

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2014-38

Sponsor: Council President Gulliford:

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 31, 2014

Type of Action: Ordinance Code Amendment

Bill Summary: The ordinance amends Section 55.307 (Downtown Investment Authority Board), *Ordinance Code*, so that a Board Member whose Board category changes during their term shall continue to be a qualified Board Member so long as they meet one of the other listed qualifying categories for that term; the amendment is retroactive.

Background Information: Board Members of the Downtown Investment Authority appointed by the Mayor or the Council President represent different categories such as having business interests in the Southbank CRA or Northbank CRA, a downtown retail operator, an urban planner, etc. This Ordinance Code Amendment would enable a Board Member to serve out the duration of his or her term in the event that the individual's category changes provided that they meet the other listed qualifying categories for that term.

Policy Impact: Downtown Investment Authority; Ordinance Code

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-39

Sponsor: Council Member Carter:

Date of Introduction: January 28, 2014

Committee(s) of Reference: R; F

Date of Analysis: January 31, 2014

Type of Action: Ordinance Code Amendment

Bill Summary: The ordinance amends Section 804.1012 (Unauthorized Parking in Disabled Parking Space Prohibited), Chapter 804 (Jacksonville Traffic Code), *Ordinance Code*, to modify Subsection (D) to allow fines collected from violations of Subsection (B) to be distributed.

Background Information: It is unlawful for a person to park in a parking space designated by provisions of Florida Statutes for use only by the disabled. It is unlawful for a person to fraudulently obtain or use an exemption parking permit. The ordinance amendment in this legislation stipulates that all fines collected for violations shall be distributed as follows: seventy percent shall be placed in a separate account of the City to be expended to improve accessibility and equal opportunity to qualified disabled persons and to provide funds to conduct public awareness programs; the remaining percentage of the fines collected shall be distributed as provided by law.

Policy Impact: Disabled Parking Spaces; Ordinance Code

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-0040

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

Date of Introduction: January 28, 2014

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

Date of Analysis: January 23, 2014

Type of Action: Appropriation

Bill Summary: The bill appropriates \$50,000 from the Public Building Facilities Capital Maintenance Fund to provide additional funding for repairs to the HVAC system at the Emergency Operations Center; it provides a carryover of funds into subsequent fiscal years; it amends the 2013-2018 five year Capital Improvement Program approved by Ordinance 2013-465-E to decrease funding for "Facilities Capital Maintenance – Government" and provide additional funding for "Emergency Operations Building – HVAC Repairs".

Background Information: The HVAC repairs are higher than the existing established budget. The deferral of repairing the HVAC system through the next annual budget will be detrimental to the best interest of the community because of potential failure of the Emergency Operations Center computer room.

Policy Impact Area: Capital Improvement Program, Emergency Operations

Fiscal Impact: This bill appropriates \$50,000.00.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-0041

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

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

Date of Analysis: January 23, 2014

Type of Action: Appropriation

Bill Summary: This bill appropriates \$53,000 in interest earnings from the Tree Protection and Related Expenses Trust Fund to increase the annual amount budgeted in the fund to equal 25% of the amount budgeted in the current fiscal year for tree maintenance activities by the Mowing and Landscape Maintenance Division of the Department of Public Works.

Background Information: This action is being taken pursuant to the provisions of Ordinance Code Section 111.760 (Tree Protection and Related Expenses Trust Fund), which states the total amount appropriated from these trust funds shall not exceed 25% of the amount budgeted in that fiscal year for tree maintenance activities in the Public Works Department.

Policy Impact Area: Tree Protection and Landscaping; Trust Funds

Fiscal Impact: This bill appropriates \$53,000.00.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-42

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

Date of Introduction: January 28, 2014

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

Date of Analysis: January 30, 2014

Type of Action: Amendment to previous ordinance; budget transfer

Bill Summary: The bill amends Ordinance 2013-683-E to correct an error in the source account number for mowing services at Hanna Park and transfers \$44,800 from the Hanna Park Miscellaneous Services and Charges account to the Parks and Recreation – Playgrounds and Centers account to restore funding previously transferred in error.

