

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2013-412

Introducer/Sponsor(s): Council President Bishop

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 27, 2013

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 11 – Office of the Council Secretary – to restore the definition of the Executive Committee of the City Council to include the Council President, Council Vice President, and Chair of the Finance Committee.

Background Information: The Executive Committee is convened from time to time by the Council President as required to deal with administrative, financial or internal matters of the Council. The definition and parameters of the Executive Committee was previously deleted from the Chapter by Ordinance 2013-157-E.

Policy Impact Area: City Council administration

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2013-413

Introducer/Sponsor(s): Council President Bishop

Date of Introduction: June 25, 2013

Committee(s) of Reference: R, F

Date of Analysis: June 27, 2013

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 106 – Budget and Accounting Code – to delete the requirement for the administration to submit to the Council a mid-year budget analysis and review at a specially called Council meeting for that purpose.

Background Information: The mid-year budget review requirement was instituted via Ordinance 2006-788-E and requires the administration to provide the Council with a comparison of budgeted to actual revenues and expenditures at the mid-year point of the fiscal year and a mention of any operating funds facing material fiscal year-end challenges and/or difficulties. The bill's preamble states that a specially-called mid-year budget review meeting is duplicative of the information already received by the Council via other mandatory quarterly budget summaries.

Policy Impact Area: Budgetary review

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2013-414

Introducer/Sponsor(s): Council Member Holt

Date of Introduction: June 25, 2013

Committee(s) of Reference: TEU, F

Date of Analysis: June 27, 2013

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 380 – Solid Waste Management – to provide for a credit for solid waste disposal host fees due for facilities that recycle construction and demolition debris and dispose of any residual materials at an out-of-county location.

Background Information: Facilities that dispose of solid waste within the City are charged a host fee by the City of \$7.16 per ton disposed which is used to fund landfill closure costs, contamination and assessment programs at closed landfills, and mitigation programs for neighborhoods in close proximity to landfills. The bill's preamble states that since recycling facilities that dispose of residual materials out-of-county do not contribute to landfill issues in Jacksonville, thereby justifying the exemption from the host fee for such facilities.

Policy Impact Area: Solid waste disposal host fee

Fiscal Impact: Undetermined – the City does not have a means of accurately accounting for all solid waste that leaves the county for disposal.

Analyst: Clements

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Bill Type and Number: Ordinance 2013-415

Introducer/Sponsor(s): Council Members Carter and Redman

Date of Introduction: June 25, 2013

Committee(s) of Reference: LUZ

Date of Analysis: June 27, 2013

Type of Action: Zoning Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 656 – Zoning Code – to allow hens to be kept on single family residential lots as a permitted use, and to require a shelter for such hens. Roosters are only permitted in AGR or RR-Acre zoning districts. The new paragraph provides that it is unlawful to allow chickens to run at large on public property or upon private property other than the owner's.

Background Information: The keeping of fowl is currently prohibited in residential zones other than AGR or RR. This bill provides that up to 4 hens may be kept on a single family residential lot of up to 1 acre. For lots larger than 1 acre, an additional 4 hens may be allowed for each additional 21,780 square feet of lot size (half-acre).

Policy Impact Area: Poultry keeping

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2013-416

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 27, 2013

Type of Action: Council Rules amendment; request for emergency action

Bill Summary: The bill amends Council Rules Chapter 2 – Committees – to increase the maximum number of members of a standing committee from 7 to 9. The bill requests emergency action on first reading so that the change can go into effect for the beginning of the new Council year in July.

Background Information: Currently the rules provide that standing committees are composed of not less than 5 nor more than 7 members. President-designate Gulliford wishes to appoint 9 members to next year's Finance Committee.

Policy Impact Area: City Council committee operations

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2013-417

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 27, 2013

Type of Action: Council Rules amendment

Bill Summary: The bill amends Council Rules Chapter 3 – Legislation – in Part 6 – Public Hearings – to provide that comments given by members of the public during the Public Comments portion of the meeting shall pertain to subjects over which the City Council has jurisdiction, or which are reasonably related to City government matters.

Background Information: Currently the Council Rules are silent on the subjects that citizens may address during the Public Comment period, which theoretically permits citizens to use their three minutes to address matters over which neither the City Council nor the city administration have any authority and can provide no assistance or remediation.

Policy Impact Area: Council Rules

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: 2013-418

Sponsor: Council President at the request of the Mayor:

Date of Introduction: July 25, 2013

Committee(s) of Reference: F; RCD

Date of Analysis: July 28, 2013

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$140,850 to provide funding for the repair and replacement of the floating dock along the Northbank Riverwalk located near the end of Pearl Street, as initiated by B.T. 13-070; the ordinance amends the 2012-2017 Five-Year Capital Improvement Program, approved by Ordinance 2012-434-E, to reduce fund for the project entitled "Parks – Upgrades/Maintenance Repairs " and to increase funding for the project entitled "Northbank Riverwalk – Floating Dock Repairs"; provides City oversight by the Department of Parks and Recreation.

Background Information: The floating dock sustained damage in the storms of Summer/Fall 2012. The type and extent of damage sustained requires a partial replacement of the floating dock. The current condition of the floating dock poses a safety hazard to resident and visiting boaters utilizing this public accessible recreational docking facility. All salvageable materials are being reused to minimize costs. The site of this project is located in Council District 4.

Policy Impact: Waterways/Docks/Parks & Recreation Department

Fiscal Impact: The ordinance appropriates \$140,850.00

Analyst: Jackson

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Bill Type and Number: 2013-419

Sponsor: Council President at the request of the Sheriff:

Date of Introduction: June 25, 2013

Committee(s) of Reference: F; PHS

Date of Analysis: June 28, 2013

Type of Action: Appropriation; Agreement Authorization

Bill Summary: The ordinance appropriates \$48,500 from the U.S. Department of Homeland Security, with no local match, to the Jacksonville Sheriff's Office through the Florida Division of Emergency Management (FDEM) for the purchase of specialty team critical needs and sustainment equipment, as initiated by B.T. 13-072; it provides a carryover of funds into Fiscal Year 2013-2014; the ordinance approves and authorizes the Mayor and Corporation Secretary to execute the Federally-funded Subgrant Agreement between the city and the State of Florida, Division of Emergency Management.

Background Information: Appropriation concerns matters of homeland security. The appropriation funds equipment that will be used to prevent, deter, preempt and mitigate potential attacks on the community.

Policy Impact: Jacksonville Sheriff's Office/Homeland Security

Fiscal Impact: The ordinance appropriates \$48,500 from the U.S. Department of Homeland Security with no local match required.

Analyst: Jackson

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Bill Type and Number: 2013-420

Sponsor: Council Member Brown:

Date of Introduction: July 25, 2013

Committee(s) of Reference: F; RCD

Date of Analysis: July 28, 2013

Type of Action: Appropriation; CIP Amendment

Bill Summary: The ordinance appropriates \$2,444,808 from the Bob Hayes/Northwest Community Center account to the Legends Community Center Waterpark to provide funding for the Legends Community Center Water Park construction; the ordinance amends the 2012-2017 Five-Year Capital Improvement Program, approved by Ordinance 2012-434-E, to fund the project entitled "Legends Community Center Waterpark"; City oversight of the project will be provided by the Department of Parks & Recreation.

Background Information: The 2008-2009 budge appropriated from the banking fund \$3,650,000 to construct the Legends Community Center; the construction of the community center has been completed. The remaining funds, in the amount of \$2,444,808 are allocated to a waterpark component that will complete the development of the Lonnie Miller Regional Park.

Policy Impact: Parks/Parks & Recreation Department

Fiscal Impact: The ordinance appropriates \$2,444,808.00.

Analyst: Jackson

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Bill Type and Number: 2013-421

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 25, 2013

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

Date of Analysis: June 28, 2013

Type of Action: Agreement Authorization

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute the Agreement for Maintenance of Improvements between the City of Jacksonville and the Florida Department of Transportation ("FDOT") for the conversion and maintenance of a fishing pier on Heckscher Drive (SR 105) at Sisters Creek Bridge; provides for City oversight by the Department of Parks and Recreation.

Background Information: FDOT intends to discontinue use of the present Sisters Creek Bridge in order to build a new bridge. This legislation would enable the City to use part of the existing bridge as a fishing pier for residents.

Policy Impact: Department of Parks and Recreation

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: 2013-422

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 25, 2013

Committee(s) of Reference: TEU

Date of Analysis: June 28, 2013

Type of Action: Right-of-Way Closure

Bill Summary: The ordinance closes, abandons and/or disclaims the entirety of Creekfront Road contained within Creekfront road, Plat Book 40, Page 24, dated October 13, 1984, in the public records of Duval County, in Council District 13, at the request of Deerwood Jax FL Partners, LLC “the “Applicant”) to allow it the flexibility to enhance the area with pavers, signage, and hardscape elements, subject to reservation unto City and JEA of an all utilities easement.

Background Information: The applicant, Deerwood Jax FL Partners, LLC, is the owner of Aqua Apartments at Deerwood. The proposed closure is entirely within the property boundaries of the apartment complex. A stipulation of the closure is that the City and JEA will have reserved a perpetual unobstructed easement on, over, across, under and through the closed portion of the right-of-way for all utilities including, but not limited to, water, sewer, electric, and drainage. This closure request has been sent to the various State, municipal and utility agencies which might have an interest in this matter and to the adjacent property owners. There were no objections.

Policy Impact: Public Works/Real Estate

Fiscal Impact: the applicant has paid a \$1,500.00 application processing fee.

Analyst: Jackson

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Bill Type and Number: 2013-423

Sponsor: Council President at the request of the Mayor:

Date of Introduction: June 25, 2013

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

Date of Analysis: June 28, 2013

Type of Action: Surplus Declaration; Conveyance Approval; Agreement Approval; Ordinance Code Waiver

Bill Summary: The ordinance declares a parcel of real property (RE# 120822-0100) near the intersection of Lone Star Road and Mill Creek Road in council District 1 (the "Pond Site") to be surplus to the needs of the City; approves and authorizes the Mayor and Corporation Secretary to execute a Quitclaim Deed to convey the Pond Site to Mill Creek, L.L.C., at no cost so as to allow Mill Creek, L.L.C. to reconfigure the Pond Site to accommodate the drainage needs of the adjacent 44.67 acre parent tract owned and being developed by Mill Creek as a single family community, as well as the continuing drainage needs of the City related to the Lone Star Road improvements; the ordinance approves and authorizes the Mayor and Corporation Secretary to execute the Drainage Easement Agreement granting to the City a drainage easement over the Pond Site; the ordinance waives the provision of Section 122.424 (Appraisal/Assessed Value over \$25,000) of Chapter 122 (Public Property), *Ordinance Code*, so as to allow conveyance of the Pond Site to Mill Creek, L.L.C. at no cost.

Background Information: The subject pond site parcel is a 5.88 acre parcel acquired by the City for the construction and maintenance of a "pond site" as part of the Lone Star Road Improvement Project. Said "pond site" was subsequently constructed by the City to hold surface water runoff and storm water drainage and retention from Lone Star Road Improvements. The City presently maintains the subject pond site as a cost of approximately \$3,000 per year. The area surrounding the subject pond site parcel is presently underdeveloped. The remoteness of the subject pond site has attracted various types of criminal activity, including, but not limited to, dumping, trespassing and burning, thus exposing the City to additional maintenance costs, as well as significant potential personal injury liability. Mill Creek, L.L.C., which owns the adjacent property, is in the process of developing the adjacent 44.67 parent tract, and other abutting property, into a single family community.

Policy Impact: Public Works/Real Estate

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2013-424

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

Date of Introduction: June 25, 2013

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

Date of Analysis: June 27, 2013

Type of Action: Authorizing execution of intergovernmental service agreement; authorizing execution of future standard service agreements without City Council approval

Bill Summary: The bill authorizes the Mayor to execute a radio services agreement between the City and the Duval County School Board for the school system's use of the City's P25 radio system. The bill also designates the attached radio services agreement as the City's Standard Radio Services Agreement and authorizes the Mayor or the Chief of Information Technology to execute future Standard Radio Services Agreements with other governmental officers and agencies without further individual ratifications by City Council.

Background Information: The P25 Radio System is the new digital replacement for the JEA-operated First Coast Radio System that was in use from 2003 to 2013. The Standard Radio Services Agreement with the School Board provides that the school system will pay \$37.34 per month active radio unit through the end of the fiscal year on September 30, 2013; thereafter the City will charge a fee based on a cost allocation system based on a variety of factors including the overall number of users of the system, the amount of tower, radio shop and operating expense costs, the debt service on the new P25 system and the remaining debt payoff for the First Coast Radio System. The term of the agreement is to September 30, 2014 with 3 additional 1-year renewals. After the expiration of those renewal periods the parties agree to renegotiate the monthly service fee.

Policy Impact Area: Area-wide interoperable radio service

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: 2013-425

Sponsor: Council Member Lee:

Date of Introduction: June 25, 2013

Committee(s) of Reference: R; TEU

Date of Analysis: June 28, 2013

Type of Action: Honorary Street Designation; Ordinance Code Waiver

Bill Summary: The ordinance establishes an honorary street designation from the intersection of San Diego Road to the intersection of Atlantic Boulevard in Jacksonville for Nathaniel S. Washington, Sr.; provides for the installation of two honorary roadway markers to be located in appropriate locations on the designated roadway in Council District 4; provides for conformance with Part I (General Provisions) of Chapter 745, *Ordinance Code*, (Addressing and Street naming Regulations); waives the requirements of Section 745.105(e) (2), *Ordinance Code*, which requires that persons be deceased for 5 years for honorary street designation, as the honoree is still living; directs Legislative Services to forward the ordinance to the Planning and Development Department.

Background Information: Born March 3, 1926, Nathaniel S. Washington, Sr. is a Jacksonville native. After earning a Bachelor of Science degree at Florida Memorial College, Mr. Washington received a Master's degree in education at New York University. For 58 years, Mr. Washington was a physical education teacher, athletic director and as a coach at numerous schools. Mr. Washington was a successful businessman, as well, owning a restaurant and convenience store. In giving back to the community, Nathaniel Washington's public service included two terms as a member of the Jacksonville Children's Commission and two terms on the Florida Long Term Care Ombudsmen Council. Mr. Washington was intricately involved with the Bob Hayes International Track Meet, as well. A private donor has provided funding to cover the costs of the roadway markers.

Policy Impact: Public Works/Streets

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Resolution 2013-431

Introducer/Sponsor(s): Council Member Crescimbeni

Date of Introduction: June 25, 2013

Committee(s) of Reference: R, F

Date of Analysis: June 27, 2013

Type of Action: Request for Florida Attorney General's opinion

Bill Summary: The bill requests a legal opinion from the Florida Attorney General on three questions:

1. Can the City levy or impose a "new or subsequent" local option gas tax for a collection period to commence at some point after the current collection period of 30 years expires on August 31, 2016?
2. Can the City of Jacksonville "extend" the currently imposed local option gas tax for a collection period to commence at some point after the current collection period of 30 years expires on August 31, 2016?
3. In the event the City of Jacksonville may levy or impose a "new or subsequent" local option gas tax, or extend the currently imposed local option gas tax, for a collection period to commence after the current collection period of 30 years expires on August 31, 2016, for up to what maximum period of time could the new or extended local option gas tax be levied?

Background Information: The City initially declared its intention to levy a local option gas tax in 1983 for a period of 5 years but that declaration was never put into effect. Subsequently the Florida Statutes were amended in 1985 to allow local governments to levy the gas tax in 10-year increments, which Jacksonville did for the period of September 1986 through August 1996. In 1987 the Florida Statutes were amended again to allow counties already levying a local option gas tax to extend that tax in multi-year increments, but the wording was changed in a way that makes it unclear if a 30-year cap on the total length of all extensions of the tax is still in effect or not. In 1991 the City renewed the local option gas tax for 20 additional years from August 1996 to August 2016, for a total of 30 years from the initial 10 year levy of 1986. This bill requests an opinion from the Florida Attorney General as to whether the 30-year cap on the gas tax is still in effect and, if not, for what subsequent period a new or renewed local option gas tax could be levied after August 2016.

Policy Impact Area: Transportation funding

Fiscal Impact: The local option gas tax was budgeted to produce approximately \$28 million in FY12-13 which is allocated to Better Jacksonville Plan bond payments for road projects and to the JTA as a subsidy for mass transit operations.

Analyst: Clements

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Bill Type and Number: Resolution 2013-432

Sponsor: Council President-Designate Gulliford

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 26, 2013

Type of Action: Appointment; Emergency Passage

Bill Summary: This bill appoints Council Vice President-Designate Clay Yarborough, as a substitute member of the Election Canvassing Board, in the County Commission Chair category, replacing Council President-Designate William Gulliford, for term beginning July 1, 2013, and ending June 30, 2014.

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

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

Emergency passage has been requested so that Council Vice President-Designate Yarborough can be available to participate in meetings of the canvassing board occurring in advance of an upcoming election.

Policy Impact Area: Election Canvassing Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-433

Sponsor: Council President-Designate Gulliford

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the appointment of Christopher G. Burns to the Context Sensitive Streets Standards Committee, as a representative of the bicycling community, for a first full four-year term ending July 31, 2017.

Background Information: The Context Sensitive Streets Standards Committee is established pursuant to Chapter 32, Part 7, *Ordinance Code*, and charged to review and revise the City standard specifications, City standard details and rules, standards and policies set forth in the Land Development Procedures Manual and any other regulations, relating to transportation, traffic engineering and roadway design, and make recommendations concerning amendments to the Ordinance Code and 2030 Comprehensive Plan pertaining to such issues on or before March 1, 2014. Section 32.702(b)(2), *Ordinance Code*, provides for six of the thirteen members of the committee to be appointed by the Council President and confirmed by Council, in various categories, including a representative of the bicycling community.

Mr. Burns received a law degree from Vanderbilt Law School and is an Attorney and Partner with *Terrell Hogan*. He is a board member for several bicycling advocacy groups, including the Florida Bicycle Association, the North Florida Bicycle Club, and the League of American Bicyclists, among others. Mr. Burns has previously served on the Sports and Entertainment Board and on the Mayor's Council on Fitness and Well-Being. He resides in the Miramer area within Council District #5.

Policy Impact Area: Context Sensitive Streets Standards Committee operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-434

Sponsor: Council President-Designate Gulliford

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment

Bill Summary: This bill appoints Daniel A. Becton to the Jacksonville International Airport (JIA) Area Redevelopment Agency Board, replacing Andy Sikes as the representative for School Board District #7, for a first full four-year term ending June 30, 2017.

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. Becton received a bachelor's degree in business management / management information systems from Valdosta State University and is the Owner / President of *Planogramming Solutions, Inc.* He resides in the Deercreek area within Council District #13 (School Board District #7).

Policy Impact Area: JIA Area Redevelopment Agency Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-435

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Karen B. Nuland as a member of the Duval County Election Advisory Panel, filling the seat formerly held by Daniel O'Connor, 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. Nuland received a bachelor's degree in political science from the University of Florida and is an Extravaganza Patron Coordinator with *Douglas Anderson School of the Arts*. She resides in the Fairfax area within Council District #7 and, according to the Supervisor of Elections Office, Ms. Nuland is registered to vote in Duval County.

Policy Impact Area: Duval County Election Advisory Panel operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-436

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Dr. Mobeen Hasan Rathore as a member of the Environmental Protection Board, filling the seat formerly held by David Rice as a medical profession representative, for an unexpired term ending September 30, 2013, followed by a first full four-year term ending September 30, 2017.

Background Information: The Environmental Protection Board is established pursuant to Chapter 73, *Ordinance Code*, and charged to study, promulgate and enforce appropriate rules for environmental protection; work in cooperation with the State and other agencies and groups interested in environmental quality control; investigate pollution control programs; conduct investigations and hearings on complaints; issue appropriate orders for enforcement of pollution standards; grant variances requested by pollution sources; general authority over the Groundwater and Surface Water Resource Management Program and the Hazardous Regulated Substance Program; and review and approve requests for Sustainable Building Certification Refund Grants.

Section 73.101, *Ordinance Code*, provides that five of the nine members of the board shall be appointed by the Mayor and confirmed by the Council in various categories including a member from the medical profession.

Dr. Rathore received a medical degree from King Edward Medical College in Pakistan and is an Associate Chairman, of the Department of Pediatrics, at the *University of Florida College of Medicine, Jacksonville*. He resides in the Mandarin area within Council District #6.

Policy Impact Area: Environmental Protection Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2013-437

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Vandaren C. Gantt, as a member of the Jacksonville Housing and Community Development Commission (JHCDC), filling the seat formerly held by Scott Witt, as a for-profit developer representative, for a first term ending November 30, 2016.

Background Information: The JHCDC is established pursuant to Chapter 35, *Ordinance Code*, in accordance with Section 420.9076, *Florida Statutes*, and charged to act as an advisory committee, conduct any required public hearings, undertake the review, take any and all required actions for compliance, and make recommendations to the Council for adoption (and authorize the transmittal) as required by section 420.9076, *Florida Statutes*, regarding local affordable housing incentives. Section 35.703(a), *Ordinance Code*, provides that six of the eleven members of the Commission shall be appointed by the Mayor and confirmed by Council, in various categories, including a person actively engaged as a for-profit provider of affordable housing.

Lt. Gantt received a bachelor's degree in organizational management from Edward Waters College and is a Rescue Fire Lieutenant with the City of Jacksonville. His resume also indicates that Lt. Gantt is the CEO of *VC Gantt, LLC*, a property management firm. He resides in Duval County.

Policy Impact Area: Jacksonville Housing and Community Development Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY



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Bill Type and Number: Resolution 2013-438

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Barry B. Underwood as a member of the Jacksonville Historic Preservation Commission, replacing Seth A. Pajcic as a history representative, for an unexpired term ending March 4, 2015.

Background Information: The Jacksonville Historic Preservation Commission is established pursuant to Chapter 76, *Ordinance Code*, and charged to conduct an ongoing survey and inventory of historic buildings, areas, and archaeological sites in the City of Jacksonville and to plan for their preservation; identify potential landmarks and potential landmark sites and to make recommendations to the City Council as to whether such should be officially designated; recommend that the City Council designate specified areas as historic districts and to identify which structures should be considered to be contributing structures; develop specific guidelines for the alteration, construction, relocation or removal of designated property; promulgate standards for architectural review which are consistent with standards for rehabilitation established by the United States Secretary of the Interior; approve or deny applications for certificate of appropriateness for alteration, construction, demolition, relocation or removal of landmarks, landmark sites, and property in historic districts; initiate plans for the preservation and rehabilitation of individual historic buildings; undertake public information programs including the preparation of publications and the placing of historic markers; conduct public hearings to consider historic preservation issues, the designation of landmarks, landmark sites, and historic districts, applications for certificate of appropriateness and nominations to the National Register of Historic Places; and administer Chapter 307, *Ordinance Code*.

Section 76.102, *Ordinance Code*, provides that the seven members of the commission shall be residents of the City of Jacksonville for their entire term and shall be appointed by the Mayor, subject to confirmation by the City Council.

Mr. Underwood received a bachelor's degree in building construction management from the University of North Florida and is the Director of Development with *Florida Baptist Children's Homes*, a 501(c)3 non-profit organization. He resides in the Mandarin area with Council District #6.

NOTE: Mr. Underwood's resume does not indicate any particular education or interest in the discipline of "history". As the Commission currently has the minimum number of discipline (architecture, history, archaeology, etc.) representatives required, this bill may be amended to remove the "history representative" reference.

Policy Impact Area: Jacksonville Historical Preservation Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-439

Sponsor: Council President at the request of the Sheriff

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of Thomas R. Hackney as the Director of the Department of Personnel and Professional Standards, within the Sheriff's Office, retroactively effective to June 22, 2013.

Background Information: Section 37.110(b), *Ordinance Code*, provides that the Director of the Department of Personnel and Professional Standards shall have a college degree or at least five years' experience and commensurate training.

Chief Hackney has been employed with the Sheriff's Office since 1991, working his way up from Police Officer to Assistant Chief in 2006, a position he held until his appointment as Chief in 2010. He is seeking an associate's degree in criminal justice from Florida State College at Jacksonville and has completed various law enforcement training courses.

Policy Impact Area: Jacksonville Sheriff's Office operations

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

Analyst: Welsh

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Resolution 2013-440

Sponsor: Council President at the request of the Sheriff

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 26, 2013

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of Michelle E. Borgert as the Chief of the Professional Standards Division, within the Sheriff's Office, retroactively effective to June 22, 2013.

Background Information: Section 37.102(a), *Ordinance Code*, provides that the division chiefs, within the Office of the Sheriff, shall have a college degree or at least five years' training and experience.

Assistant Chief Borgert received a master's degree in criminal justice from the University of North Florida. She has been employed with the Sheriff's Office since 1992, working her way up from Police Officer to Lieutenant in 2003, a position she held until her appointment as Assistant Chief in 2009.

NOTE: The name shown on her resume is Assistant Chief Borgert's maiden name.

Policy Impact Area: Jacksonville Sheriff's Office operations

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

Analyst: Welsh

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Bill Type and Number: Resolution 2013-441

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 27, 2013

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Donald H. "Donnie" Horner, Jr., as a member of the Jacksonville Children's Commission, replacing Kenneth Wilson as the School Board District #2 representative, for a first term ending July 15, 2017.

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 one of the members shall be appointed from (reside in) each of the School Board Districts.

Dr. Horner received his Ph.D. in sociology from Stanford University. He served as Mayor Brown's volunteer Education Commissioner and has an extensive background in education. Dr. Horner resides in Council District #3 and within School Board District #2.

Policy Impact Area: Jacksonville Children's Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-442

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Cathie P. Shimp to the Jacksonville Children's Commission, as an at-large representative, for a second four-year term ending July 15, 2017.

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.

Ms. Shimp received a bachelor's degree in business from Jacksonville University and is a Reading / Writing Remediation Teacher with *Duval County Public Schools*. She resides in the East Arlington area within Council District #2.

Policy Impact Area: Jacksonville Children's Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-443

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Kim Glasgal as a member of the Duval County Election Advisory Panel, for a first full three-year 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. Glasgal received a degree in computer science from Cornell University and is the Technology Coordinator with *Martin J. Gottlieb Day School*. She resides in the Mandarin area within Council District #6 and, according to the Supervisor of Elections Office, Ms. Glasgal is a Duval County registered voter.

Policy Impact Area: Duval County Election Advisory Panel operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-444

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of James F. Register, Jr., as a member of the Civil Service Board, for a second three-year term ending June 30, 2016.

Background Information: The Civil Service Board is established pursuant to Article 17, *Jacksonville Charter*, and charged to periodically review the operation and effect of the personnel provisions of the charter, the classification plan, and the pay plan, and report their findings to the council and the mayor; hear and determine appeals initiated by employees who are charged with personnel violations; hear and determine complaints by employees and prospective employees concerning alleged violations of civil service rules or regulations with respect to hiring and promotion; hear and determine the grievance of persons covered by the civil service rules or the grievance of persons who may be entitled to be covered concerning any action taken which pertains to employment rights. Section 17.02, *Jacksonville Charter*, provides that the nine members of the Board shall be residents and qualified electors of the City of Jacksonville, and five of the members shall be appointed by the Mayor, subject to the confirmation by the City Council.

Mr. Register received a bachelor's degree from Southern Illinois University-Carbondale and is an insurance agent with *State Farm Insurance Companies*. He has previously served on the Planning Commission and on the Tower Review Committee. Mr. Register resides in the Mandarin area within Council District #6 and, according to the Supervisor of Elections Office, he is a Duval County registered voter.

Policy Impact Area: Civil Service Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-445

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Brenda R. Simmons-Hutchins, Ph.D to the Board of Library Trustees, as an At-Large, Group 5 representative, for a second four-year term ending July 15, 2017.

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 twelve 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.

Dr. Simmons-Hutchins received a doctorate in English and American Literature from Indiana University of Pennsylvania and is a retired professor and administrator. She resides in the Turtle Creek area within Council District #7 (At-Large, Group 5).

NOTE: This bill may need to be amended to reflect Dr. Simmons-Hutchins name as listed on her resume.

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2013-446

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Jacquelyn V. "Jackie" Perry, as a member of the Board of Library Trustees, as an At-Large, Group 5 representative, for a second four-year term ending July 15, 2017.

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 twelve 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.

Ms. Perry is the Executive Director for the *Beaver Street Enterprise Center* and has over twenty years of experience in operations management and human resources development. She resides in the Turtle Creek area within Council District #7 (At-Large, Group 5).

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2013-447

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Fitzgerald D. "Gerald" Reid, to the Board of Library Trustees, as an At-Large, Group 2 representative, for a second four-year term ending July 15, 2017.

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 twelve 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. Reid received a master's degree in business administration from Clark Atlanta University and is an Enterprise Account Executive with *CompuCom System, Inc.* He resides in the Cobblestone area within Council District #1 (At-Large, Group 2).

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2013-448

Sponsor: Council President-Designate Gulliford

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 25, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the reappointment of Drew D. Frick, as a lay member of the Joint Planning Committee, for a fourth two-year term ending June 30, 2015.

Background Information: The Joint Planning Committee is an advisory body to the DCPS and the governing bodies of the cities, within the county, regarding the review of future growth patterns of Duval County; review of existing sites and identification of future sites and facility needs for schools, libraries, parks and community centers; consideration of future site-compatible community facilities; and review of the annual update of the Interlocal Agreement.

Resolution 2001-65-A, which created the Joint Planning Committee, provides for a lay member appointed by the City Council President.

Mr. Frick received a law degree from the University of Georgia and is General Counsel for *Gate Petroleum Company* and a Board Member of *The Gate Foundation*. He resides in the Miramer area within Council District #5.

Attendance: According to records provided by the staff for the Joint Planning Committee, Mr. Frick has attended 100% of the meetings of the committee since his initial appointment in 2007.

	Meetings Attended	Meetings Held
2007	6	6
2008		0
2009		0
2010		0
2011		0
2012	1	1
2013		0
Total	7	7

Policy Impact Area: Duval County School Board and City Council Joint Planning

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Ordinance 2013-453

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 25, 2013

Committee(s) of Reference: R

Date of Analysis: June 27, 2013

Type of Action: Confirmation of Acting Official; Ordinance Code Waiver; Emergency Passage

Bill Summary: This bill confirms Ellen M. Blair as the "Acting" Director of Employee Services. Section 20.103, *Ordinance Code*, regarding the sixty day limitation for a position to have an "acting" chief or director, is waived. Emergency passage is requested.

Background Information: Section 33.102, provides that the Director of Employee Services shall have a bachelor's degree or higher from an accredited college or university and at least five years of full-time experience in human resources management.

Ms. Blair received a master's degree in business administration / human resources management from Thomas College. She has been employed with the City of Jacksonville as the Chief of Talent Management since September 2012. Her prior employment includes Human Resources Director for the Town of Scarborough, Maine (2010-2012) and the City of Augusta, Maine (1998-2010) and Human Resources Manager (1996-1998) at *Motivational Services, Inc.*

NOTE: In addition to the sixty day limitation, Section 20.103, *Ordinance Code*, also provides that "any person serving in an acting capacity shall not continue to act in such capacity if the Mayor or the Council withdraws or denies the bill confirming such appointment." Since Resolution 2013-198-W, to confirm Ms. Blair, was previously withdrawn, this bill may need to be amended to additionally waive the provision prohibiting individuals from serving as Acting if confirmation legislation has previously been withdrawn.

Policy Impact Area: Employee Services Department

Fiscal Impact: Pursuant to Section 20.103(c), *Ordinance Code*, no person shall receive an increase in current salary on the basis of the exercise of the powers and duties of a vacant position.

Analyst: Welsh