

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY

JEFFREY R. CLEMENTS
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Bill Type and Number: Ordinance 2017-132

Introducer/Sponsor(s): LUZ Committee

Date of Introduction: February 28, 2017

Committee(s) of Reference: LUZ

Date of Analysis: March 2, 2017

Type of Action: Comprehensive Plan text amendment

Bill Summary: The bill amends the 2030 Comprehensive Plan's Transportation Element to update Map T-3B to show the 2040 Cost Feasible Plan Projects.

Background Information: By Ordinance 2016-634-E the Council authorized the transmittal of the proposed text amendment to the Florida Department of Economic Opportunity for review and comment; this bill adopts the amendment incorporating FDEO's comments and the Planning Commission's recommendation. The map adopts the projects listed in the North Florida TPO's Path Forward 2040 Long Range Transportation Plan (LRTP) which was issued on November 13, 2014. The projects include 41 road project segments on 36 roads, 10 intersection projects and 7 highway interchange projects. It should be noted that the projects are listed only to identify which ones are eligible for federal and state funds. The City is not obligated to fund any or all of the projects.

Policy Impact Area: Future transportation planning

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2017-134

Introducer/Sponsor(s): LUZ Committee

Date of Introduction: February 28, 2017

Committee(s) of Reference: LUZ

Date of Analysis: March 2, 2017

Type of Action: Comprehensive Plan text amendment

Bill Summary: The bill amends the 2030 Comprehensive Plan's Future Land Use Element to incorporate a new policy allowing for consideration of a density bonus for development in the High Density Residential Urban Priority Area.

Background Information: By Ordinance 2016-635-E the Council transmitted the proposed amendment to the Florida Department of Economic Opportunity for its consideration and comment; this bill adopts the amendment incorporating FDEO's comments and the Planning Commission's recommendation. The amendment updates the HDR – Urban Priority Area Density policy to include a density bonus of up to an additional 20 units/acre that may be granted subject to consistency with all of the following criteria and case-by-case determination of consistency with the goals, objectives and policies of the Comprehensive Plan:

1. The site must be located along an arterial road;
2. The site must be fully located within one half mile of a site where the developed density equals or exceeds the proposed density;
3. The site must be fully located within one quarter of a mile (1,320) feet) of the CBD and with no more than one intersecting street between the site and the CBD;
4. The abutting and adjacent land use categories must be CGC, HDR, RC or CBD; and
5. The density bonus must be accompanied by a site specific policy adopted in the Future Land Use Element.

The intention of the High Density Residential policies is to provide for compact high density residential uses and transitional uses between lower density residential uses and commercial uses and public and semi-public use areas. High rise multi-family and mixed use developments should be the predominant type and should support multi-modal transportation.

Policy Impact Area: Future land use planning

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2017-0143

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: PHS, F

Date of Analysis: February 24, 2017

Type of Action: Appropriation

Bill Summary: The purpose of this bill is to provide funding to replace the cab and chassis of Rescue Unit 8154-20. As initiated by B.T. 17-058, the sum of \$32,000 will be transferred from the Interest Expense – Debt Management Account to the Mobile Equipment Account.

Background Information: On December 23, 2016, while transporting a patient to Memorial Hospital in wet road conditions, rescue unit 8154-20 was hit by a private vehicle despite the use of siren, emergency lights and the horn. The rescue unit received extensive damage to the left side as the result of the accident. The requested fund transfer will cover the costs to repair the cab and chassis of the rescue unit.

Policy Impact Area: Rescue fleet management and vehicle repair

Fiscal Impact: \$32,000 is being transferred (B.T. 17-058) from the Interest Expense – Debt Management Account to the Mobile Equipment Account

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-0144

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: F

Date of Analysis: February 24, 2017

Type of Action: Appropriation

Bill Summary: The purpose of this bill is to appropriate \$65,981.25 from the Tree Protection Fund to the Tree Maintenance activity, within the Tree Protection Fund of the Mowing and Landscape Maintenance Division.

Background Information: On October 1, 2016, City Council approved a budget of \$1,079,000 for tree-related expenditures and 25 percent of this amount was matched by the Tree Fund. Section 111.760 of the Ordinance Code, provides that the total amount appropriated from the Tree Protection and Related Expenditures Fund in any fiscal year shall not exceed an amount equal to 25 percent of the amount budgeted in that fiscal year for tree maintenance activities in the Public Works Department. Because an additional \$263,925 has been allocated to the Public Works Department's budget for tree maintenance activities, the overall budget increased to \$1,342,925. This transfer (B.T. 17-060) will appropriate the 25 percent match from the tree protection fund based on the incremental increase to the overall tree maintenance budget.