Background Information: When the City Council passed Ordinance 2013-683-E which created a new Mowing and Landscape Maintenance Division in the Public Works Department it transferred funding from a variety of accounts in several departments to account for the consolidation of almost all City mowing services into the new division. An exhibit to the ordinance contained an erroneous account number and \$44,800 was accidentally transferred out of a Playgrounds and Centers account instead of a Hanna Park account in the Parks and Recreation Department's budget. This bill corrects the erroneous account number and transfers funding from the Hanna Park account to the Playgrounds and Centers account to restore the funds to their proper locations.

Policy Impact Area: Correction of accounting error

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2014-43

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

Date of Introduction: January 28, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: January 30, 2014

Type of Action: Amendment of Medical Examiner fees

Bill Summary: The bill amends the Fee Schedule for Medical Examiner Services and Records to update the fees to more adequately cover current costs as required by Sec. 123.103 of the Ordinance Code.

Background Information: The bill increases fees for the Medical Examiner's services by percentages ranging from 56.2% (\$64 to \$100) for an investigation and forensic pathology review of a non-Medical Examiner case and 34.8% (\$2,225 to \$3,000) for an out-of-county autopsy to 20% (\$25 to \$30) for a specimen sample preparation.

Policy Impact Area: Medical Examiner fee schedule

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2014-0044

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: January 23, 2014

Type of Action: Agreement Authorization

Bill Summary: This bill authorizes the temporary employment agreement between the City and Bradley J. Elias, M.D., as the Assistant Medical Director & Disaster Preparedness Consultant through the Jacksonville Fire and Rescue Department.

Background Information: The Jacksonville Fire and Rescue Department desires to employ an Assistant Medical Director & Disaster Preparedness Consultant to supervise, evaluate, and advance the medical performance of the emergency medical technicians and paramedics providing emergency medical services in order to enable them to provide advanced life support services and to comply with Chapter 401, Part III, Florida Statutes.

Policy Impact Area: Fire & Rescue

Fiscal Impact: \$1.00 per fiscal year

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-57

Introducer/Sponsor(s): Council Member Bishop

Date of Introduction: January 28, 2014

Committee(s) of Reference: R, LUZ

Date of Analysis: January 30, 2014

Type of Action: Text amendment to Comprehensive Plan; Ordinance Code waiver

Bill Summary: The bill approves for transmittal to Tallahassee for state review an amendment to the Transportation and Capital Improvement Elements of the 2030 Comprehensive Plan to allow a landowner or developer to receive a mobility fee credit for constructing and dedicating to the City a transportation improvement project that is not listed in the City's 2030 Mobility Plan if the project maintains or improves the adopted City-wide and Mobility Zone minimum mobility scores, if it is approved by City Council, and if it is subsequently adopted into the next edition of the Capital Improvements Element. The bill waives a provision of Ordinance Code Chapter 650 – Comprehensive Planning for Future Development – to allow the proposed amendment to be transmitted to the state for review without first having been the subject of a Planning and Development Department informational workshop prior to the transmittal.

Background Information: Pending Ordinance 2013-761 would amend the Ordinance Code to permit a developer to receive mobility fee credit for constructing and dedicating to the City a transportation improvement project that is not listed in the City's 2030 Mobility Plan under certain circumstances. This bill would amend the 2030 Comprehensive Plan to reflect the adoption of that new policy. The informational workshop that is the subject of the proposed waiver is a local, not a state, requirement. The LUZ Committee is considering recommending to the City Council that the informational workshop process be discontinued. The waiver is being requested in order to meet the time constraints to allow this proposed amendment to be sent to Tallahassee for state review in the next transmittal round coming up in March.

