation rate of 5% in year one, decreasing to 3.3% per year after the 5th year. Concurrency Review estimated a total of 231 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Normandy Boulevard – 103 rd Street to Chaffee Road	33
Normandy Boulevard – Chaffee Road to Herlong Road	32
I-10 – US 301 to SR 23	64
New World Avenue – 103 rd Street to Branan Field-Chaffee Road	13
Branan Field-Chaffee Expressway – 103 rd Street to Beaver Street	89

Background Information: The project consists of up to 87,600 square feet of shopping center uses on 73.24 acres at the northeastern terminus of New World Avenue in Council District 12. This bill is part of the process of assigning development rights to various parcels at Cecil Commerce Center to make the property development-ready for use by private developers. The City will not be paying cash for the fair share assessments but will take in-kind credit for approximately \$57 million in road construction (New World Avenue, Branan Field – Chaffee Road) and right-of-way contributions to FDOT projects.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$592,421 to the Sector 4.1 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1086

Sponsor: Council President at the Request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: December 11, 2008

Type of Action: Agreement Approval

Bill Summary: This bill approves a grant agreement between the Florida Communities Trust and the City for the purchase of land on Second Avenue North in Jacksonville Beach. Authorization is given for the Mayor, or designee, and Corporation Secretary to execute said agreement. It is required that the Dept. of Recreation and Community Services oversee the project.

Background Information: The land is being purchased for expansion of the Intracoastal Waterway Park.

Policy Impact Area: Recreation and Parks

Fiscal Impact: Undetermined; information on file indicates that the grant award from the Florida Communities Trust is \$1,440,000, to be combined with a \$2,160,000 match, for a total project cost of \$3,600,000.

Analyst: Campbell

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Bill Type and Number: Ordinance 2008-1087

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: December 12, 2008

Type of Action: Memorandum of Understanding Authorization

Bill Summary: This ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver the Memorandum of Understanding between the City of Jacksonville and the Florida Fish and Wildlife Conservation Commission allowing FWC to provide, at FWC's expense, the construction renovation and maintenance services to weir structures on City property at Oceanway Park. The bill stipulates that the Department of Recreation and Community Services shall provide oversight.

Background: Oceanway Park is located in Council District 11. The weirs will help control the currents and separate debris in the tributary of the Trout River that traverses Oceanway Park.

Policy Impact: Recreation & Community Services Department

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1089

Sponsor: Council Member Graham

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 11, 2008

Type of Action: Amendment of Council Rules

Bill Summary: This bill amends Rule 3.106, Council Rules, concerning the withdrawal of bills, to require that any bill that has been pending for 2 years since its date of introduction be administratively withdrawn and removed from all agendas by the Chief of Legislative Services unless the Council, by two-thirds vote of the full Council prior to the conclusion of the 2-year period, determines to allow the bill to remain pending after the 2-year period, and postpones or rerefers the bill. Such a bill may remain pending for an additional 60-day period, after which it shall be administratively withdrawn and removed from the agendas by the Chief of Legislative Services if no final action on the bill has occurred.

Policy Impact Area: Council Rules

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2008-1090

Sponsor: Council Member Webb

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 11, 2008

Type of Action: Ordinance Code Amendment

Bill Summary: This bill amends Section 91.104(d), Ordinance Code, concerning Municipal Code Enforcement Board jurisdiction. The Mayor, or designee, would be permitted to appoint 1 or more special magistrates who may exercise any and all authority granted to boards under that chapter. It is specified that references in the chapter to an enforcement board shall include a special magistrate if the context permits, pursuant to authority granted in Florida Statutes.

Background Information: Certain existing provisions of the section are deleted, including the requirement that the Secretary to the Boards shall serve as special master, with powers to prepare and enter orders.

Policy Impact Area: Municipal Code Enforcement

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2008-1091

Sponsor: Council Member Joost

Date of Introduction: November 125, 2008

Committee(s) of Reference: F

Date of Analysis: November 25, 2008

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 106 – Budget and Accounting Code – with regard to pension funding to provide that, regardless of the financial performance of the City’s pension funds in any particular year, the City shall not forego making its annual pension contribution to the funds and shall not redirect funds that would otherwise be used to make the pension contributions to other uses.

