

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Resolution 2012-1

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 11, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Martin Senterfitt, as Director of Fire and Rescue / Fire Chief.

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

Chief Senterfitt received a master's degree in public administration from the University of North Florida. He has been employed with the City, within the Fire and Rescue Department, since 1988, working his way up from Firefighter to Fire District Chief in 2006, a position he held until he was appointed to his current position as Chief of Emergency Preparedness in 2008.

Policy Impact Area: Fire & Rescue Department operations

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

Analyst: Welsh

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Bill Type and Number: Resolution 2012-2

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 11, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Eleanor W. Byrd as Chief of Fire Training, within the Fire and Rescue Department.

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

Chief Byrd received a bachelor's degree in business management from the University of North Florida. She has been employed with the City, within the Fire and Rescue Department, since 1991, working her way up from Firefighter to Fire Captain in 2004, a position she held until 2006 when she was appointed as Chief of Fire Training. In 2010, Chief Byrd was appointed to her current position as Chief of Rescue.

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

Fiscal Impact: According to Employee Services, the salary range for this position is \$69,250 - \$113,062 annually.

Analyst: Welsh

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Bill Type and Number: Resolution 2012-3

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 12, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Charles E. Drysdale as Chief of Fire Operations within the Fire and Rescue Department.

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

District Chief Drysdale received an associate's degree in fire science technology from FCCJ and has completed various specialized career-related courses. He has been employed with the City, within the Fire and Rescue Department, since 1995 working his way up from Firefighter to Fire District Chief, a position he has held since 2008.

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

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

Analyst: Welsh

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Bill Type and Number: Resolution 2012-4

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 11, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Ivan T. Mote as Chief of the Rescue Division, within the Fire and Rescue Department.

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

Chief Mote received a bachelor's degree in nursing from Jacksonville University. He has been employed with the City, within the Fire and Rescue Department, since 1988, working his way up from Firefighter to AMIO-JFRD EEO/Diversity/Compliance Officer in 2009, a position he held until 2010 when he was appointed to his current position as Chief of Fire Training. Chief Mote resides in Nassau County.

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

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

Analyst: Welsh

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Bill Type and Number: Resolution 2012-5

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 11, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Jarik E. Conrad, EdD, SPHR, MBA, MILR, as Director of Employee Services.

Background Information: The Employees Services Department was established in Ordinance 2011-732-E regarding reorganization / Government Reform. Per Section 33.102, the Director shall have a bachelor's degree or higher from an accredited college or university and at least five years of full-time experience in human resources management.

Mr. Conrad received a doctorate of education from the University of North Florida. He has been serving as the Interim Chief of Human Resources since August and is the President of *The Conrad Consulting Group, LLC*, a management consulting firm.

Policy Impact Area: Employee Services Department operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$101,751 - \$166,125 annually.

Analyst: Welsh

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Bill Type and Number: Resolution 2012-6

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 12, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Victor G. Guillory as the Military Affairs, Veterans and Disabled Services Officer.

Background Information: The Military Affairs, Veterans and Disabled Services Department was established in Ordinance 2011-732-E regarding reorganization / Government Reform. Per Section 22.102, the Director shall have a bachelor's degree or higher from an accredited college or university and have at least five years of administrative experience in at least one of the areas of responsibility.

Cmdr. Guillory received a bachelor's degree in management and technology from the US Naval Academy. He has 34 years of US Navy experience, most recently serving as Commander of the US Naval Forces Southern Command and the US 4th Fleet.

Policy Impact Area: Military Affairs, Veterans & Disabled Services Department operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$94,214 - \$153,819 annually.

Analyst: Welsh

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Bill Type and Number: Resolution 2012-7

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 10, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of William I. "Tripp" Gulliford, as a member of the Jacksonville Housing Finance Authority, for a first term ending November 30, 2015.

Background Information: The Jacksonville Housing Finance Authority is established pursuant to Chapter 35, *Ordinance Code*, and charged to ensure compliance with Sec. 159.601, *Florida Statutes*, regarding the encouragement of investment by private enterprise and the stimulation of construction and rehabilitation of housing through the use of public financing and the provision of low-cost loans to purchase affordable housing. Sec. 35.704, *Ordinance Code*, provides that three of the five members of the board shall be appointed by the Mayor and confirmed by Council.

Mr. Gulliford received a law degree from Stetson University and is a Vice President with *EverBank*. He resides in the Avondale area within Council District #14.