Policy Impact Area: Comprehensive Plan amendment

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2014-0063

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

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

Date of Analysis: January 23, 2014

Type of Action: Approval and Authorization

Bill Summary: This bill approves and authorizes the Mayor, or his designee, and the Corporation Secretary to execute and deliver the fourth amendment to the license agreement between the City and MaliVai Washington Kids Foundation, Inc., for the exclusive use of Room 100 and use of Room 101 during the Duval County public school year at the Emmett Reed Community Center in Council District 8. The rooms will provide space to accommodate additional workstations, installation of portable partitions, a computer WIFI system, the TnT K-2 Academy as well as additional programs for youth in grades 3-12; it extends the term of the license to June 30, 2022; it provides oversight by Department of Parks and Recreation.

Background Information: In 2001, the City began leasing space to MaliVai Washington Kids Foundation, Inc., at Emmett Reed Community Center through Ordinance 2001-992 for a pilot program, TnT, Tennis and Tutoring to run five day per week, three hour per day program of tennis instruction and academic tutoring. TnT currently provides services to students from K-12.

Policy Impact Area: Parks and Recreation

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-0064

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: F, TEU

Date of Analysis: January 23, 2014

Type of Action: Authorization of Lease Agreement

Bill Summary: This bill approves and authorizes the Mayor, or his designee, and the Corporation Secretary to execute and deliver a lease agreement between the City and Teach For America (TFA), Inc., for approximately 5,394 square feet of space on the sixth floor of the Ed Ball Building for an initial five year term with one (1) five year renewal option with a rental rate of \$10.00 per square foot plus additional rent of \$1.75 per square foot to cover tenant's share of common area costs and expenses and an annual three percent rent increase.

Background Information: TFA is an American non-profit organization whose mission is to "eliminate educational inequity by enlisting high-achieving recent college graduates and professionals to teach" for at least two years in low-income communities throughout the United States.

In 2007, community leaders in Jacksonville sought out TFA as a vital part of the solution to improve educational prospects for students in Duval County. TFA Jacksonville launched with 50 corps members in 2008 and has brought over 200 high quality teachers to Jacksonville that have directly impacted the lives of over 13,000 low-income and minority students across Duval County. By 2015, TFA Jacksonville corps will include more than 200 excellent teachers who will directly impact over 25% of all low-income and minority students in Duval County.

Policy Impact Area: Lease Agreements, Education

Fiscal Impact: Rental rate of \$10.00 per square foot (\$53,940) plus additional rent of \$1.75 per square foot (\$9439.50) to cover tenant's share of common area costs and expenses and an annual three percent rent increase.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-65

Sponsor: Council President at the request of the Mayor:

Date of Introduction: January 28, 2014

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

Date of Analysis: January 31, 2014

Type of Action: Lease Agreement Approval

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver a lease agreement between the City of Jacksonville (“tenant”) and Mandarin-Loretto Volunteer Fire Department, Inc. (“landlord”) for Fire Station #42, located at 2948 Delor Drive, Jacksonville, Florida 32223, for a term of three (3) years, with options to renew for four (4) additional one (1) year terms, at an annual rental rate of \$38,200.00 with no annual rent increases.

Background Information: The fire station building itself is privately-owned. Though there is the “Volunteer Fire Department” terminology, all fire-fighting staff at the station is JFRD personnel.

Policy Impact: Jacksonville Fire and Rescue Department

Fiscal Impact: The ordinance approves a lease agreement with an annual rental rate of \$38,200.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-66

Sponsor: Council President at the request of the Mayor:

Date of Introduction: January 28, 2014

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

Date of Analysis: January 31, 2014

Type of Action: Lease Agreement Approval

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver a lease agreement between the City of Jacksonville (“tenant”) and Fort George Island Volunteer Fire Department, Inc. (“landlord”) for Fire Station #40, located at 9363 Heckscher Drive, Jacksonville, 32226, Council District 11. The Lease Agreement is for a term of three (3) years, with options to renew for four (4) additional one (1) year terms, at an annual rental rate of \$7,400.00 with no annual rent increases.

Background Information: This particular fire station has a marine unit component as well as the regular fire and rescue personnel and equipment.

