

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2014-749

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

Date of Introduction: November 25, 2014

Committee(s) of Reference: F

Date of Analysis: November 26, 2014

Type of Action: Approval of economic development agreement; authorization of REV grant; designation of oversight agency; waiver of Public Investment Policy; request for 1-cycle emergency action

Bill Summary: The bill approves an economic development agreement between the City and Ecolab Inc. to support the company's relocation and expansion in Jacksonville. It approves award of a Recapture Enhanced Value (REV) grant in the amount of \$214,000 over 5 years and waives the City's Public Investment Policy to the extent required to make the REV grant to a project that does not meet the minimum scores on the City's project evaluation matrix to qualify for a 50% rebate of increased taxes over 5 years. The bill designates that Office of Economic Development as the oversight agency for the agreement and requests emergency action on second reading after one committee cycle.

Background Information: Ecolab, a Fortune 500 company, has operated in Jacksonville since 2007 and currently employees 55 workers at its facility on the Southside where it manufactures medical devices. The company intends to expand by up to 35 new full-time jobs (paying an average wage of \$28,000 plus benefits) and to lease a new build-to-suit building in the Jacksonville International Airport Community Redevelopment Area at a total development and furnishing cost of \$9 million. The City proposes to offer a REV grant of up to \$214,000 payable over 5 years from the revenues of the JIA CRA. The Public Investment Policy waiver is required because the company does not meet the minimum project evaluation matrix score to qualify for the full 50% REV grant for 5 years.

Policy Impact Area: Economic development

Fiscal Impact: The City commits to payment of a REV grant of up to \$214,000 payable over 5 years from the revenues of the JIA CRA.

Analyst: Clements

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Bill Type and Number: Ordinance 2014-750

Introducer/Sponsor(s): Council Member Crescimbeni

Date of Introduction: November 25, 2014

Committee(s) of Reference: R, F

Date of Analysis: November 26, 2014

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 120 – General Employees and Corrections Officers Retirement Plans – to provide that appointed employees hired into managerial roles in the Office of Inspector General on or after October 14, 2014 who elect to join a City-sponsored retirement program shall only be eligible to join the General Employees Defined Contribution Plan.

Background Information: By Ordinance 2014-519-E enacted in October 2014 the City Council created an Office of Inspector General, the head of which is an Inspector General to be selected by an Inspector General Selection and Retention Committee and confirmed by the City Council. This bill provides that the Inspector General and any other managerial employees in the office shall be eligible to join the City's General Employees Defined Contribution retirement plan, not the defined benefit General Employees' Pension Plan.

Policy Impact Area: Retirement plan eligibility

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2014-751

Sponsor: Council President at the request of the Sheriff:

Date of Introduction: November 25, 2014

Committee(s) of Reference: F; RCDPHS

Date of Analysis: November 28, 2014

Type of Action: Appropriation; Position Authorization

Bill Summary: The ordinance appropriates \$52,000 from the U.S. Department of Justice, with no local match, to provide funding for the Beaches Analyst Project, as initiated by B.T. 15-009; it provides a carryover of funds to Fiscal Year 2015-2016; the ordinance authorizes a Public Safety Analyst position, as initiated by R. C. 15-024.

Background Information: This is a continuation grant. The grant is sought and awarded annually. The analyst compiles criminal data at the Beaches and facilitates operations between the Beaches and the Jacksonville Sheriff's Office.

Policy Impact: Jacksonville Sheriff's Office

Fiscal Impact: The ordinance appropriates \$52,000 in a U.S. Department of Justice grant; no local match is required.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-752

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

Date of Introduction: November 25, 2014

Committee(s) of Reference: TEU, F

Date of Analysis: November 21, 2014

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$814,000.00 from the Nuisance Abatement Special Lien Revenue Fund pursuant to Section 111.470, *Ordinance Code*; and provides a carryover of funds to FY 2015-2016.

Background Information: The Nuisance Abatement Lien Special Revenue Fund currently serves as the primary funding source to support contractual services. The appropriation will be divided between Municipal Code Compliance and Public Works Mowing & Maintenance.

- MCC - \$398,860.00 to fund contracting to remove property code violations city-wide
- PWMM - \$415,140.00 for mowing and tree removal services

Policy Impact Area: Municipal Code Compliance and Public Works Mowing & Maintenance

Fiscal Impact: The appropriation of \$814,000.00.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-753

Sponsor: Council President at the request of the Mayor:

Date of Introduction: November 25, 2014

Committee(s) of Reference: F; TEU

Date of Analysis: November 28, 2014

Type of Action: Appropriation; Agreement Authorization; CIP Amendment

Bill Summary: The ordinance appropriates \$52,667.88 from the Florida Department of Transportation (FDOT) to provide additional funding for additional design costs for Segment 3 of the Timucuan National Preserve Bicycle Touring Route, as initiated by B.T. 15-011; it provides a carryover of funds to Fiscal Year 2015-2016; it approves and authorizes the Mayor and Corporation Secretary to execute Local Agency Program Supplemental Number 10 between the City and FDOT; the ordinance amends the 2015-2019 Five-Year Capital Improvement Program, approved by Ordinance 2014-467-E, to provide additional funding for the project entitled "Timucuan National Preserve Bicycle Route.

Background Information: The touring route extends from Hanna Park to the northern end of Big Talbot Island along State Road A1A, approximately 16.5 miles. It is a Multi-use Bike Path. Additional funds are needed to support a redesign due to a change in the route and associated pedestrian safety features. Deferral of agreement will result in the potential loss of FDOT grant fund, which are needed to facilitate required services for the completion of Segment 3 of the Timucuan National Preserve Bicycle Touring Route project.

Policy Impact: Public Works/Engineering Division

Fiscal Impact: The ordinance appropriates \$52,667.88

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-759

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

Date of Introduction: November 25, 2014

Committee(s) of Reference: TEU, F

Date of Analysis: November 21, 2014

Type of Action: Appropriation, Approve and Authorize

Bill Summary: This ordinance appropriates \$15,813.80 from the Florida Department of Transportation (FDOT) to provide additional grant funding under the West Central Civic Core Agreement; provides for carryover of funds to FY 2015-2016; approves and authorizes Mayor, or his designee, and Corporation Secretary to execute and deliver Local Agency Program Supplemental Number 4 between the City and FDOT; and amends the 2015-2019 Five Year Capital Improvement Program to provide additional funding for project "Civic Core-Downtown Enhancements".

Background Information: The appropriation provides funding for the Jacksonville Chamber of Commerce Landscape project. The 2015-2019 CIP was approved by Ordinance 2014-467-E. This amendment is necessary to prevent the loss of FDOT grant funds needed for the completion of the project.

Policy Impact Area: CIP Amendment

Fiscal Impact: The appropriation of \$15,813.80.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-760

Sponsor: Council Member Holt:

Date of Introduction: November 25, 2014

Committee(s) of Reference: R; TEU

Date of Analysis: November 28, 2014

Type of Action: Road Closure; Ordinance Code Waiver; Conveyance

Bill Summary: The ordinance closes, abandons and/or disclaims three parcels A, B and C, opened and improved rights-of-way in Council District 11, making up the traffic circle where Tradeport Circle East meets Tradeport Drive (the "subject property"), deeded to the City as recorded in Deed Book 6799, Page 1769, of the official public records of Duval County, Florida, at the request of the developer, the Haskew Company ("applicant"); the ordinance declares the subject property to be surplus to the needs of the City; it waives Section 122.423, *Ordinance Code*, to authorize the Mayor to convey the subject property to neighboring property owners for the respective appraised values of \$12,700, \$8,650 and \$4,400; reserves an all utilities easement over the subject property in the name of the City and JEA.

Background Information: The request for the rights-of-way closure was routed to government agencies which might have an interest in this matter and there were no objections.

Policy Impact: Public Works/Real Estate

Fiscal Impact: A closure application fee of \$1,688 has been paid by the applicant.

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-761

Sponsor: Council President at the request of the Mayor:

Date of Introduction: November 25, 2014

Committee(s) of Reference: F; RCDPHS

Date of Analysis: November 28, 2014

Type of Action: Appropriation; Part-time Hours Authorization

Bill Summary: The ordinance appropriates \$37,000 from the General District Fund to fund the salaries of part-time employees to assist with the current and future workload at the Medical Examiner's Office, as initiated by B.T. 15-014; it authorizes part-time hours, as initiated by R. C. 15-038.

Background Information: The ordinance transfers funds from the current salaries sub object to part-time salaries sub object to support 24/7 operations at the Medical Examiner's Office. The funds are allocated for weekend work that includes autopsies.

Policy Impact: Medical Examiner's Office

Fiscal Impact: The ordinance appropriates \$37,000

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-762

Sponsor: Council Member Brown:

Date of Introduction: November 25, 2014

Committee(s) of Reference: F; RCDPHS

Date of Analysis: November 28, 2014

Type of Action: Appropriation; Agreement Approval and Authorization

Bill Summary: The ordinance appropriates \$84,875 from Special Council Contingency – Reserves to Office of Special Events – Subsidies and Contributions to Private Organizations to provide funding in the amount of \$84,875 to the Bob Hayes Invitational Track Meet, Inc.; it approves and authorizes the Mayor and Corporation Secretary to execute, on behalf of the City, a 2014-2015 City Grant Agreement; it provides for City oversight by the Office of Special Events.

Background Information: The appropriation enacted by this ordinance represents the City's contribution to the annual Bob Hayes Invitational Track Meet. It is anticipated that there will be other, private funding sources that the event's organizers will be able to raise. The agreement (see attached Exhibit 1) that this ordinance approves and authorizes stipulates that the Bob Hayes Invitational Track Meet, Inc., at its sole cost and expense, shall obtain a single independent audit of the program funds annually by an independent certified public accountant not associated with the organization and shall provide the City with an original copy of said audit no later than one hundred eighty (180) days after expiration of the City's fiscal year.

Policy Impact: Special Events

Fiscal Impact: The ordinance appropriates \$84,875

Analyst: Jackson

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Bill Type and Number: Ordinance 2014-764

Introducer/Sponsor(s): Transportation, Energy and Utilities Committee

Date of Introduction: November 25, 2014

Committee(s) of Reference: TEU

Date of Analysis: November 21, 2014

Type of Action: Street Renaming

Bill Summary: This ordinance approves the renaming of "Park Street" in the Maxville area from Pennsylvania Avenue to Carolina Avenue in Council District 11 to "Maxville Park Drive"; and directs Legislative Services Division to forward this Ordinance to the Planning and Development Department.

Background Information: There are currently three streets in Jacksonville named "Park Street". The oldest one is located in Maxville area. In an effort to eliminate potential confusion and the delay in emergency response, 911 Emergency Addressing Advisory Committee along with Planning and Development staff recommended renaming the Maxville area "Park Street" to "Maxville Park Drive".

The name change impacts two properties. The owners and residents of the affected properties were provided various opportunities to participate in renaming the street. The Jacksonville Historic Preservation Commission reviewed the recommendation of the 911 Emergency Addressing Advisory Committee on May 28, 2014, and determined there was no historical impact preventing the name change. All provisions have been met pursuant to Chapter 745 Ordinance Code.

Policy Impact Area: Planning and Development Department; Jacksonville Historic Preservation Commission

Fiscal Impact: Undetermined

Analyst: Mitchell

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Bill Type and Number: Ordinance 2014-765

Introducer/Sponsor(s): Council President pursuant to Ordinance Code Chapter 92

Date of Introduction: November 25, 2014

Committee(s) of Reference: RCDPHS

Date of Analysis: November 26, 2014

Type of Action: Amendment of community development district boundary line

Bill Summary: The bill amends the boundary of the Beach Community Development District to remove approximately 152.29 acres from the district.

Background Information: The Beach Community Development District was created in 2007 to provide a variety of services to the Tamaya development, located north of Beach Boulevard between Kernan Boulevard and Hodges Boulevard. This bill redraws the district boundaries to remove 152.29 acres from the original 782 acre district, at the request of the Beach CDD board of directors, because that acreage has been sold to another developer and the proposed uses do not require additional services from the Community Development District.

Policy Impact Area: Community development district boundary change

Fiscal Impact: None to City

Analyst: Clements

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Bill Type and Number: Resolution 2014-766

Sponsor: Council President Yarborough

Date of Introduction: November 25, 2014

Committee(s) of Reference: R

Date of Analysis: November 20, 2014

Type of Action: Reappointment

Bill Summary: This bill reappoints Raymond S. Pringle, Jr., to the Jacksonville Waterways Commission, for a second three-year term ending December 31, 2017.

Background Information: The Jacksonville Waterways Commission is established pursuant to Chapter 95, *Ordinance Code*, and charged to study and make recommendations to the Council with respect to the improvement, development and protection of the St. Johns River and all tidal waters, and all saltwater, estuarine and riverine wetlands in Duval County; formulate an overall plan for dealing with any problems that exist concerning the St. Johns River and all tidal waters in Duval County; devise methods of developing future uses of the St. Johns River and all tidal waters in Duval County; serve as the Duval County committee to review rules proposed by the Florida Fish and Wildlife Conservation Commission governing speed and operation of motorboats to protect manatees; assist the City in achievement of its state goal to improve the water quality of the City's wetlands resources over the long term and improve the water quality and fish and wildlife value of wetlands by review and making recommendations to the Council with respect to proposed land use amendments; conduct research, studies, collect and analyze data and prepare maps, charts and tables for accomplishment of its purposes; and advise governmental units and the public concerning the improvement, development and protection of the St. Johns River and all tidal waters in Duval County; act as a coordinating agency for programs and activities affecting the improvement, development and protection of the St. Johns River and all tidal waters in Duval County.

Section 95.103(c), *Ordinance Code*, provides that nine of the members of the Jacksonville Waterways Commission shall be members of the general public appointed by the Council.

Pastor Pringle is President and Senior Pastor with *Calvary Chapel Church*. He is a former President of the North Florida Chapter of the Safari Club International and has served on various boards and committees within the state addressing waterways and waterfront issues. Pastor Pringle resides in the Dinsmore area within Council District #11.

Attendance: According to information provided by the staff for the Jacksonville Waterways Commission, Pastor Pringle has attended 85% of the meetings of the commission since his initial appointment in 2011.

	Meetings Held	Meetings Attended
2011	6	4
2012	11	10
2013	12	10
2014	12	11
Total	41	35

Policy Impact Area: Jacksonville Waterways Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Merritt

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Bill Type and Number: Resolution 2014-769

Introducer/Sponsor(s): Council Member Schellenberg

Date of Introduction: November 25, 2014

Committee(s) of Reference: R

Date of Analysis: November 26, 2014

Type of Action: Direction to General Counsel

Bill Summary: The bill directs the General Counsel to initiate legal action to determine the legal validity of the establishment by the Police and Fire Pension Fund Board of Trustees of a Senior Staff Voluntary Retirement Plan (SSVRP) for the top administrators of the Police and Fire Pension Fund. The General Counsel is also directed to investigate whether claims against the PFPF Board of Trustees are appropriate for mismanagement and/or unauthorized actions in the creation of the SSVRP and, if appropriate, to include such claims in the authorized litigation.

Background Information: By action of the Florida Legislature in 1990 the Police and Fire Pension Fund was separated from management by the City's Finance Department and became an independent agency with its own staff of fund administrators. At some point in 2012 the City became aware that the PFPF Board of Trustees had created a Senior Staff Voluntary Retirement Plan to provide pension benefits to the managers of the fund who are not eligible to join either the Police and Fire Pension Fund, the City's General Employees' Pension Plan or the Florida Retirement System. Then-General Counsel Cindy Laquidara issued a legal opinion finding that the creation of the SSVRP was not an authorized function of the PFPF board. The PFPF's attorney contended that the board did have the authority to create such a plan as part of its power to set the compensation for the senior staff. The City Council authorized the General Counsel, via Resolution 2012-624-A, to initiate litigation to determine the legality of the SSVRP. Since then the issue of the SSVRP has become incorporated into negotiations between the City and the PFPF on the broader subject of revisions to the benefits, management and funding of the PFPF. This bill directs the General Counsel to pursue to completion litigation on the legality of the SSVRP, and potentially claims against the PFPF Board of Trustees for mismanagement of the fund and unauthorized actions in the creation of the SSVRP.

Policy Impact Area: Police and Fire Pension Fund administration

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2014-770

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: November 25, 2014

Committee(s) of Reference: RCDPHS

Date of Analysis: November 26, 2014

Type of Action: Expression of support for participation in Community Contribution Tax Credit program

Bill Summary: This resolution expresses the City's support of the Community Development Coalition Corporation's (CDCC) application to participate in the Florida Community Contribution Tax Credit program.

Background Information: The Community Contribution Tax Credit allows corporations making contributions of cash or goods to approved not-for-profit organizations to take a credit against their corporate income taxes for the amount of the donation. CDCC, located at 1501 North Main Street, is a Florida not For Profit Corporation that provides revitalization, rehabilitation and redevelopment to improve housing and home ownership opportunities in the City of Jacksonville at no cost to the tax payer.

CDCC intends to accept charitable donations of cash and or property to assist in the making necessary revitalization and redevelopment improvements. Their participation in the Community Contribution Tax Credit program permits businesses making donations to the improvement projects eligible to claim a credit for the amount of the donations against their state corporate tax bill. The Planning and Development Department has certified that the planned projects are consistent with local plans and regulations, including the City's 2030 Comprehensive Plan.

Policy Impact Area: Planning and Development Department

Fiscal Impact: Undetermined

Analyst: Mitchell