Policy Impact Area: Public Works tree protection and maintenance

Fiscal Impact: Appropriation of \$65,981.25 as initiated by B.T. 17-060

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-145

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS; F

Date of Analysis: March 3, 2017

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$1,725,000.00 from the Nuisance Abatement Special Lien Revenue Fund pursuant to Section 111.470, *Ordinance Code*, for nuisance abatement contracting to remove property code violations City-wide in compliance with Chapter 518, *Ordinance Code*, (\$845,250.00 to Neighborhoods – Municipal Code Compliance and the balance of \$879,750.00 to the Public Works Department to be split between Mowing and Landscape – Private Property (\$615,828.00) and Mowing Maintenance – Private Property Tree Removal (\$263,925.00), as initiated by B.T. 17-061.

Background Information: This legislation is needed to provide funding assistance for nuisance abatement contracting to remove property code violations-City-wide in Duval County in accordance with Chapter 518, Property Safety and Maintenance Code Section 111.470 states that disbursements from this fund by Council shall be limited to funding the abatement of nuisances. Monies deposited into this fund shall not lapse at the end of any fiscal year and shall remain available for expenditure for the purposes set forth. This appropriation of \$1,750,000 from the Nuisance Abatement Lien Special Revenue Fund, for nuisance abatement and compliance serves as a major funding source that supplements general fund revenue for nuisance abatement contractual services.

Policy Impact: Neighborhoods Department/Municipal Code Compliance Division

Fiscal Impact: The ordinance appropriates \$1,750,000.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2017-0146

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: TEU, F

Date of Analysis: February 24, 2017

Type of Action: Appropriation; CIP Amendment

Bill Summary: This bill does not request to appropriate any new funding for projects but rather moves the funding, as initiated by B.T. 17-062, that was already appropriated into the proper projects and subobjects within the accounting system. This legislation also amends the CIP to make corrections for the projects entitled "Traffic Signalization – Gate Pkwy at Blue Fin Drive," "Cecil Aquatics Center Upgrades," "Starratt/Dunn Creek Road Intersection Improvements," "Touchton Road & Deer Lake Ct Intersection Traffic Signals," and "ADA Compliance – Curb Ramps."

Background Information: This is an accounting correction for several items in the Capital Improvement Plan (CIP) project. When the budget was posted, the LaSalle Street Outfall Project was appropriated funding from a reserve line within the Special Council Reserve (subobject 09910) but it was posted from subobject 06505. The budget interface placed funding for Traffic Signalization – Gate Parkway at Blue Fin Drive in a reserve line within the project but should have appropriated the funding to subobject 06505 – Other Construction. Lastly, \$350,000.00 was appropriated for a project titled Cecil Aquatics, because during the budget process two different projects were assigned the same project number PR0648-01. As initiated by B.T. 17-062 will correctly place the \$350,000.00 into the project named Cecil Aquatics.

Policy Impact Area: Budget and CIP accounting system correction

Fiscal Impact: No new cost to the City, correctly appropriates \$1,394,365.21 to the intended projects

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-0147

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS, F

Date of Analysis: February 24, 2017

Type of Action: Appropriation of SHIP funding

Bill Summary: This bill appropriates \$128,830 from a continuation grant, the State Housing Initiatives Partnership (SHIP) program funding received from the Florida Housing Finance Corporation. The granting agency considers this funding as part of the 2016-2017 fiscal year and it must be expended and reported in accordance with program requirements.

Background Information: The purpose of the appropriation is to provide additional SHIP program funding for the 2016-2017 fiscal year for housing counseling activities. The counseling services are limited to first-time homebuyer counseling, foreclosure prevention counseling, financial counseling, financial management education, and extended financial management.

Policy Impact Area: Financial and housing counseling for homebuyers

Fiscal Impact: Appropriation of \$128,830 as initiated by B.T. 17-063. There is no City match requirement for these funds.

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-148

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: TEU; F

Date of Analysis: March 3, 2017

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$390,000 from the Drainage System Rehabilitation Project to the Alhambra Drive Drainage Improvement Project to provide funding to replace two failed portions of the drainage systems located at 3918 and 4124 Alhambra Drive West, as initiated by B.T. 17-065; it amends the 2017-2021 five-year Capital Improvement Program, approved by Ordinance 2016-505-E, to decrease funding for the project entitled "Drainage System Rehabilitation" and increase funding for the project entitled "Alhambra Drive Drainage Improvements."

Background Information: The purpose of the appropriation is to fund the replacement of two failed portions of the drainage systems located at 3918 and 4124 Alhambra Drive West. The failure of the system at 4124 Alhambra Drive West is a result of the storm surge during Hurricane Matthew, and the Public Works Department is pursuing possible reimbursement from FEMA for the costs associated with this portion of the repair. In the event that any reimbursement is received, those funds will replace City pay-go dollars used for the repair.

