

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY

JEFFREY R. CLEMENTS
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(904) 630-1377



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

Bill Type and Number: Resolution 2013-625

Sponsor: Council President at the request of the Sheriff

Date of Introduction: October 8, 2013

Committee(s) of Reference: R

Date of Analysis: October 8, 2013

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of William A. Goethe as Chief of the Division of Prisons, within the Sheriff's Office Department of Corrections, retroactively effective to September 28, 2013.

Background Information: Section 37.102(a), *Ordinance Code*, provides that the division chiefs, within the Office of the Sheriff, shall have a college degree or at least five years' training and experience.

Asst. Chief Goethe has been employed with the Sheriff's Office since 1980, working his way up from Corrections Officer to Corrections Lieutenant in 1990, a position he held until his appointment as Assistant Chief, his current position, in 2003. He received a bachelor's degree in workforce education and development from Southern Illinois University and has completed various law enforcement training courses. Asst. Chief Goethe resides in Duval County.

Policy Impact Area: Jacksonville Sheriff's Office operations

Fiscal Impact: According to Employee Services, the salary range for this position is \$80,774 to \$131,875 annually.

Analyst: Welsh

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Bill Type and Number: Resolution 2013-626

Sponsor: Council President at the request of the Sheriff

Date of Introduction: October 8, 2013

Committee(s) of Reference: R

Date of Analysis: October 8, 2013

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of Tara H. Wildes as the Director of Corrections, within the Sheriff's Office, retroactively effective to September 28, 2013.

Background Information: Section 37.107(b), *Ordinance Code*, provides that the Director of Corrections shall have a college degree or at least five years' experience and commensurate training.

Chief Wildes has been employed with the Sheriff's Office since 1985, working her way up from Corrections Officer to Assistant Chief in 1995. She was appointed as Chief of Jails in 2003 and as Chief of Prisons in 2012. Chief Wildes received a bachelor's degree in criminal justice from the University of North Florida and resides in Duval County.

Policy Impact Area: Jacksonville Sheriff's Office operations

Fiscal Impact: According to Human Resources, the salary range for this position is \$94,214 - \$153,819 annually.

Analyst: Welsh

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Bill Type and Number: Resolution 2013-645

Sponsor: Council President Gulliford

Date of Introduction: October 8, 2013

Committee(s) of Reference: R

Date of Analysis: October 8, 2013

Type of Action: Appointment

Bill Summary: This bill appoints Barney E. Spann to the Enterprise Zone Development Agency Board, replacing Riyan K. Jackson as a representative of a local financial or insurance entity, for a first term ending December 31, 2016.

Background Information: The Enterprise Zone Development Agency Board is established pursuant to Chapter 501, *Ordinance Code*, and Section 290.0056, *Florida Statutes*, and charged to assist in the development and implementation of the strategic plan; oversee and monitor the implementation of the strategic plan and make quarterly reports to Council; identify and recommend to Council ways to remove regulatory barriers; identify to Council the financial needs of, and local resources or assistance available to, eligible business in the zone; and manage the implementation of the Empowerment Zone Strategic Plan. Section 501.105, *Ordinance Code*, provides that the members of the board shall be appointed by the Council and at least one of the members shall be a representative from local financial or insurance entities.

Mr. Spann received a bachelor's degree in business administration and account information systems from the University of North Florida. He is a Technology Manager / Vice President with *Wells Fargo Bank*. Mr. Spann has previously served on the Urban Core District Municipal Code Enforcement Board. He resides in the Springfield area within Council District #7.

Policy Impact Area: Enterprise Zone Development Agency Board operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2013-646

Sponsor: Council President at the request of the Mayor

Date of Introduction: October 8, 2013

Committee(s) of Reference: R

Date of Analysis: October 8, 2013

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Christina D. Leonard as a member of the Jacksonville Fire Museum Advisory Board, for a second three-year first term ending September 30, 2016.