NOTE: This bill may need to be amended to delete the December 1, 1011, term commencement date and to include the name of the member of the Jacksonville Housing Authority being replaced.

Policy Impact Area: Jacksonville Housing Finance Authority operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-8

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 10, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of LaTasha Green-Cobb as a member of the Jacksonville Housing Finance Authority, replacing Bernard Smith, for a partial term ending November 30, 2012, followed by a first full four-year term ending November 30, 2016.

Background Information: The Jacksonville Housing Finance Authority is established pursuant to Chapter 35, *Ordinance Code*, and charged to ensure compliance with Sec. 159.601, *Florida Statutes*, regarding the encouragement of investment by private enterprise and the stimulation of construction and rehabilitation of housing through the use of public financing and the provision of low-cost loans to purchase affordable housing. Sec. 35.704, *Ordinance Code*, provides that three of the five members of the board shall be appointed by the Mayor and confirmed by Council.

Ms. Green-Cobb received a master's degree in education from Strayer University and is a licensed Real Estate Sales Associate. She is the Ministry Coordinator / Executive Director of the *St. Joseph Homeownership Ministry* and resides in the Arlington Manor area within Council District #1.

Policy Impact Area: Jacksonville Housing Finance Authority operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-9

Sponsor: Council President Joost

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 10, 2012

Type of Action: Appointment; Emergency Passage; Retroactive Effective Date

Bill Summary: This bill appoints Council Member Doyle Carter as a substitute member of the Election Canvassing Board, in the County Commission Chair category, replacing Council Vice President William Bishop, for a partial term retroactively beginning January 1, 2012, and ending June 30, 2012.

Background Information: The Election Canvassing Board is established pursuant to Section 102.141(1), *Florida Statutes*, and charged to publicly canvass the absentee electors' ballots and provisional ballots and to publicly canvass the vote given each candidate, nominee, constitutional amendment, or other measure submitted to the electorate of the county, as shown by the returns then on file in the office of the supervisor of elections and the office of the county court judge.

Section 102.141(1)(c), *Florida Statutes*, provides that in the event the chair of the board of the county commissioners (i.e., Council President) is unable to serve, the board of county commissioners shall appoint as a substitute member, one of its members.

Emergency passage has been requested so that Council Member Carter can be available to participate in the canvassing activities in advance of an upcoming election.

Policy Impact Area: Election Canvassing Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-10

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 13, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Jacksonville Ethics Commission's appointment of Carla Miller as the Director of the Office of Ethics, Compliance and Oversight, for a three-year term expiring December 5, 2014..

Background Information: The Office of Ethics, Compliance and Oversight was established in Ordinance 2011-197-E. Per Section 602.612, the Director shall have a bachelor's degree or higher from an accredited college or university, with a preference for an advanced degree in applied ethics, law or public administration; at least ten years experience in related activities such as administration of an ethics office or activity, ethics related legal work, criminal justice administration; and administrative experience.

Ms. Miller has served as the City of Jacksonville Ethics Officer since 1999 and is a former member and chair of the Ethics Commission. She is a private practice attorney with *Miller & Skinner, P.A.* and is the President and Founder of *City Ethics*, a government ethics consulting firm. Ms. Miller resides in St. Johns County.

Policy Impact Area: Office of Ethics, Compliance & Oversight operations

Fiscal Impact: The salary range for this position was unavailable from Employee Services at the time of the bill summary.

Analyst: Welsh

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Bill Type and Number: Ordinance 2012-23

Introducer/Sponsor: Land Use and Zoning Committee

Date of Introduction: January 10, 2012

Committee(s) of Reference: LUZ

Date of Analysis: January 12, 2012

Type of Action: Comprehensive Plan Text Amendment

Bill Summary: This bill amends the 2030 Comprehensive Plan to include a 2011G Series text revision involving the Capital Improvements Element.

NOTE: References to the Future Land Use Element in the title and body of this legislation should be corrected.

Background Information: Ordinance 2011-629-E approved the proposed text amendment for transmittal to various state agencies for review and comment. This text amendment provides for temporary waivers of the mobility fee to encourage economic growth and addresses criteria for transportation improvement projects to be deemed prioritized projects in the 5-year Capital Improvements Element schedule to be funded under the Mobility Plan by mobility fee dollars collected within the respective mobility zone after expiration of a waiver.