Policy Impact: Public Works/Engineering and Construction Management

Fiscal Impact: An appropriation in the amount of \$390,000.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2017-149

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: TEU; F

Date of Analysis: March 3, 2017

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$425,000 from the Drainage System Rehabilitation Project to the Herschel Street Culvert Project to provide funding to complete the Herschel Street Culvert Replacement Project, as initiated by B.T. 17-067; it amends the 2017-2021 five-year Capital Improvement Program, approved by 2016-505-E, to decrease funding for the project entitled "Drainage System Rehabilitation" and increase funding for the project entitled "Herschel Street Culvert."

Background Information: The Herschel Street culvert running southeast located between Pinegrove Avenue and Van Wert Avenue is failing. The culvert is a corrugated steel plate arch pipe that is partially crushed, held up by a wooden pole at one end. Some of the metal culvert has rusted away. Both headwalls are cracked and are held together by a mounted external steel bar. The roadway shows distress with stress cracks and pothole patches. The roadway has settled along the curbs, creating standing pockets of water. The channel is choked with debris and sediment. The proposed solution is to close the road, remove the failed culvert, and replace it with a precast box culvert. The channel will be cleaned and stabilized. New City Standard curb will be placed along with new curb inlets. Sidewalks will be replaced on both sides of Herschel Street. Replacement balustrades will attempt to match the existing balustrades. This work has been coordinated with the Riverside Avondale Preservation Committee and the Historic Preservation Committee. Coordination with JEA will be required to relocate the 10" water line running on the east side of Herschel. AT&T has twin terra Cota multi-duct conduit that cannot be replaced. AT&T will pay to have the duct bank supported during construction as well as any upcost by the contractor associated with avoidance of the AT& T utility.

Policy Impact: Public Works/Engineering and Construction Management

Fiscal Impact: The ordinance appropriates \$425,000.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2017-150

Sponsor: Council Member Wilson:

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS; F

Date of Analysis: March 3, 2017

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$325,700 from various Council District funds for District 4 for parking lot addition at San Souci Baseball Park, located at 6736 Beach Boulevard, Jacksonville, Florida 32216, in District 4; it approves and authorizes the Mayor and Corporation Secretary to execute and deliver an agreement between the City of Jacksonville and Southside Youth Athletic Association, Inc. for the construction of a paved parking lot addition at San Souci Baseball Park; it proves for City oversight by the Parks, Recreation and Community Services Department; it amends the 2017-2021 five-year Capital Improvement Program, approved by Ordinance 2016-505-E, to add a CIP project and funding for the project entitled "San Souci Baseball Park – Paved Parking Lot Addition; it provides for a carryover of funds into subsequent fiscal years.

Background Information: The purpose of the appropriation is to provide \$325,700.00 (\$295,768.89 from Council District 4 bond funds - \$1,102.82 from RCR Bond Ft. George, \$7.17 from RCR Bond, \$803.02 from BJP, and \$293, 855.88 from Autumn Bond – and \$29,931.11 from Council District 4 Loblolly funds) for a paved parking lot addition at San Souci Baseball Park, located at 6736 Beach Boulevard, in Council district 4.

Policy Impact: Parks, Recreation & Community Services Department

Fiscal Impact: The ordinance appropriates \$325,700.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2017-151

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: Finance

Date of Analysis: March 2, 2017

Type of Action: Amendment to economic development agreement

Bill Summary: The bill authorizes a second amendment to the economic development agreement between the City and Gerdau Ameristeel US Inc. regarding job creation and retention by tenants of the company at the subject parcel. The amended agreement would permit Gerdau to receive credit toward its REV grant payment for permanent jobs created/retained by a third-party contractor operating on the Gerdau property.

Background Information: In 2005 the City and Gerdau Ameristeel entered into an economic development agreement in which the City committed to a REV grant of up to \$3 million payable over 10 years for the retention of 281 jobs and the creation of 4 new full-time jobs at the steel mill in Baldwin. Gerdau would have its REV grant reduced proportionally in any year in which employment fell below 285, and would be completely ineligible for any payments in a year in which employment fell below 260. Gerdau has since leased the use of some of its equipment in the plant to another company that has hired 26 of the Gerdau employees to continue performing their jobs for the new company. Gerdau has requested that the City amend the economic redevelopment agreement to allow it to continue receiving the full amount of its REV grant in recognition of the fact that the promised jobs continue to exist at the plant, but some are now attributable to a third-party contractor. The amended agreement also permits Gerdau to receive credit for the contractor's jobs despite the fact that the recruitment and hiring of former Gerdau employees by the new company took place before this proposed amendment was considered and approved by Council. The Office of Economic Development recommends approval of the second amendment.