Background Information: The Jacksonville Fire Museum Advisory Board is established pursuant to Chapter 31, Part 8, *Ordinance Code*, and charged to advise the Executive Director as to the administration of funds within the Fire Museum Trust Fund; advise the Executive Director with respect to the maintenance, operation and improvement of the Fire Museum; advise the Executive Director as to the needs, services and operation of the Fire Museum; and create, promote and sponsor programs to raise donations and obtain subscriptions to the Fire Museum. Section 31.801, *Ordinance Code*, provides that seven members of the board are appointed by the Mayor, subject to confirmation by the Council.

Ms. Leonard received a master's degree in public administration from the University of North Florida and is a Director of Operations and Curator with the *Museum of Science and History*. She resides in Jacksonville Beach within Council District #13.

Policy Impact Area: Jacksonville Fire Museum Advisory Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Ordinance 2013-683

Introducer/Sponsor(s): Council Member Lee

Date of Introduction: October 8, 2013

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

Date of Analysis: October 10, 2013

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 32 – Public Works Department – to create a new Part 8 – Mowing and Maintenance Division – which will be responsible for performing landscape maintenance and mowing for all City departments. The bill creates a position of Chief of the Mowing and Maintenance Division.

Background Information: Several City departments currently carry out mowing and landscape maintenance functions. The Public Works Department uses in-house forces to mow City-owned, non-Public Buildings parcels and to do some mowing of road rights-of-way and drainage facilities. The majority of the department's road right-of-way mowing and all of the mowing of grass around public buildings is done by private contractors. The Municipal Code Compliance Division of the Neighborhoods Department contracts out all of its mowing for remediation of code compliance violations on private properties.

Policy Impact Area: Centralization of mowing and landscape maintenance activities

Fiscal Impact: Anticipated to be minimal, reorganizing existing functions

Analyst: Clements

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Bill Type and Number: Ordinance 2013-685

Introducer/Sponsor(s): Council Member Schellenberg

Date of Introduction: October 8, 2013

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

Date of Analysis: October 10, 2013

Type of Action: Appropriation

Bill Summary: The bill appropriates \$116,297 from the Administration and Finance Department budget to the Special Council Contingency fund to unfund the salary and benefits appropriations for the position of Comptroller.

Background Information: The City Comptroller position supervises the City's financial accounting and accounts payable and accounts receivable functions. The position has been vacant for the past 2 fiscal years. The bill's preamble states that the duties of the position have apparently been absorbed by other employees, indicating that this position is not needed.

Policy Impact Area: Employee cap control

Fiscal Impact: The bill \$116,297 from the Administration and Finance Department budget to the Special Council Contingency fund.

Analyst: Clements

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Bill Type and Number: Ordinance 2013-686

Sponsor: Council Member Clark:

Date of Introduction: October 8, 2013

Committee(s) of Reference: TEU, RCD, PHS

Date of Analysis: October 11, 2013

Type of Action: Community Designation

Bill Summary: The ordinance designates the Jacksonville Golf and Country Club Subdivision as a “Golf Cart Community” pursuant to *Section 316.212, Florida Statute*; designates Biggin Church Road S., Biggin Church Road N., Brampton Island Court N., Brampton Island Court S., Cattail Pond Circle N., Cattail Pond Circle W., Cattail Pond Drive, Charter House Drive, Chicora Wood Place, Coopers Lake Road, Cricket Cove Road, Cricket Cove Road E., Drayton Mill Court, Easton Island Court, Fenwick Island Court, Fenwick Island Drive, Fiddlers Creek Road, Fiddlers Creek Road W., Hunt Club Road, Hunt Club Road N., Huntley Manor Drive, Jebb Island Circle E., Jebb Island Circle S., Jebb Island Circle W., Johns Island Court, Littleton Bend Court, Littleton Bend Road, Mallard Pond Court, Michaels Landing Circle N., Michaels Landing Circle E., Night Heron Court, Pawley Island Court, Pinckney Island Court, Planters Creek Circle E., Planters Creek Circle S., Planters Creek Circle W., Quailbrook Drive, Quinby Island Court, Saltmeadow Court, Sandwedge Court, Summit Creek Road, Vickers Lake Court, Vickers Lake Drive, Wexford Hollow N., Wexford Hollow W., Wexford Hollow E., and Wicklow Manor as appropriate for golf carts, subject; finding that golf carts may safely travel on or across the private rights-of-way.

Background Information: The Jacksonville Golf and Country Club Property Owners Association, Inc. requested designation of the JGCC Subdivision as a “Golf Cart Community;” Section 316.212, *Florida Statutes*, permits the operation of golf carts upon rights-of-way, subject to certain requirements. The Jacksonville Sheriff’s Office has reviewed the request and does not object to the designation; the City’s Department of Public Works has reviewed the request and does not object to the designation. The JGCC Property Owners Association, Inc. shall, pursuant to the Manual of Uniform Traffic Control Devices, post appropriate signage. The JDCC Property Owners Association, Inc. shall be solely responsible for the costs associated with the signage, including installation and future maintenance.

Policy Impact: Public Works

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2013-688

Sponsor: Council President at the request of the Mayor:

Date of Introduction: October 8, 2013

Committee(s) of Reference: TEU

Date of Analysis: October 11, 2013

Type of Action: Easement Closer

Bill Summary: The ordinance closes, abandons and/or disclaims an Easement for Ingress and Egress in Davis Creek Business Park as recorded and established in Plat Book 48, Page 47B, dated December 22, 1993, in the public records of Duval County, in Council District 13, at the request of William e. Powell (the "Applicant") in order to return the Applicant's property, which is zoned light industrial to private use.

Background Information: Since the construction of Davis Creek Road, the Easement has become unnecessary; in addition, the Easement was used for access to the City's mulch site, which is no longer active. The Applicant has paid a \$500.00 application processing fee. The closure request has been sent to the various municipal agencies, including Solid Waste, which might have an interest in this matter. There were no objections.

Policy Impact: Public Works/Real Estate

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2013-689

Sponsor: Council Member Gaffney:

Date of Introduction: October 8, 2013

Committee(s) of Reference: TEU; PHS

Date of Analysis: October 11, 2013

Type of Action: Honorary Street Designation

Bill Summary: This ordinance establishes an honorary street designation beginning at the intersection of Odessa Street and A. Philip Randolph Boulevard extending to the intersection of Odessa Street and Bridier Street in Jacksonville for Bishop Nick Sheffield Hightower, Sr.; provides for the installation of an honorary roadway marker to be located in an appropriate location on the designated roadway in Council District 7; honors the life and recognizes the achievements of Bishop Nick Sheffield Hightower, Sr.; provides for the conformance with Part I (General Provisions) of chapter 745, *Ordinance Code* (Addressing and Street Naming Regulations); directs Legislative Services to forward the ordinance to the Planning and Development Department.

Background Information: Bishop Nick Sheffield Hightower, Sr., was a well-known minister, singer and musician who founded the House of God Saints in Christ Church 86 years ago in Jacksonville. The church eventually expanded throughout Florida, South Georgia and eventually had satellite churches in New York State, New Jersey, Pennsylvania and Ohio. Bishop Hightower died in 1971. Representatives of the church submitted a request for the honorary designation and road markers. A private donor has provided funding to cover the costs of the roadway markers.

Policy Impact: Public Works/Planning and Development Department

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2013-690

Sponsor: Council Member Gaffney:

Date of Introduction: October 8, 2013

Committee(s) of Reference: R; TEU

Date of Analysis: October 11, 2013

Type of Action: Street Renaming; Ordinance Code Waiver

Bill Summary: The ordinance renames Commerce Street (in Arlington) extending from Rogero Road to Westdale Drive to "Lion's Club Way", in Council District 7; it waives the requirements of Section 745.105 (g), *Ordinance Code*, regarding the requirement that all street name changes shall be for the entire length of the street name; it directs Legislative Services to forward the ordinance to the Planning and Development Department.