Policy Impact Area: Planning and Development; Comprehensive Planning; Mobility Fee Waiver; Economic Development

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Resolution 2012-24

Introducer/Sponsor(s): Council President

Date of Introduction: January 10, 2012

Committee(s) of Reference: None

Date of Analysis: January 12, 2012

Type of Action: Resolving labor contract impasse; requesting emergency passage

Bill Summary: The bill resolves a collective bargaining impasse between the City and various bargaining units of Fraternal Order of Police Lodge 5-30: police officers through sergeants (including sworn bailiffs and judicial officers) bargaining unit; police lieutenants through captains bargaining unit; rank and file corrections officers bargaining unit 045; and supervisory corrections officers bargaining unit 046. The resolution applies to fiscal year 2009-10. Emergency action is requested.

Background Information: Florida state law, the City Charter and the Rules of Council provide that the City Council shall resolve collective bargaining impasses when the City administration and the bargaining units are unable to reach a mutually agreeable contract. Impasses are to be resolved after a public hearing and after the Council fully considers and balances the public interests, including the interests of the public employees involved.

Policy Impact Area: Collective bargaining

Fiscal Impact:

Analyst: Clements

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Bill Type and Number: Ordinance 2012-25

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: F; RCDPHS

Date of Analysis: January 13, 2012

Type of Action: Appropriation; Agreement Authorization

Bill Summary: This ordinance appropriates \$115,045 (&86,500 from the Florida Office of Tourism, Trade and Economic Development and an in-kind contribution of \$28,545 in staff services) to provide funds for military and mission advocacy services rendered through consultants selected by the City, as initiated by B.T. 12-029; provides for a carryover of funds into Fiscal Year 2012-2013; the bill authorizes the Mayor and Corporation Secretary to enter into a Defense Reinvestment Grant Agreement between Enterprise Florida, Inc. and the City of Jacksonville for same; provides for City oversight by the Military Affairs, Veterans and Disabled Services Department.

Background Information: Although the Base Realignment and Closure Commission (BRAC) analysis has been completed, the City of Jacksonville continues to work a number of defense related issues which impact the ship count and port capabilities at Naval Station Mayport as well as the relocation of squadrons and aircraft to Naval Air Station Jacksonville. The term of the grant agreement is from date of agreement execution for a period of twelve months. The required matching funds of \$28,545 will be provided through an "in-kind contribution" of staff services to be performed by the Chief and Manager of the Military Affairs, Veterans and Disabled Services Division. Local match can be applied as of September 30, 2012 per agreement.

Policy Impact: Recreation and Community Services Department/Military, Veterans and Disabled Services Division.

Fiscal Impact: The ordinance appropriates \$115,045

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-26

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: F; RCDPHS

Date of Analysis: January 13, 2012

Type of Action: Appropriation

Bill Summary: This ordinance transfers \$59,928 in funds from the Fourth Judicial Circuit Court to the Jacksonville Sheriff's Office (JSO) to enhance victim safety and offender accountability in cases of domestic violence, dating violence, sexual assault and stalking, to insure that all grant funds are expended by the project end date of August 31, 2012, as initiated by B.T. 12-032; the bill provides for a carryover of funds to Fiscal Year 2012-2013; provides for City oversight by the Department of Parks and Recreation.

Background Information: This appropriation provides additional Grants to Encourage Arrest Policies and Enforcement of Protection Orders ("Arrest Grant") funds to the Jacksonville Sheriff's Office from the Fourth Judicial Court. The Court's expenditure rate was down because of position turnovers and delays in the hiring process, and the funds are being transferred to JSO because JSO has already expended all of its project funds and can use the transferred funds to continue paying ongoing project costs. The transfer of the funds from the Court to JSO has been approved by the Court, JSO project managers and the Arrest Grant project team. The funds are part of an overall award from the Office of Justice Programs, Office on Violence Against Women of \$749,370. The grant project is a five-way partnership between the City, JSO, the Fourth Judicial Circuit Court, the State Attorney's Office and Hubbard House.