Background Information: The City’s annual contributions to its three pension plans (General Employees, Corrections Officers, Police and Fire) are determined on the basis of actuarial reports produced every year (for the General Employees and Corrections Officers pensions) or every 3 years (Police and Fire Pension) which report the funds’ current asset values and calculate the funds’ liabilities for promised future benefits. The actuarial reports provide two annual cost figures for each pension fund – “normal cost” and “unfunded actuarial accrued liability” (UAAL). Normal cost represents the present value of benefits that have accrued to participating pension members during the current fiscal year. UAAL represents an annual contribution to the total unfunded liability of a pension plan amortized over a long time period (30 to 40 years). The normal cost remains fairly constant on a year-to-year basis (\$13.5-14.1 million per year in recent years for the General Employees pension). The UAAL can vary widely year-to-year based on the performance of the investments of the funds’ assets (from \$4 million to \$16 million per year over the past several years for the General Employees Pension). When the stock markets were producing exceptional returns in the 1990s and thereby reducing the unfunded liability of the pensions, the City chose to take a payment holiday and use the funds that would typically be used for the UAAL contribution for other purposes. This bill would prohibit this practice and require that both normal cost and UAAL contributions be made every year in an effort to reach and maintain full funding status regardless of temporary market conditions.

Policy Impact Area: Pension funding

Fiscal Impact: Undetermined; would prohibit pension contribution holidays based on temporary investment returns.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION
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Bill Type and Number: Ordinance 2008-1092

Sponsor: Council President at the Request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: F

Date of Analysis: December 11, 2008

Type of Action: Ordinance Code Amendment

Bill Summary: This bill amends various sections of the Ordinance Code to extend the effective date of the new Defined Contribution Plan and the new Disability Program from March 1, 2009, to May 1, 2009.

Background Information: City Finance staff is in the process of preparing a request for proposals to procure a plan provider to administer the plan. It is stated that staff requires additional time to issue said request for proposals and evaluate the responses.

Policy Impact Area: Pensions and Retirement

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2008-1093

Sponsor: Council President at the Request of the Jacksonville Ethics Commission

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 11, 2008

Type of Action: Ordinance Code Amendment

Bill Summary: This bill repeals Section 602.703, Ordinance Code, concerning gift reports.

Background Information: On November 24, 2008, the Jacksonville Ethics Commission adopted a resolution recommending repeal of this section. The effect would be to eliminate local gift reporting.

Policy Impact Area: Ethics Code-Gifts and Honoraria

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2008-1094

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; TEU

Date of Analysis: December 12, 2008

Type of Action: Consent Decree Requirement

Bill Summary: This ordinance approves the Technical Assistance Plan (TAP) required by the Ash Consent Decree as required by Ordinance 2007-832-E.

Background: On July 17, 2008, the City entered into a Consent Decree with the Environmental Protection Agency (EPA) to remediate the Brown's Superfund Alternative Site and Jacksonville Ash Superfund Alternative Site. The ordinance requires that the TAP be approved by the City Council in advance of submission to EPA. The City is required to reparse a TAP that will provide for and administer grant money up to \$50,000 per Site to be used by a selected, qualified nonprofit community group that is representative of the area around each Site to provide technical assistance during the remedial design and cleanup process.

Policy Impact: Environmental & Compliance Department

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-1095

Sponsor: Council President at the request of the Mayor

Date of Introduction: November 125, 2008

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

Date of Analysis: November 25, 2008

Type of Action: Authorization of assignment of lease of City property; approval of amendments to a security agreement and quit-claim bill of sale; Ordinance Code waiver

Bill Summary: The bill authorizes the execution of various documents, including a lease, amended security agreement and amended quit-claim bill of sale, to facilitate an agreement between the Museum of Contemporary Art Jacksonville Inc. (MOCAJax) and the University of North Florida for the university to assume ownership and operational control of the museum. The bill waives the provisions of the Public Service Grant process that prohibit state agencies from applying for and receiving PSGs in order to permit MOCAJax to continue to receive City operational support after its ownership transfers to UNF, a state entity.

Background Information: MOCAJax has been experiencing financial difficulties for several years and is seeking a partnership with another institution to ensure that the museum continues to be able to operate at its facility in downtown Jacksonville, which is leased from the City for \$10 per year on a 99-year lease which started in 2000. The UNF and MOCAJax boards of trustees have reached agreement whereby UNF will take ownership of the museum's assets and operate the facility, which will remain an independent 501(C)(3) corporation, as a branch campus of the university and its fine arts department. This bill authorizes amendments to the lease and to the agreement by which the City conveyed certain art works to the museum to permit the transaction. The bill also waives various provisions of the Public Service Grant regulations in order to permit MOCAJax to continue to apply for and receive PSG financial assistance despite being owned by a state agency in recognition of the fact that the museum will continue to serve the same role it currently serves as a community resource for art education and cultural enlightenment and an important downtown cultural anchor despite its change in ownership.