Policy Impact Area: Economic development incentives

Fiscal Impact: The amendment would allow Gerdau Ameristeel to remain eligible to receive up to the full \$3 million in a REV grant over 10 years. The City has paid the company \$1,139,270.84 to date for 6 calendar years of performance (2010, when construction on the improvements was finally completed, through 2015). The City still owes 4 more annual payments, including a payment for calendar year 2016.

Analyst: Clements

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Bill Type and Number: Ordinance 2017-0152

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS, F

Date of Analysis: February 24, 2017

Type of Action: Agreement authorization, designation of oversight agency

Bill Summary: This bill authorizes the lease agreement for 11,000 square feet on the first floor of the 3400 Building, located at 1809 Art Museum Drive to the City from Midtown Centre, LLC. The Real Estate Division of the Department of Public Works shall provide oversight.

Background Information: This authorized lease will enable the City of Jacksonville's Social Services Division to continue to occupy its office space for ten (10) years, commencing on April 1, 2017, and terminating on March 31, 2027. The initial base rent is at the appraised rate of \$15.40 per square foot with an annual \$0.50 per square foot escalation.

Policy Impact Area: Continuation of lease for office space for City's Social Service Division

Fiscal Impact: \$169,400 for the first year (April 1, 2017- April 1, 2018) which is \$15.40 per square foot, with an annual \$0.50 per square foot escalation

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-153

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: PHS, F

Date of Analysis: March 2, 2017

Type of Action: Authorizing amended and restated non-encroachment protection agreement with the U.S. Navy; designation of oversight agency

Bill Summary: The bill authorizes execution of an amended and restated non-encroachment protection agreement between the City and the U.S. Navy for the cooperative protection of properties around military airfields from undesirable encroachment by development and incompatible uses. The Military Affairs and Veterans Department is designated as the City's oversight agency for the agreement.

Background Information: In 2012 the U.S. Navy entered into an agreement with The Preservation Law Group, Inc. (PLG) to act as its partner in using Navy funding to purchase restricted use easements on properties in the Military Influence Zones surrounding the City's three military airfields – NAS Cecil Field, Whitehouse Outlying Field, and NAS Mayport. The purpose of the restricted use easements is to prevent encroachment of development incompatible with the continuing unfettered military use of the airfields to accomplish the Navy's missions. The PLG dissolved without any easements being acquired and the Navy has requested that the City become its partner in acquiring the desired easements. The Navy has \$2,746,000 of obligated funds remaining in this project budget for acquisition of restricted use easements from willing sellers and the City has previously received grants from Enterprise Florida (see Ordinances 2009-60-E, 2010-598-E, 2010-867-E, 2016-589-E) for the purpose of restrictive easement acquisition.

The Multi-Year Agreement provides that either party may elect to participate or not participate in any acquisition transaction and may independently pursue property interest acquisitions without the other party. Neither party has any financial liability to the other prior to written agreement for a particular acquisition and all monetary obligations are subject to appropriation and fund availability. The United States Code authorizes the Navy to pay all or a portion of the costs of monitoring, enforcing and managing natural resources on the acquired easements.

Policy Impact Area: Protection of naval air installation full operability

Fiscal Impact: The funding ratio for restrictive easement acquisitions will be 75% Navy/25% City. The Navy has \$2,746,000 of obligated funds remaining in its budget for this project.

Analyst: Clements

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Bill Type and Number: Ordinance 2017-154

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS, F, Waterways Commission

Date of Analysis: March 2, 2017

Type of Action: Establishment of Tarpon Cove Special District; appointment of initial board of directors; authorizing non-ad valorem assessment authority; authorizing limited appropriation authority; request for one-cycle emergency adoption

Bill Summary: The bill adopts a charter for and creates the Tarpon Cove Special District in a neighborhood between the Intracoastal Waterway and San Pablo Road, immediately south of the City's Castaway Preserve park for the purpose of dredging and maintaining private canals in the neighborhood. The bill creates a governing body for the district and appoints the 5 original supervisors. The district is granted the authority to levy special assessments to fund its authorized purposes. One-cycle emergency adoption is requested.

Background Information: The Tarpon Cove Special District will consist of 49 real estate parcels with addresses on San Pablo Drive North, Pablo Terrace, Aqua Vista Road East and Aqua Vista Court. The 5 original supervisors of the district are appointed for terms expiring on November 6, 2018 when the residents of the district will elect new supervisors at the General Election that day. The district is authorized to levy a special assessment on all the member properties in an initial amount of \$1,000 per year, which may be increased by \$100 per year up to a maximum of \$1,500 per year for dredging and canal maintenance purposes. The district's budget must be approved by City Council prior to April 1 each year for a fiscal year running July 1 to June 30.

One-cycle emergency approval of the bill is requested in order for the district to be created and the Tax Collector to be notified before the end of March in order to meet the deadline for placing a new assessment on the 2017 tax bill.

Policy Impact Area: Private canal maintenance

Fiscal Impact: None to City; the district is authorized to levy a special assessment in an initial amount of \$1,000 per year, increasing to a maximum of \$1,500 after 5 years.

Analyst: Clements

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Bill Type and Number: Ordinance 2017-0155

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: F

Date of Analysis: February 24, 2017

Type of Action: Authorizing inventory write-offs

Bill Summary: This bill authorizes the Director of Finance and Administration, in accordance with Ordinance Code Section 122.803, to delete certain assets missing and/or items stolen of City tangible personal property from the City's property inventory records. The Property Custodian shall file a report regarding unaccountable personal property with the Council Auditors at the same time as it is reported to the office of the Sheriff as required by Section 102.104, Ordinance Code.

Background Information: According to 2013 Florida Statute Title XVIII, Chapter 274.07 the disposal and recording the disposal of property shall be recorded in the minutes of the governmental unit. The disposal of property shall be recorded in the records required by that section. The Director of Finance has identified certain items of unaccountable tangible personal property which meet the requirements for removal. The net book value of the items, which had an original cost of \$877,262.41, is \$52,504.85 and represents assets reported as missing or stolen during the period from July 1, 2015, through June 30, 2016. The assets being written off range from \$69.67 to \$12,513.30.

Policy Impact Area: Maintenance of the City's property inventory records

Fiscal Impact: None

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-156

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: F

Date of Analysis: March 3, 2017

Type of Action: Declaration of Surplus

Bill Summary: The ordinance declares part of R.E. # 063187-0000, Olga Place near its intersection with Willow Branch Avenue, in Council District 14, to be surplus to the needs of the City; recognizes disposition of the subject parcel by direct sale to Donald Neumann, Jr. and Quinna H. Neumann for the appraised value of \$1,870 pursuant to Section 122.423 (Appraisal at or below \$25,000) of Chapter 122 (Public Property), *Ordinance Code*.

Background Information: The Neumanns are requesting a 1,495 square foot parcel to install a driveway. The Real Estate Division has conducted an investigation of "need", as required by Section 122.422 and it was determined that the City of Jacksonville has no use for the parcel.

Policy Impact: Public Works/Real Estate Division

Fiscal Impact: The ordinance disposes a pace with an appraised value of \$1,870.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2017-157

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: TEU

Date of Analysis: March 3, 2017

Type of Action: Right-of-Way Closure

Bill Summary: The ordinance closes, abandons and/or disclaims a portion of Old Shad Road, a 60 foot by approximately 470 foot unopened and unimproved right-of-way, established in Plat Book 24, page 19, Sunbeam Pines, of the Public Records of Duval County, dated April 9, 1953, and located near the intersection of Hood Road and Old Hood Way, in Council District 6, at the request of Brenda Edwards, subject to reservation unto the City of Jacksonville of an easement over the right-of-way for drainage.

Background Information: There are no objections to this request from the State, Municipal and Utility agencies which may have interests in the right-of-way. The applicant owns the property on the north side of the right-of-way. The property owner on the south side of the right-of-way has been informed of the closure and had no objection. A drainage easement for a City retention pond lies on both sides of the right-of-way. Therefore, a drainage easement over the easterly 160 feet of the closed portion will be reserved in the name of the City of Jacksonville. The City of Jacksonville has no need, present or future, for the right-of-way. The application is made by Brenda Edwards, in anticipation of development of her property which lies on the north side of the right-of-way.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant for the closure has paid a \$2,091.00 closure application processing fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2017-158

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: F

Date of Analysis: March 3, 2017

Type of Action: Declaration of Surplus; Conveyance Authorization

Bill Summary: The ordinance declares R. E. No. 029085-0000, a non-tax reverted parcel on Nash Road between 42nd Street West and Rita Street, R.E. No. 032679-0000, a tax reverted parcel, the former on Ardoon Street near its intersection with Orlando Street and the latter at the intersection of Myrtle Avenue North and Grothe Street, all in Council District 8, to be surplus to the needs of the City; it authorizes their conveyance and authorizes the Mayor and the Corporation Secretary to execute any and all documents necessary for such conveyances in accordance with the provision of Subpart B (Real Property Dispositions), Part 4 (Real Property), Chapter 122 (Public Property), *Ordinance Code*.

Background Information: The Real Estate Division has conducted an investigation of “need,” as required by Section 122.422 and it was determined that the City of Jacksonville has no use for the parcels. The subject parcels are not on the Affordable Housing List.

Policy Impact: Public Works/Real Estate Division

Fiscal Impact: Minimal

Analyst: Jackson

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2017-0159

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS, TEU

Date of Analysis: February 24, 2017

Type of Action: Ordinance requirement waiver and authorization of address assignment

Bill Summary: This bill creates an address number of "1 Daily's Place" for the new amphitheater and covered flex field adjacent to Everbank Field. This legislation also provides a waiver for the City's addressing and street naming policy.