Policy Impact: Recreation and Community Services Department/Behavioral and Human Services Division

Fiscal Impact: The ordinance appropriates \$59,928

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-27

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: F; RCDPHS

Date of Analysis: January 13, 2012

Type of Action: Appropriation; Agreements Authorization

Bill Summary: This ordinance appropriates, in accordance with Section 932.7055, Florida Statutes, \$206,900 from the Special Law Enforcement Trust Fund in order to provide funding for the Police Athletic League of Jacksonville, Inc. (\$65,000), the Justice Coalition, Inc. (\$10,000), El-Beth-El Development Center, Inc. (\$5,000), Family Farms of Northeast Florida, Inc. (\$40,000), Florida State University Foundation, Inc. (\$25,000), Kingdom Fellowship, Inc. (\$14,400), Police Explorers Trust Fund (\$12,500), Guardian Catholic Schools, Inc. (\$10,000), and First Coast Crime Stoppers, Inc. (\$25,000), (all together the "recipients"), as initiated by B. T. 12-033; the ordinance approves and authorizes the mayor and Corporation Secretary to execute and deliver on behalf of the City, the Miscellaneous Agreements between the City and the respective recipients.

Background Information: The funds appropriated by this legislation are allocated to organizations that have effective programs for the prevention and eradication of crime in the community. Some of the programs are particularly earmarked for youth programs that entail constructive activities as a deterrence to crime.

Policy Impact: Crime Prevention

Fiscal Impact: This ordinance appropriates \$206,900 in funds from the State of Florida

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-28

Introducer/Sponsor: Land Use and Zoning Committee

Date of Introduction: January 10, 2012

Committee(s) of Reference: LUZ

Date of Analysis: January 12, 2012

Type of Action: Ordinance Amendment

Bill Summary: This bill amends Section 1 of Ordinance 2011-417-E by adopting the Master Plan Map H attached to the current legislation as the correct Exhibit 1 referenced in said previous ordinance. This action is made retroactive in application so that the amendment and correction being adopted shall be effective as if it were contained in the original Ordinance 2011-417-E, and the Council finds that this does not adversely affect any procedural or substantive due process rights of any affected party. The Legislative Services Division is directed to place an enacted copy of the current ordinance in the file for Ordinance 2011-417-E.

Background Information: Ordinance 2011-417-E amended the Villages of Argyle Development of Regional Impact to incorporate a Notice of Proposed Change; however, the wrong version of the Master Plan Map H was attached to that bill as Exhibit 1. Through the current legislation, the Council intends to conform the Master Plan Map H attached as Exhibit 1 to Ordinance 2011-417-E with the map contained within the Notice of Proposed Change approved in that same ordinance.

Policy Impact Area: Developments of Regional Impact

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2012-29

Introducer/Sponsor: Land Use and Zoning Committee

Date of Introduction: January 10, 2012

Committee(s) of Reference: LUZ

Date of Analysis: January 12, 2012

Type of Action: Development Agreement Approval

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

Background Information: The proposed agreement is for a development to be known as Peach Center Phase 2, consisting of approximately 3.0 acres located along the north side of Beach Boulevard between Peach Drive and Kline Road. Plans are for 32,250 enclosed square feet of specialty retail uses, subject to a performance schedule and payment of an annual renewal fee for the reservation of traffic circulation capacity.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2012-30

Introducer/Sponsor: Land Use and Zoning Committee

Date of Introduction: January 10, 2012

Committee(s) of Reference: LUZ

Date of Analysis: January 12, 2012

Type of Action: Development Agreement Approval

Bill Summary: This bill approves a development agreement with Southeastern Freight Lines, Inc., authorizing the Mayor and Corporation Secretary to execute said agreement.

NOTE: The acreage stated in the bill (approximately 32.08 acres) should be consistent with the acreage stated in the agreement (approximately 36.08 acres).

Background Information: The proposed agreement is for a development to be known as Produce Terminal of Jax, consisting of approximately 36.08 acres located at 3335 Edgewood Avenue North between Old Kings Road and U.S. 1. Plans are for 40,000 square feet of warehouse uses, subject to a performance schedule and payment of an annual renewal fee for the reservation of traffic circulation capacity.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2012-31

Introducer/Sponsor: Land Use and Zoning Committee

Date of Introduction: January 10, 2012

Committee(s) of Reference: LUZ

Date of Analysis: January 12, 2012

Type of Action: Termination of Development Agreement

Bill Summary: This bill approves a Termination of Development Agreement between the City and George Bateh, authorizing the Mayor and Corporation Secretary to execute said document.

Background Information: Ordinance 2007-1217-E approved an agreement with George Bateh for a development to be known as Ramallah Business Park, consisting of approximately 5.05 acres on the west side of St. Johns Bluff Road North between Craig Drive and Craig Industrial Drive with plans for 50,000 enclosed square feet of office uses and 60,000 enclosed square feet of mini-warehouse uses. To date, the property has not been developed, and Mr. Bateh has requested termination of the development agreement due to a change in property ownership. Under the termination agreement, the parties release one another from all claims, indebtedness, and obligations relative to the development agreement, including \$9,900 owed by Mr. Bateh to the City for delinquent payments under the development agreement.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined; release is given relative to all indebtedness and obligations, including \$9,900 owed by Mr. Bateh for delinquent payments under the development agreement

Analyst: Campbell

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Bill Type and Number: Ordinance 2012-32

Sponsor: TEU Committee

Date of Introduction: January 10, 2012

Committee(s) of Reference: TEU

Date of Analysis: January 12, 2012

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and N.G. Wade Investment Co. for a light industrial project known as Pickett Park Light Industrial: Tract IV. The fair share assessment is \$4,697 with a 10-year term and a variable inflation rate of 3.3% per year. Concurrency Review estimated a total of 3,005 p.m. peak hour trips being generated on links in fair share fund sector 5.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Beaver Street/US 90 – I-295 to Lane Avenue	14
I-295 – Normandy Boulevard to I-10	256
I-295 – I-10 to Commonwealth Avenue	354
Commonwealth Avenue – Edgewood Avenue to Lane Avenue	150
Commonwealth Avenue – Lane Avenue to I-195	220
Lane Avenue – Old Kings Road to 5 th Street	26
Lane Avenue – Beaver Street to I-10	64
Lane Avenue – I-10 to Normandy Boulevard	47
Fouraker Road/Cahoon Road – Normandy Boulevard to I-10	17
Ellis road – Normandy Boulevard to Beaver Street	17
Ellis Road – Beaver Street to 12 th Street	17
5 th Street – Pickettville Road to Edgewood Avenue	82
Old Plank Road – Jones Road to Pickettville Road	22
Commonwealth Avenue – I-295 to Imeson Road	706
Pickettville Road – I-295 to Commonwealth Avenue	769
Pickettville Road – Commonwealth Avenue to Beaver Street	54
Lane Avenue – Commonwealth Avenue to Beaver Street	70
I-295 – Commonwealth Avenue to Pritchard Road	120

Background Information: The project consists of 715,000 square feet of light industrial space on 62 acres on Pickettville Road between Commonwealth Avenue and West 12th Street in Council District 10.

Wade Development had applied for a fair share assessment contract and paid an application fee on September 14, 2011 before the City's new mobility fee system became effective September 19, 2011. The mobility fee ordinance provided that any applicant that had made application and paid an application fee for a fair share assessment before the deadline could, at their option, continue their project under the fair share system rather than the mobility fee system. The project only owes a fair share assessment on 1 trip per day on 1 road link (Pickettville Road – I-295 to Commonwealth Avenue) because of the application of the provisions of the

transportation concurrency testing exception for industrial properties that existed in Section 655.501 of the fair share management system before it was replaced by the mobility fee system via Ordinance 2011-536-E. That exemption provided that transportation concurrency testing for projects under industrial land use classifications would only apply to the road link(s) immediately adjacent to the project's access point(s). Therefore concurrency testing and fair share fee calculation only applied to the section of Pickettville Road immediately adjacent to the subject property, which was 1 trip short of being able to provide adequate capacity for the project.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$4,697 to the Sector 5.1 account.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2012-33

Introducer/Sponsor(s): Council Member Jones

Date of Introduction: January 10, 2012

Committee(s) of Reference: F, RCDPHS

Date of Analysis: January 12, 2012

Type of Action: Approval of issuance of industrial development revenue bonds

Bill Summary: The bill authorizes the use of up to \$8 million of industrial development revenue bonds issued by the Orange County Industrial Development Authority (IDA) in Jacksonville for the construction of a residential work release/counseling center by Christian Prison Ministry Inc. to be operated by Jacksonville Bridge, an affiliate of Bridges of America, Inc.

Background Information: Christian Prison Ministry Inc., a Florida not-for-profit, has requested the Orlando Industrial Development Authority to issue \$18 million of industrial development revenue bonds for projects in several counties. Use of \$8 million of Orlando IDB proceeds in Jacksonville for the Jacksonville Bridge project must be approved by the City Council. Christian Prison Ministry plans to construct a 9,152 square foot building on 5.33 acres of land at 601 Agmac Avenue in Council District 9 which will house approximately 200 adult male inmates and offenders and serve another 200 non-residents via a work release program. Participants will receive substance abuse/dependency counseling, employment and career assistance and counseling, GED training, and a WorkSource program through the Jacksonville Urban League.

Policy Impact Area: Low interest financing for social service facility construction

Fiscal Impact: No impact to the City; bonds will be issued by the Orlando Industrial Development Authority and repayment will be the sole responsibility of Christian Prison Ministry Inc.

Analyst: Clements

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Bill Type and Number: Resolution 2012-34

Introducer/Sponsor(s): Council President at the request of the Jacksonville Health Facilities Authority

Date of Introduction: January 10, 2012

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

Date of Analysis: January 12, 2012

Type of Action: Authorizing issuance of hospital revenue bonds; Ordinance Code waiver

Bill Summary: The bill authorizes the Jacksonville Health Facilities Authority to issue up to \$100 million in hospital revenue bonds for the benefit of Southern Baptist Hospital of Florida Inc. The bill also waives the provisions of Ordinance Code Sec. 490.108 which requires that bonds may not be issued unless rated at least BBB or Baa by a rating agency and would require that the bonds be privately placed or otherwise sold to an "accredited investor" as defined by the U.S. Securities and Exchange Commission.

Background Information: Baptist Hospital will use the proceeds of the bond sale for capital improvements and equipment purchases at the hospitals on Prudential Drive downtown and on the Southside, and at various Baptist Medical Center outpatient facilities and primary care facilities throughout the city.

Policy Impact Area: Health care facility financing

Fiscal Impact: No impact to the City; bond repayment is solely the responsibility of Southern Baptist Hospital

Analyst: Clements

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Bill Type and Number: Ordinance 2012-35

Sponsor: The Council President at the request of the Jacksonville Economic Development Commission:

Date of Introduction: January 10, 2012

Committee(s) of Reference: F; RCDPHS

Date of Analysis: January 13, 2012

Type of Action: Economic Development Agreement Approval

Bill Summary: This ordinance approves and authorizes the execution of an Economic Development Agreement between the City of Jacksonville ("City"), the Jacksonville Economic Development Commission ("JEDC") and Global Software Services, Inc. ("company"), to support the expansion of the company's operations in Jacksonville; the agreement recommends that the company be approved by the State of Florida's Department of Economic Opportunity as a Qualified Target Industry ("QTI") business with a High Impact Sector Bonus, pursuant to Florida Statutes; evidences a commitment of City support in an amount not to exceed \$36,000 as the Local Financial support under the Qualified Target Industry Tax Refund Program payable over multiple years per guidelines set by the State Department of Economic Opportunity, with a State match of \$144,000 (including a High Impact Sector bonus of \$2,000 per job), for a total City and State QTI amount of \$180,000 for 30 jobs; approves and authorizes execution of documents by the Mayor, Corporation Secretary and JEDC Executive Director; authorizes approval of technical amendments by the JEDC Executive Director; provides for City oversight by JEDC; timeline for execution of Agreement by the company; affirming the project's compliance with the Public Investment Policy adopted by Resolution 2006-119-A.

Background Information: Global Software Services, Inc., (dba Latitude Software), located at 7800 Belfort Parkway (Council District 4), is a subsidiary of Interactive Intelligence Group, Inc., headquartered in Indianapolis. The company was founded in 1998 and develops proprietary software and software services for over 200 clients comprising banks, credit unions and auto finance companies. The company employs 41 persons in Jacksonville and proposes to expand by an additional 30 employees over the next 36 months. The jobs to be created are software development engineers and professional management personnel. The average wage of the proposed jobs is \$67,640 plus a benefits package totaling \$5,400. To support the proposed expansion, the company proposes to invest \$1,000,000 in new purchases of machinery, furniture and equipment. The company proposes to lease additional space at its current Belfort Parkway location. If the company fails to create 30 new, full-time jobs at the anticipated wage levels within the timeframe set forth by the QTI application, the annual payments will be adjusted downward proportionately with the adjustment of the state QTI refunds. The QTI refund will be made annually based on the actual number of full-time jobs created and only after verification of the average wages actually paid. The availability of the QTI program to off-set a portion of the costs associated with the proposed company expansion is a material factor in the company's site location decision-making process.

Policy Impact: Economic Development/Jobs/Jacksonville Economic Development Commission

Fiscal Impact: The Economic Development Agreement commits the City to \$36,000.

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-36

Sponsor: The Council President at the request of the Jacksonville Economic Development Commission:

Date of Introduction: January 10, 2012

Committee(s) of Reference: F; RCDPHS

Date of Analysis: January 13, 2012

Type of Action: Lease Agreement Authorization

Bill Summary: This ordinance authorizes the Mayor to execute a Lease Agreement between the City of Jacksonville and the M&T Company, Inc., a Pennsylvania corporation, for leased premises (Buildings #905 and 907) at Cecil Commerce Center; designates JEDC as monitor of the lease.

Background Information: In October 2004, JEDC & M&T Company executed a four year lease agreement for office light industrial space in two buildings at Cecil Commerce Center (Buildings 905 & 907). As the lease was expiring in the fall of 2008, JEDC was finalizing an RFP for the solicitation of a master developer to develop the City's portion of Cecil Commerce Center. Because of the uncertainty of ownership of the City's buildings at Cecil, both parties agreed that M&T could lease the two spaces on a month-to-month basis. Now that the JEDC and Hillwood, master developer for Cecil Commerce Center, have determined that the City will maintain control of the City-owned buildings at Cecil Commerce Center for the near term, M&T Company would like to renew its lease for one year at Buildings 905 & 907. M&T Company's Cecil location includes 21 employees, who focus on engineering and light electronics manufacturing for the aviation industry.

Policy Impact: Cecil Commerce Center/Jacksonville Economic Development Commission

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-37

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: TEU

Date of Analysis: January 12, 2012

Type of Action: Authorization of angled parking at City pier

Bill Summary: The bill authorizes the use of angled parking spaces in the cul-de-sac at the end of Trout River Drive to serve the patrons of the Trout River Bridge Fishing Pier.

Background Information: State law provides that vehicles may only park parallel to a curb or the edge of a roadway, except where a local government specifically grants permission by ordinance for angled parking on a local roadway. This bill would authorize the use of angled parking in the cul-de-sac at the end of Trout River Drive in conjunction with the FIND improvements to the Trout River Pier. The attachment to the ordinance shows 6 parking spaces (1 reserved as a handicapped-accessible space) being created in the cul-de-sac.

Policy Impact Area: Parking accessibility for recreation facility

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2012-38

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: F

Date of Analysis: January 12, 2012

Type of Action: Extension of contract for outside bond counsel

Bill Summary: The bill extends the term of the contracts between the City and Bryant, Miller and Olive, P.A., Livermore, Freeman and McWilliams, P.A., and Greenberg Traurig, P.A. to serve as bond counsel to the City through April 16, 2012.

Background Information: The Ordinance Code authorizes the General Counsel to select and recommend outside bond counsel to the City Council for approval. The City entered into contracts with the three law firms listed above in 2005 and those contracts have now expired. This bill authorizes extensions of the contracts with those three firms for bond counsel services through April 16th in order to utilize their services for bond refinancing transactions while interest rates are at historically low levels.

See related bill 2012-39 which authorizes the Office of General Counsel to contract with new bond counsel being selected by an RFP process that is currently underway.

Policy Impact Area: Outside bond counsel authorization

Fiscal Impact: Undetermined; services are provided on an as-needed basis

Analyst: Clements

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Bill Type and Number: Ordinance 2012-39

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

Date of Introduction: January 10, 2012

Committee(s) of Reference: F

Date of Analysis: January 12, 2012

Type of Action: Authorizing engagement of outside bond counsel

Bill Summary: The bill authorizes the General Counsel to contract with outside bond counsel to provide bond, tax and related disclosure services as needed.

Background Information: The Ordinance Code authorizes the General Counsel to solicit and recommend outside bond counsel to the City Council for approval. The OGC is currently in the process of issuing RFPs for firms interested in providing bond services to the City. When the RFPs are reviewed and firm(s) are selected, the bill will be amended to specifically name the firm(s).

See related bill 2012-38 which extends the terms of the existing bond counsel firms until April 16, 2012 while the selection process proceeds.

Policy Impact Area: Retention of outside bond counsel

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2012-40

Sponsor: Council Members Carter and Brown:

Date of Introduction: January 10, 2012

Committee(s) of Reference: R; RCDPHS

Date of Analysis: January 13, 2012

Type of Action: Renaming Site

Bill Summary: This ordinance names the Lighthouse Marina located at 5434 San Juan Boulevard the "Curtis Lee Johnson Marina."

Background Information: Curtis Lee Johnson was a widely-respected Westside community activist who died on December 26, 2011. Mr. Johnson was particularly active in efforts to fight crime in his Sweetwater neighborhood and in promoting programs that enhanced opportunities for young people. His positive contributions were numerous and resulted in his receipt of official recognition from former Sheriff Nat Glover and former Mayor John Delaney. Professionally, after service to his country in the Army, Mr. Johnson became adept with the repair of boat engines. He became a Mercury Motors' Masters Technician. In 1959, he became the first African-American to attend a Mercury service school and was subsequently awarded the Kickhaefer Mercury Master Mechanic Award. It seemed fitting to name the Lighthouse Marine Boat Ramp in his memory because of Mr. Johnson's dedicated employment at the facility.

NOTE: An amendment is required to clarify that the ordinance's objective is to rename the Lighthouse Marine Boat Ramp, and *not* the Lighthouse Marina, in Mr. Johnson's memory.

Policy Impact: Boat Ramps/Marinas

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-41

Introducer/Sponsor: Council President at the Request of the Jacksonville Economic Development Commission

Date of Introduction: January 10, 2012

Committee(s) of Reference: TEU

Date of Analysis: January 12, 2012

Type of Action: Agreement Authorization

Bill Summary: This bill authorizes the Mayor, or designee, and Corporation Secretary to execute a Drainage Easement and Restriction Agreement between the Jacksonville Airport Authority and the City. Further authorization is given to execute other documents and take necessary action to effectuate the purposes this ordinance, and provision is made for technical amendments. The Mayor is designated as the City's authorized official in connection with the agreement, and he is authorized to designate one or more other officials. It is required that the Jacksonville Economic Development Commission (JEDC) administer and monitor the agreement.

Background Information: The JEDC is currently expanding Lake Fretwell, the primary stormwater basin at Cecil Commerce Center, to accommodate future development of City-owned property. A portion of the southern end of Lake Fretwell is located on Jacksonville Aviation Authority (JAA) property, and access to the southern portion of Lake Fretwell for drainage infrastructure repairs or other matters involves crossing said JAA property. JAA has agreed to grant the City an easement over those areas.

Policy Impact Area: Real Estate-Easements; Cecil Commerce Center; Airport Authority; Economic Development; Drainage

Fiscal Impact: Undetermined; the agreement is made in consideration of the sum of \$10

Analyst: Campbell

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Bill Type and Number: Resolution 2012-42

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 10, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Tien Duc "Eric" Nguyen as a member of the Jacksonville Small and Emerging Business "JSEB" Monitoring Committee, as a JSEB contractor for an unexpired term ending April 20, 2012, followed by a first full three-year term ending April 30, 2015.

Background Information: The JSEB Monitoring Committee is established pursuant to Section 126.607, *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 126.607(c), *Ordinance Code*, provides that three of the members of the JSEB Monitoring Committee, are to be appointed by the Mayor and confirmed by Council, in several categories including a JSEB Contractor.

Mr. Nguyen is an Operations Manager with *I-TECH Personnel Services, Inc.*, a Certified JSEB Vendor. He resides in the University Park area within Council District #1.

Policy Impact Area: JSEB Monitoring Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-43

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 10, 2012

Committee(s) of Reference: R

Date of Analysis: January 10, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Chung D. Rutter as a member of the Art in Public Places Committee, filling the slot formerly held by Leigh Fogle as a Planning District #3 community representative, for a first term ending December 31, 2014.

Background Information: The Art in Public Places Committee is established pursuant to Chapter 126, *Ordinance Code*, and charged to choose art which is compatible with and which will enhance the architecture and general environment of the City; responsible for receiving, reviewing and acting on the recommendations of the Art Selection Panels; seek to ensure that at least 15% of the artists selected for purchase or commission will be resident(s) in the Greater Jacksonville area (Duval, St. Johns, Nassau, Clay and Baker Counties); will also encourage the selection of regional artists e.g. Florida and the Southeastern United States. Section 126.903, *Ordinance Code*, provides that the members of the committee are appointed by the Mayor, with five of the members representing the community at large, each residing within a different planning district.

Mr. Rutter received a bachelor's degree from Louisiana Tech University and is a Florida licensed Architect and Interior Designer. He is a Vice President / Senior Architect with *Reynolds, Smith, and Hills, Inc.* Mr. Rutter resides in the Miramer Area within Council District #5 (Planning District #3).

Policy Impact Area: Art in Public Places Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh