

**CITY COUNCIL RESEARCH DIVISION**  
**LEGISLATIVE SUMMARY**



**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Ordinance 2016-764

**Sponsor:** Rules Committee

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Charter Amendment

**Bill Summary:** This ordinance amends Section 21.03 (Composition; Compensation; Officers; Meetings), of Article 21 (JEA), *City Charter*, to provide that JEA board shall hold meetings at least every other month rather than monthly.

**Background Information:** At a Rules Special Meeting, JEA's Chairman of the Board, Tom Petway, requested that the City Council amend the City's charter to enable the JEA's Board to meet every other month instead of the monthly basis that it currently meets. He explained that monthly meetings were particularly hard on JEA staff. Mr. Petway explained that the JEA Board wanted to have a meeting requirement similar to that of the Port Authority.

**Policy Impact:** JEA; City Charter

**Fiscal Impact:** Minimal

**Analyst:** Jackson

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(904) 630-1377



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**Bill Type and Number:** Ordinance 2016-765

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

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapters 30 – Planning and Development Department, 31 – Fire and Rescue Department, 32 – Public Works Department, 55 – Downtown Investment Authority, and 90 – Board of Library Trustees to modify the requirements for appointed officials to have four-year degrees “from an accredited college or university.” Chapter 116 – Employees and Employee Benefits – is amended to provide a definition of “accredited university or college degree” to mean a degree from an institution accredited by an accrediting agency or state approval agency recognized by the U.S. Department of Education.

**Background Information:** The City’s Inspector General recently investigated a whistleblower complaint about several current appointed officials and a nominee for an appointed position alleging that the employees and nominee did not have degrees from accredited colleges or universities as required by the Ordinance Code. The IG’s investigation substantiated the allegation and found that the Employee Services Department lacked sufficient internal controls to verify college degrees and transcripts and to verify that the degrees were awarded by accredited colleges. This bill is intended to provide a clear definition of what constitutes an “accredited college or university” for this purpose. It also inserts language requiring a degree from an accredited college or university into several Code chapters where college degrees are required as credentials for various appointed officials, but the sections do not mention accreditation. Other chapters already require degrees from accredited colleges.

The U.S. Department of Education does not accredit colleges and universities, but the Secretary of Education is required by law to publish a list of nationally recognized accrediting agencies that the Secretary determines to be reliable authorities as to the quality of education or training provided by the institutions of higher education and the higher education programs they accredit.

**Policy Impact Area:** Employee qualifications

**Fiscal Impact:** None

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-766

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

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 112 – Claims By and Against the City – to add “code enforcement liens” to the list of claims, bills and judgements that may be settled by the Finance Director, Office of General Counsel or Mayor (depending on the principal amount of the lien) if s/he determines that it is in the City’s best interests to settle a case for less than the full amount due, and eliminates the requirement that a department head must approve the settlement of code enforcement liens originating in their department. The bill amends Ordinance Code Chapter 518 – Jacksonville Property Safety and Maintenance Code – to provide that a nuisance abatement lien may not be settled until the property complies with the Jacksonville Property Safety and Maintenance Code, replacing the current provision which allows settlement to proceed if the property is rehabilitated to the satisfaction of Chief of the Code Enforcement Division.

**Background Information:** The preamble to the bill states that in numerous instances in which the City imposes liens for funds expended in remedying nuisance code violations, the City never collects on the lien from the original owner and is petitioned by a subsequent owner (who often takes possession of the property via foreclosure or tax deed sale) to reduce or cancel the lien because that owner was not responsible for the original violation. The Ordinance Code currently provides a mechanism for administrative settlement of delinquent bills, claims and judgements, but not code enforcement liens. This bill adds code enforcement liens to the list of items that can be settled administratively. The amendment will allow nuisance abatement liens with a principal amount of \$1,000 up to \$4,999 to be settled by the Director of Finance; liens with a principal amount of \$5,000 to \$9,999 to be settled by the General Counsel with the Finance Director’s concurrence; and liens with a principal amount of \$10,000 to \$99,999 to be settled by the Mayor with the concurrence of the General Counsel and the Finance Director.

**Policy Impact Area:** Nuisance abatement liens

**Fiscal Impact:** Undetermined; will authorize administrative settlement of liens for less than the full amount of principal and interest due.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-767

**Sponsor:** Council President at the request of the Sheriff

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Appropriation

**Bill Summary:** The ordinance transfers \$12,500 from the Special Law Enforcement Trust Fund to the Police Explorer Trust Fund to fund the Fiscal Year 2017 operating budget for the Jacksonville Sheriff's Office's Police Explorer Post pursuant to Section 111.340, *Ordinance Code*. Additionally, it de-authorizes \$12,500 from the trust fund for Fiscal Year 2013 funding that was not realized, as initiated by B.T. 17-022.

NOTE: the term "appropriating \$25,000" in the bill title appears confusing, as the action authorized in the bill is an appropriation of \$12,500 and a de-appropriation of \$12,500.

**Background Information:** This legislation is necessary to authorize the transfer from \$12,500 from the Special Law Enforcement Trust Fund to the Police Explorer Trust Fund to fund the FY16-17 operating budget for the Post. Additionally, another transfer cleans up the trust fund (an all-years fund) by de-appropriating \$12,500 allocated to the fund in FY13 that was never realized within the account.

**Policy Impact:** Jacksonville Sheriff's Office

**Fiscal Impact:** The ordinance appropriates \$12,500 from the Special Law Enforcement Trust Fund to the Police Explorer Trust Fund and de-appropriates \$12,500 never realized in the fund in a previous fiscal year.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2016-0768

**Sponsor:** Council President at the request of the Sheriff

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 21, 2016

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$672,284.00 from the United States Department of Justice (DOJ), with no local match, for the Sexual Assault Kit Initiative (SAKI II); approves and authorizes the Mayor, or his designee, and Corporation Secretary to execute and deliver the Cooperative Agreement between the City and the U.S. Department of Justice, Bureau of Justice Assistance; provides for City oversight by the Department of Investigation and Homeland Security of the Jacksonville Sheriff's Office; and approves a position, as initiated by R.C. 17-040.

**Background Information:** DOJ provides funding through a competitive grant program to support multidisciplinary community response teams engaged in the comprehensive reform of jurisdictions' approaches to sexual assault cases resulting from evidence found in previously unsubmitted and untested sexual assault kits (SAK) which are defined as:

- unsubmitted kits - SAKs that have not been submitted to a forensic laboratory for testing and analysis
- untested kits – SAKs that have been submitted to forensic labs but are delayed for testing for longer than 30 days, for example, as a result of a backlog of work in the laboratory

In 2015, it was reported that there were 1,726 untested SAKs within the 4<sup>th</sup> Judicial Circuit. In FY15, The State Attorney's Office along with several other local agencies applied and were awarded grant funds from the SAKI and the District Attorney of New York (DANY) Initiative to assist the jurisdiction in expanding resources to address untested SAKs. These funds did not provide JSO with funding for investigative resources.

SAKI (II) grant period is 10/01/2016 through 09/30/2019. This grant will fund:

- one full-time program coordinator
- overtime hours for additional personnel (detectives, detective sergeant, crime analysts, and police service technicians)
- purchase of specialized training/travel
- computer hardware and software
- renovate the HVAC system at the Property & Evidence Storage Facility

**Policy Impact:** Jacksonville Sheriff's Office Department of Investigation and Homeland Security

**Fiscal Impact:** The appropriation of \$672,284.00, as initiated by B.T. 17-027.

**Analyst:** Mitchell

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(904) 630-1377

117 West Duval Street  
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**Bill Type and Number:** Ordinance 2016-0769

**Sponsor:** Council President at the request of the Sheriff

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 21, 2016

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$1,587.38 from the United States Department of Justice (DOJ), with a local match of \$793.69, for the purchase of bulletproof vests, as initiated by B.T. 17-028.

**Background Information:** JSO participates with the Bulletproof Vest Partnership (BVP) Program that reimburses various jurisdictions up to 50% of the cost of body armor vests purchased for law enforcement officers. The grant period is 10/01/2016 through 08/31/2018.

**Policy Impact:** Jacksonville Sheriff's Office Department of Investigation and Homeland Security

**Fiscal Impact:** The appropriation of \$1,587.38, as initiated by B.T. 17-028.

**Analyst:** Mitchell

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117 West Duval Street  
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**Bill Type and Number:** Ordinance 2016-0770

**Sponsor:** Council President at the request of the Sheriff

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 21, 2016

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$49,176.00 from the United States Department of Justice (DOJ), with no local match, for the State Criminal Alien Assistance Program (SCAAP), as initiated by B.T. 17-029.

**Background Information:** SCAAP provides federal payments to states and localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least 4 consecutive days during the reporting period.

The grant period is 10/01/2016 through 09/30/2018. The grant will be used to partially fund the purchase of an inmate tracking/records software; and the undetermined ongoing maintenance costs.

**Policy Impact:** Jacksonville Sheriff's Office

**Fiscal Impact:** The appropriation of \$49,176.00, as initiated by B.T. 17-029.

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-0771

**Sponsor:** Council President at the request of the Sheriff

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 21, 2016

**Type of Action:** Revision of Schedule A-2 of 2016-504-E and an appropriation

**Bill Summary:** This bill revises Schedule A-2 of Ordinance 2016-504-E; appropriates \$29,500.00 to the Parks, Recreation & Community Services Department, as initiated by B.T. 17-033; authorizes part-time hours, as initiated by R.C. 17-043; authorizes the Jacksonville Children's Commission (JCC) to execute agreements with Boys' and Girls' Club of Northeast Florida, Inc. to provide afterschool programs at Martin Luther King and Hyde Park Elementary Schools; invokes the exemption in 126.107 (G), *Ordinance Code*; and requests one cycle emergency passage.

**Background Information:** After 105 years of service, Community Connections of Jacksonville, Inc. will close its doors for business effective December 31, 2016. The emergency passage will allow to JCC to revise Schedule A-2 to transfer remaining contract funds from Community Connections to the Boys' and Girls' Club for the continuation of afterschool care services. The exemption allows for the procurement of services from the Boys' and Girls' Club without utilizing competitive solicitation.

The FY16-17 budget for Community Connections was \$355,646.00. The following is breakdown of funds reallocated on Schedule A-2:

1. \$285,606.00 for afterschool services
  - a. Martin Luther King - \$157,896.00
  - b. Hyde Grove Elementary - \$127,710.00
2. \$29,500.00 to operate the Normandy community based afterschool site (appropriation to Parks, Recreation & Community Services Department)
3. \$40,540.00 to cover increased seats for 2017 Summer Learning Camps

**Policy Impact:** Parks, Recreation & Community Services Department, Jacksonville Children's Commission, Community Connections

**Fiscal Impact:** The appropriation of \$29,500.00, as initiated by B.T. 17-033.

**Analyst:** Mitchell



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**Bill Type and Number:** Ordinance 2016-0772

**Sponsor:** Council Member R. Brown

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** November 21, 2016

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$4,599,325.00 from Public Works to Lonnie Miller Park Phase I Ash Remediation, in Council District 10; provides carryover of funds into subsequent fiscal years; amends the 2017-2021 Five-Year Capital Improvement Program (CIP) approved by Ordinance 2016-505-E; and provide for oversight by the Public Works Department.

**Background Information:** Ash contamination was associated with Phase I of the Park Redevelopment for Lonnie Miller Park. The appropriation will cover the remediation phase of the improvement of the project's scope. The change in the CIP decreases that funding for "Gold Merit/Pope Place" project and provides additional funding for "Jax Ash Pollution Remediation" and "Jax Ash Site – Lonnie Miller Ash Remediation". It is detrimental to the safety of the public to defer this amendment until the next annual budget and CIP review.

**Policy Impact:** Public Works Department

**Fiscal Impact:** The appropriation of \$4,599,325.00 to Lonnie Miller Park Phase I Ash Remediation.

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-773

**Introducer/Sponsor(s):** Council President Boyer

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** November 23, 2016

**Type of Action:** Approving auditor engagement letter; appropriation; designating oversight agency

**Bill Summary:** The bill authorizes the execution of an Additional Engagement Letter and Addendum with Carr, Riggs and Ingram, LLC, the City's independent auditor, for an addition to the scope of services for the City's fiscal years 2016 and 2017 audits. It appropriates \$15,000 (\$2,500 from the budgets of each of the City's six community redevelopment area tax increment districts) to pay for the additional work involved in separately auditing the financial statements of each of the tax increment district funds for FY16. The Council Auditor's Office is designated as the City's oversight agency for the contract.

**Background Information:** Carr, Riggs and Ingram is in the second year of its three-year contract to serve as independent auditor of the City's financial reports for FY15, FY16 and FY17. The separate audits of the CRA accounts is intended to provide greater transparency to the Council and the general public about the financial condition of the various CRA accounts.

**Policy Impact Area:** Tax increment district finances

**Fiscal Impact:** The addition of the \$15,000 for the CRA audit work will bring the total contract amount to \$303,500 for the FY16 audit. The amount for the FY17 audit will be increased by \$15,000 to \$313,500.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-774

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Agreement Approval

**Bill Summary:** The ordinance endorses and requests delivery by the Florida Department of Transportation of the Edison Avenue/McCoy's Creek Bridge Replacement Project (No. 724080/FIN #409267-1-52-01) and the Howell Drive/Ribault River Bridge Replacement Project (No. 724147/FIN #415250-1-52-01) to the City. It approves and authorizes the Mayor and Corporation Secretary to execute and deliver the Construction & Maintenance Agreement for the Edison Avenue/McCoy's Creek Project (No. 724080/FIN #409267-1-52-01) and provides for oversight by the Right-of-Way and Stormwater Maintenance Division of the Department of Public Works.

**Background Information:** The Florida Department of Transportation (FDOT), at their own cost, will replace the bridges on Edison Avenue over McCoy's Creek and Howell Drive over the Ribault River. Both bridges are in the FDOT Five Year work program and will be completely replaced. The Edison Avenue Bridge was constructed in 1929 and is a multi-span reinforced concrete slab on steel girder structure that crosses McCoy's Creek in Jacksonville's Westside. It serves the local community with approximately 5400 average trips a day. It is currently a load restricted bridge and has been designated by FDOT as "structurally deficient." Edison Avenue runs approximately parallel to and north of I-10 and the Edison Avenue Bridge is near the Roosevelt Boulevard exit. Should the bridge crossing be lost, residents will be forced to use McCoy's Creek Boulevard as an east-west corridor which currently accommodates only half the traffic volume of Edison Avenue. The Howell Drive Bridge was constructed in 1964 and is a reinforced concrete multi-span structure that crosses the Ribault River in Jacksonville's Northside. It serves the local community with approximately 8600 average trips per day. It's currently a load restricted bridge and has been designated by FDOT as structurally deficient having an "unknown foundation" and is rated as "scour critical." The City shall own, operate, maintain and repair the improvements at the City's sole cost and expense.

**Policy Impact:** Public Works/Engineering & Construction Maintenance

**Fiscal Impact:** Minimal. The FDOT is replacing the two bridges at its expense.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2016-775

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Easement Authorization

**Bill Summary:** The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver in accordance with Section 122.421(b), *Ordinance Code*, a Temporary Easement granting to the Florida Department of Transportation (FDOT) temporary construction easement in, over and under Parcel 704, on Santa Monica Boulevard between Vancouver Drive and Revelstoke Drive, needed by FDOT for the grading, tying in, and harmonizing of an adjacent drainage ditch, to be undertaken by FDOT for the University Boulevard Drainage Improvement Project, University Boulevard from Spring Park Road to Barnes Road, together with all documentation necessary to convey said Temporary Easement; providing for oversight by the Real Estate Division of the Department of Public Works.

**Background Information:** This parcel is needed by the Florida Department of Transportation for grading, tying in and harmonizing the adjacent drainage ditch. The area of the easement is 150 square feet for a period of 60 months. The project is located in Council District 5.

**Policy Impact:** Public Works/Real Estate

**Fiscal Impact:** Minimal

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2016-776

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

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Authorizing execution of property interest donation agreement and stormwater system maintenance agreement; designation of oversight agency

**Bill Summary:** The bill authorizes execution of a property interest donation agreement and stormwater system maintenance agreement with the Florida Department of Transportation for the City to provide a perpetual easement to facilitate the Crystal Springs Drainage Improvement Project. It designates the Department of Public Works as the City's oversight agency for the agreement.

**Background Information:** The Crystal Springs Road drainage improvement contract was executed in July 2016 and the project is underway at the intersection of Joes Road and Blair Road adjacent to the Glenda's Meadow subdivision. Part of the work involves the construction of a linear stormwater pond by expanding an existing drainage ditch, the replacement of the cross-drain under Joes Road and improvements to the stormwater collection system in the adjacent neighborhoods. The City and FDOT will share the increased water storage capacity, which will reduce flooding at the intersection and provide greater ingress and egress from the Glenda's Meadow neighborhood in periods of heavy rain. A number of homes have only one means of access through the Joes Road/Blair Road intersection which can be cut off when the creek beneath the intersection floods.

**Policy Impact Area:** Drainage improvement

**Fiscal Impact:** None. The drainage project is already funded and under construction and the Public Works Department anticipates no additional maintenance costs resulting from the construction of the new pond.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2016-777

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 23, 2016

**Type of Action:** Easement Authorization

**Bill Summary:** The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver, for and on behalf of the City, a Non-Exclusive Utility Easement between the City and Tampa Electric Company (TECO) granting, in accordance with Section 122.421, *Ordinance Code*, a Non-Exclusive Utility Easement to TECO for the installation and operation of a rectifier station on a parcel of land along Akron Street east between Bates Drive and Cordial Drive, in Council District 11; it provides for oversight by the Public Works Department.

**Background Information:** The easement is for the installation and operation of a rectifier station on a parcel of land owned by the City of Jacksonville and used as a retention pond for Greenland Road. The rectifier station will be located on the eastern edge of the pond site and will not interfere with the operation of the drainage system. The facility will consist of a power pole, electric meter and rectifier and five ground rods. The easement will be approximately 10 feet by 200 feet, 2,000 sq ft.

**Policy Impact:** Public Works/Real Estate

**Fiscal Impact:** TECO will be charged a one- time fee of \$2,360.00.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2016-0778

**Sponsor:** Council President at the request of The Mayor

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** November 21, 2016

**Type of Action:** Approval and authorization of a first amendment to an agreement

**Bill Summary:** This bill approves and authorizes the Mayor, or his designee, and Corporation Secretary to execute and deliver, the First Amendment to Agreement for Operation, Management and Maintenance of the Jacksonville Beach Pier and Retail Concession between the City and Dania Pier Management Corporation; and provides City oversight by the Parks, Recreation and Community Services Department.

**Background Information:** The Jacksonville Beach Pier was damaged during Hurricane Matthew. Access to the pier has been closed to the public until repairs are completed. The amendment to the agreement will suspend services from Dania Pier for the duration of the pier closure. Thus, the annual lease payment of \$60,000.00 will be prorated for the closure which will reduce Dania Pier's obligation by \$5,500.00 per month.

**Policy Impact:** Parks, Recreation and Community Services Department

**Fiscal Impact:** Loss of revenue in amount of \$5,550.00 per month during closure of pier

**Analyst:** Mitchell

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**Bill Type and Number:** Ordinance 2016-779

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

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** November 23, 2016

**Type of Action:** Approving economic development fund goals and policies

**Bill Summary:** The bill approves a new set of Goals, Policies and Guidelines for the Northwest Jacksonville Economic Development Fund (NWJEDF) at the request of the NWJEDF Advisory Board and the Office of Economic Development.

**NOTE:** The bill will need an amendment in committee to replace Exhibit 1. The attachment as filed is the Project Evaluation and Underwriting Criteria for the NWJEDF, which was not intended to be adopted by the Council; the correct Exhibit should be the Goals, Policies and Guidelines document.

**Background Information:** The current Goals, Policies and Guidelines for the NWJEDF were adopted in 2007 and the preamble to the bill states that over the years several worthwhile projects have made application for use of the fund that have required waivers of the established policies for a variety of reasons. The NWJEDF Advisory Board and Office of Economic Development have rewritten the Goals, Policies and Guidelines to reflect the preferred use of the fund to generate the desired economic impacts in the targeted area.

The four overarching goals of the NWJEDF as proposed are: 1) create access to jobs for Northwest area residents; 2) support the expansion of existing businesses within the Northwest area and encourage the creation of new service and retail businesses to serve the needs of the community; 3) encourage redevelopment of vacant and underutilized buildings within the Northwest area; and 4) stimulate new investment within the Northwest area adding to the tax base. The policies include provision of loans (secured by liens on the property) rather than grants; a limit on NWJEDF funding of no more than 25% of the total project cost; and reimbursement to the City of a portion of the assistance provided (on a declining scale) if the property is sold or otherwise transferred within the first 5 years after the grant. A list of 11 eligible and 7 ineligible categories of expenditures is adopted. Eleven types of businesses are declared to be ineligible for NWJEDF funding, including adult entertainment and adult gaming businesses, bars, nightclubs, tattoo parlors, used car lots, check cashing establishment and the like.

**Policy Impact Area:** Northwest Jacksonville Economic Development Fund operations

**Fiscal Impact:** None

**Analyst:** Clements



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**Bill Type and Number:** Resolution 2016-781

**Introducer/Sponsor(s):** Council President at the request of the Jacksonville Housing Finance Authority

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** NCIS, F

**Date of Analysis:** November 23, 2016

**Type of Action:** Authorizing issuance of multifamily housing revenue bonds; declaration that City credit is not being pledged; request for one-cycle emergency approval

**Bill Summary:** The bill authorizes the Jacksonville Housing Finance Authority to issue up to \$20 million in multifamily housing revenue bonds on behalf of SP TT Apartments, LLC to acquire and rehabilitate the Timberwood Trace apartments for low- to moderate-income housing. It declares that the bond issue does not constitute a debt, liability or obligation payable by the City or the JHFA and requests one-cycle emergency approval of the bill.

**Background Information:** SP TT Apartments, LLC proposes to acquire the 224-unit Timberwood Trace Apartments complex at 12250 Atlantic Boulevard for \$17.7 million and to invest \$5.57 million in rehabilitation (\$24,874 per unit). Total development cost for the project (acquisition, construction, financial costs, general development costs, and developer fees) is estimated at \$29,518,762 or \$131,780 per unit. One-cycle emergency approval is requested so that the JHFA can apply before the end of the calendar year to the Florida Division of Bond Finance for a portion of excess housing revenue bond allocation currently available for use, with the goal of closing the bond transaction in February of 2017.

**Policy Impact Area:** Affordable housing provision

**Fiscal Impact:** None to the City; responsibility for bond payments resides solely with the developer.

**Analyst:** Clements

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 630-1377



117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Resolution 2016-782

**Introducer/Sponsor(s):** Council Member Bowman

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** NCIS, R

**Date of Analysis:** November 23, 2016

**Type of Action:** Expressing Council position of legislative J-bill

**Bill Summary:** The bill expresses the Council's support for passage of legislative bill J-1 which would amend the Florida statute regarding votes by school boards to provide that the vote of the Duval County School Board Chair shall not be deemed to determine the prevailing side in the event of a tie vote, so long as the board chair is elected by the School Board members themselves.

**Background Information:** In 2006 the Florida Legislature adopted Chapter 2006-256, *Laws of Florida*, to provide that in the event that a vote of a school board in a charter county with a population of between 800,000 and 900,000 (as of the last decennial census) ends in a tie, the side on which the school board chair voted is considered to be the majority side and to have prevailed. The proposed local bill J-1 adds an exception to Section 1001.365, *Florida Statutes*, to provide that the general rule shall not apply to the Duval County School Board as long as the board chairperson is elected annually by the board members from among their colleagues. Some counties elect their school board chair by vote of the electors rather than internally by the school board. A review of the 2000 U.S. Census data finds that when the statute was adopted in 2006 it would have applied only to Orange County (population 896,344). Duval County's population in 2000 was 778,879; as of 2010 Census it had increased to 864,263, therefore making the School Board subject to the provision of the statute. The county's U.S. Census Bureau estimated population as of July 1, 2015 was 913,010 which, if maintained through 2020, would make the county exempt from the statute again as of the next census.

**Policy Impact Area:** School Board operations

**Fiscal Impact:** None

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2016-783

**Introducer/Sponsor(s):** Council Members Love and Gaffney

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** R, LUZ

**Date of Analysis:** November 23, 2016

**Type of Action:** Expressing Council position of legislative J-bill

**Bill Summary:** The bill expresses the Council's support for local legislative bill J-2 that would amend Chapter 87-471, *Laws of Florida* (as amended by Chapters 2011-255 and 2016-248) to add additional exceptions to the state's floor space and seating requirements for liquor licenses in restaurants in particularly designated "commercial area" zones in the Springfield and Murray Hill neighborhoods.

**Background Information:** Chapter 87-471, Laws of Florida, is a law creating defined zones in Jacksonville where the Florida Division of Alcoholic Beverages and Tobacco may issue special alcoholic beverage licenses for liquor sales to restaurants that do not meet the current size criteria if the facilities have at least 1,800 square feet of floor space and at least 100 seats and produce at least 51% of their revenue from the sale of food. ABT regulations normally require a building of at least 2,500 square feet and 150 seats. This bill adds 96 individual parcels of property in the Murray Hill Commercial Area (excluding all churches, schools, non-profits, vacant lots and parking lots), on both sides of Edgewood Avenue between I-10 and Roosevelt Boulevard, parcels fronting Roosevelt Boulevard between Edgewood Avenue and Owen Avenue, and in the polygon formed by I-10, Lenox Avenue and Woodruff Avenue. The bill adds 234 parcels of property in the Springfield area generally described as both sides of Main Street from 1<sup>st</sup> Street north to 20<sup>th</sup> Street and on both sides of 8<sup>th</sup> Street from Pearl Street on the west to Walnut Street on the east (excluding churches, schools and non-profits, but not excluding vacant lots or parking lots).

**Policy Impact Area:** Alcoholic beverage licensing

**Fiscal Impact:** The state cost estimate filed with the bill states "Like similar bills that have been approved, this bill is revenue positive with an increase in sales tax revenue and licensing revenue, which is not possible to quantify. However, easing restrictions for a bona fide restaurant to serve all alcohol increases the opportunity for profit, thus creating more jobs and sales tax revenue." The economic impact statement says "The bill enables more sales tax revenue without increasing services or staff. 2 COP licenses return \$392 per year and 4 COP licenses return \$1,820 per year in Duval County."

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2016-0784

**Sponsor:** Council Member Gulliford

**Date of Introduction:** November 22, 2016

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

**Date of Analysis:** November 21, 2016

**Type of Action:** Support of application for North Florida Freight Rail Enhancement Program

**Bill Summary:** This resolution supports the Jacksonville Transportation Authority (JTA) submission of the North Florida Freight Rail Enhancement Program (Phase II) and its bid for funding via the Fastlane Grants Program under the United States Department of Transportation (U.S.DOT); and directs the Legislative Services Division to forward a copy of the adopted resolution to JTA.

**Background Information:** Over the past twenty years, Northeast Florida has struggled with fixing a transportation gridlock impacting both sides of the St. Johns River in Downtown Jacksonville. The issue involves the convergence of two Class 1 railroads (CSX and Norfolk Southern), and FEC Railroad which have grown as freight traffic, highway traffic and the Northeast Florida community has expanded. The North Florida Freight Rail Enhancement Program will significantly improve freight and mobility in the area adjacent to the Jacksonville Regional Transportation Center and Prime F. Osborn Convention Center. Funding from the North Florida Freight Rail Enhancement Program will assist in:

- improving rail fluidity in the region, which will in turn expedite statewide and national freight movement;
- reducing vehicle conflicts on streets leading to downtown Jacksonville;
- improving safety and air quality;
- improving freight and trains ability to travel more efficiently through the area unencumbered by switching delays;
- removing system constraints and upgrade operations to improve efficiency/safety of operations; and
- reducing delay and vehicle conflicts in congested area which improve roadway access to nearby hospitals and trauma center

**Policy Impact:** Jacksonville Transportation Authority

**Fiscal Impact:** Undetermined

**Analyst:** Mitchell

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(904) 630-1377



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**Bill Type and Number:** Resolution 2016-785

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** R

**Date of Analysis:** November 21, 2016

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Frederick D. Newbill as a member of the JEA Board, replacing Warren A. Jones, for a first full term ending February 28, 2019.

**Background Information:** The JEA is established pursuant to Article 21, *Jacksonville Charter*, and authorized to own, manage and operate a utilities system within and without the City of Jacksonville. The JEA is created for the express purpose of acquiring, constructing, operating, financing and otherwise have plenary authority with respect to electric, water, sewer, natural gas and such other utility systems as may be under its control now or in the future. Section 21.03(a), *Jacksonville Charter*, provides that the seven members of the JEA Board are to be city residents and electors appointed by the Mayor and confirmed by Council.

Mr. Newbill, a Duval County voter, is pastor for the First Timothy Baptist Church. He has served on a number of organizations including as Chairman of the Jacksonville Economic Development Commission and the Jacksonville Chamber of Commerce. He resides in the Deerwood area within Council District #11.

**Policy Impact Area:** JEA Board operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Shoup

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Chief of Research  
(904) 630-1377

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 630-3403

**Bill Type and Number:** Resolution 2016-786

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** R

**Date of Analysis:** November 21, 2016

**Type of Action:** Reappointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Carol S. Brock, as a member of the Public Service Grant Council, for a first full term ending December 31, 2019.

**Background Information:** The Public Service Grant Council is established pursuant to Chapter 118, *Ordinance Code*, and charged with the review and evaluation of all Public Service Grant applications and responsibility for making funding recommendations to the Mayor and City Council for Public Service Grants. Section 118.803, *Ordinance Code*, provides that seven of the members shall be appointed by the Mayor and confirmed by City Council.

Ms. Brock received a master's degree in public administration from the University of North Florida and is an educator at Lone Star Elementary. She resides in the Beacon Hills area within Council District #2.

**Attendance:** According to records provided by the staff for the Public Service Grant Council, Ms. Brock has attended 100% of the meetings of the council since her initial appointment in October 2015.

**Policy Impact Area:** Public Service Grant Council operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Shoup

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Chief of Research  
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FAX (904) 630-3403

**Bill Type and Number:** Resolution 2016-787

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** R

**Date of Analysis:** November 21, 2016

**Type of Action:** Reappointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Mary E. "Marcie" Turner, Ph.D., as a member of the Public Service Grant Council, for a first full term ending December 31, 2019.

**Background Information:** The Public Service Grant Council is established pursuant to Chapter 118, *Ordinance Code*, and charged with the review and evaluation of all Public Service Grant applications and responsibility for making funding recommendations to the Mayor and City Council for Public Service Grants. Section 118.803, *Ordinance Code*, provides that seven of the members shall be appointed by the Mayor and confirmed by City Council.

Dr. Turner received her Ph.D. in clinical psychology from Fordham University and is a retired Psychologist. She resides within Council District #3.

**Attendance:** According to records provided by the staff for the Public Service Grant Council, Dr. Turner has attended 92% of the meetings of the council since her initial appointment in November 2015.

**Policy Impact Area:** Public Service Grant Council operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Shoup

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Chief of Research  
(904) 630-1377

117 West Duval Street  
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FAX (904) 630-3403

**Bill Type and Number:** Resolution 2016-788

**Sponsor:** Council President Boyer

**Date of Introduction:** November 22, 2016

**Committee(s) of Reference:** R

**Date of Analysis:** November 21, 2016

**Type of Action:** Reappointment

**Bill Summary:** This bill reappoints John M. Shaw, III, to the Jacksonville Health Facilities Authority, for a second term ending December 15, 2020.

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

Mr. Shaw received master's degrees in planning and public administration from Florida State University and is an Emergency Preparedness Planner with the City of Jacksonville. He resides in the Chimney Lakes area within Council District #12.

**Attendance:** According to the staff for the Jacksonville Health Facilities Authority there has not been a meeting of the authority since Mr. Shaw's initial appointment in February 2013.

**Policy Impact Area:** Jacksonville Health Facilities Authority operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Shoup