Background Information: The City of Jacksonville and the Jacksonville Jaguars entered into an agreement which provided for, among other things, the construction of a new Amphitheater and Covered Flex Field to be owned by the City and leased by the Jacksonville Jaguars LLC. The agreement includes naming rights and "1 Daily's Place" was selected and approved by City Council. In order to assign the address: "1 Daily's Place, Jacksonville, Florida 32202", requirements of the City's addressing and street naming policy will be waived to create a site address for the facilities independent of the street name and assign of out-of-sequence address numbers.

Policy Impact Area: Creation of the address for the new Amphitheater and Covered Flex Field

Fiscal Impact: None

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-160

Introducer/Sponsor(s): Rules Committee

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: March 2, 2017

Type of Action: Council Rules amendment

Bill Summary: The bill amends Council Rules Chapter 3 – Legislation – to codify in the Council Rules public participation, which is an opportunity for the public to be heard on agenda items coming before the Council, and to allow the Presiding Officer to fix a lesser time for all speakers during Council public hearings. The bill also moves the requirement for a speaker to give his/her name and address audibly for the record before speaking from public hearings to public comments and deletes the requirement for speakers to give their names audibly for the record from the rules addressing Public Hearing and Public Comment procedures.

Background Information: The bill amends Council Rule 3.601 – Public Hearings: Council to provide that the presiding officer of a meeting may reduce the amount of time allowed to all speakers at a public hearing below the current 3-minute limit. The recent public hearings on the Human Rights Ordinance highlighted the fact that the current rule does not permit the speaking time to be shortened even to address huge numbers of speakers who, if each took their full 3 minutes, would cause the meeting to have to be continued to another day, unlike the Council Rule on public hearing at Committees- Rule 3.602.

The bill creates a new Public Participation rule to comply with Section 286.0114, Florida Statutes, which granted citizens the right to be heard prior to final council action on legislation that does not otherwise have a public hearing requirement (i.e. City Council resolutions). The Public Participation opportunity shall be held on second reading of such bills. While the City Council has allowed for public participation at the Council meetings since the 1970s, this legislation codifies the practice consistent with Florida law.

The bill amends the rules for the Public Comment period to require each speaker to give his/her name and address audibly for the record before speaking and removes that same requirement from speakers during Public Hearing and Public Participation periods. Because the Public Comment period allowing input on any subject is offered voluntarily by the Council, it may impose time, place and manner restrictions on those speakers that are not imposed on participants in Public Hearings and Public Participation, who have a statutory right to speak under Florida law.

Policy Impact Area: Public participation in council and committee meetings.

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Resolution 2017-161

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Devron S. Cody as Chief of the Animal Care and Protective Services Division within the Neighborhoods Department.

Background Information: Sec. 34.602, *Ordinance Code*, provides that the Chief shall have a bachelor's degree or higher from an accredited college or university and at least five years of management experience preferably in the management of an animal care facility.

Mr. Cody has worked for the City for over ten years, moving up from Code Enforcement Inspector to Code Compliance Supervisor and finally to Code Enforcement Administrator. Prior to working for the Municipal Code and Compliance Division, he worked as a Law Enforcement Deputy at the Hillsborough County Sheriff's Office while concurrently serving in the United States Army Reserves. Mr. Cody resides in Duval County.

Policy Impact Area: Neighborhoods Department / Animal Care and Protective Services Division operations

Fiscal Impact: According to Employees Services, the salary range for this position is \$77,507 - \$126,542 annually.

Analyst: Shoup

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Bill Type and Number: Resolution 2017-162

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: NCIS, F

Date of Analysis: March 2, 2017

Type of Action: Approving issuance of multifamily housing revenue bonds

Bill Summary: The bill authorizes the use of up to \$28.5 million of revenue bonds issued by the Capital Trust Agency, Inc. of Gulf Breeze, FL within the City of Jacksonville for the acquisition and rehabilitation of a 444-unit multifamily residential rental housing facility known as Mission Springs Apartments on Timuquana Road for rental to persons of low to moderate income. 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. The proceeds of the bonds will be loaned to IAVF Mission Springs LLC (a wholly owned subsidiary of Invest in America's Veterans Foundation, Inc.) to purchase, renovate and equip the apartment complex, which will be managed by The Lynd Company (a Texas corporation) with a goal of reaching 20-25% occupancy of the complex by qualified veterans within 2 to 5 years. 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: Affordable housing for military veterans

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 2017-163

Sponsor: Transportation, Energy & Utilities Committee

Date of Introduction: February 28, 2017

Committee(s) of Reference: TEU

Date of Analysis: March 3, 2017

Type of Action: Adoption of Recommendations

Bill Summary: The resolution concerns the appeal by Williams Bransford of a decision of the 911 Emergency Addressing Advisory Committee to re-assign an out of sequence address number currently located at 4565 Lakeside Drive and assigning a new address to be located at 4590 Lakeside Drive, in Council District 14, pursuant to Sections 745.221-745.223, *Ordinance Code* and the City of Jacksonville Addressing and Street Naming Policy; it adopts recommended findings and conclusions of the Transportation, Energy and Utilities Committee; it forwards directions to Legislative Services.

Background Information: The 911 Emergency Addressing Advisory Committee determined that property owned by William J. Bransford currently located at 4565 Lakeside Drive contains an out of sequence address number. The Committee found that the address number 4565 Lakeside Drive is erroneously using an odd numbered address while located on the even side of the street. The Committee found that such manner of address may hinder or prevent the ability of Emergency Medical Services, Fire and Rescue and local law enforcement personnel's ability to accurately and promptly locate the property. At a January 11, 2017 public meeting, the Committee corrected the out of sequence address of 4565 by re-assigning a new address to be 4590 Lakeside Drive. The property owner filed a notice of appeal with legislative Services.

Policy Impact: 911 Emergency Addressing Advisory Committee/Planning Department

Fiscal Impact: Minimum

Analyst: Jackson

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LEGISLATIVE SUMMARY



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Bill Type and Number: Resolution 2017-168

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Thomas Lupoli as a member of the Jacksonville Human Rights Commission, filling a seat formerly held by Susan Harthill, 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.

Dr. Lupoli received a doctoral degree in osteopathic medicine from the Kirksville College of Osteopathic Medicine and works at the *Allergy & Asthma Specialists of North Florida*. He resides in the Bartram Springs area within District #11.

Policy Impact Area: Jacksonville Human Rights 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 2017-169

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Andrew Messer as a member of the Jacksonville Human Rights Commission, replacing Parvez Ahmed, 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.

Mr. Messer received a law degree from the Liberty University School of Law and is the President of *Vineyard Partners*. He is involved in a number of community organizations including the Jacksonville Regional Chamber of Commerce and JaxBiz. He resides in the Downtown area within District #7.

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 2017-170

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Michael Kalil as a member of the Civil Service Board, replacing Joni A. Poitier, for a partial term ending June 30, 2018.

Background Information: The Civil Service Board is established pursuant to Article 17, *Jacksonville Charter*, and charged to periodically review the operation and effect of the personnel provisions of the charter, the classification plan, and the pay plan, and report their findings to the council and the mayor; hear and determine appeals initiated by employees who are charged with personnel violations; hear and determine complaints by employees and prospective employees concerning alleged violations of civil service rules or regulations with respect to hiring and promotion; hear and determine the grievance of persons covered by the civil service rules or the grievance of persons who may be entitled to be covered concerning any action taken which pertains to employment rights.

Section 17.02, *Jacksonville Charter*, provides that five of the members of the Civil Service Board shall be appointed by the Mayor, subject to the confirmation by the City Council.

Mr. Kalil received a law degree from the Stetson University College of Law and is an Attorney with *The Law Offices of John S. Kalil, P.A.* He is a member of the Florida Justice Association's Young Lawyers Society and the American Association for Justice. Mr. Kalil resides in Duval County.

Policy Impact Area: Civil Service Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Shoup

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Bill Type and Number: Resolution 2017-171

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Edward E. Burr as a member of the JEA Board, for a first full term ending February 28, 2021.

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

Mr. Burr, a Duval County voter, is the President / Chief Executive Officer with *GreenPointe Holdings, LLC* and Chairman of the *Jacksonville Civic Council*. He has previously served on the Jacksonville Transportation Authority and the Northeast Florida Regional Transportation Study Commission. Mr. Burr resides in Jacksonville Beach within Council District #13.

Policy Impact Area: JEA Board operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Shoup

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Bill Type and Number: Resolution 2017-172

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Jessie Spradley as a member of the Jacksonville Small and Emerging Business "JSEB" Monitoring Committee, as a private citizen, filling the seat formerly held by Sylvia Perry, for a partial term ending April 30, 2018.

Background Information: The JSEB Monitoring Committee is established pursuant to Section 126.606, *Ordinance Code*, and charged to review the status of the goals of the Jacksonville Small Emerging Businesses Program, along with a comparison of the achievements under the Program compared with the goals. Section 126.606(a), *Ordinance Code*, provides that three of the members of the JSEB Monitoring Committee are appointed by the Mayor, and confirmed by Council, including a private citizen.

Mr. Spradley received a bachelor's degree in political science from the University of North Florida and is the Government Affairs Director of the *Northeast Florida Builders Association*. He is a member of a number of community organizations including the Jacksonville Jaycees and the St. Johns River Keepers Rising Tides. Mr. Spradley resides in Jacksonville Beach within Council District #13.

