

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

JEFFREY R. CLEMENTS
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Bill Type and Number: Ordinance 2014-331 - Revised

Introducer/Sponsor(s): Council Member Carter

Date of Introduction: May 15, 2014

Committee(s) of Reference: F, RCD

Date of Analysis: May 15, 2014

Type of Action: Authorization to execute operating agreement

Bill Summary: The bill authorizes the execution of an agreement between the City and Northeast Florida Equestrian Society/H.O.R.S.E. Therapies, Inc. for the operation and management of the City's Equestrian Center on the Westside.

Background Information: The Northeast Florida Equestrian Society (NFES) was incorporated in 2001 as a Florida not-for-profit organization for the purpose of advising and supporting the management of the Jacksonville Equestrian Center through education, consultation, advocacy and other activities. The organization was selected as the best respondent to a City 2013 RFP for an operator for the Equestrian Center. The operations service contract is for a term of 5 years through September 30, 2019 with two additional 5-year renewal options. The proposed operating budget for 2014-15 projects revenue of \$737,588 and expenses of \$1,024,405 for an operating deficit of \$286,816. The Scope of Services document provides that the NFES shall be in charge of day-to-day operations of the center under rules established by the City pertaining to the allocation of costs and expenses and to financial reporting. NFES shall be responsible for all advertising sales and sponsorships, contracting for events, and carrying out a defined capital improvements Work Plan developed in coordination with the City's Department of Parks, Recreation and Community Services. NFES shall have exclusive concession rights, which it may contract out to a third party operator.

The Work Plan lists numerous expectations on the part of the City for the operation, marketing, support and utilization of the facility, including broadening the public appeal of the facility and the types of activities scheduled there, including a specific emphasis on more smaller, local events. The City reserves the right to establish an Equestrian Committee to help advise on the marketing, funding and operation of the center.

Policy Impact Area: Equestrian Center operations

Fiscal Impact: The City's financial commitment is limited to an appropriation of \$97,728 for the remainder of FY13-14. The proposed operating budget for 2014-15 projects revenue of \$737,588 and expenses of \$1,024,405 for an operating deficit of \$286,816 ~~to be subsidized by the City.~~

Analyst: Clements

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Bill Type and Number: Ordinance 2014-425

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

Date of Introduction: June 24, 2014

Committee(s) of Reference: F

Date of Analysis: June 26, 2014

Type of Action: Approval of economic development agreement; authorization of REV grant; designation of oversight agency; request for fast-track approval

Bill Summary: The bill approves execution of an economic development agreement between the City and Kraft Foods Group, Inc. for the use of incentives to assist in the expansion of production capacity at the company's Maxwell House coffee plant on Bay Street in downtown Jacksonville. The bill approves a Recapture Enhanced Value (REV) grant of up to \$425,000, representing an amount equal to 50% of the incremental increase in the company's ad valorem taxes over 7 years. The bill designates the Office of Economic Development as the City's oversight agency and requests fast-track approval by the City Council on second reading.

Background Information: Maxwell House currently employs 227 people at its coffee roasting and packaging plant. The company proposes to add an additional coffee line at a cost of \$7 million and a new bag line at a cost of \$9 million which will result in \$16 million in capital investment and the creation of 10 new full-time jobs at an average wage of \$57,400 plus an additional \$36,200 in benefits. The requested REV grant falls within the guidelines of the City's Public Investment Policy so no waiver is required.

Policy Impact Area: Economic development

Fiscal Impact: The City commits to a REV grant of up to \$425,000 payable over 7 years.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-426

Sponsor: Council Member Bishop:

Date of Introduction: June 24, 2014

Committee(s) of Reference: F; RCD

Date of Analysis: June 27, 2014

Type of Action: Development Agreement Approval & Authorization

Bill Summary: The ordinance approves and authorizes the Chief Executive Officer of the Downtown Investment Authority (“DIA”) to execute and deliver on behalf of the City of Jacksonville a Development Agreement between the City of Jacksonville and the Jacksonville Historic Naval Ship Association, Inc., a Florida nonprofit corporation for the relocation of the retired naval vessel USS Charles F. Adams (DDG-2) (“USS Adams”) to downtown Jacksonville as a floating museum (“Ship Museum”), at the former Jacksonville Shipyard site on Jacksonville’s Northbank. The agreement is for a three (3) year period and contingent upon certain conditions precedent being met by JHNSA prior to the City’s entering into a ten (10) year License Agreement with JHNSA, together with two (2) five (five) year License Rental Options, subject to the mutual agreement of the parties, for JHNSA to construct, operate and maintain the ship museum; providing for oversight by the DIA.

Background Information: The USS Charles F. Adams was built at Bath Iron Works in Maine in 1958. The guided missile destroyer was commissioned September 10, 1960 and originally homeported in Charleston, South Carolina. The ship was named for Charles Francis Adams III, who served as Secretary of the Navy under President Herbert Hoover (1929-1933). Adams’ grandfather had served as the United States Minister to Great Britain during the Civil War. The USS Charles F. Adams was engaged in the Cuban Missile Crisis as a part of the quarantine forces around Cuba. In 1969, the Charles F. Adams was relocated to Mayport. The City Council unanimously enacted Ordinance 2013-408-E in support of efforts of the Jacksonville Historic Naval Ship Association, Inc. to bring the naval vessel to Jacksonville as a downtown floating museum. The vessel is currently being held for donation at Philadelphia Naval Shipyard. The JHNSA has approached the DIA with plans to moor the Adams at the former Jacksonville Shipyard’s north/south bulkhead on the north bank of the St. Johns River. The United States Department of the Navy has approved donating the USS Adams to JHNSA. In the event that the DIA determines that the ship museum does not contribute to the improvement of downtown, the JHNSA would be obligated to relocate or remove the ship museum, at no cost to the City.

Policy Impact: Downtown Investment Authority/Floating Downtown Ship Museum

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-427

Introducer/Sponsor(s): Council Members Crescimbeni, Lee and Jones

Date of Introduction: June 24, 2014

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

Date of Analysis: June 26, 2014

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 518 – Jacksonville Property Safety and Maintenance Code – to revise the definition of “unsafe building or unsafe structure” to include non-historic structures that have been boarded up and have no active water or electric service for a time period that exceeds 24 months. Section 518.205 – Boarding of vacant buildings or dwellings – is amended to provide that non-historic buildings boarded up and without active water or electric service are declared to be unlawful and a public nuisance and shall be abated by the City in accordance with its demolition standards.

Background Information: The bill is being proposed as a result of discussions in the Ad Hoc Neighborhood Blight Committee about the dangerous conditions posed by persistently vacant buildings, which often harbor vagrants and drug activity, invite vandalism, and are an eyesore that detracts from neighborhood conditions and property values.

Policy Impact Area: Neighborhood blight remediation

Fiscal Impact: Undetermined – could increase the City’s annual costs for demolition if substantially more structures are deemed nuisances and subject to demolition, the costs of which are recoverable by means of liens on the property.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-428

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 24, 2014

Committee(s) of Reference: PHS; F

Date of Analysis: June 27, 2014

Type of Action: Appropriation; Agreement Approval & Authorization.

Bill Summary: The ordinance appropriates an additional \$121,632 (a \$109,468.90 grant from the Federal emergency Management Agency (FEMA) through the State of Florida Division of Emergency Management for Severe Repetitive Loss (SRL) Flood Mitigation Program and \$12,163.10 in matching funds from Gus and Sabrina Roberts, the owners of the home at 5156 Martha Ann Drive) to provided funding for the FEMA SRL Project to elevate the Roberts home, as initiated by B.T. 14-061; provides for a carryover of funds to Fiscal Year 2014-2015; the ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver, for and on behalf of the City, the Modification to Subgrant Agreement between the State of Florida Division of Emergency Management and the City of Jacksonville.

Background Information: The Severe Repetitive Loss (SRL) Program provides funding to reduce and/or eliminate the long-term risk of flood damage in the City of Jacksonville floodplain along Little Pottsburg Creek. The Program will further reduce claims under the National Flood Insurance Program and support the City's rating under the Community Rating System, which was update to a standing of 6. This elevation project is contained within the Duval County Local Mitigation Strategy to address the hazard of impacts from flooding associated with tropical storms and hurricanes.

Policy Impact: Jacksonville Fire & Rescue Department/Emergency Preparedness

Fiscal Impact: The ordinance appropriates \$121,632.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-429

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 24, 2014

Committee(s) of Reference: F; RCD

Date of Analysis: June 27, 2014

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$150,000 from the Excise Taxes Revenue Bonds 2002B Account to provide funding to cover additional construction costs associated with the Willow Branch Library Water Intrusion Repairs, as initiated by B.T. 14-070; it provides for a carryover of funds to Fiscal Year 2014-2015; the ordinance amends the 2013-2018 Five-Year Capital Improvement Program, approved by Ordinance 2013-465-E, to reduce funding for the project entitled "Facilities Capital Maintenance" and to increase funding for the project entitled "Willow Branch Library Water Intrusion Repair."

Background Information: During construction, an unforeseen subsurface condition was encountered that requires action in order to complete the project. The additional funds requested cover the costs associated with the change order, the consultant fee for additional professional services and construction management. Willow Branch Library is located in Avondale, Council District 14.

Policy Impact: Public Works/Public Buildings

Fiscal Impact: The ordinance appropriates \$150,000

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-431

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

Date of Introduction: June 24, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: June 26, 2014

Type of Action: Appropriation

Bill Summary: The bill appropriates \$2,398,348.96 from the City's self-insurance fund to return excess premium contributions for FY12/13 to the JEA (electric utility - \$1,393,976.29; water and sewer utility - \$656,324.15), Jacksonville Port Authority (143,922.36), Jacksonville Housing Authority (\$72,132.17) and the Jacksonville Aviation Authority (\$131,993.99) in proportion to their contributions into the risk management fund and their loss experience for the year.

Background Information: The City self-insures itself and the independent authorities for liability through a program managed by the Risk Management Division. At the close of each fiscal year the fund is analyzed and agencies that contributed more than was required by their covered loss experience during the year are entitled to a rebate of the excess contributions. This bill appropriates those excess contributions back to the contributing agencies.