Policy Impact: Jacksonville Fire and Rescue Department

Fiscal Impact: The ordinance approves a lease agreement with an annual rate of \$7,400.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-0067

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: F, TEU

Date of Analysis: January 23, 2014

Type of Action: Grant of Easement Authorization

Bill Summary: The ordinance approves and authorizes the Mayor, or his designee, and the Corporation Secretary to execute and deliver an Easement between the City of Jacksonville and JEA granting, in accordance with Ordinance Code Section 122.421(b), an all utilities easement to JEA at no cost in order to allow JEA to provide utilities to Fire Station 62 (currently under construction and is nearing completion) in Council District 6.

Background Information: JEA will have the unobstructed right-of-way and non-exclusive easement with the right, privilege, and authority to construct, operate, lay, maintain, improve, and/or repair, either on, above or below the surface of the ground, any and all utilities and associated equipment for sewer, water, water reuse, electric, other public utilities, or quasi-utilities either or all, on, upon, along, over, through, across, below, or under the "Easement Parcel".

Policy Impact Area: Easement Agreements

Fiscal Impact: Easement consideration \$10.00.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-68

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

Date of Introduction: January 28, 2014

Committee(s) of Reference: TEU

Date of Analysis: January 30, 2014

Type of Action: Closing and abandoning rights-of-way

Bill Summary: The bill closes and abandons 3 rights-of-way in the Jacksonville Heights subdivision between Normandy Boulevard and Herlong Road to allow the rights-of-way to be incorporated into the surrounding property for development purposes.

Background Information: The rights-of-way were platted in 1913 but have never been opened or developed. The owner of the surrounding property has requested the closure and paid the \$4,500 application fee in order to be able to develop the property into a single family home subdivision of up to 165 lots. No City agency has indicated any need for the right-of-way.

Policy Impact Area: Right-of-way closure

Fiscal Impact: The applicant has paid a closure application fee of \$4,500.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-69

Introducer/Sponsor(s): TEU Committee

Date of Introduction: January 28, 2014

Committee(s) of Reference: TEU, F

Date of Analysis: January 30, 2014

Type of Action: Amendment to existing fair share contract

Bill Summary: The bill amends a fair share contract between the City and Greenland Road Investments, LLC for a project known as the Shoppes at Greenland Crossing to extend the term of the contract by an additional 5 years to a total of 10 years.

Background Information: The City approved a fair share contract in January 2008 with Greenland Road Investments in the amount of \$205,657 for Fair Share Fund Sector 3.1 with a 5 year term for a project encompassing a shopping center and fast food restaurant on Greenland Road. The company requests that the term be extended for an additional 5 years to August 2018.

Policy Impact Area: Fair share contract extension

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Resolution 2014-70

Sponsor: Council President Gulliford

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 27, 2014

Type of Action: Appointment

Bill Summary: This bill appoints Council Member Doyle Carter as a member of the North Florida Transportation Planning Organization (TPO), replacing Council Member Dr. Johnny Gaffney, for an unexpired term ending June 30, 2015.

Background Information: The TPO is established pursuant to Section 339.175, *Florida Statutes*, and charged to manage a continuing, cooperative, and comprehensive transportation planning process that results in the development of plans and programs which are consistent, to the maximum extent feasible, with the approved local government comprehensive plans and to be the forum for cooperative decision making by officials of the affected governmental entities.

The membership apportionment plan of the TPO provides for the Mayor and three Jacksonville City Council Member representatives on the Board. The Mayor and Council Member representatives each have a weighted vote of two (2) each. Council Member Carter currently serves as the Mayor's Alternate on the TPO and has been elected Vice Chair for the 2014 year.

Policy Impact Area: North Florida Transportation Planning Organization operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-71

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 27, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Husein A. Cumber as a member of the JEA Board, replacing Cynthia Austin, for a first full four-year term ending February 28, 2018.