Policy Impact Area: JSEB Monitoring Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Shoup

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Bill Type and Number: Resolution 2017-173

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 28, 2017

Committee(s) of Reference: R

Date of Analysis: February 27, 2017

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Paula D. Wright to the Jax Journey Oversight Committee, for a first full term ending December 31, 2019.

Background Information: The Jax Journey Oversight Committee is established pursuant to Chapter 75, *Ordinance Code*. 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 Jax Journey funds; issue an annual community-wide report card on the progress of funded Jax 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 Jax 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. Nine members of the committee are appointed by the Mayor and confirmed by the Council.

Ms. Wright received a bachelor's degree in English from Jacksonville University and is an elected School Board Member. She resides in the Moncrief area within Council District #8.

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 2017-0174

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

Date of Introduction: February 28, 2017

Committee(s) of Reference:

Date of Analysis: February 27, 2017

Type of Action: Agreement authorization

Bill Summary: This bill approves and authorizes the traffic control agreement between JSO and the Sweetwater by Del Webb Master Homeowners' Association. The traffic control agreement gives JSO the same authority in the Sweetwater community roads as on the City's streets and highways.

Background Information: The Sweetwater by Del Webb Master Homeowners' Association of 9039 Del Webb Parkway, Jacksonville FL 32256, voted unanimously to request that JSO perform traffic controls within their community. This agreement empowers JSO to enforce the neighborhood speed limit of 25 mph. on limited access roads.

Policy Impact Area: Speed limit enforcement on private roads

Fiscal Impact: The Sweetwater by Del Webb Master Homeowners' Association will pay the City any costs for services requested and provided which exceed ordinary traffic control services

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-0175

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: PHS, F

Date of Analysis: February 28, 2017

Type of Action: Capital Projects appropriation

Bill Summary: The funding above is an appropriation from Capital Projects Funds – General Projects (Subfunds 32D, 32E, 322 and 327) into the General Fund and transferred out to JSO Information Systems Management- Specialized Equipment. These funds will be used to purchase the IBIS (Integrated Ballistic Identification System) and shall carry over into fiscal year 2017-2018.

Background Information: The Integrated Ballistic Identification System will assist the JSO crime lab with the sharing and comparison of bullets and cartridge cases. The IBIS is a sophisticated digital database used to match evidence from crime scenes with stored crime data. Using these high tech forensic methods, JSO can look for correlations between crimes and share data across networks. The emergency nature of the purchase is in response to the increase in gun violence in the city and the urgent need to protect the public by using all available tools. As time is of the essence in crime investigations, the IBIS will allow JSO to process ballistics internally and more quickly, rather than submitting to FDLE and waiting for processing.

Policy Impact Area: JSO crime lab equipment to combat gun violence

Fiscal Impact: Appropriation of \$250,000 as initiated by B.T. 10-077

Analyst: Hampsey

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Bill Type and Number: Ordinance 2017-176

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

Date of Introduction: February 28, 2017

Committee(s) of Reference: TEU, F

Date of Analysis: March 2, 2017

Type of Action: Authorization to execute interchange funding agreement with FDOT

Bill Summary: The bill authorizes execution of an interchange funding agreement between the City and Florida Department of Transportation to provide for the partial funding of the I-95/Airport Road interchange with \$7 million from the JIA/CRA Redevelopment Trust Fund.

Background Information: The FDOT is in the process of planning improvements to the I-95/Airport Road interchange to improve traffic flow and increase safety, which may include the construction of a loop ramp in the northwest quadrant of the interchange to provide for better westbound-to-southbound traffic movement and elimination of a dangerous left turn across traffic. The location is within the JIA/CRA area and the proposed transportation improvements are eligible expenditures under the CRA redevelopment plan. The JIA/CRA board approved the allocation of tax increment funds to the project via its Resolution 2016-06.

The Office of Economic Development and the Planning and Development Department have determined that if the City contributes \$7 million to the I-95/Airport Road interchange project using available JIA/CRA tax increment revenues as the funding source in place of federal dollars, those federal funds can be reallocated to match FDOT funds to leverage additional work in Jacksonville amounting to an additional \$24,769,000 in work that can be kept in the FDOT 5-year work program. If this funding is not approved, three projects (I-295/Collins Road interchange, Jacksonville National Cemetery Access Road and Butler Boulevard/Gate Parkway interchange) would be dropped from the 5-year work program.

Policy Impact Area: Airport area transportation improvements

Fiscal Impact: The bill authorizes an allocation of \$7 million of JIA/CRA funds to the FDOT (\$2.5 million in FY16-17 and \$4.5 million in FY17-18), which is calculated to leverage an additional \$24,769,000 in work in the FDOT 5-year work program in Jacksonville.

Analyst: Clements