Policy Impact Area: City facility lease; Public Service Grant regulation waiver

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2008-1096

Sponsor: Council President at the request of the Mayor

Date of Introduction: November 125, 2008

Committee(s) of Reference: F, RCD

Date of Analysis: November 25, 2008

Type of Action: Stadium lease amendment

Bill Summary: The bill authorizes the execution of a 9th amendment to the lease agreement between the City and the Jacksonville Jaguars for use of Jacksonville Municipal Stadium with regard to sharing revenues from naming rights for the entire stadium and various areas within the interior and exterior of the stadium. The amendment also provides for the City to receive complimentary tickets to 10 club seats for Jaguars games to be used by the City as a marketing tool to entertain potential clients and advertising/naming rights sponsors of the City's other sports complex venues.

Background Information: The new stadium naming rights agreement replaces the original 10-year naming rights agreement that expired in 2007. The agreement provides that the City and the Jaguars shall pool all naming and signage rights either may possess in the stadium, with the exception of such advertising and signage rights already granted to other parties under existing stadium lease agreements (Florida-Georgia game, Gator Bowl game, Jacksonville Agricultural Fair) which shall remain unaffected by this new agreement. The new agreement provides that the City will receive 25% and the Jaguars 75% of the revenue from all of the naming rights and advertising associated with a naming sponsor; likewise the parties will split the commissions, fees and expenses of any third party naming rights marketing and sales effort on the same 25/75 basis. The amendment also provides authorization for the installation (at the Jaguars' expense) of new fixed signage in certain stadium parking lots and in various locations on the inside and outside of the stadium (i.e. gate areas, light towers, escalator structures, Touchdown Club entrances, ticket window areas), all of the revenue from which shall accrue to the Jaguars.

Policy Impact Area: Stadium naming and advertising rights revenue

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Resolution 2008-1097

Sponsor: Council President at the request of the Mayor:

Date of Introduction: December 9, 2008

Committee(s) of Reference: F; TEU

Date of Analysis: December 12, 2008

Type of Action: Eminent Domain Condemnation Proceeding

Bill Summary: This resolution declares the public necessity for acquiring fee simple title, permanent drainage easements, and temporary construction easement rights through condemnation by right of eminent domain in certain lands in Council District 12 for the Crystal Springs Road Phase II Project (Hammond Boulevard and Ramona Boulevard Improvements Crystal Springs Road to Cahoon Road) as part of the Better Jacksonville Plan Phase II (R.E. Project # 2008-129); authorizing and directing the office of General Counsel to institute appropriate condemnation proceedings.

Background: The easements and parcel that the City will acquire through the eminent domain proceedings are required to complete a phase of a Better Jacksonville Plan project. The appraised value of the subject parcels is \$365,000.

Policy Impact: Public Works/Real Estate/Office of General Counsel

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Resolution 2008-1098

Sponsor: Council Member Lee

Date of Introduction: December 9, 2008

Committee(s) of Reference: TEU; LUZ

Date of Analysis: December 11, 2008

Type of Action: Request to Administration

Bill Summary: This bill requests that the Administration inventory the existing land use classifications within the boundaries of the Jacksonville Ash and Brown's Dump Superfund Alternative Sites to determine opportunities for, and integrate appropriate reuse and redevelopment of, the sites. Additionally, the Administration is to review all pending and future land use map amendments to determine opportunities for, and integrate appropriate reuse and redevelopment of, the sites.

Background Information: The City has entered into a consent decree with the United States Environmental Protection Agency, obligating the City to perform certain remediation work on property known as the Jacksonville Ash and Brown's Dump Superfund Alternative Sites. It is stated that in addition to the mandated cleanup, it is important to consider future use opportunities and integrate appropriate reuse and redevelopment options at the sites. The Jacksonville Ash Superfund Alternative Site encompasses approximately 27 acres at the Forest Street Incinerator site, approximately 36 acres at the 5th and Cleveland Incinerator site, and approximately 126 acres at the Lonnie Miller, Sr., Park site. Brown's Dump Superfund Alternative Site encompasses approximately 80 acres located in north Jacksonville.

Policy Impact Area: Ash Sites; Community Redevelopment

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Resolution 2008-1099

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Maria Taylor as a member of the Jacksonville Human Rights Commission, for a second three-year term ending December 31, 2011.

Background Information: Section 60.101, *Ordinance Code*, provides that the members of the Jacksonville Human Rights 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. Taylor is employed with *Halliday's Pharmacy* and resides in the San Marco area within Council District #5.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1100

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Dennis Wade as a member of the Jacksonville Human Rights Commission, for a second three-year term ending December 31, 2011.

Background Information: Section 60.101, *Ordinance Code*, provides that the members of the Jacksonville Human Rights 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. Mr. Wade is a Sales and Marketing Director with *The Florida Star*. He resides in the Sandlewood area within Council District #2.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1101

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Cynthia "Cindy" Watson as a member of the Jacksonville Human Rights Commission, for a second three-year term ending December 31, 2011.

Background Information: Section 60.101, *Ordinance Code*, provides that the members of the Jacksonville Human Rights 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. Watson received a bachelor's degree in psychology from Furman University and is the Executive Director of *Jacksonville Area Sexual Minority Youth Network, Inc.* She resides in the Tallulah/North Shore area within Council District #8.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1102

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Dr. Alvin G. White as a member of the Jacksonville Human Rights Commission for a second three-year term ending December 31, 2011.

Background Information: Section 60.101, *Ordinance Code*, provides that the members of the Jacksonville Human Rights 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. Dr. White received a Doctorate of Education from Nova University and is the Chief of Staff and Partnerships with *Duval County Public Schools*. Dr. White resides in the Cobblestone area within Council District #1.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1103

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Dottie Wilson, as a member of the Jacksonville Human Rights Commission, for a second three-year term ending December 31, 2011.

Background Information: Section 60.101, *Ordinance Code*, provides that the members of the Jacksonville Human Rights 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. Wilson received a bachelor's degree from the University of Connecticut School of Nursing and is employed with *Walter Williams Realty, Inc.* She resides in the Beauclerc area within Council District #6.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1104

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Mark S. Cowart as a member of the Taxation, Revenue and Utilization of Expenditures (TRUE) Commission for a second three-year term ending June 30, 2011.

Background Information: Section 57.102(a)(1), *Ordinance Code*, provides that six of the members of the TRUE Commission shall be appointed by the Mayor and confirmed by the City Council. Mr. Cowart received bachelor degrees in political science and communications/public relations from the University of North Florida and is the Vice President/Communications Manager with *Bank of America*. He resides in the Mandarin area within Council District #6.

Policy Impact Area: TRUE Commission Operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1105

Sponsor: Council President at the request of the Mayor

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Nicole Merritt-Lester as a member of the Taxation, Revenue and Utilization of Expenditures (TRUE) Commission for a first full three-year term ending June 30, 2011.

Background Information: Section 57.102(a)(1), *Ordinance Code*, provides that six of the members of the TRUE Commission shall be residents appointed by the Mayor and confirmed by the City Council. Ms. Merritt-Lester received a bachelor's degree in political science/criminal justice from Florida Agricultural and Mechanical University and is a Mortgage Consultant with *Home Secure Consulting*. She resides in the Springfield area within Council District #7.

Policy Impact Area: TRUE Commission Operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1106

Sponsor: Council President Fussell

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment

Bill Summary: This bill reappoints Robert A. Rubens, to the Building Codes Adjustment Board (BCAB), for a second three-year term ending September 30, 2011.

Background Information: Section 56.101, *Ordinance Code*, provides that the nine members of BCAB are appointed by the Council. Mr. Rubens is the Director of Safety and Security with *Mount Carmel Gardens*. He resides in the Mandarin area within Council District #6.

Policy Impact Area: Building Codes Adjustment Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1107

Sponsor: Council President Fussell

Date of Introduction: December 9, 2008

Committee(s) of Reference: R

Date of Analysis: December 8, 2008

Type of Action: Reappointment

Bill Summary: This bill reappoints of Barbara G. Jaffe to the Jacksonville Police and Fire Pension Board of Trustees for a tenth two-year term ending December 1, 2010.

Background Information: Article 22, *Jacksonville Charter*, and Chapter 175.061(1)(a), *Florida Statutes*, provide that two of the members of the board of trustees shall be legal residents of the municipality and appointed by the legislative body of municipality. Ms. Jaffe is a Director with *Smith Barney*. She was originally appointed to the Board in November 1990, and has served continuously since then. Ms. Jaffe resides in the San Jose Forrest area within Council District #5.

Policy Impact Area: Jacksonville Police and Fire Pension Fund operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-1108

Sponsor: Council Member Graham

Date of Introduction: December 9, 2008

Committee(s) of Reference: LUZ

Date of Analysis: December 11, 2008

Type of Action: Expression of Support

Bill Summary: This bill supports the Bayard Master Plan, which includes the Bayard Community Plan dated April, 2007, and the companion Bayard SmartCode development regulations dated September, 2007. Further support is given for preparation of the Bayard Master Plan for adoption into the City's Ordinance Code, in the form required by state and local law.

Background Information: The Community Plan outlines a concept for the future development of the U.S. 1 corridor and the Bayard community, and the companion Community of Bayard SmartCode development regulations contains zoning and subdivision standards necessary to implement Community Plan objectives. The City has transmitted a Future Land Use Map Amendment to the Dept. of Community Affairs to change the land use categories within the Bayard Master Plan Area as necessary to implement the Community Plan and the SmartCode. In early 2009, the Council will consider final adoption of a Future Land Use Map Amendment within the Bayard Master Plan Area.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell