

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2019-195

Introducer/Sponsor(s): Council Member Boyer

Date of Introduction: March 26, 2019

Committee(s) of Reference: LUZ

Date of Analysis: March 25, 2019

Type of Action: Approval of proposed 2019B series text amendment to the transportation element

Bill Summary: This bill approves the revisions and modifications of the proposed 2019B Series Text Amendment to the Transportation Element of the 2030 Comprehensive Plan with the procedures and requirements set forth in Chapter 650, Part 4, *Ordinance Code*; and provides a disclaimer that the amendment granted herein shall not be construed as an exemption from any other applicable laws.

Background Information: The revisions and modifications include various objectives and policies within the Transportation Element of the comprehensive plan related to the Downtown Overlay Zone and Downtown District Regulations of the Zoning Code, for transmittal to the State of Florida's various agencies for review.

The amendment is dated March 11, 2019, and is not an exemption from any other applicable local, state, or federal laws, regulations, requirements, permits or approvals. The commencement of development or use is restricted until all appropriate permits or approvals have been obtained. The issuance of this amendment is based upon acknowledgement, representation and confirmation made by the applicant(s), owner(s), developer(s) and/or any authorized agent(s) or designee(s) that the subject business, development and/or use will be operated in strict compliance with all laws.

Policy Impact Area: 2019B Series Text Amendment, transportation element

Fiscal Impact: None

Analyst: Mitchell

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Bill Type and Number: Ordinance 2019-196

Introducer/Sponsor(s): Council Member Boyer

Date of Introduction: March 26, 2019

Committee(s) of Reference: LUZ

Date of Analysis: March 28, 2019

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 656 – Zoning Code – to revise the Downtown Overlay Zone and Downtown District Regulations to implement many of the Redevelopment Goals and Objectives of the Community Redevelopment Agency (CRA) Plan for the Northbank and Southbank of Downtown, provide flexibility and a broad range of uses, and prescribe the form of development. The Downtown Overlay Zone encompasses all of downtown which currently includes many underlying zoning districts. One of those zoning districts is the Commercial Central Business District (CCBD), which only occurs downtown. This legislation removes descriptive and regulatory language from the CCBD zoning section in Subpart C of the Schedule of District Regulations, and references the revised Subpart H – Downtown Overlay Zone and Downtown District Regulations – where the CCBD regulations will be relocated. Land not zoned CCBD, such as existing PUDs, must still comply with the Overlay processes and regulations unless there is an express conflict with the zoning district.

As with the current Overlay, the proposed Overlay contains several Districts. The Church, Cathedral, LaVilla, Brooklyn, and Southbank Districts have essentially the same District boundaries. However, the Central Civic Core, Stadium, Institutional, Riverpark and Riverfront Districts are realigned or removed, and in their place are the Central Core, Sports and Entertainment, and Working Waterfront Districts.

In the revised CCBD zoning district the regulations are divided into “Use” and “Form” sections.

Regarding Use:

- a broader range of permitted uses are provided in all of the Overlay Districts, with bonus uses, either permitted or permissible by exception, allowed based upon the specific District; and
- Homeless centers and rescue missions that currently exist must have all activities, including waiting or queuing lines, in a completely enclosed structure by July 1, 2024. These facilities will not be allowed to expand in scope or footprint unless the expansion is directly related to enclosing the space for the activities, waiting or queuing lines.

Regarding Form, there are Requirements for both private property (Private Realm) as well as public property (Public Realm). The following are the highlights for the Private Realm:

- Each Form Regulation is divided into at least three subparts: (1) Purpose and Intent, (2) Requirements; and (3) Deviations. Most Requirements provide the flexibility to allow an alternative development pattern that would previously have required a Deviation. Deviations are allowed from all Form Regulations, unless excluded and some require additional criteria to be met;

- Deviations from certain Requirements of the Waterfront Design and River Views section require City Council approval as well as a DDRB recommendation, some will negate the ability to receive economic incentives for the development, and some are specifically not allowed;
- Deviations from the Creek Views and Creekfront Design Requirements require City Council approval as well as DDRB recommendation;
- The Downtown Design Guidelines are superseded by the Regulations, and directions are given to the DIA to amend the Guidelines to provide further explanation of the Regulations by July 1, 2020;
- No parking space minimums are required except for new residential developments;
- Specific parking space maximums are instituted for residential and hotel uses, and for all other uses the maximum is 50% of what would be required by Part 6 of the Zoning Code;
- As currently required, parking garages are required to activate the first floor toward the pedestrian with non-parking uses;
- Parking garage owners are encouraged to make 50% of spaces open to the public during non-business hours;
- New surface lots for non-residential uses are limited to 6 parking spaces unless screened by the building on the street frontage. If a Deviation is sought and approved, then they must comply with the Screening and Landscape section;
- As currently required, no new surface parking is allowed in the Central Core, and surface parking is discouraged in all Districts;
- Criteria for trees, both on private property and public property/right-of-way includes the cubic feet required for planting, whereas only square feet were required previously;

The following are the highlights for the Public Realm, which is divided into the “Pedestrian Zone” and the “Vehicular Zone”:

- The Pedestrian Zone is divided into three Areas with minimum widths: (1) Frontage (directly adjacent to the building), (2) Pedestrian Clear (clear walking area meeting ADA standards, no obstructions) , and (3) Amenity (contains trees, above-ground utilities, and other vertical fixtures);
- Protection from the elements (sun and rain) is required over 40% of the Pedestrian Zone. This may include trees and/or awnings or canopies.

It revises the sections regarding administration, enforcement and interpretation of the Zoning Code within downtown to remove the ability of the Zoning Administrator to grant administrative deviations within the Downtown Overlay Zone. The review of applications by either the DDRB, the City Council, or both is more clearly defined, as is the appeal process.

The bill also amends Chapter 55 – Downtown Investment Authority – to reference the new Subpart H location for the Downtown Overlay Zone and District Regulations. The bill formally adopts the Riverwalk Park Design Criteria, Riverwalk Planting Palette and Thread Plant List and Jacksonville Riverwalk Wayfinding documents and places them on file with the Legislative Services Division.

Background Information: The purpose of the bill is to have the Zoning Code reflect the redevelopment goals and objectives of the Community Redevelopment Area (CRA) plans for the Northbank and Southbank of downtown. The Downtown Overlay Zone and Downtown District Regulations specifically address the following CRA redevelopment goals:

Goal 2: Increase Rental and Owner Occupied Housing

Goal 3: Simplify the Approval Process for Downtown Development and Improve Departmental and Agency Coordination

Goal 4: Improve Walkability/Bikeability and Connectivity to Adjacent Neighborhoods and the St. Johns River

Goal 5: Establish a Waterfront Design Framework

Goal 7: Use Planning and Economic Development Policies to Promote Design for Healthy Living

Policy Impact Area: Downtown zoning and redevelopment

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2019-202

Sponsor: Council President at the request of the Mayor

Date of Introduction: March 26, 2019

Committee(s) of Reference: TEU

Date of Analysis: March 29, 2019

Type of Action: Easement Closure

Bill Summary: The ordinance closes, abandons and disclaims a five foot drainage easement established in Plat Book 32, page 76 of the Plat of Beacon Hills and Harbor – Unit Three, in Council District 2, at the request of the Department of Public Works; providing for approval subject to conditions.

Background Information: The closure of the drainage easement is at the request of the Department of Public Works. The City no longer uses the drainage easement because of the relocation of the City's drainage pipe. The closure by the City of its interests in the drainage easement is subject to the execution and delivery to the City by John Carlisle, the property owner, of a hold harmless covenant. The closure of the drainage easement shall not be recorded in the Public Records until the applicant delivers the required hold harmless covenant.

Policy Impact: Public Works Department

Fiscal Impact: The Department of Public Works is a governmental entity and is exempt from the closure application fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2019-203

Sponsor: Council President at the request of the Mayor

Date of Introduction: March 26, 2019

Committee(s) of Reference: TEU

Date of Analysis: March 29, 2019

Type of Action: Rights-of-Way Closure

Bill Summary: The ordinance closes abandons and disclaims portions of two unopened and unimproved rights-of-way established by Plat in the former Public Records of Duval Count, Florida on Deed Book AQ, page 260, in Council District 11; provides for approval subject to conditions.

Background Information: The applicant, PG Investco, LLC, seeks to develop a multi-family development on the subject parcel. The Jacksonville Transportation Authority ("JTA") owns the subject parcel, as well as the property surrounding the closure. JTA has provided authorization for the applicant to seek the closures. The applicant also contained City Council approval to rezone the subject parcel to a Planned Unit Development (PUD) in order to accommodate the proposed multi-family development under Ordinance 2018-515-E. The rights-of-way contain no infrastructure. There were no objections from City, state or other agencies to closure of the portions of the rights-of-way. The closure and abandonment by the City of its interests in the portions of the rights-of-way is subject to the execution and delivery to the City by the applicant of a hold harmless covenant. The closure and abandonment of the rights-of-way shall not be recorded in the Public Records until the applicant has delivered the required hold harmless covenant.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant has paid to closure application fees for a total of \$4,182.00, which has been deposited into the General Fund.

Analyst: Jackson

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Bill Type and Number: Ordinance 2019-204

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

Date of Introduction: March 26, 2019

Committee(s) of Reference: TEU

Date of Analysis: March 26, 2019

Type of Action: Agreement authorization and designation of oversight agency

Bill Summary: This bill approves and authorizes the transfer and maintenance agreement between the City of Jacksonville and the Florida Department of Transportation (FDOT) for a construction project that will include I-95 (SR 9) interchange improvements at Airport Road (SR 102) as well as operational improvements on Duval Road and the resurfacing of Max Leggett Parkway, Airport Center Drive, and City Center Boulevard. Upon project completion, the City will operate, maintain, and repair the property and all improvements. The Engineering and Construction Management Division of the Department of Public Works will oversee the project.

Background Information: Certain portions of the road improvements are on property currently owned or maintained by the City, while other portions of the property are currently owned or in the process of being acquired by FDOT. The property currently owned or in the process of being acquired by FDOT will be transferred to the City upon completion of the improvements via a map transfer. The remaining portions will be subject to a perpetual easement. The improvements will include: pavement, signs, pavement markings, guardrail, sidewalk, curb/gutter, fencing, turf and landscaping.

Policy Impact Area: FDOT road improvements

Fiscal Impact: No immediate cost to the City, maintenance costs will occur after project completion

Analyst: Hampsey

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Bill Type and Number: Ordinance 2019-205

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

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS

Date of Analysis: March 25, 2019

Type of Action: Approval and authorization of an adoption partner agreement

Bill Summary: This bill approves and authorizes the Mayor or his designee, and the Corporation Secretary to execute and deliver the Adoption Partner Agreement between PetSmart Charities, Inc. and the City of Jacksonville; and provides City oversight by the Animal Care and Protective Services Division.

Background Information: The Animal Care and Protective Services (ACPS) provides animal control to the citizens in Jacksonville by fair enforcement and community education. ACPS also enhances the quality of life in our neighborhoods by offering quality pets for adoption at a reasonable cost. ACPS is dedicated to providing a high level of service to the citizens in Jacksonville and to saving the lives of all adoptable animals in our community. This agreement seeks to expand the visibility of animals through a partnership with PetSmart Charities, Inc.

PetSmart will provide space at two locations (Regency and Southside) for animals from ACPS to increase their opportunity of adoption; thus, supplying ACPS additional space for more animals at the shelter. The City was requested to complete a new partner agreement since PetSmart implemented modifications since last year.

Policy Impact Area: Pet adoptions

Fiscal Impact: None

Analyst: Mitchell

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Bill Type and Number: Ordinance 2019-206

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

Date of Introduction: March 26, 2019

Committee(s) of Reference: F

Date of Analysis: March 27, 2019

Type of Action: Appropriation

Bill Summary: This bill is an appropriation of \$313,060 to increase the FY 2019 budget for Risk Management Administration Professional Services by \$263,060.00 and to increase the FY 2019 budget for Miscellaneous Insured Programs Premium Paid – Property by \$50,000.

Background Information: With respect to Risk Management Administration Professional Services, the budget for the first year of the Origami Contract, which has a nine month term in the first year (October 2018 through June 30, 2019), was budgeted for only six months; an additional \$106,690 (\$35,563.34/month) needs to be budgeted for the remaining three months of the contract. The budget for the first three months of the second year renewal of the Origami Contract (July 1, 2018 through September 30, 2019) was never allocated and should be increased by \$74,370 (\$24,790/month). The term of the MarshClearsight Contract, which was budgeted for only six months, has been extended for two months due to extended transition time and the budget should be increased by \$82,000 (\$41,000/month). As to Miscellaneous Insured Programs, the budget should be increased by \$50,000 for Art Appraisals.

Policy Impact Area: Risk Management Administration and Services

Fiscal Impact: Appropriation of \$313,060 as initiated by B.T. 19-076

Analyst: Hampsey

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Bill Type and Number: Resolution 2019-207

Sponsor: Introduced by Council President; per Ordinance 2011-724-E

Date of Introduction: March 26, 2019

Committee(s) of Reference: F

Date of Analysis: March 25, 2019

Type of Action: Budget approval

Bill Summary: This Ordinance approves the Isle of Palms Special District proposed fiscal year 2019/2020 budget.

Background Information: For the Special District to qualify as a dependent special district per section 189.02 of the Florida Statue, the City, in Ordinance 2011-724-E, required the District to submit its proposed budget to the City Council every year by April 1st. The establishment of the Special District allows the district to dredge the Isle of Palms canal system.

Policy Impact Area: Allows Special District to dredge canal system

Fiscal Impact: Anticipated to be minimal.

Analyst: Distel

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Bill Type and Number: Ordinance 2019-208

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

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS, F

Date of Analysis: March 25, 2019

Type of Action: Appropriation

Bill Summary: This bill appropriates a \$50,000.00 grant award from the Duffield Family Foundation d/b/a Maddie's Fund to support a Maddie's Shelter Medicine Internship through the Animal Control and Protective Services Division, as initiated by B.T. 19-073; and authorizes a position, as initiated by R.C. 19-106.

Background Information: Maddie's Fund is a family foundation, created in 1994, by Dave and Cheryl Duffield. Their mission was to increase community lifesaving, shelter medicine education, and pet adoptions across the U.S. The foundation was established, as a promise to the Duffield's dog Maddie, to invest resources into the creation of a no-kill nation where every dog and cat is guaranteed a healthy home or habitat. The grant covers the cost of a licensed veterinarian seeking certification in Shelter Medicine. The internship has a salary of \$35,000.00 with \$15,000.00 in benefits.

Policy Impact Area: Maddie's fund, animal shelter medicine

Fiscal Impact: The appropriation of \$50,000.00 to ACPS, as initiated by B.T. 19-073, for a veterinarian position (R.C. 10-106).

Analyst: Mitchell

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Bill Type and Number: Ordinance 2019-209

Introducer/Sponsor(s): Council Member Ferraro

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS

Date of Analysis: March 28, 2019

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 250 – Miscellaneous Business Regulations – to add a new Part 13 – Prohibition of Simulated Gambling Devices – to prohibit the possession or use of “simulated gambling devices” (as defined) not authorized for legal use. The bill specifically does not imply any local approval of the use of actual slot machines or other forms of casino gambling or gambling devices. The bill does not prohibit an individual’s personal, recreational, non-commercial ownership, possession or use of such devices and does not prohibit the operation or use of any such devices expressly permitted by the Florida Statutes and not otherwise prohibited by the Florida Constitution, except that devices permitted by the Florida Constitution for use in Broward and Miami-Dade County only are not permitted here. An amortization period for establishments lawfully in possession of a Certificate of Use prior to the effective date of this ordinance and which, under the terms of the Zoning Code, would be a nonconforming use, are allowed to continue to operate for 1 year from the effective date of this ordinance. Enforcement of the new provisions shall be by civil penalties beginning at \$2,000 for a first violation and increasing to \$10,000 for a third or subsequent violation for persons operating or allowing the operation of a simulated gambling establishment.

Background Information: The bill is intended to address the rapid proliferation of commercial establishments that use computers or video display devices to display the results of raffles, sweepstakes, or contests in a way that simulates the types of games associated with legalized casino or gambling outlets that are legal in some parts of Florida, but not in Jacksonville. The bill’s preamble states that these simulated gambling establishments are associated with an increase in illegal activities and high rates of Sheriff’s Office responses to these locations and therefore disturb the peace and good order of the community, justifying their regulation.

Policy Impact Area: Simulated gambling regulation

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2019-2010

Introducer/Sponsor(s): Council President Bowman, pursuant to Section 118.804 and at the Request of the Public Service Grant Council

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS, F

Date of Analysis: March 25, 2019

Type of Action: Amending *Ordinance Code*

Bill Summary: This bill amends Chapter 80 (Public Service Grants), Sections 80.103 Sections 80.103 (Functions, Powers and Duties) and 80.104 (Definitions); and Chapter 118 (City Grants), Section 118.104 (Definitions), and Sections 118.803 – 118.808, *Ordinance Code*; to change the language and title of “Priority Populations” to “Most Vulnerable Persons and Needs” (MVPN); and the 2019-2020 Categories for the Public Service Grant Appropriations.

Background Information: The Public Service Grant Council (PSGC), at their regular meeting on February 13, 2019, unanimously approved to change the name Priority Populations to Most Vulnerable Persons and Needs to be inclusive and align with grant guidelines. The percentages and three categories approved for FY 2019-2020 are:

- Priority Need A: Acute (35%) – Services focused on adult individuals and/or families experiencing a difficult or dangerous situation requiring prompt action to avoid further deterioration of health, safety or welfare.
- Priority Need B: Prevention and Diversion (40%) – Services focused on preventing negative changes to health, safety or welfare of adult individuals and/or families; or services designed to divert adult individuals and/or families who have experienced negative changes to health, safety or welfare from experiencing further deterioration.
- Priority Need C: Self-Sufficiency and Stability (25%) - Services focused on helping adult individuals and/or families work toward needed no assistance to satisfy their health, safety or welfare; or Services focused on helping adult individuals and/or families work towards a stable level of assistance needed on an ongoing basis.

NOTE: Public Service Grants funding is solely for the use of the MVPN categories. Funds may be switched between categories based on availability and need.

Policy Impact Area: Public service grants, priority populations

Fiscal Impact: None

Analyst: Mitchell

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Bill Type and Number: Ordinance 2019-211

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

Date of Introduction: March 26, 2019

Committee(s) of Reference: TEU, F

Date of Analysis: March 27, 2019

Type of Action: Appropriation and CIP amendment

Bill Summary: This bill is an appropriation of \$64,379.93 from Mobility Zone 8 fees to add bicycle lanes on Bowden Road between the I-95 ramps and Spring Park Road, a portion of a designated project from the 2010 Mobility Plan. This project will extend the limits of a FY 2018-2019 funded City resurfacing project of Bowden Road from Philips Highway to the I-95 ramps. The CIP is amended to increase funding for the Bowden Rd Bicycle Lanes project.

Background Information: The Mobility Fee system collects from fees new developments to be used for transportation improvements within Mobility Zones. The new Bowden Road bicycle lanes will fill a critical gap in the city's bicycle network.

Policy Impact Area: Bowden Road Bicycle Lanes project

Fiscal Impact: Appropriation of \$64,379.93 as initiated by B.T. 19-075

Analyst: Hampsey

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Bill Type and Number: Ordinance 2019-212

Sponsor: Council President at the request of the Mayor

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS; F

Date of Analysis: March 29, 2019

Type of Action: Appropriation; Agreement Authorization

Bill Summary: The ordinance appropriates \$160,000 from the Department of Homeland Security through the State of Florida Division of Emergency Management for the Homeland Security Grant Program to purchase two trailers with barriers, as initiated by B.T. 19-074; it approves and authorizes the Mayor and Corporation Secretary to execute and deliver, for and on behalf of the City, the federally-funded Subaward and Grant Agreement between the State of Florida, Division of Emergency Management, and the City of Jacksonville, for and on behalf of the Jacksonville Fire and Rescue Department; it provides for City oversight by the Emergency Preparedness Division of the Jacksonville Fire and Rescue Department.

Background Information: The purpose of the appropriation is to provide funding to cover the cost of two trailers with barriers for the Anti-Vehicle Barrier System (the "System"). The system features 16 Anti-Vehicle Barriers for the rapid deployment on roadways and other hard surfaces, single person portability, non-hydraulic design, which reduces training and maintenance costs, and modular design to enable flexible configuration. The system is designed to address the new and emerging threat posed by terrorists using vehicles to conduct attacks on public gatherings. There will be an increase of two to the vehicle cap for the Emergency Preparedness Division because the system is carried on a trailer. Funding expires on July 31, 2019.

Policy Impact: Jacksonville Fire and Rescue Department/Emergency Preparedness Division/Anti-Terrorists Protective Apparatus.

Fiscal Impact: The appropriation appropriates a federal government grant; a City match is not required.

Analyst: Jackson

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Bill Type and Number: Ordinance 2019-213

Introducer/Sponsor(s): Council Member Dennis

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS, TEU, LUZ

Date of Analysis: March 28, 2019

Type of Action: Declaration of enforcement moratorium

Bill Summary: The bill declares a moratorium on the enforcement of the City's Zero-Tolerance for Litter Law as it relates to illegal "snipe signs" from the effective date of the ordinance through June 30, 2019. The moratorium would also apply to other Code sections which could apply to signs within the public right-of-way, including Sec. 326.104, Sec. 320.413(b) and Sec. 656.1303(I)(2) and (L).

Background Information: The Zero-Tolerance for Litter Law is codified in Ordinance Code Chapter 741, enacted in 2004. The bill provides mandatory standards for litter clean-up, requires annual reporting, and provides for enforcement and penalties. The definition of "litter" includes "snipe signs" placed illegally in public rights-of-way or on other public property without the permission of the property owner. The Zero-Tolerance Law requires the Mayor to deliver a written and oral report to the City Council between April 15 and April 30 each year on the City's compliance with the terms of the ordinance in the previous fiscal year and during the first 6 months of the current fiscal year, including the number of litter complaints received from the public and the number of enforcement citations issued.

This bill provides for a moratorium on the enforcement of the Zero-Tolerance law as it relates to "snipe signs" during the spring and early summer in recognition of City elections and the spring real estate and yard sale seasons, temporarily deferring enforcement action until the City Council can receive and evaluate the April Zero-Tolerance for Litter Law annual report and determine the effectiveness of the law as currently written.

Policy Impact Area: Litter control

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Resolution 2019-214

Sponsor: Introduced by Council President at the request of the Mayor

Date of Introduction: March 26, 2019

Committee(s) of Reference: F, TEU

Date of Analysis: March 25, 2019

Type of Action: Assignment of Lease Agreement

Bill Summary: This bill allows for the tenant, the Brick Coffee House, to transfer the lease agreement to the new tenant, Shiva Vision. This is effective as of December 12, 2018. The landlord, the City of Jacksonville, will authorize the mutual release subsequent to the assignment of the lease agreement.

Background Information: The Brick Coffee House leases space on the first floor of the Ed Ball Building on Adams Street. The release is a mutual release where the City releases the Tenant and the Tenant releases the City for any obligations under the Lease prior to the effective date of the release.

Policy Impact Area: Transfer of Lease to new tenant

Fiscal Impact: \$3,200.66 for additional security deposit

Analyst: Distel

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Bill Type and Number: Ordinance 2019-215

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

Date of Introduction: March 26, 2019

Committee(s) of Reference: NCSPHS, F

Date of Analysis: March 28, 2019

Type of Action: Appropriation; CIP amendment

Bill Summary: The bill appropriates \$278,952.16 from Art in Public Places Trust Fund available revenues and reserve funds to provide additional funding to the Cuba Hunter Park Public Art project and reallocates funds within the Art in Public Places Miscellaneous Services and Charges subobject to provide for maintenance of public artworks and repairs to damaged artworks.

Background Information: The bill adds \$24,628 in additional funding from unused capital bond proceeds to the original budget of \$30,807 for the Cuba Hunter Park public art project to fully fund the project scope. The bill also reallocates \$254,234.16 within the Miscellaneous Services and Charges subobject to move funds to the proper accounts to pay for routine and general maintenance of Priority 3 artworks city-wide, to replace 10 missing plaques, and to deal with emergency repairs due to vandalism.

Policy Impact Area: Public art

Fiscal Impact: The bill appropriates \$278,952.16 from Art in Public Places Trust Fund available revenues and reserve funds.

Analyst: Clements

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Bill Type and Number: Ordinance 2019-216

Introducer/Sponsor(s): Council Member Freeman

Date of Introduction: March 26, 2019

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

Date of Analysis: March 27, 2019

Type of Action: Appropriation, agreement authorization, designation of oversight agency, CIP amendment

Bill Summary: This bill is an appropriation of \$350,000 to provide funding for the purchase and installation of a playground Lonnie Miller Regional Park located at 7689 Price Lane, Jacksonville, Florida 32209, in Council District 10. The funds appropriated in this ordinance will not lapse but will carryover to subsequent fiscal years; funds that are not spent for the purposes set forth will revert back to the account of origin. The agreement is authorized between the City of Jacksonville and Kompan, Inc. for purchase and installation of a playscape at Lonnie Miller Park. This legislation invokes the exception to Sec. 126.107(g), *Ordinance Code* in that procurement is exempted from competitive solicitation. The CIP is amended to provide additional funding for the project entitled Lonnie Miller Regional Park – Playground. The Department of Parks, Recreation and Community Services will oversee the project.

Background Information: This is an appropriation of funds from various accounts to purchase playground equipment for Lonnie Miller Regional Park:

- \$150,000 from entrance fees within the Lonnie Miller Regional Park Capital Improvement Trust Fund
- \$99,000 from Countywide Parks & Recreation Projects within Subfund 32E
- \$32,066.42 from Council District 10 Loblolly funds
- \$746.51 from Council District 10 Park Acquisition/Development and Maintenance Trust – Saratoga
- \$2,593.66 from Council District 10 RCR Bond Construction and Park Acquisition/Maintenance - Ft. George
- \$65,595.41 from Council District 10 Better Jacksonville Plan Bonds

Policy Impact Area: Lonnie Miller Regional Park – Playground

Fiscal Impact: Appropriation of \$350,000

Analyst: Hampsey

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2019-217

Sponsor: Introduced by Council President at the request of the Sheriff

Date of Introduction: March 26, 2019

Committee(s) of Reference: R

Date of Analysis: March 25, 2019

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Thomas K. Waters, as Chief of Investigations Division, the Office of the Sheriff. The appointment and its confirmation shall be retroactive to April 6, 2019.

Background Information: Section 37.109, *Ordinance Code*, provides that the Undersheriff, department directors, and division chiefs in the Sheriff's Office shall be in the unclassified service of the City and shall not be subject to the civil service laws affecting the City. They shall have a college degree or at least five years' training and experience.

Mr. Waters was hired by the Jacksonville Sheriff's Office as a Corrections Officer in 1991 and he graduated the Police Academy in 1993. Mr. Waters has been the Assistant Chief / Violence Reduction Section with the Jacksonville Sheriff's Office.

Policy Impact Area: Office of the Sheriff operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$93,964.47 – 153,411.32 annually.

Analyst: Distel

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Bill Type and Number: Resolution 2019-219

Sponsor: Introduced by Council President at the request of the Mayor

Date of Introduction: March 26, 2019

Committee(s) of Reference: R

Date of Analysis: March 25, 2019

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Vasavi Yeleti, as a member of the Jacksonville Human Rights Commission, replacing Christian M. Whitfield, for a first full term ending December 31, 2020.

Background Information: The Jacksonville Human Rights Commission is established pursuant to Chapter 60, *Ordinance Code*, and charged to promote and encourage fair treatment and equal opportunity for all persons regardless of race, color, religion, sex, national origin, age, disability, marital or familial status; and promote mutual understanding and respect among all economic, social, racial, religious and ethnic groups; and endeavor to eliminate discrimination against, and antagonism between, religious, racial and ethnic groups and their members. Section 60.101, *Ordinance Code*, provides that the 11 members of the commission shall be appointed by the Mayor, subject to confirmation by the Council, and shall reside or be employed in the City for their entire term.

Ms. Yeleti is a Business Systems and Data Analyst/ Architect with over 15 years of lead experience in designing applications, reporting and data solutions. She has her M.S. in Health Informatics from the University of Missouri. She lives in Council District 5.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Distel

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LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2019-220

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: March 26, 2019

Committee(s) of Reference: R

Date of Analysis: March 28, 2019

Type of Action: Ordinance Code amendment

Bill Summary: The bill repeals 5 sections of Ordinance Code Chapter 602 - Jacksonville Ethics Code – and renumbers the remaining sections accordingly. The sections to be repealed are:

Section 602.1202 - The Constitution of the State of Florida

Section 602.1203 - State statutes

Section 602.1205 - Additional ordinances

Section 602.1207 - Public records

Section 602.1208 (Government in the sunshine)

Background Information: On March 1, 2019, in response to a request from the Jacksonville Ethics Commission for clarification of its authority to “consider and adjudicate alleged violations” of Florida’s Government in the Sunshine Law or Public Records Law or the Jacksonville Sunshine Law, General Counsel Jason Gabriel issued a binding legal opinion stating that the Ethics Commission does not have jurisdiction to enforce remedies or penalties for violations of those statutes and ordinances. This bill is introduced to remove from the City Ethics Code the sections that refer to the various provisions of state open government and public records law that the Ethics Commission does not have authority to enforce.

Policy Impact Area: City Ethics Code

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Resolution 2019-0222

Sponsor: Introduced by Council President Bowman

Date of Introduction: March 27, 2019

Committee(s) of Reference: NCSPHS

Date of Analysis: March 26, 2019

Type of Action: Establishing a new commission

Bill Summary: This bill will establish the Safety and Crime Reduction Commission. The Commission will focus on reviewing programs which have been deemed successful and contribute to safety and crime reduction. The Commission will recommend funding aimed at increasing public safety and eliminating crime by assisting with community programs.

Background Information: The Safety and Crime Reduction Commission shall be a citizen-led group with the purpose to do an in-depth review of various programs within the city and abroad which have been deemed successful and contribute to safety and crime reduction. The Commission shall be composed of no more than 43 members. Thirty-six members shall be voting members appointed by the City Council. Voting members shall serve staggered two-year terms, commencing July 1. One member of the City Council shall be appointed each year by the Council President and will be a voting member. Six additional members will be non-voting liaison members. The Commission may employ an Administrator and such other persons deemed necessary to assist the Commission in performing its functions.

Policy Impact Area: Crime Prevention

Fiscal Impact: Undetermined cost to hire an Administrator and possibly other staff.

Analyst: Distel