

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2015-361

Sponsor: Council Member Brown:

Date of Introduction: May 26, 2015

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

Date of Analysis: May 29, 2015

Type of Action: Ordinance Code Amendment

Bill Summary: The ordinance amends Chapter 804 (Jacksonville Traffic Code), Part 7 (Vehicle Requirements) Section 804.709 (Unlawful to alter license plates, citations, mobile home stickers, or validation stickers; Penalty) *Ordinance Code, Amending Subsection (B)* to authorize the Public Parking Officer or their designee to issue a warning or citation to the property owner where the covered vehicle is located.

Background Information: This ordinance amendment addresses the issue of junk cars in neighborhoods that constitute a component of blight in the community. This ordinance amendment enables the Public Parking Officer to approach a property owner to ascertain whether a junk vehicle on the property, whose license plate is covered or partially obscured, to ascertain whether the vehicle is properly registered.

Policy Impact: Public Parking Officer; Ordinance Code; Blight

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-0362

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 28, 2015

Type of Action: Appropriation

Bill Summary: This bill appropriates \$65,000 from the General Fund – GSD account to the Teen Court Programs Trust Fund; provides for a carryover of funds to FY 2015-2016; and provides for oversight by Court Administration.

Background Information: Teen Court is a diversion program designated for first-time, misdemeanor offenders between the ages of 10 – 17. It gives these juveniles a second chance yet holds them accountable for their actions. The program directs cases away from the juvenile courts and provides a forum for defendants (who have admitted guilt) to explain their involvement in a criminal offense. The appropriation will fund a fourth Neighborhood Accountability Board site in Arlington, thus increasing the number of first-time nonviolent offenders able to participate in the program. The funding will cover the salary of a full-time contracted Neighborhood Accountability Board Coordinator to oversee the program and assess, monitor, and document cases referred to Teen Court and Neighborhood Accountability Boards. Breakdown of funds include:

- Professional services - \$61,047
- Office Supplies - \$2,500
- Other Operating Supplies - \$1,453

Policy Impact Area: Court Administration

Fiscal Impact: The appropriation of \$65,000 as initiated by revised B.T. 15-032.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-0363

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 28, 2015

Type of Action: Appropriation

Bill Summary: This bill appropriates \$90,725 from the Special Law Enforcement Trust Fund to various private agencies in accordance to F.S. 932.7055.

Background Information: According to Section 932.7055, Florida Statutes, the seizing agency may expend proceeds in the Special Law Enforcement Trust fund to agencies for school resource officers, crime prevention, safe neighborhoods, drug abuse education, or drug prevention programs. The appropriation will be divided between following agencies:

- Youth Quake Live - \$20,000
- Metro Kids Konnection - \$10,000
- Women's Center of Jacksonville - \$20,725
- Fresh Ministries - \$40,000

Policy Impact Area: JSO

Fiscal Impact: The appropriation of \$90,725 as initiated by revised B.T. 15-073.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-0364

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 28, 2015

Type of Action: Appropriation

Bill Summary: This bill appropriates \$12,454.64 from Community Services Grant, with no local match, to the Respite for Elders Living in Everyday Families (RELIEF) Programs; provides for a carryover of funds into FY 2015-2016; and provides oversight by the Department of Parks, Recreation and Community Services.

Background Information: The RELIEF Program offers in-home respite that is an expansion of respite currently available through other programs, including evening and weekend respite. The purpose of this service is to increase the ability of a family unit to continue to care for a homebound elderly individual by providing in-home respite beyond the basic provisions of current public programs. The RELIEF Program offers family members and loved ones providing constant care for a frail elder and those stricken with Alzheimer's disease and related disorders a much needed break.

The funds will cover the cost of an additional 1,661 hours of in-home respite care and companionship services for seniors.

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

Fiscal Impact: The appropriation of \$12,454.64 as initiated by revised B.T. 15-075.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-365

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

Committee(s) of Reference: F

Date of Analysis: May 29, 2015

Type of Action: Appropriation

Bill Summary: The ordinance transfers \$2,655,223 from the Public Building Allocation subfund (5A1) revenues from collected building maintenance fees to the General Fund (011) to reimburse the General Fund for payments made to Banking Fund loans from the General Fund on behalf of the Public Building Allocation subfund, as initiated by B.T. 15-072.

Background Information: The transfer of the funds will align budgeted expenditures with current accounting procedures for actual Banking Fund loan repayments. In addition, this will reclass budgeted amounts among sub-objects and will not add or deplete any budgeted expenditures in total. General Accounting Standards require internal service funds to have full accrual balance sheets. The Public Building Allocation sub-fund is an internal service sub-fund that does not have Banking Fund notes payable of assets related to the original Banking Fund loans.

Policy Impact: Finance/Treasury

Fiscal Impact: The ordinance transfers \$2,655,223.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-366

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: TEU, F

Date of Analysis: May 26, 2015

Type of Action: Authorization to increase employee cap

Bill Summary: The bill authorizes an increase in the employee cap of the Building Inspection Division by 2 positions (from 89 to 91) to allow for the addition of two professional engineers.

Background Information: The division needs to add additional plan review capacity to provide timely service to the public and to reduce overtime expenditures resulting from current personnel working overtime to complete plan reviews within the stated time frames (5 days for residential and commercial projects under \$100,000, 10 days for commercial projects over \$100,000). The staff of 10 currently available for plan review (8 plans examiners, 2 professional engineers) is meeting the plan review targets 84% of the time and using considerable overtime hours to achieve that service level. Because of the growth in construction over the past year the division is projecting an excess of permit revenues over expenses of \$2 million for FY14-15, which could be used to cover the cost of the new positions.

Policy Impact Area: Timely plan review service provision

Fiscal Impact: The bill authorizes the hiring of 2 professional engineers at a salary range of \$42,262 - \$79,585

Analyst: Clements

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Bill Type and Number: Ordinance 2015-367

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

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

Date of Analysis: May 29, 2015

Type of Action: Agreement Approval and Authorization

Bill Summary: The ordinance approves and authorizes the Mayor and the Corporation Secretary to execute and deliver, for and on behalf of the City, the Traffic Signal Maintenance and Compensation Agreement between the Florida Department of Transportation ("FDOT") and the City of Jacksonville (the "Agreement"), including Exhibit A to the Agreement; providing purpose; providing for City oversight by the Department of Public Works; requesting one cycle emergency passage.

Background Information: The purpose of this ordinance is to express the City's willingness to accept and undertake the duties and responsibilities outlined in the Agreement and to provide for approximately \$1.9 million in reimbursement from FDOT to the City for the City's maintenance and continuous operation of the FDOT traffic signals and devices identified in Exhibit A to the Agreement. One cycle emergency passage of this legislation is requested because FDOT has requested that it receive the executed Agreement and this ordinance in support of the Agreement by June 10, 2015.

Policy Impact: Public Works/Traffic Engineering

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-371

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

Committee(s) of Reference: TEU

Date of Analysis: May 29, 2015

Type of Action: Right-of-Way Closure

Bill Summary: The ordinance closes, abandons and/or disclaims a portion of the right-of-way of Lafayette Street lying south of Albert Street and north of Arlington Expressway, as established in Plat Book Q, page 664 of the Public Records of Duval County and dated August, 1969, in Council District 7, at the request of Fresh Ministries, Inc., the owner of all of the adjacent property (the "applicant"), subject to reservation unto the City of Jacksonville, JEA and the Florida Department of Transportation of an easement over the close right-of-way for ingress and egress and for all utilities.

Background Information: The right-of-way is opened and improved and contains infrastructure; accordingly, the reservation of easements is made over the closed property for ingress and egress, including access for maintenance vehicles and for all utilities to JEA, the City of Jacksonville, and the Florida Department of Transportation. There are no objections to this request from the state, municipal and utility agencies which may have interest in this right-of-way. The application is made by Fresh Ministries, Inc., which owns all the adjacent property, for the purpose of consolidating its adjacent property.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant has paid a \$1,688.00 application processing fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-372

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

Committee(s) of Reference: TEU

Date of Analysis: May 29, 2015

Type of Action: Right-of-Way Closure

Bill Summary: The ordinance closes, abandons and/or disclaims an unopened and unimproved alley established in Plat Book 4, page 45, Ebersol's Addition to South Jacksonville, in the Public Records of Duval County, dated May 27 1911, and located between Landon Avenue and Kings Avenue in Council District 9, at the request of Wade M. Hampton on behalf of the property owners, Patty J. Lawton and William J. Lawton ("applicants").

Background Information: The closure and abandonment of the alley is requested because the alley, which is unopened and unimproved, is surrounded on all sides by the applicants' property and is essentially landlocked. The alley contains no infrastructure. There are no objections to this request from state, municipal, or utility agencies that might have interest in the alley.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicants have paid a \$1,688.00 closure application processing fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-373

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: TEU

Date of Analysis: May 26, 2015

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

Bill Summary: The bill authorizes the closure and abandonment of a portion of the right-of-way of a 10 foot wide alley running northeast from Dancy Street between Park Street and Walsh Street in Riverside

Background Information: The owner of a commercial property has requested the closure of 174 feet of the alley, the remainder of which was closed by ordinance in 1974. Each of the 5 abutting property owners will take possession of the 5 feet of right of way adjoining their property. The addition of the 5 feet to the back of the commercial property will provide room for that owner to install the required 10 foot compatibility buffer between commercial and residential property. The applicant has paid the \$1,688 closure fee and agreed to the reservation of a perpetual easement to the City and JEA for utility maintenance purposes.

Policy Impact Area: Right-of-way closure

Fiscal Impact: The applicant has paid the \$1,688 closure fee.

Analyst: Clements

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Bill Type and Number: Ordinance 2015-374

Introducer/Sponsor(s): Council President pursuant to Chapter 380, Ordinance Code

Date of Introduction: May 26, 2015

Committee(s) of Reference: TEU

Date of Analysis: May 26, 2015

Type of Action: Granting solid waste facility certificate of public necessity (CON)

Bill Summary: The bill grants a solid waste Certificate of Public Convenience and Necessity to Hrustic Brothers, Inc. for operation of a materials recycling and diversion facility at 6498 Fayal Drive South in the Mandarin area near the intersection of I-95 and I-295, subject to 30 specific conditions of operation.

Background Information: The application for the CON was recommended for approval by the Public Works Department, and no objections were posed by the Florida Health Department, the Planning and Development Department or the Regulatory Compliance Department after their respective reviews. Hrustic Brothers proposes to recycle up to 1,200 tons of construction and demolition debris per year, and the Solid Waste Division's analysis found that there are very few registered C&D debris recyclers in the southeastern portion of the city. The conditions on the CON cover signage, authorized materials, hours of operation, reporting requirements, limitations on storage of materials on-site, permitting, noise control, and others.

Policy Impact Area: Construction and demolition debris recycling

Fiscal Impact: Undetermined; the company will not pay a host fee on materials that are recycled to current FDEP guidelines, but will pay a disposal fee for any non-recyclable materials that must be disposed of. Residual materials taken out of county for disposal are subject to payment of the City's host fee.

Analyst: Clements

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Bill Type and Number: Ordinance 2015-375

Sponsor: Council Jones:

Date of Introduction: May 26, 2015

Committee(s) of Reference: F; RCDPHS

Date of Analysis: May 29, 2015

Type of Action: Joint Use Agreement Amendment

Bill Summary: The ordinance authorizes the Mayor and Corporation Secretary to execute a First Amendment to the Joint Use Agreement, approved by Ordinance 2012-260-E, between the City of Jacksonville and Clara White Mission, Inc. for use of the North Riverside Community Center to amend the effective date of the Agreement; Requesting the Administration pursue default remedies should the First Amendment not be executed by Clara White Mission, Inc. within 30 days of effective date.

Background Information: The City contributed \$600,000 to improve property known as the North Riverside Community Center to be used as a community center. Ordinance 2012-260-E approved a joint use agreement and deed restriction with Clara White Mission, Inc., for use of the North Riverside Community Center. The agreement provided that Clara White Mission, Inc. Would maintain the facility and provide programming to the community for a period of 20 years. The agreement stipulated that the property is to be used primarily as a community center that operates programs and activities that promote and benefit the welfare, health and interests of the general public for use by the public for a minimum of fifteen hours per week between the hours of 8:00 a.m. and 8:00 p.m. and the property owner shall commence public programming 90 days after issuance of the certificate of occupancy. Clara White Mission, Inc. has not begun the programming though the 20 years has begun to run.

Policy Impact: Community Centers/Joint Use Agreements

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-376

Introducer/Sponsor(s): Council Member Jones

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 26, 2015

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 123 – Public Fees – to reflect the addition of new fees and the revision of existing fee amounts for the Health Department.

Background Information: The Florida Health Department has added a number of new public health fees (i.e. biomedical waste annual permit fees and registration renewals, tattoo guest artist and tattoo establishment license fees, and lead risk assessment and lead-based paint inspection and assessment fees) and increases a number of existing fees. Because of Jacksonville's unique consolidated form of government, the Health Department is both a state agency and an entity of the city government. Therefore the department's new and altered fees must be incorporated into the Public Fees chapter of the Ordinance Code.

Policy Impact Area: Health Department fees

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2015-0377

Introducer/Sponsor(s): Council Member Jones

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 28, 2015

Type of Action: Renaming Section 518.203, *Ordinance Code*

Bill Summary: This bill amends *Ordinance Code*, Chapter 518 (Jacksonville Property Safety and Maintenance Code) Part 2 (Improved or Unimproved Lots and Exterior Conditions of Residential and Commercial Properties); Section 518.203 (Junk and abandoned vehicle parking or storage prohibited) to re-name the Section as "Prohibited Outdoor Storage".

Background Information: The improper storage of vehicles in side yards or parking vehicles to prevent the observation of the license tag from the right-of-way contributes to blight conditions. In addition, improper storage of various other items adds to the potential detriment of the health and safety of citizens and visitors. Thus, this bill strikes the existing language and inserts new language to prohibit the outdoor storage of certain items including but not limited to abandoned, inoperative, motor vehicles, freezers, refrigerators, junk, rubbish and garbage; and requires that license tags be clearly visible on covered vehicles.

Policy Impact Area: Regulatory Compliance Department; Public Works Department; JSO

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-0378

Introducer/Sponsor(s): Council Member Crescimbeni

Date of Introduction: May 26, 2015

Committee(s) of Reference: LUZ

Date of Analysis: May 28, 2015

Type of Action: Amending Chapter 656 (Zoning Code), *Ordinance Code*

Bill Summary: This bill amends Section 656.137 (Notice of Public Hearings) *Ordinance Code*, to amend titles and to require notices to be mailed 14 Days in advance of the Planning Commission Meeting at which an application for rezoning will be heard; and amends the Rules of the Council of the City of Jacksonville, Chapter 3 (Legislation), Part 6 (Public Hearings), Rule 3.601 (Public Hearings: Council), *Council Rules*, regarding Notice of Rezoning.

Background Information: Property owners within 350 feet of a property being rezoned are mailed notice of applications for rezoning 14 days in advance of the public hearing of the City Council's Land Use and Zoning (LUZ) Committee. The Planning Commission holds public meetings on applications for rezoning prior to LUZ and Council meetings, in order to, provide advisory recommendations. The commission meetings are held on the first and third Thursday of the month. It should be noted that the Planning and Development Department has made it a practice to send out notices 14 days in advance of Planning Commission meetings. However, this bill will require that property owners receive the notice 14 days in advance of the Planning Commission meetings.

Policy Impact Area: Planning and Development Department

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-379

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 26, 2015

Type of Action: Authorizing amendment to Jacksonville Jaguars stadium lease

Bill Summary: The bill authorizes execution of Amendment #13 to the Jacksonville Jaguars' (JL) lease with the City for use of EverBank Field. The amendment authorizes the Jaguars to enter into sponsorship agreements for the naming of the East and West Clubs, authorizes the team to host events using the bowl seating area of the stadium, clarifies use rights and financial obligations in connection with the use of the video boards and electronic signs, and clarifies obligations regarding the installation of temporary seating on the North End Zone Platform.

Background Information: The bill authorizes JL to sell and retain the revenue from the naming rights for the East and West Clubs for the remaining term of the lease. It authorizes JL, subject to SMG protocols, to host Non-Operative Period events utilizing the bowl seating area. Previously, they were not authorized to use the Stadium bowl. This revision allows them to host large events (e.g., professional soccer games or concerts) on a first come, first served basis with the City, subject to the City's priority use rights for its standing events (Florida-Georgia, TaxSlayer Bowl, Country Music Fest, Monster Truck Jam). It clarifies use rights for the Video Boards and Electronic Signs, in light of the new electronic signage installed as a result of the 12th Amendment, and the removal of certain fixed signage under the 12th Amendment as well. No new rights were granted or taken away, but the revision clarifies each party's rights to use the electronic signs for the various JL and City events. The amendment also establishes a fee structure (the \$1,500-\$2,000 payment) in connection with JL's use of the electronic signs for other than JL NFL game days.

Paragraphs 3 – 5 are clean-up revisions to remove language that has become inapplicable over time and clarify current lease terms, where prior amendments had revised the base lease language. In paragraph 7, the prior language in the 6th Amendment provided the City a yearly ten day allotment to use the Entertainment Zone, which is the area immediately adjacent and south of the south end zone outside the stadium, with the City pre-reserving certain days, which included Memorial Day, 4th of July, JazzFest, and Labor Day. The City agreed to pre-reserve only the JazzFest dates, with all remaining dates available on a first come, first serve basis. Section 11 regards the temporary seating issue in the North End Zone. It really does not change the rights as set forth in the 12th Amendment, but clarifies that other than for the listed events, any temporary seating installed by City cannot interfere with a JL Operative or reserved Non-Operative Period Event, cannot block any fixed signage and must not cause any additional expense to JL. In Paragraph 14, the number of authorized City Advertising Events (where the City retains all electronic sign revenue) is increased from 4 to 5. Paragraphs 16 – 22 are additional clean-up revisions with no material impact.

Policy Impact Area: Jaguars' use of EverBank Field

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2015-380

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

Date of Introduction: May 26, 2015

Committee(s) of Reference: F, RCDPHS

Date of Analysis: May 26, 2015

Type of Action: Authorizing issuance of health care facilities revenue bond

Bill Summary: The bill authorizes the issuance of up to \$20 million in healthcare facilities revenue bonds for the benefit of UF Health Jacksonville for the purpose of financing the cost of capital improvements and of refinancing previous borrowings by Shands Jacksonville Medical Center. The bill authorizes a delegated negotiated sale and private placement of the bonds, and authorizes execution of a financing agreement among the City, UF Health, and Compass Mortgage Corporation. The Executive Director of the Office of Economic Development is designated as the City's "authorized official" for purposes of executing documents and otherwise performing functions necessary to complete the transaction.

Background Information: The City is authorized under state law to issue industrial development revenue bonds, one form of which is healthcare facility revenue bonds, on a non-taxable basis on behalf of qualified borrowers who are solely responsible for the repayment of the bonds. UF Health Jacksonville has requested the issuance of up to \$20 million in such bonds to refinance previous borrowing by the medical center and to provide tax advantaged financing for additional capital improvements to its facilities in Jacksonville. This bill permits the bonds to be issued via a negotiated sale and private placement already arranged by UF Health with Compass Mortgage Corporation rather than via a competitive sale.

Policy Impact Area: Health care facility capital improvements

Fiscal Impact: None to City; UF Health Jacksonville is responsible for repayment of the bonds.

Analyst: Clements

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Bill Type and Number: Ordinance 2015-381

Introducer/Sponsor(s): Council Member Jones

Date of Introduction: May 26, 2015

Committee(s) of Reference: R, F

Date of Analysis: May 26, 2015

Type of Action: Amendment to Public Investment Policy

Bill Summary: The bill amends the City's economic development Public Investment Policy to authorize new criteria and incentives for the Enterprise Zone Job Hiring Bonus program. The Office of Economic Development is requested to include the bonus program in its future codification of incentive policies and is required to include a statement in future economic incentive legislation affirmatively noting that the recipient company is aware of the availability of the enterprise zone hiring bonus.

Background Information: The program would provide the following bonuses to companies hiring employees who reside in the enterprise zone and paying them a minimum salary of \$29,000: 1) \$3,000 bonus (payable at \$1,000 per year over 3 years) per job to companies located outside of the enterprise zone for each zone resident hired; 2) an additional \$3,000 bonus (payable at \$1,000 per year over 3 years) to each company located with the enterprise zone for each zone resident hired at a minimum salary of \$29,900, if the company also makes a minimum \$1 million capital investment in its plant; and 3) a training bonus of up to \$2,000 for each resident of the enterprise zone hired by the company.

Policy Impact Area: Economic opportunity in the Enterprise Zone

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2015-382

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

Committee(s) of Reference: F; RCDPHS

Date of Analysis: May 29, 2015

Type of Action: Sports Facility Lease Agreement Approval

Bill Summary: The ordinance approves the assignment and assumption of the Sports Facility Agreement between the City of Jacksonville and Baseball Jax, Inc. dated April 1, 2003 ("lease") from Baseball Jax, Inc. to Jacksonville Baseball, LLC.

Background Information: The assignment and assumption of the lease agreement reflects the Jacksonville Suns being under new ownership, effective at the end of the current season.

Policy Impact: Sports & Entertainment

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Resolution 2015-0383

Introducer/Sponsor(s): Land Use and Zoning Committee

Date of Introduction: May 26, 2015

Committee(s) of Reference: LUZ

Date of Analysis: May 28, 2015

Type of Action: Approval of updates to the Concurrency and Mobility Management System Handbook

Bill Summary: This bill approves certain updates to the Concurrency and Mobility Management System Handbook based on the thorough review from the Technical Advisory Committee (TAC).

Background Information: Section 655.112, *Ordinance Code* was amended by Ordinance 2014-183-E to establish TAC and provide updates to the handbook. The changes provide for expansion of the definitions; more detailed criteria for calculating vehicular trips for shopping centers as that relates to the Institute for Transportation Engineer's (ITE) data and analysis; the concept of internal vehicular interconnectivity; certain exemptions and vested rights; and mobility fee calculation utilizing adjustments for internal capture, pass-by capture, diverted link trips and the URBEMIS model.

Policy Impact Area: Planning and Development Department

Fiscal Impact: Undetermined

Analyst: Mitchell

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY



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Bill Type and Number: Resolution 2015-0384

Introducer/Sponsor(s): Council Member Jones

Date of Introduction: May 26, 2015

Committee(s) of Reference: R, RCDPHS

Date of Analysis: May 28, 2015

Type of Action: Petition to U.S. Department of Housing and Urban Development

Bill Summary: This bill petitions the U.S. Department of Housing and Urban Development to suspend issuance of Section 8 Project Based Assistance for use in the Eureka Garden Apartment Complex; and forwards the resolution to the Northeast Florida Congressional Delegation.

Background Information: Eureka Garden Apartment complex is well known as one of the most dangerous and violent locations in Jacksonville. The Sheriff's Office responds to more than a thousand calls for service to the complex each year, absorbing huge amounts of resources and manpower for a single 400-unit housing complex. Although screening is done on potential tenants to curb the violence at the complex, to date, these efforts have been largely ineffective in part to the number of non-residents who are attracted to the area by illegal activity. For the best interest of public safety, the owner and management must make substantial changes to the complex, such as controlling vehicular and pedestrian access and installing perimeter fencing.

Policy Impact Area: Planning and Development Department; JSO

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Resolution 2015-385

Sponsor: Council President Yarborough

Date of Introduction: May 26, 2015

Committee(s) of Reference: R

Date of Analysis: May 21, 2015

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Council President's appointment of Terrance E. Freeman to the Duval County Election Advisory Panel, filling the seat formerly held by Katherine S. Carithers, for a partial 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 to the Supervisor of Elections to increase the quality of voter registration and education efforts; study and make recommendations to the Supervisor of Elections 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, including an incorporation of any statistics, charts, studies, reports, or other data and materials generated.

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 members shall be designated by the Council President and confirmed by the City Council.

Mr. Freeman received a master's degree in exercise science and health promotions California University of Pennsylvania and is a Political Affairs Manager with the Chamber of Commerce. He also serves on the Jacksonville Journey Oversight Committee. Mr. Freeman is an active voter and resides in the Arlington Hills area within Council District #1.

Policy Impact Area: Duval County Election Advisory Panel operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2015-390

Sponsor: Council Member Love

Date of Introduction: May 26, 2015

Committee(s) of Reference: R

Date of Analysis: May 21, 2015

Type of Action: Reappointment

Bill Summary: This bill reappoints Henry W. Cook to the Jacksonville-Duval County Council on Elder Affairs, as the representative for Council District #14, for a first full two-year term ending June 30, 2017.

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

Former Council Member Cook served twice as Council President during his two terms on the City Council and then was elected Clerk of the Circuit Court, serving from 1988 to 2001. He also serves as a retiree representative on the Jacksonville Retirement System Board of Trustees. Mr. resides in Council District 3.

Attendance: According to the Executive Director of the Council on Elder Affairs, Mr. Cook "has been present at every meeting" since his initial appointment in September 2014.

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

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Ordinance 2015-393

Introducer/Sponsor(s): Council Member Redman

Date of Introduction: May 26, 2015

Committee(s) of Reference: F

Date of Analysis: May 26, 2015

Type of Action: Authorizing issuance of health care facilities revenue bonds

Bill Summary: The bill authorizes the issuance of up to \$130 million in health care facility revenue bonds on behalf of Genesis Health, Inc. d/b/a Brooks Rehabilitation for the purpose of financing, reimbursing or refinancing capital construction costs. The bill authorizes a delegated negotiated sale of the bonds and approves the execution and delivery of documents and an Interlocal agreement with the Town of Orange Park and the City of Palatka for use of the bond proceeds in those jurisdictions. It designates the Executive Director of the Office of Economic Development as the City official authorized to execute documents and take other actions to affect the transaction, including authority to execute an identification of one or more hedge contracts for the deal. Regions Bank is appointed as the bond trustee.

Background Information: The City is authorized under state law to issue industrial development revenue bonds, one form of which is healthcare facility revenue bonds, on a non-taxable basis on behalf of qualified borrowers who are solely responsible for the repayment of the bonds. Brooks Rehabilitation has requested the issuance of up to \$20 million in such bonds to refinance previous borrowing by the medical center and to provide tax advantaged financing for additional capital improvements to its facilities in Jacksonville, Orange Park and Palatka. This bill permits the bonds to be issued via a negotiated sale and private placement.

Policy Impact Area: Health care facility capital improvements

Fiscal Impact: None to City; Brooks Rehabilitation is responsible for repayment of the bonds.

Analyst: Clements

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Bill Type and Number: Resolution 2015-395

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

Committee(s) of Reference: F

Date of Analysis: May 29, 2015

Type of Action: Authorization and Approval of Economic Development Agreement/REV Grant Authorization

Bill Summary: The resolution approves and authorizes the execution of an economic development agreement between the City of Jacksonville ("City") and Metal Container Corporation ("company"), to support the expansion of the company's operations in Jacksonville (the "project"); it recommends that the company be approved by the State of Florida's Department of Economic Opportunity as a Qualified Target Industry ("QTI") business, pursuant to Sections 288.106-107, Florida Statutes; it evidences a commitment of City support in an amount not to exceed \$45,000 as the local financial support under the Qualified Target Industry Tax Refund Program payable over multiple years per guidelines set by the State Department of Economic Opportunity, with a State match of \$180,000, for a total City and State QTI amount of \$225,000 for 75 jobs; it authorizes a Recapture Enhanced Value (REV) grant of \$12,000,000; it authorizes approval of technical amendments by the Executive Director of OED; provides for City oversight by OED.

Background Information: Metal Container Corporation is a subsidiary of Anheuser-Busch (AB). AB operates 12 breweries in the United States. The company is considering a \$170 million investment (\$40M real estate improvements/\$130M manufacturing equipment) and hiring 75 additional employees in Jacksonville by the end of 2016. The \$170 million investment will include the construction of a new 200,000 sq. ft. manufacturing facility and the installation of new manufacturing equipment at one of its two locations in Jacksonville. AB currently employs more than 700 people in Jacksonville, between its brewery in North Jacksonville and its Westside can manufacturing facility. The QTI grant local match is 20% - \$600 per new full-time job created up to a maximum amount of \$45,000 payable after the average wage and job creation is verified by the Florida Department of Economic Opportunity. The total amount of City incentives would be \$12,045,000 (REV Grant \$12 million, 20% City QTI share is 45,000).

Policy Impact: Economic Development/Office of Economic Development

Fiscal Impact: The Economic Development Agreement commits the City to \$12,045,000 in economic incentives for the company's expansion project.

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-0396

Introducer/Sponsor(s): Council Member Lee

Date of Introduction: May 26, 2015

Committee(s) of Reference: TEU, RCDPHS

Date of Analysis: May 28, 2015

Type of Action: Determine Thomas Creek Parcel meets criteria of Ordinance 93-159-57

Bill Summary: This bill establishes that Thomas Creek Parcel has slum and blighted conditions and a necessity exist for rehabilitation, conservation, or redevelopment of the area; adds the parcel into the Jacksonville International Airport Community Redevelopment Area (JIA/CRA); provides redevelopment goals; and directs community redevelopment agency actions.

Background Information: The City utilized the authority of Chapter 163 to enact Ordinance 93-159-57 to establish a Community Redevelopment Plan and a Community Redevelopment Area known as the Jacksonville International Airport Community Redevelopment Area. The property owner used a consultant that prepared a Finding of Necessity Report, Plan Amendment Improvements & Economic Benefits Summary dated October 10, 2013. The report details the existence of requisite blight conditions, the need for and benefits of an amendment to the CRP to incorporate the Thomas Creek Parcel.

Policy Impact Area: Planning and Development Department; Office of Economic Development

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-397

Sponsor: Council President at the request of the Mayor:

Date of Introduction: May 26, 2015

Committee(s) of Reference: F; RCDPHS

Date of Analysis: May 29, 2015

Type of Action: Appropriation; Agreement Approval and Authorization

Bill Summary: The ordinance appropriates \$240,000 to fund a Marketing and River taxi Sponsorship Agreement for the City of Jacksonville's river taxi service, as initiated by B.T. 15-___; provides a carryover of funds from year to year until such funds are expended in accordance with the Marketing and River Taxi Sponsorship Agreement; it approves and authorizes the Mayor and Corporation Secretary to execute the Marketing and River Taxi Sponsorship Agreement between the City of Jacksonville and Lakeshore Marine Services, LLC.

Background Information: In response to a Request for Proposal that the City issued for river taxi services in downtown Jacksonville along the St. Johns River, the City negotiated and executed an agreement with Lakeshore Marine Service, LLC on March 15, 2015. Since the execution of the River Taxi Service Agreement, River Taxi Service ridership levels have been consistently low during the week making it difficult for the operator to sustain the river taxi service under the River Taxi Service Agreement. By this appropriation and marketing agreement, the City recognizes the importance for marketing services to support and promote water taxi service's increase in citizen use of the St. Johns River and event attendance in downtown Jacksonville which will benefit the revitalization of downtown Jacksonville. The Agreement is for a two-year period (allocation of \$120,000 per year) and is subject to vendor providing proof of \$240,000 in private funds over the two year period.

Policy Impact: River Taxi Service/Downtown Revitalization

Fiscal Impact: The ordinance appropriates \$240,000.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2015-398

Introducer/Sponsor(s): Council President Yarborough

Date of Introduction: May 26, 2015

Committee(s) of Reference: F

Date of Analysis: May 26, 2015

Type of Action: Appropriation; emergency action request

Bill Summary: The bill appropriates \$50,000 from the Special Council Contingency Banking Fund account to provide funding for the mayoral transition process and requests emergency action on the bill on first reading.

Background Information: Ordinance Code Sec. 20.110 – Mayoral Transition – provides that up to \$50,000 may be allocated to a mayor-elect to pay for expenses related to the transition into the office, including such expenses as experts and consultants, acquisition of communication devices, postage costs, travel expenses, compensation of designated personal aides to the mayor-elect, lease and furnishing and equipping of temporary office space, etc. The Code provides that the funding for the mayoral transition should be appropriated in the budget covering the fiscal year in which the mayoral election takes place.

Policy Impact Area: Mayoral transition

Fiscal Impact: The bill appropriates \$50,000 from the Special Council Contingency Banking Fund account.

Analyst: Clements

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Bill Type and Number: Ordinance 2015-0399

Introducer/Sponsor(s): Council Member Clark

Date of Introduction: May 26, 2015

Committee(s) of Reference: F

Date of Analysis: May 28, 2015

Type of Action: Appropriation

Bill Summary: This bill appropriates \$67,000 from the General Fund Debt Service Interest to the Annual Independent Audit Account; approves professional fees; provides for oversight by the Council Auditor's Office; and requests one cycle emergency approval.

Background Information: McGladery, LLP, the City's contracted external auditor, has requested additional compensation to complete the 2014 single audit. The original negotiated price was \$306,301. The increase is based on unexpected conditions that require additional time and expense.

Policy Impact Area: Planning and Development Department; Office of Economic Development

Fiscal Impact: The appropriation of \$67,000 to McGladery, LLP, for additional expenses.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2015-0400

Introducer/Sponsor(s): Council Member Clark

Date of Introduction: May 26, 2015

Committee(s) of Reference: F

Date of Analysis: May 28, 2015

Type of Action: Appropriation

Bill Summary: This bill appropriates \$483,519 from the Special Council Contingency Banking Fund for a 90 day audit of the City of Jacksonville finances; authorizes the Mayor, or his designee, and Corporation Secretary to execute and deliver, for and on behalf of the City, an engagement letter with Ernst and Young, LLP (EY) to conduct a financial audit of the City of Jacksonville finances and authorizes the Office of General Counsel to prepare an agreement in compliance with the engagement letter; invokes the exception of 126.107(G) (Exemptions), Part 1 (General Regulations), Chapter 126 (Procurement Code), *Ordinance Code*, for the professional services of Ernst and Young, LLP, for the audit; and requests one cycle emergency approval.

Background Information: The purpose of this appropriation is to hire Ernst & Young, LLP, for their professional services to conduct a forensic investigation of the Jacksonville Police and Fire Pension fund. The bill exempts the procurement of such services from competitive solicitation. The emergency is necessary based on the City's budget must be presented in approximately 45 days and the Mayor-elect desires to know the current financial status of the City in order to make recommendations for a balanced budget.

Policy Impact Area: Office of General Council; Council Auditor's Office

Fiscal Impact: The appropriation of \$483,519 for financial professional services.

Analyst: Mitchell