Policy Impact Area: Self-insurance

Fiscal Impact: The bill appropriates \$2,398,348.96 from the City's self-insurance fund excess premium contributions for FY12/13

Analyst: Clements

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Bill Type and Number: Ordinance 2014-0432

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

Date of Introduction: June 24, 2014

Committee(s) of Reference: PHS, F

Date of Analysis: June 24, 2014

Type of Action: Appropriation

Bill Summary: This bill appropriates \$70,000 from the U.S. Department of Homeland Security, with No Local Match, to the Emergency Preparedness Division of the Jacksonville Fire and Rescue Department through the Florida Division of Emergency Management (FDEM) to purchase equipment and provide repairs and maintenance of previously grant-funded equipment; provides training for the USAR and HazMat Teams; and provides a carryover of funds into fiscal year 2014-2015.

Background Information: The grant period began May 21, 2014 and ends May 31, 2015. Quarterly reports are required for this reimbursement agreement.

Policy Impact Area: Jacksonville Fire and Rescue

Fiscal Impact: The bill appropriates a \$70,000 federal grant with no local match.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-433

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

Date of Introduction: June 24, 2014

Committee(s) of Reference: TEU, F

Date of Analysis: June 26, 2014

Type of Action: Appropriation; CIP amendment with finding of detriment

Bill Summary: The bill appropriates a total of \$701,841.91 from the Countywide Intersection Improvement and Bridge Rehabilitation Account (\$595,595) and the Gate Parkway/Blue Cross Blue Shield Intersection Project account (\$114,246.91) into 4 project accounts to address pavement and bridge repair needs:

- Gate Parkway/Deerwood Park Blvd. intersection - \$114,246.91 and \$7,595
- Wells Road bridge rehab - \$162,000
- Magnolia Street bridge rehab - \$225,000
- San Pablo bridges repair - \$201,000

The bill amends the 2013-18 Capital Improvement Program to reflect the transfer of funding out of the Countywide Intersection and Bridge account to the individual bridge projects and to reflect the reallocation of funds from the Gate Parkway/Blue Cross Blue Shield intersection project to the Gate Parkway/Deerwood Park Blvd. intersection project and finds that delaying the CIP amendment until the next fiscal year would be detrimental to the public safety and welfare because of the need to make prompt improvements to the bridges and deteriorated intersection pavement.

Background Information: A recent Florida DOT bridge assessment survey produced a Prompt Corrective Action Advisory for the three bridges listed because of pavement settlement and other structural conditions. The funding being reallocated is Banking Fund borrowing

Policy Impact Area: Road and bridge repairs

Fiscal Impact: The bill appropriates \$595,595 from the Countywide Intersection and Bridge account to the individual bridge projects and reallocates \$114,246.91 from one project to another on Gate Parkway, supplementing the reallocation with an additional \$7,595 of Banking Fund borrowing.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-434

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

Date of Introduction: June 24, 2014

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

Date of Analysis: June 26, 2014

Type of Action: Appropriation; authorizing park management agreement; authorizing utilization of public building; Ordinance Code waivers

Bill Summary: The bill approves an agreement between the City and 13-Jax, Inc. (d/b/a Friends of Hemming Plaza – FOHP) for the organization to manage, program and maintain Hemming Plaza. It appropriates \$800,000 from the DIA Downtown Redevelopment Fund and \$200,000 from the Department of Parks, Recreation and Community Services to FOHP to manage the plaza from the effective date of the ordinance through September 30, 2017, with two 1-year renewal options. The bill approves a license agreement for FOHP to occupy 2,428 square feet of space in the first floor of the Main Library for office and storage purposes. The bill waives provisions of Ordinance Code Chapter 191 – Special Events and Entertainment District – to permit FOHP to conduct events in the plaza without obtaining permits from the City for each event, and waives provisions of Ordinance Code Chapter 250 – Miscellaneous Business Regulations – to permit FOHP to exercise authority over sidewalk vendors in the plaza, who are exempt from the requirement to obtain City permits for those activities. The bill waives portions of Ordinance Code Chapter 667 – Park Vending – to allow FOHP to contract with and regulate vendors in the park, who are exempt from the requirement to obtain City permits for those activities, and waives portions of Ordinance Code Chapter 656 – Zoning Code – to permit FOHP to sell alcoholic beverages in the plaza in accordance with conditions set forth in the Management Agreement.

Background Information: Friends of Hemming Plaza was the successful proposer to the City's RFP for a manager for the plaza. FOHP will provide maintenance, security, programming and social outreach services for the plaza to enliven the space and make it an active and inviting destination. The Management Agreement provides that FOHP will continue to support all of the activities regularly occurring in the plaza (Art Walk, Jazz Festival, One Spark, etc.) and that it will schedule at least 5 special events per quarter that draw attendance of 500 or more people. FOHP is granted the ability to authorize street closures around the plaza after 7 day's advance notice to the DIA and the JSO. FOHP commits to raise private funding for the plaza of at least \$25,000 in the first three months of operation, at least \$100,000 by the sixth month, at least \$200,000 by the ninth month and at least \$250,000 by the twelfth month.

