

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 2008-1039

Sponsor: Council President at the Request of the Mayor

Date of Introduction: November 25, 2008

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

Date of Analysis: November 26, 2008

Type of Action: Ordinance Code Amendment

Bill Summary: This bill creates a new Section 111.785, Ordinance Code, to establish an Artificial Reef Program Trust Fund. Donations, contributions, gifts, and grants for the Artificial Reef Program are to be deposited into the fund. Money placed into the fund is appropriated to the Environmental and Compliance Dept. for costs associated with artificial reef construction and monitoring, and other miscellaneous costs. Appropriations shall not lapse at the close of any fiscal year, but shall carryover to the next fiscal year. The Director of Finance is authorized to make disbursements from the fund upon written requisition of the Director of the Environmental and Compliance Dept., and the Director of the Environmental and Compliance Dept. is authorized to negotiate and execute contracts necessary to achieve the goals of improving the artificial reef sites in accordance with permits issued by the Army Corps of Engineers. The Environmental and Compliance Dept. is required to oversee the trust fund.

Background Information: Artificial reefs are intended to create, revitalize, and enhance marine resources in the coastal waters of the United States, improving existing fisheries, expanding diving opportunities, and encouraging recreational use of marine resources. Information on file indicates that artificial reefs have played an important role in allowing First Coast fishing to maintain itself as a viable resource for the various user groups.

Policy Impact Area: Artificial Reef Program; Trust Funds

Fiscal Impact: Undetermined

Analyst: Campbell

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 2008-1040

Sponsor: Council President at the request of the Mayor and by Council Members Clark, Joost and Redman:

Date of Introduction: November 25, 2008

Committee(s) of Reference: F; TEU

Date of Analysis: November 28, 2008

Type of Action: Appropriation; CIP Amendment

Bill Summary: This ordinance appropriates \$2,649,300 by reallocating funds from the Julia Street, Pearl Street and Adams Street Downtown Traffic Improvement projects to the Laura Street and Bay Street projects to provide funding for streetscape improvements to Laura Street (\$2,349,300 to increase the width of sidewalks, plant new trees, install new lighting and provide for two-way traffic) and Bay Street (\$300,000 to install new lighting and pavers in the sidewalk and plant new trees) so as to make downtown more pedestrian friendly and provide the infrastructure necessary for businesses to succeed, as initiated by B.T. 09-027. Provision is made to carry the funds over to Fiscal Year 2009-2010. The ordinance amends the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-555-E, to increase the budgets for the "Laura Street (Independent to Monroe)" and "Bay Street Town Center" projects and to reduce the budgets for the "Julia Street," "Pearl Street" and "Adams Street" projects.

Background: The projects funded by this appropriation are to provide streetscape improvements to Laura Street and Bay Street that will make downtown more pedestrian friendly, to provide the infrastructure necessary for businesses to succeed. The improvements will be pedestrian friendly and complement efforts to revitalize the core downtown.

Policy Impact: Public Works/Downtown Improvement

Fiscal Impact: The bill appropriates \$2,649,300

Analyst: Jackson

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 2008-1041

Sponsor: Council President at the Request of the Mayor

Date of Introduction: November 25, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: November 26, 2008

Type of Action: Appropriation

Bill Summary: This bill appropriates \$22,000 from a Ritz Theatre Miscellaneous Services and Charges account of the Dept. of Recreation and Community Services in order to properly align food and beverage costs within the Ritz Theatre and LaVilla Museum Division.

Background Information: The Ritz Theatre and LaVilla Museum uses catering vendors and purchases food for the benefit of performers/artists, public receptions, and concession sales. Information on file states that the food consumption and sales are solely external and are not used for any internal staff purposes.

Policy Impact Area: Ritz Theatre and LaVilla Museum; Budget and Accounting

Fiscal Impact: Undetermined; \$22,000 is appropriated by this ordinance

Analyst: Campbell

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 2008-1042

Sponsor: Council President at the request of the Mayor:

Date of Introduction: November 25, 2008

Committee(s) of Reference: R; TEU

Date of Analysis: November 28, 2008

Type of Action: Conveyance; Ordinance Code Waiver

Bill Summary: This ordinance declares a certain tax reverted parcel of real property (RE# 010659-0010) to be surplus to the needs of the City and authorizes the Mayor and the Corporation Secretary to convey the real property parcel to the Jacksonville Transportation Authority (JTA), at no cost, for future road improvements to Beaver Street. The ordinance waives the provisions of Section 122.423 (Appraisal at or below \$25,000), *Ordinance Code*, so as to allow conveyance of said parcel of real property to JTA at no cost.

Background: The road improvements to Beaver Street that JTA will be undertaking encompass pavement, lighting and widening. The project site is located in Council District 10.

Policy Impact: Public Works/Real Estate/Ordinance Code

Fiscal Impact: None. Conveyance of parcel is at no cost.

Analyst: Jackson

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 2008-1043

Sponsor: TEU Committee

Date of Introduction: November 25, 2008

Committee(s) of Reference: TEU

Date of Analysis: November 27, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and Oakmont New Berlin Road LLC for a warehouse project known as New Berlin Commerce Park. The fair share assessment is \$510,980 with a 5-year term and an inflation rate of 3.3% per year. Concurrency Review estimated a total of 213 p.m. peak hour trips being generated on links in fair share fund sector 6.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
New Berlin Road – Yellow Bluff Road to Cedar Point Road	16
New Berlin Road – Cedar Point Road to Heckscher Drive	91
Faye Road – Alta Drive to New Berlin Road	37
Cedar Point Road – New Berlin Road to Horseshoe Creek	15
Alta Drive – Faye Road to SR 9A	36
Alta Drive – SR 9A to New Berlin Road	18

Background Information: The project consists of an 870,000 square foot warehouse on 74.74 acres on New Berlin Road between Port Jacksonville Parkway and Faye Road in Council District 11.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$510,980 to the Sector 6.1 account.

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: Ordinance 2008-1044

Sponsor: Council President at the request of the JEDC

Date of Introduction: November 125, 2008

Committee(s) of Reference: F, RCD

Date of Analysis: November 25, 2008

Type of Action: Authorization of lease agreement

Bill Summary: The bill authorizes a lease agreement between the City and Alenia North America, Inc. for 10,705 square feet of space in Building 900 at Cecil Commerce Center for a period of 18 months at a rate of \$10 per square foot plus \$1 p.s.f. common area maintenance fee. The lease includes two 1-year renewal options, and an option to lease the entire building at some point in the future.

Background Information: Alenia will use the office space to begin its preparations for the construction of an aircraft assembly plant at Cecil Commerce Center for assembly of the C-27J Spartan cargo plane. Construction cost for the assembly plant and equipment is estimated at \$104 million and the project will generate 300 jobs upon reaching full production.

Policy Impact Area: Economic development; Cecil Commerce Center utilization

Fiscal Impact: The lease revenue will be \$12,500 per month.

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: Ordinance 2008-1045

Sponsor: Council Member Holt:

Date of Introduction: November 25, 2008

Committee(s) of Reference: F; TEU

Date of Analysis: November 28, 2008

Type of Action: Appropriation; CIP Amendment

Bill Summary: This ordinance appropriates \$200,000 from Fair Share Sector Area Transportation Improvement Special Revenue Fund North Planning District, Sector 6.1 (\$139,949) and Atlantic Mini Storage Alta Drive (CCAS #35477) account (\$60,051) for the construction of a traffic signal at the intersection of Alta Road and Faye Road; providing for Public Works Department to oversee; amends the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-555-E, for the project entitled Alta Road Improvements – Alta Road and Faye Road Intersection Improvements. Directs the Director of Planning and Development to take all necessary measures to include the improvement into the Capital Improvement Element of the 2010 Comprehensive Plan; the ordinance directs the Director of Planning and Development to modify the Fair Share Assessment Contract with Ash Properties, Inc. approved by Ordinance 2006-881-E to adjust the Fair Share credit to reflect the work performed by the City. The project site is located in Council District 11.

Background: This ordinance appropriates funds from fair share sector accounts for the construction of a signal light that the City will oversee. The ordinance directs the Planning & Development Department to modify a fair share assessment contract with Ash Properties, Inc. to adjust the fair share credit to reflect that the actual work was performed by the City and not the fair share assessment contract applicant.

Policy Impact: Planning & Development Department/Fair Share Assessment Contracts

Fiscal Impact: The ordinance appropriates \$200,000

Analyst: Jackson

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 2008-1049

Sponsor: Land Use and Zoning Committee

Date of Introduction: November 25, 2008

Committee(s) of Reference: LUZ

Date of Analysis: November 26, 2008

Type of Action: Approval of Development Agreement Amendment

Bill Summary: This bill approves a Second Amendment of Development Agreement between the City of Jacksonville and Steinemann San Pablo, LLC. Authorization is given for the Mayor and Corporation Secretary to execute the document.

Background Information: The development is located at 4915 San Pablo Road. This amendment modifies the site plan, incorporates CCAS No. 70835, and corrects the ITE Code references and development totals.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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 2008-1050

Sponsor: Land Use and Zoning Committee

Date of Introduction: November 25, 2008

Committee(s) of Reference: LUZ

Date of Analysis: November 26, 2008

Type of Action: Approval of Development Agreement Amendment

Bill Summary: This bill approves a First Amendment to Development Agreement between the City and Liberty Development of Florida, LLC. Authorization is given for the Mayor and Corporation Secretary to execute the document.

Background Information: The development project is known as Plaza North, and is located on the north side of Dunn Avenue between Interstate 295 and Wingate Drive North. The amendment extends the development agreement termination date an additional 5 years (from February 22, 2011, to February 22, 2016).

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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 2008-1051

Sponsor: Land Use and Zoning Committee

Date of Introduction: November 25, 2008

Committee(s) of Reference: LUZ

Date of Analysis: November 26, 2008

Type of Action: Approval of Development Agreement

Bill Summary: This bill approves a development agreement between the City and Metro Park Holdings, LLC. Authorization is given for the Mayor and Corporation Secretary to execute said agreement.

Background Information: The agreement is for a development to be known as Metro Square 95, consisting of approximately 39 acres at 3143, 3563, and 3605 Philips Highway. Plans are for 200,000 enclosed square feet of office use and 50,000 enclosed square feet of retail use. This 10-year agreement is made subject to a performance schedule and the payment of an annual renewal fee for the purpose of reserving traffic circulation capacity.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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 2008-1052

Sponsor: Council President Fussell

Date of Introduction: November 25, 2008

Committee(s) of Reference: R

Date of Analysis: November 20, 2008

Type of Action: Appointment

Bill Summary: This bill appoints Jason B. Caldow to the 2008 Value Adjustment Board, as a citizen member, for a first term ending June 30, 2009.

Background Information: Chapter 2008-197, *Laws of Florida*, amended Section 194.015, *Florida Statutes*, adding citizen members to the Value Adjustment Board, including a homestead property owner to be appointed by the City Council as the governing body. Mr. Caldow is a Senior Commercial Claims Adjuster with *Nationwide Insurance*. He resides in the Julington Creek area within Council District #6.

Policy Impact Area: Value Adjustment Board operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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 2008-1053

Sponsor: Council Member Joost

Date of Introduction: November 125, 2008

Committee(s) of Reference: TEU

Date of Analysis: November 25, 2008

Type of Action: Endorsement of FDOT action

Bill Summary: The bill endorses the Florida Department of Transportation's action to change the designation of State Road 9A to I-295 from I-95 North near Jacksonville International Airport to I-95 South at the existing I-295/SR 9A interchange.

Background Information: With the completion of roadway construction and the removal of the final traffic signal from the State Road 9A/Butler Boulevard intersection, the I-295 beltway around Jacksonville is complete except for the final construction on several ramps of the SR 9A/Butler Boulevard interchange. This resolution endorses the change in roadway designation of the eastern half of the loop from SR 9A to I-295, making the road a part of the federal interstate highway system.

Policy Impact Area: Highway naming

Fiscal Impact: Inclusion of the segment in the federal interstate highway system may qualify it for additional federal or state transportation funds.

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: Ordinance 2008-1055

Sponsor: Council Member Davis

Date of Introduction: November 125, 2008

Committee(s) of Reference: R, F

Date of Analysis: November 25, 2008

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 126 – Procurement Code – to amend the criteria used by the Professional Services Evaluation Committee (PSEC) to evaluate the selection of “qualified, interested and available proposers”. The amendment adds a more detailed methodology for evaluating “proximity to the project involved”, which involves awarding points on a graduated scale for businesses that have a headquarters in Jacksonville vs. a branch office in Jacksonville vs. a branch office elsewhere in Florida vs. no offices in Florida. The amendment also adds a specific methodology for evaluating the volume of current and prior work done by a firm for the City which involves awarding points based on a calculation of the dollar amount of City contracts for the past 3 years divided by the number of Jacksonville-based staff in the company’s local office. Companies with lower net contract values per employee will receive higher point values than companies with higher net contract values per employee.

Background Information: The amendments are intended to add more specificity to the City’s current policy of giving some preference in the procurement process to local companies versus those that have no Jacksonville or Florida presence. The changes do so by awarding more points in the professional services evaluation process under the “proximity” criterion to companies headquartered in Jacksonville or having a substantial office presence in the city on a formal graduated scale, and by adjusting the evaluation of the “volume of current and prior work” criterion to give greater points to companies with larger Jacksonville-based staffs.

Policy Impact Area: Professional services procurement evaluation process

Fiscal Impact: Undetermined

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: Ordinance 2008-1057

Sponsor: Council Member Davis:

Date of Introduction: November 25, 2008

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

Date of Analysis: November 28, 2008

Type of Action: License Agreement Authorization; Appropriation; Ordinance Code Exception

Bill Summary: This ordinance approves and authorizes the Mayor and Corporation Secretary to execute a License Agreement between the City and Community Connections, Inc. ("licensee") for the use of the Normandy Community Center at 1751 Lindsey Road, Jacksonville 32221, Council District 12, for capital improvements. The License Agreement is for a term of ten (10) years at \$1.00 per year with the option to extend the term of the License Agreement for three (3) additional three (3) year periods under the same terms and conditions upon mutual agreement of the parties. The ordinance appropriates \$100,000 from the Recreational and Community Services Capital Projects account to be determined for capital improvements to the center; the ordinance provides authorization to contract; invokes the exception of the Procurement Code, Section 126.107(G), *Ordinance Code*, to authorize direct contracting with Community Connections, Inc; provides for City oversight for the capital improvements by the Department of Recreation & Community Services.

Background: The License Agreement is the result of an RFP by the Recreation and Community Services Department that sought proposals from not-for-profit organizations qualified for provide community programs to the surrounding neighborhood (Normandy Village) by assuming the operation of Normandy Community Center on Lindsey Road. It is expected that the licensee will take over the entire operation of the center including any initial renovations, ongoing operational programming costs, staffing, and maintenance and repair of the facility. The center is located in the heart of a neighborhood park and is currently unstaffed. The licensee will provide educational programming and recreational opportunities to the neighborhood community a minimum of five days each week.

Policy Impact: Department of Recreation and Community Services/Neighborhood Community Centers

Fiscal Impact: Undetermined

Analyst: Jackson

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 2008-1058

Sponsor: Council Member Davis

Date of Introduction: November 125, 2008

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

Date of Analysis: November 25, 2008

Type of Action: Ordinance Code amendment; emergency action request

Bill Summary: The bill amends Ordinance Code Chapter 111 – Special Revenue and Trust Accounts – to shift responsibility for administration of the Jacksonville Teen Court from the State Attorney’s Office to the Fourth Judicial Circuit Court Trial Court Administrator. The bill also revises the membership of the committee responsible for making Teen Court funding recommendations to the City Council by deleting the State Attorney for the Fourth Judicial Circuit and the Administrative Judge for Juvenile Court and replacing them with the Unified Family Court Administrator, the Fourth Judicial Circuit Court Trial Court Administrator and the Chief Deputy Court Administrator. The bill adds a list of specific uses for Teen Court funds by the Court Administrator, including acquisition of such furniture, fixtures, technology, office equipment, telephones, etc. as may be deemed necessary to carry out the intent of the program. Finally, the bill asks for emergency action by the Council meeting of December 9th in order to have the transfer of responsibility for the program from the State Attorney to the Court Administrator take place by January 1, 2009.

Background Information: Incoming State Attorney Angela Corey prefers that the State Attorney’s Office not administer the Teen Court as it has done in recent years. Chief Judge Moran offered the services of the Court Administrator’s Office to administer the program as it does the Drug Court. This bill amends various provisions of the Ordinance Code to reflect the transfer of administrative authority. Separate legislation will be forthcoming to transfer funding for the program appropriated in the FY08-09 budget to Court Administration accounts.

Policy Impact Area: Teen Court administration

Fiscal Impact: Undetermined

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: Ordinance 2008-1059

Sponsor: Council Member Bishop:

Date of Introduction: November 25, 2008

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

Date of Analysis: November 28, 2008

Type of Action: Appropriation; Ordinance Code Exception

Bill Summary: This ordinance appropriates \$184,754 from the Environmental Protection Board Fund to provide funding for the following: \$126,021 for the 2008-2009 State of the River Study; \$23,733 for the 2009-2010 State of the River Study; and \$35,000 to provide a surface withdrawal study to be conducted by the University of North Florida and Jacksonville University; providing for a carryover of funds to Fiscal Year 2009-2010; invoking the exception of Section 126.107(F), *Ordinance Code*; approving and authorizing the Mayor and Corporation Secretary to execute a contract with the University of North Florida; designating the Department of Environmental Compliance to oversee funding the project.

Background: The purpose of the State of the River Study, led by its principal investigator, Dr. Dan McCarthy of the Jacksonville University, is to inform the public about the health of the lower St. Johns River basin. The report describes the health of the river basin based on 33 broad health indicators that include water quality (such as nutrients, turbidity and dissolved oxygen), fisheries, aquatic life (wetlands and threatened and endangered species) and contaminants that are found in the sediment such as PCBs. The funding in this appropriation provides for continued study of the river. In addition, the bill provides funding to study the economic and environmental impact of water withdrawals from the river that has been requested (through permitting applications) by Seminole and other counties. The previous river study, *State of the River Report 2008 for the Lower St. Johns River Basin, Florida: Water Quality, Fisheries, Aquatic Life and Contaminants*, was funded by the City of Jacksonville, Environmental Protection Board Fund.

Policy Impact: St. Johns River/Environmental Compliance Department

Fiscal Impact: This ordinance appropriates \$184,754.

Analyst: Jackson