Background Information: The JEA is established pursuant to Article 21, *Jacksonville Municipal Charter*, and authorized to own, manage and operate a utilities system within and without the City of Jacksonville. The JEA is created for the express purpose of acquiring, constructing, operating, financing and otherwise have plenary authority with respect to electric, water, sewer, natural gas and such other utility systems as may be under its control now or in the future. Section 21.03(a), *Municipal 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. Cumber received a bachelor's degree from Duke University and is an Executive Vice President for Corporate Development with *Florida East Coast Industries, Inc.* He is a registered voter residing in the San Marco area within Council District #5.

Policy Impact Area: JEA Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-72

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 27, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Ray Alfred as a member of the Jacksonville Aviation Authority, replacing Chester Aikens for an unexpired term ending September 30, 2015, followed by a first full four-year term ending September 30, 2019.

Background Information: The Jacksonville Aviation Authority is established pursuant to Article 4, *Municipal Charter*, and charged to operate, manage, and control all publicly owned airports and ancillary facilities located within Duval County. Section 1(2), Article 4, provides that three of the members of the board shall be appointed by the Mayor with the confirmation of the Council of the City of Jacksonville.

Mr. Alfred received a bachelor's degree from the University of the District of Columbia and is the President/CEO at *Emergency Responders' Industries, Inc.* He served as the City of Jacksonville Director of Fire and Rescue from 1995 to 2003. Mr. Alfred resides in Duval County.

Policy Impact Area: Jacksonville Aviation Authority operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-73

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 27, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Gerald J. Behrendt, Jr., CPA as the City Comptroller within the Finance Department.

Background Information: Section 24.302, *Ordinance Code*, provides that the City Comptroller shall have a bachelor's degree or higher from an accredited college or university in accounting and at least five years supervisory experience in general accounting or equivalent training and experience.

Mr. Behrendt received a master's degree in business administration from the University of Wisconsin and is a Florida Certified Public Accountant. He has been the Acting City Comptroller since December. Prior to his employment with the City, Mr. Behrendt was the CFO at the Jacksonville Housing Authority (2-years), Controller for the City of Fort Lauderdale (2-years), and an Accounting Manager with the Housing Authority of the City of Milwaukee (4-years). He resides in the Greenland area within Council District #5.

Policy Impact Area: Finance Department / Accounting Division operations

Fiscal Impact: The salary range for this position is \$80,774 - \$131,875 annually.

Analyst: Merritt

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Bill Type and Number: Resolution 2014-74

Sponsor: Council President Gulliford

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 28, 2014

Type of Action: Appointment

Bill Summary: This bill appoints Daniel F. Albert to the Jacksonville Health Facilities Authority, filling the seat formerly held by William Kluessner, for a first full term ending December 15, 2017.

Background Information: The Jacksonville Health Facilities Authority is established pursuant to Chapter 490, *Ordinance Code*, and charged to assist health facilities in the acquisition, construction, financing, and refinancing of projects. Section 490.106, *Ordinance Code*, provides that the members of the board are appointed by the Council.

Mr. Albert received a law degree from the North Carolina Central University and is a Public Finance Attorney with *McGuire Woods, LLP*. He also serves on the Jacksonville Housing and Community Development Commission. Mr. Albert resides in the Southside area within Council District #4.

NOTE: This bill may need to be amended to reflect Mr. Albert is being appointed to a **first full term**, not an unexpired term.

Policy Impact Area: Jacksonville Health Facilities Authority operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-75

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 28, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Megan J. Mauney as a member of the Duval County Election Advisory Panel, filling the seat formerly held by Kim Glasgal, for first full term ending April 16, 2016.

Background Information: The Duval County Election Advisory Panel is established pursuant to Chapter 59, *Ordinance Code*, and charged to study and make recommendations regarding the quality of voter registration and education efforts and ways to enhance the voter's election-day experience, including poll worker training, polling locations, ballot styles, and fraud prevention; evaluate and recommend improvements on the election effectiveness, including number of overvotes, undervotes and spoiled ballots, voter complaints, and voter turnout; review and comment on ballot styles, instructions and absentee ballot appearance; and make an annual report to Council on progress. Section 59.103, *Ordinance Code*, provides that the members of the Duval County Election Advisory Panel shall be Duval County registered voters and three of the nine members shall be designated by the Mayor and confirmed by the City Council.

Ms. Mauney received a master's degree in disability services from the University of North Florida and is an Accessibility Consultant with *Florida Blue*. She is a registered voter and resides in the Windy Hill area within Council District #4.

Policy Impact Area: Duval County Election Advisory Panel operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-76

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 28, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Lieu Rhodes as a member of the Jacksonville Housing Authority, as a resident representative, for a 2nd four-year term ending September 16, 2017.

Background Information: The Jacksonville Housing Authority is established pursuant to Chapter 51A, *Ordinance Code*, and charged to within its area of operation, prepare, carry out, acquire, lease, and operate housing projects; and provide for the construction, reconstruction, improvement, alteration, or repair of any housing project or any part thereof. Section 51A.103, *Ordinance Code*, provides that the seven members of the board shall be appointed by the Mayor, subject to confirmation of the Council, including a representative that is a resident of public housing or receiving a rent subsidy.

Ms. Rhodes is a Legal Assistant with *Rhonda Peoples-Waters, P.A.* She resides in the Mid-Westside area within Council District #8.

Policy Impact Area: Jacksonville Housing Authority operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Resolution 2014-77

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 28, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Peter E. Bower, as a member of the JEA Board, for a first full four-year term ending February 28, 2018.

Background Information: The JEA is established pursuant to Article 21, *Jacksonville Municipal Charter*, and authorized to own, manage and operate a utilities system within and without the City of Jacksonville. The JEA is created for the express purpose of acquiring, constructing, operating, financing and otherwise have plenary authority with respect to electric, water, sewer, natural gas and such other utility systems as may be under its control now or in the future. Section 21.03(a), *Municipal 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. Bower received a master's degree in business administration from the University of North Florida and is the President / CEO at *Riverplace Capital Management, Inc.*. He is a registered voter and resides in the Ortega Forest area within Council District #14.

Policy Impact Area: JEA Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-78

Sponsor: Council Member Lee

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 28, 2014

Type of Action: Reappointment

Bill Summary: This bill appoints Louvenia B. Tippins to the Jacksonville-Duval County Council on Elder Affairs, replacing Doretha L. Tompkins as the representative for Council District 8, for a 2nd two-year term ending June 30, 2015.

Background Information: The Jacksonville-Duval County Council on Elder Affairs is established pursuant to Chapter 82, *Ordinance Code*, and charged to serve as an advocate, for the older persons in the city, to the governmental agencies responsible for the various plans and programs designed to help older persons; assist in the implementation of plans and programs selected by regional organizations, as they relate to the city and its citizens; and designate priorities among programs developed in the city by public, nonprofit and private providers concerning older persons. Section 82.101, *Ordinance Code*, provides that fourteen of the members of the Council on Elder Affairs shall be appointed by the City Council, with one nominee from each of the District Council Members.

Ms. Tippins received a nursing degree from Manhattan Community College and is a retired Registered Nurse. She has previously served on the Taxation, Revenue Utilization and Expenditures Commission. Ms. Tippins resides in the Mid-Westside area within Council District #8.

Attendance: According to information provided by the staff for the Council on Elder Affairs, Ms. Tippins has attended 94% of the meetings since her initial appointment in 2012.

	Meetings Attended	Meetings Held
2012	8	8
2013	7	8
2014	1	1
Total	16	17

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

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2014-79

Introducer/Sponsor(s): Council Member Daniels

Date of Introduction: January 28, 2014

Committee(s) of Reference: R, F

Date of Analysis: January 30, 2014

Type of Action: Petition to the Mayor

Bill Summary: The bill requests the Mayor to resolve the solid waste tipping fee issues between the City of Jacksonville and the cities of Atlantic Beach and Neptune Beach and recommends a two-stage process of first determining a fair tipping fee for disposal of waste in the future, then a separate resolution of the amount of and a repayment mechanism for past-due tipping fees.

Background Information: The original 1982 Interlocal Agreements between the City of Jacksonville and Atlantic Beach, Neptune Beach and Jacksonville Beach provided that the Beaches cities could dispose of their solid waste in the City's landfill at no charge. Amendments to the Atlantic Beach and Neptune Beach Interlocal Agreements in 1995 provided that if and when the City instituted a uniform solid waste processing and disposal fee on Jacksonville residences, then those cities would no longer receive free landfill tipping. The City imposed a residential solid waste fee in 2007 but Atlantic Beach and Neptune Beach have not paid a landfill tipping fee bills sent by the City since that time. This resolution urges Mayor Brown to resolve the tipping fee impasse so that the terms of the Interlocal Agreements are being complied with.

Policy Impact Area: Interlocal agreement enforcement; landfill tipping fees

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2014-86

Sponsor: Council President at the request of the Mayor:

Date of Introduction: January 28, 2014

Committee(s) of Reference: TEU; F

Date of Analysis: January 31, 2014

Type of Action: Easement Conveyance

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver (1) a City deed conveying to the State of Florida Department of Transportation (FDOT) a fee simple parcel, Parcel 104, (2) a perpetual drainage easement granting to FDOT Perpetual Drainage Easements in, over and under two parcels of real property, Parcels 800A and 800B, and (3) a temporary easement granting to FDOT Temporary Construction Easements in, over and under three parcels of real property, Parcels 700A, 700B, and 700C, all on or near the Intersection of I-10 and Cassat Avenue in Council District 9 and needed for the construction of drainage infrastructure.

Background Information: These parcels are needed by FDOT for the construction of drainage infrastructure for the intersection of I-10 and Cassat Avenue; the Fee Parcel contains 5,179 square feet and is part of the unopened right-of-way of Onteora Parkway; it will become part of a pond site. The Permanent Drainage Easement 800A contains 2.310 acres; PDE 800B contains 0.503 acres; both parcels will be used to install drainage infrastructure for the movement of run-off; the Temporary Construction Easements are for the purpose of tying in and harmonizing adjacent property, driveways, walkways, etc.

Policy Impact: Public Works/Real Estate

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-87

Sponsor: Council President at the request of the Mayor:

Date of Introduction: January 28, 2014

Committee(s) of Reference: F; PHS

Date of Analysis: January 31, 2014

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$1,000,000 (\$750,000.00 in 2013 Port Security Grant Funds from the Department of Homeland Security (“DHS”) and a \$250,000.00 match from the City’s Reserve for Federal Programs Fund) to provide funding to harden a warehouse at 909 Haines Street, Jacksonville, Florida 32209 so that it can be used to store and secure DHS-procured disaster and mass casualty response equipment for the Duval County Emergency Preparedness Division (“EPD”), Jacksonville Fire and Rescue Department (“JFRD”), Duval County Department of Health (“DCDOH”), and Jacksonville Port Authority (JPA”), as initiated by B.T. 14- 030; amends the 2013-2018 Five-Year Capital Improvement Program, approved by Ordinance 2013-465-E, to provide funding for the project entitled “909 Haines Street Warehouse.”

Background Information: This grant was awarded to assist in the hardening of a facility that could house disaster related response equipment that may be needed in the event of a disaster at or near the Port of Jacksonville. Partnering with the Port Authority, the City of Jacksonville will benefit in having additional funding available for continued renovations of the facility.

Policy Impact: JFRD/Emergency Preparedness

Fiscal Impact: The ordinance appropriates \$1,000,000.00.

Analyst: Jackson

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Bill Type and Number: Resolution 2014-89

Introducer/Sponsor(s): Council Members Gulliford and Crescimbeni

Date of Introduction: January 28, 2014

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

Date of Analysis: January 30, 2014

Type of Action: Expression of support for J-bill

Bill Summary: The bill expresses the City Council's support for legislative bill J-4 that would create a Duval County Library Authority with taxing capacity, subject to voter referendum approval.

Background Information: The bill provides for the creation of a library district that would be governed by a 5-member board consisting of the Mayor, 3 City Council members and the chair of the Duval County School Board, which would have the power to levy up to 1 mill of property tax and to issue bonds for library capital improvements. The new district would not have the power to exercise eminent domain. The current Library Board of Library Trustees would continue to exist and would be responsible for setting library policy, hiring staff, and otherwise overseeing the day-to-day operations of the library system. The new district and governing board would become effective upon favorable passage of a referendum by the county's voters at a future election.

A group has collected over 26,000 verified signatures on petitions to place a straw ballot question on the August 2014 primary election ballot asking Duval County voters if they favor the creation of a Duval County Library Authority to govern and fund the library system so that it would have independent revenue and not be subject to the annual competition for City funding during the budget hearing process. The petition drive organizers hope that the number of petitions received will help to convince the Duval Legislative Delegation of the support for the library district among the city's voters and will encourage them to act favorably on the J-bill in the upcoming session, and in turn will convince the City Council to schedule a binding referendum on the creation of the district at the next available general election opportunity following the August primary.

Policy Impact Area: Special district creation

Fiscal Impact: The current value of a 1 mill property tax levy is approximately \$43.6 million in the current tax year.

Analyst: Clements

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Bill Type and Number: Resolution 2014-90

Sponsor: Council President at the request of the Mayor

Date of Introduction: January 28, 2014

Committee(s) of Reference: R

Date of Analysis: January 30, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Thomas H. Goldsbury, P.E., as the Chief of Building Inspection within the Planning and Development Department.

Background Information: Section 30.602, *Ordinance Code*, provides that the Chief shall possess a Standard Building Code Administrators license, pursuant to Section 468.609, *Florida Statutes*, and shall have been employed by the building inspection component of a municipal government for at least one year. A preference shall be given to individuals who have had at least five years of experience as a Certified Building Contractor or Certified General Contractor.

Mr. Goldsbury has been employed with the City since 1992. He was appointed as Chief of Building and Zoning Inspection in 1998, a position held until 2011. He received a master's degree in civil engineering from Pennsylvania State University and is a Florida registered professional engineer. He resides in Clay County.

Policy Impact Area: Planning and Development Department / Building Inspection Division operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$80,774 - \$131,875 annually.

Analyst: Merritt

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Bill Type and Number: Ordinance 2014-92

Sponsor: Council President Gulliford:

Date of Introduction: January 28, 2014

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

Date of Analysis: January 31, 2014

Type of Action: Appropriation; Ordinance Code Amendment

Bill Summary: The ordinance appropriates \$101,840 from an account to be determined to an account to be determined for repairs to the Florida Theatre Building's 4th and 5th floors to prepare floors to be rented to a third party; the ordinance designates standard lease agreements for the leasing of office space in the Florida Theatre Building; provides for an authorizes continued future use of such standard lease agreements with no further action by City Council; the ordinance creates a new Section 111.550 (Florida Theatre Maintenance Trust Fund), Part 5 (Public Works, Utilities, and Infrastructure), Chapter 111 (Special Revenue and Trust Accounts), *Ordinance Code*.

Background Information: The Lease Agreement is a lease specific agreement. Any modification to the Standard Lease Agreement shall require Council approval. A special fund within the City's accounts, to be known as the "Florida Theatre Maintenance" is created; rent collected for the rental of Florida Theatre shall be deposited in to this account. These funds are to be used exclusively to fund the maintenance and capital improvements of the building. Funds placed into the account shall be appropriated by the City Council.

Policy Impact: Florida Theatre; Ordinance Code

Fiscal Impact: The ordinance appropriates \$101,840.00 from an account to be determined.

Analyst: Jackson