Policy Impact Area: Downtown revitalization

Fiscal Impact: The City appropriates \$1 million for the first 18 months of FOHP operations, and FOHP commits to raising at least \$250,000 in private contributions in the first year of its operations.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-0435

Introducer/Sponsor(s): Council Members Joost and Lee:

Date of Introduction: June 24, 2014

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

Date of Analysis: June 24, 2014

Type of Action: Appropriation & Authorization

Bill Summary: This bill appropriates \$75,000 from the General Fund/General Services District – Transfer Fund Balance Account to the First Tee of North Florida, Inc., to match funds donated by PGA Tour, Inc., to purchase golf equipment; authorizes the Mayor, or his designee, and Corporation Secretary to execute and deliver, for and on behalf of the City, an agreement between the City of Jacksonville and First Tee of North Florida, Inc.; provides for City oversight by the Department of Parks, Recreation and Community Services; and invokes the exception of 126.107(g), *Ordinance Code*, for the professional services of First Tee of North Florida, Inc., for the purchase of golf equipment.

Background Information: First Tee was organized in 1999 as a nonprofit Florida corporation with the purpose of providing young people of all backgrounds an opportunity to develop, through golf and character education, life-enhancing values such as honesty, integrity, and sportsmanship.

Policy Impact Area: Department of Parks, Recreation and Community Services

Fiscal Impact: The bill appropriates \$75,000 from General Fund – Fund Balance to match a private donation.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-436

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 24, 2014

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

Date of Analysis: June 27, 2014

Type of Action: Ordinance Amendment

Bill Summary: the ordinance amends Ordinance 2012-452-E by extending the period of performance for the Town of Baldwin Community Center/Post Disaster Shelter Project (the "project") to January 1, 2015 to allow for the completion of the project; it makes no other changes to Ordinance 2012-452-E.

Background Information: Ordinance 2012-452-E appropriated \$311,675.19 from Trail Ridge Facility Mitigation Class I for the purpose of providing improvements to the Town of Baldwin Community Center/Post Disaster Shelter and Fire Station #46. The funds lapsed on March 31, 2014. The Community Center/Post Disaster Shelter Project is not yet complete. The estimated time for completion of the project is January 1, 2015. This ordinance amendment extends the appropriation for the purpose of completing the improvements project. The ordinance shall be retroactive in application so that the amendment adopted shall be effective as if it were contained in the original enabling Ordinance 2012-452-E. The site is located in Council District 11. Ordinance 2012-452-E was introduced by Council Member Ray Holt.

Policy Impact: Jacksonville Fire & Rescue Department

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-0437

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

Date of Introduction: June 24, 2014

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

Date of Analysis: June 24, 2014

Type of Action: Appropriation & Authorization

Bill Summary: This bill approves and authorizes the Mayor and the Corporation Secretary to execute and deliver, a Parking Rights Agreement between the City of Jacksonville and the Jessie Ball duPont Fund for the rent free use of parking spaces for a period of five years at the Yates Building Parking Garage; and provides for City oversight by the Office of Public Parking.

Background Information: The former Haydon Burns Library located between Forsyth Street and Adams Street; and Main Street and Ocean Street will be renovated for use as office space for several not-for-profit entities. The developer anticipates expenditure in excess of \$20,000,000 with this project. Therefore, the City has agreed to support the project in part by providing up to two hundred (200) parking spaces to serve the parking demand generated by the uses of the building.

Policy Impact Area: Office of Public Parking

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-0438

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

Date of Introduction: June 24, 2014

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

Date of Analysis: June 24, 2014

Type of Action: Amendment of Ordinance Code

Bill Summary: This bill amends the Ordinance Code by adding a new sub-paragraph (c) to Section 122.202 (Parking Rates at Municipal Parking Lots) to provide a discount rate to City employees parking in municipal owned parking facilities.

Background Information: The discount will become effective October 1, 2014. All City employees (which term shall include all City of Jacksonville employees and employees of the Duval County Supervisor of Elections, Duval County Property Appraiser, Duval County Tax Collector, and Duval County Clerk of Court), who are monthly parkers at municipal owned parking facilities operated by the Office of Public Parking, will be entitled to a fifty percent (50%) reduced monthly parking rate of the established, monthly parking rate for the given facility. The Economic Development Officer shall file the employee rate schedule and any subsequent change to the employee rate schedule with the Council Secretary, and such rates shall become effective upon such filing, unless and until the Council enacts an ordinance to the contrary.

Policy Impact Area: Ordinance Code, Office of Council Secretary, Office of Public Parking

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-439

Sponsor: Council President Gulliford

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 19, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the appointment of Wayne T. Petrone, P.E. to the Technical Advisory Committee (TAC) to the Concurrency and Mobility Management Systems Office, for a first term ending June 30, 2016.

Background Information: The TAC was established by Ordinance 2014-183-E and charged to assist in the development of an updated Concurrency and Mobility Management System Handbook and serve as technical advisors in appeals of concurrency and mobility decisions. Section 655.122(b), *Ordinance Code*, provides that the membership of the committee shall include three licensed professional traffic engineers appointed by the President of the City Council.

Mr. Petrone received a bachelor's degree in civil engineering from the University of New Haven. He is a Florida licensed Professional Engineer and member of the Institute of Traffic Engineers and American Society of Highway Engineers. Mr. Petrone is a Senior Traffic Engineer with *Peters & Yaffee, Inc.* and resides in the Del Rio area within Council District #6.

Policy Impact Area: Concurrency and Mobility Management Systems Technical Advisory Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-440

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Appointment Category Confirmation

Bill Summary: This bill confirms the residential category change for Mayoral appointee, Matthew Ryan Kane, on the Jacksonville Children's Commission. Mr. Kane will replace Paul Martinez as an At-Large representative, for the remainder of his first term ending July 15, 2015.

Background Information: The Jacksonville Children's Commission is established pursuant to Chapter 51, *Ordinance Code*, and charged with the ongoing responsibility of improving the lives of Jacksonville's children by serving as the central focus for the evaluation, planning and distribution of the city's funds for children's services. Section 51.103, *Ordinance Code*, provides that the eleven voting members of the commission shall be citizens and residents of the City appointed by the Mayor and confirmed by the Council and that four of the members shall be appointed at-large.

Mr. Kane was initially appointed via 2014-352-A, as a School Board District 4 representative. He has since relocated and will now fill the At-Large seat previously held by Paul Martinez. The term end date for both seats is July 15, 2015.

Mr. Kane received a master's degree in business administration from the University of Florida and owns the software development firm *Greenshades Software*. He resides in Jacksonville Beach within Council District #13.

Policy Impact Area: Jacksonville Children's Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-441

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Joshua La Bouef as a member of the Library Board of Trustees, replacing Mark Wood as an At-Large representative, for a first full four-year term ending July 15, 2018.

Background Information: The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services.

Section 90.101, *Ordinance Code*, provides that the twelve voting members of the board shall be appointed by the Mayor and confirmed by the Council, and that one of the members may be a non-resident patron of the Library, appointed At-Large.

Mr. La Bouef received a law degree from Florida Coastal School of Law and is an Attorney with *Brennan, Manna & Diamond*. He resides in St. Johns County and works in Duval County.

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-442

Sponsor: Council President at the request of the North CPAC

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the North District Citizens Planning Advisory Committee's appointment of Danny Kyle Ferreira to the Taxation, Revenue Utilization and Expenditures (TRUE) Commission, replacing Hiron Peck, for a partial term ending June 30, 2015.

Background Information: The TRUE Commission is established pursuant to Chapter 57, *Ordinance Code*, and charged to act as an advisory body to the city concerning fiscal policy; improve the city's long-range financial soundness, planning budgeting, and management and to keep the public better informed about important issues related to city financing and budgeting; and may review any aspect of fiscal policy, including: the city's long-range financial soundness, planning budgeting, and management; the city's budgetary process, including taxation, revenue generation, expenditures, use of permit fees and user fees, bonding capacity, franchise fees, state and federal mandates, privatization, "zero based" financing and other similar topics; the appropriateness of each revenue source the city receives to make up its annual general revenue budget; potential new revenue sources, such as impact fees, and the use of any such funds; the pre- and post-retirement benefit structure for city employees and the potential impact on the financial status of the city; and other areas as the Commission may determine are appropriate and within their scope.

Section 57.102, *Ordinance Code*, provides that six of the members of the commission shall be county residents interested in public finance issues and actively involved in the community, and be selected, one each by the CPAC's in the six Planning Districts, and shall be confirmed by the Council.

Mr. Ferreira retired from *CSXT Transportation*, Department of Revenue Accounting. He is a member of the North CPAC and SHADCO. Mr. Ferreira resides in the Cape area within Council District #11 in Planning District #6.

Policy Impact Area: TRUE Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-443

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 19, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Walter W. Wood, as a member of the Construction Trades Qualifying Board, replacing Randolph Miller as a plumbing contractor representative, for a first term ending September 30, 2016.

Background Information: The Construction Trades Qualifying Board is established pursuant to Chapter 62, *Ordinance Code*, and charged to administer Chapter 342, *Municipal Ordinance Code*; ensure that an applicant for any certificate meets the qualifications provided by law; provide for the preparation, administration and grading of examinations; decide questions of definition and interpretation of the scope of work of the various construction trades covered by Chapter 342; make recommendations to the Council for amendment to ordinances it is required to administer; and provide a continuous study of the different trades and crafts regulated by Chapter 342 and recommend the regulation of additional trades or crafts as may be determined to protect the public health, safety and welfare. Section 62.101, *Ordinance Code*, provides that each member of the Construction Trades Qualifying Board shall reside in Duval County and one of the members shall be a plumbing contractor.

Mr. Wood is a Florida licensed Plumbing Contractor with 35 years of experience in the plumbing industry. He is the Owner/Operator of *Mike Wood Plumbing* and resides in the Clifton area within Council District #2.

Policy Impact Area: Construction Trades Qualifying Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-444

Sponsor: Council President-Designate Yarborough

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Appointment

Bill Summary: This bill appoints Council Member Doyle Carter as a substitute member, and Council Member Lori Boyer as an alternate member, both to the Election Canvassing Board, as county commission representatives, replacing Council President-Designate Clay Yarborough, for term beginning July 1, 2014, and ending June 30, 2015.

Background Information: The Election Canvassing Board is established pursuant to Section 102.141, *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. Additionally, Section 102.141(1)(e)2, *Florida Statutes*, provides for an alternate member appointed by the chair of the board of county commissioners.

Policy Impact Area: Election Canvassing Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-445

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Charles E. Kleeman as a member of the Board of Library Trustees, replacing Jim Selzer as an At-Large, Group 3 representative, for a first full four-year term.

Background Information: The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of library services. Section 90.101, *Ordinance Code*, provides that the voting members of the board shall be appointed by the Mayor and confirmed by the Council, with two each from the five At-Large Council Districts.

Mr. Kleeman received a master's degree in business administration from New York University and is a Senior Financial Analyst with *Johnson & Johnson*. He resides in the Sandlewood area within Council District #3 and At-Large Group 3.

NOTE: As Sec. 90.101(c), *Ordinance Code*, provides for terms expiring on July 15, this bill may need to be amended to reflect a term end date of **July 15, 2018**.

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-446

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Timothy J. Anderson as a member of the Library Board of Trustees, replacing Christina Stallings as an At-Large representative, for an unexpired term ending July 15, 2015.

Background Information: The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services. Section 90.101, *Ordinance Code*, provides that the twelve voting members of the board shall be appointed by the Mayor and confirmed by the Council, and that two of the members shall be appointed At-Large.

Mr. Anderson received a law degree from the University of Florida and is the Managing Director / Chief Economist with *Bott-Anderson Partners, Inc.* He resides in Atlantic Beach within Council District #13.

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-447

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Melody S. Bishop, AIA, to the Downtown Investment Authority Board, as an architect representative, for a first full four-year term ending June 30, 2018.

Background Information: The Downtown Investment Authority is established pursuant to Chapter 55, Part 3, *Ordinance Code*, and charged as the sole development and community redevelopment agency for Downtown for the City of Jacksonville pursuant to Chapter 163, Part III, *Florida Statutes*. Section 55.307(b)(1), *Ordinance Code*, provides that five of the nine members of the board be appointed by the Mayor and confirmed by Council, in various categories, including an architect.

Ms. Bishop received a master's degree in architecture from the University of Florida and is an Architect with *Akel Logan Shafer, P.A.* She has previously served on the Jacksonville Landscape Commission, the JIA Area Redevelopment Agency Board and the Cultural Service Grant Committee. Ms. Bishop resides in the Clifton area within Council District #2.

Sec. 55.307(b)(2), *Ordinance Code*, provides that initial terms for three or less years shall not be deemed to be full terms. Because Ms. Bishop's initial term was for less than two years, she is now eligible for a first full term.

Policy Impact Area: Downtown Investment Authority Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-448

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 24, 2013

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Marla Kristine Buchanan, to the St. Johns River Ferry Commission, for a first full three-year term ending June 30, 2017.

Background Information: The St. Johns River Ferry Commission is established pursuant to Chapter 93, *Ordinance Code*, and charged with the control of all operations, maintenance and capital improvements for the Mayport Ferry. Section 93.103, *Ordinance Code*, provides that two of the members shall be members of the general public appointed by the Mayor and confirmed by the Council.

Ms. Buchanan received a law degree from the University of Florida. She is a shareholder with *Rogers Towers PA* and Vice President of *Green Technologies, LLC*. Ms. Buchanan resides in Atlantic Beach within Council District #13.

Sec. 93.103, *Ordinance Code*, provides that initial terms for less than three years, on the Ferry Commission, shall not be deemed to be full terms. Because Ms. Buchanan's initial term was for less than two years, she is now eligible for a first full term.

Policy Impact Area: St. Johns River Ferry Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-449

Sponsor: Council President at the request of the Supervisor of Elections

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Supervisor of Elections' reappointment of Leslie A. Goller, Esq., to the Duval County Election Advisory Panel, for a second 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 confirmed by the City Council and three of the nine members shall be designated by the Supervisor of Elections.

Ms. Goller received a law degree from Washington and Lee University and is an Attorney with *Terrell Hogan Yegelwel, P.A.* She resides in the Monclair area within Council District #5.

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 2014-450

Sponsor: Council President-Designate Yarborough

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Reappointment

Bill Summary: This bill reappoints Marcus C. Rowe, to the Early Learning Coalition of Duval, for a second four-year term ending June 30, 2018.

Background Information: The Early Learning Coalition of Duval is established pursuant to Section 1002.83, *Florida Statutes*, and charged to create a coordinated and integrated system for school readiness services to better prepare children for entry into kindergarten with an emphasis on literacy skills for children who may be at risk for future school failure. The Coalition recognizes parents as their children's first teachers, and seeks to assist parents by providing opportunities to enhance their children's chances for educational success by participating in quality school readiness programs that can better prepare children for school. Sec. 1002.83(4)(h), *Florida Statutes*, provides for one member of the Early Learning Coalition to be appointed by the board of county commissioners.

Mr. Rowe received a bachelor's degree in economics from Dartmouth College and is a Wealth Management Banker with *Merrill Lynch*. He resides in the Girvin area within Council District #3.

Attendance: According to records provided by the staff for the Early Learning Coalition, Mr. Rowe has attended 81% of the meetings of the board since his appointment in 2010.

	Meetings Attended	Meetings Held
2010	5	6
2011	7	11
2012	10	15
2013	18	19
2014	8	8
Total	48	59

Policy Impact Area: Early Learning Coalition of Duval operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Merritt

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Bill Type and Number: Resolution 2014-451

Sponsor: Council President-Designate Yarborough

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 23, 2014

Type of Action: Reappointment

Bill Summary: This bill reappoints Stephen C. Swann, to the Jacksonville International Airport (JIA) Area Redevelopment Agency Board, as the representative for School Board District #2, for a first full four-year term ending June 30, 2018.

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

Mr. Swann received a master's degree in environmental engineering from the University of Florida and is a Florida licensed Professional Engineer. He is a Vice President and Director of Business Operations with *Applied Technology & Management, Inc.* Mr. Swann also serves on the Jacksonville Waterways Commission. He resides in Atlantic Beach within Council District #13 (School Board District #2).

Sec. 50.104, *Ordinance Code*, provides that initial terms for less than 50 percent, of the standard length of term, shall not be considered a first full term. Because Mr. Swann's initial term was for one year, he is now eligible for a first full term.

Attendance: According to records provided by the staff for the JIA Area Redevelopment Agency Board, Mr. Swann has attended 71% of the meetings of the board since his appointment in 2013.

	Meetings Attended	Meetings Held
2013	3	4
2014	2	3
Total	5	7

Policy Impact Area: JIA Area Redevelopment Agency Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Ordinance 2014-455

Introducer/Sponsor(s): Council President Gulliford

Date of Introduction: June 24, 2014

Committee(s) of Reference: F

Date of Analysis: June 26, 2014

Type of Action: Approval of amended and restated lease amendment; appropriation; CIP amendment; request for emergency action

Bill Summary: The bill authorizes the execution of an amended and restated amendment #12 to the lease between the City and the Jacksonville Jaguars for use of EverBank Field to provide for the installation of WiFi improvements in conjunction with the on-going stadium improvements. The bill appropriates \$1.25 million from the City's Banking Fund and allocates additional "project cost savings" from the on-going scoreboards and north end zone construction project as additional City contribution to the cost of the WiFi improvements. The bill amends the 2013-18 Capital Improvement Program to add and authorize a project entitled "EverBank Field WiFi Project and makes a finding that deferral of this CIP amendment until the next annual budget process would be detrimental to the best interests of the community. It waives provisions of Ordinance Code Chapter 126 – Procurement Code – to waive application of the chapter to this project, with the exception of requirements pertaining to the Equal Business Opportunity Program. The bill designates the Office of Economic Development as the City's oversight agency and requests emergency passage of the bill on first reading.

Background Information: During the course of the on-going project to expand the video boards at the stadium and create a new north end zone plaza, the Jaguars learned of an impending mandate from the NFL to improve WiFi capacity in all NFL stadiums for the 2015 football season. Hoping to reduce the cost of these improvements by incorporating the addition of WiFi facilities into the current construction project, the Jaguars proposed a cost-sharing agreement with the City to finance the approximately \$4 million cost of the improvements a year early. The City will allocate \$1.25 million from the Banking Fund and receive credit for \$667,000 (2/3 of the approximately \$1 million) in cost savings being realized on the \$63 million video boards/north end zone project. The Jaguars will invest \$1.8 million plus their \$333,000 share of the current project savings.

Policy Impact Area: EverBank stadium improvements

Fiscal Impact: The City will allocate \$1.25 million from the Banking Fund and receive credit for \$667,000 (2/3 of the approximately \$1 million) in cost savings being realized on the \$63 million video boards/north end zone project.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2014-0456

Introducer/Sponsor(s): Council President at the request of the Jacksonville Ethics Commission:

Date of Introduction: June 24, 2014

Committee(s) of Reference: R

Date of Analysis: June 25, 2014

Type of Action: Repeal Section of Ordinance Code

Bill Summary: This bill repeals Section 602.1002 (Annual Ethics Training for City Council Members) of the Ordinance Code.

Background Information: The Council enacted Ordinance 2014-3-E in February 2014 that required City Council Members to complete 4 hours of ethics training annually. The Florida Legislature enacted a new state law in May 2014 that required 4 hours of ethics training for all elected municipal officers (section 112.3142 Florida Statutes). The new state law contains the same requirements as in the local Ordinance; however, Florida state law process to report training is required through the annual financial disclosure forms; thereby, preempting the existing local law of reporting to the Jacksonville Ethics Compliance and Oversight Office.

Policy Impact Area: Ordinance Code, Jacksonville Ethics Commission

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-0457

Introducer/Sponsor(s): Council President at the request of the Jacksonville Ethics Commission:

Date of Introduction: June 24, 2014

Committee(s) of Reference: R, F

Date of Analysis: June 25, 2014

Type of Action: Amendment of Ordinance Code

Bill Summary: This bill amends Chapter 602, of the Ordinance Code (Jacksonville Ethics Code) to:

- replace “unlawful or unlawful and a class C or D offense” with “a violation of this chapter” in Part 4 (Conflicts of Interest); and Part 7 (Gifts and Honoraria);
- add a new subsection providing for a one year lobbying suspension for two or more violations of Part 8 (Lobbying) Section 602.804(Penalties);
- replace “reserved” in Part 11 (Reserved) with a new title “Civil Penalties” and provide for the rescission or voidance of any benefit including but not limited to a contract, grant, subsidy, license, permit, franchise, use, certificate or development gained from the act of violating Chapter 602
- delete all classes of offenses and provide for a public reprimand or a civil penalty up to \$500.00 for violations of Chapter 602 in Part 12 (General Provisions); and
- provide for oversight by the Ethics and Compliance Office.

Background Information: Jacksonville Ethics Commission reviewed Chapter 602 and amendments were submitted for clarity to the Ordinance that strikes class offenses and allows for the addition of civil fines.

Policy Impact Area: Ordinance Code, Jacksonville Ethics Commission

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-458

Introducer/Sponsor(s): Council Member Boyer

Date of Introduction: June 24, 2014

Committee(s) of Reference: R, F

Date of Analysis: June 26, 2014

Type of Action: Approval of amended redevelopment amendment; establishing deadline for execution of original redevelopment agreement and first amendment; designation of oversight agency; request for emergency action

Bill Summary: The bill authorizes execution of a first amendment to the redevelopment agreement between the City and Railex, LLC to revise the location of the project and to remove the brownfield bonus. The bill establishes a deadline of 90 days after the enactment of this ordinance for Railex to execute the agreement and first amendment; if the documents are not executed within 90 days then the ordinances approving the original agreement and first amendment are declared to be automatically revoked unless the 90 day period is extended by action of the Director of the Office of Economic Development in writing for an additional 90 days. The bill designates the Office of Economic Development as the City's oversight agency and requests emergency action on the bill on first reading.

Background Information: By Resolution 2013-246-A approved on May 14, 2013 the City approved a redevelopment agreement with Railex to provide support (a REV grant of up to \$1.6 million and a QTI match of up to \$341,000, including a brownfield bonus) for the company's construction of construct a 252,000 square foot refrigerated warehouse/logistics center and the hiring of 310 new full-time employees. Since then, the company has encountered problematic soil conditions at the original site at the FEC rail yard on Philips Highway and has been exploring possible alternative sites for the project. This bill approves a relocation of the project from the east side to the west side of the FEC rail yard in the vicinity of Powers Avenue and Toledo Road and reduces the City's QTI financial commitment by \$155,000 to \$186,000 as a result of the loss of the brownfields bonus because of the relocation of the project out of a designated brownfield area.

During the course of the committee debate on this bill, council members were made aware of the fact that Railex had not executed the original redevelopment agreement after it was approved in 2013. The bill was amended to include a mandatory execution deadline and to provide for automatic revocation of the authorizing ordinances in the event the original redevelopment agreement and this amendment are not executed within 90 days after passage of this ordinance.

Policy Impact Area: Economic development

Fiscal Impact: The bill reduces the City's QTI financial commitment by \$155,000, from \$341,000 to \$186,000,

Analyst: Clements

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Bill Type and Number: Ordinance 2014-459

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 24, 2014

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

Date of Analysis: June 27, 2014

Type of Action: License Agreements Approval & Authorization

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute a license agreement between the City of Jacksonville and various youth athletic associations so as to allow the continued use, management, and maintenance of their respective City parks until March 31, 2015; provides for City oversight by the Parks & Recreation Department; *requests once cycle emergency passage.*

Background Information: The athletic associations listed have allowed their former license agreements to expire; the short term license agreements will allow them to continue to use, manage and maintain their respective parks until March 31, 2015. The license agreements will be between the City and upwards of 25 athletic associations for little league, soccer, football, cheerleading and other activities in Council Districts 2, 4, 5, 6, 8, 9, 10, 11, 12 and 14. *The reason for the emergency is that the license agreements with the athletic associations have expired. The short term licenses will allow a continued partnership between the City and the athletic associations for management and maintenance of the parks until March 31, 2015.*

Policy Impact: Parks & Recreation Department

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-460

Sponsor: Council Member Crescimbeni:

Date of Introduction: June 24, 2014

Committee(s) of Reference: TEU; F

Date of Analysis: June 27, 2014

Type of Action: Agreement Approval and Authorization

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute a four party agreement between Florida Department of Transportation, the Federal Highway Administration, Jacksonville Transportation Authority and the City of Jacksonville to administer the grant awarded under the Federal Lands Access Program; it authorizes the execution of supplemental amendments or documents for scope changes and/or funding adjustments and/or contract duration changes, as well as execute assurances, certifications, and all other documents as may be required in support of the award granted under the Federal Lands Access Program, appropriated by Ordinance 2014-274-E.

Background Information: By Ordinance 2014-274-E, the City Council appropriated \$450,000 in a grant awarded by the Federal Highway Administration, through the Florida Department of Transportation, for the operation of the St. Johns River Ferry, a.k.a the *Jean Ribault*. The Federal Highway Administration has advised the Florida Department of Transportation that a four party agreement will be required to administer the grant rather than the Joint Participation Agreement that was authorized by Ordinance 2014-274-E.

Policy Impact: The St. Johns River Ferry/St. Johns River Ferry Commission

Fiscal Impact: Minimal

Analyst: Jackson