Background Information: The Arlington Lions Club has submitted a request to change the name of Commerce Street that extends from Rogero Road to Westdale Drive to "Lions Club Way." The service organization owns all properties located on the north side of the segment roadway, including the facility at 6523 Commerce Street. The Jacksonville Historic Preservation Commission has reviewed the street name change and recommended denial of the request, feeling that there were no compelling reasons to change the street name. The 911 Addressing Advisory Committee (Planning & Development Department) reviewed the request and recommended denial of the street name change request feeling that the name change could create confusion for emergency vehicles. Another issue that concerned the 911 Committee: the Lions Club contends that Lions Clubs in major cities throughout Florida are requesting this type of name change in the location of their facilities and that the Lions Club at Jax Beach has already named the street in which this facility is located to a Lions Club street name. The Committee did not like the idea of purposely creating another Lions Club road in Duval County.

Policy Impact: Public Works/Planning and Development Department

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Resolution 2013-691

Sponsor: Council President at the request of the Sheriff

Date of Introduction: October 8, 2013

Committee(s) of Reference: R

Date of Analysis: October 8, 2013

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of William J. Clement, III as Chief of the Budget and Management Division, within the Sheriff's Office Police Services Department, retroactively effective to October 5, 2013.

Background Information: Section 37.102(a), *Ordinance Code*, provides that Division Chiefs in the Sheriff's Office shall have a college degree or at least five years' training and experience.

Mr. Clement received a bachelor's degree in accounting from the University of North Florida and a law degree from the University of Florida and is a Certified Public Accountant. He has been employed with the Sheriff's Office since 2007, working his way up from Internal Auditor to Certified Public Accountant, a position he has held since 2010. Mr. Clement resides in St. Johns County.

Policy Impact Area: Jacksonville Sheriff's Office operations

Fiscal Impact: According to Human Resources, the salary range for this position is \$80,774 - \$131,875 annually.

Analyst: Welsh

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Bill Type and Number: Ordinance 2013-692

Sponsor: Council President at the request of the Mayor:

Date of Introduction:

Committee(s) of Reference:

Date of Analysis:

Type of Action:

Bill Summary:.

Background Information:

Policy Impact:

Fiscal Impact:

Analyst: Jackson

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Bill Type and Number: Ordinance 2013-693

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

Date of Introduction: September 24, 2013

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

Date of Analysis: September 27, 2013

Type of Action: Authorization of easement agreements; designation of oversight department; authorization of the Mayor to make technical corrections to documents

Bill Summary: The bill authorizes the execution of easement agreements with private property owners for location, access to and maintenance of the reconstructed Southbank Riverwalk on those properties. The bill designates the Parks and Recreation Department to oversee the project, and authorizes the Mayor or his designee to make technical corrections to the easements as necessary to carry out the intention of the ordinance.

Background Information: The Southbank Riverwalk was constructed in the mid-1980s and has reached the end of its useful life. The Riverwalk is proposed to be reconstructed primarily on land (similar to the Northbank Riverwalk) rather than on pilings over water. This relocation of the Riverwalk requires easements from the property owners on the Southbank to allow the walkway to be constructed on their property and thereafter accessed for public use and for maintenance purposes. Easements will be required from 7 property owners, including the FDOT and School board. The easement term is for 30 years to January 2043.

Policy Impact Area: Capital improvement; public river access

Fiscal Impact: The easements will be granted for a token sum of \$10 per year. The City is responsible for all operations, maintenance and utility costs associated with the Riverwalk.

Analyst: Clements

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Bill Type and Number: Ordinance 2013-694

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

Date of Introduction: September 24, 2013

Committee(s) of Reference: R, TEU, F, RCD, LUZ

Date of Analysis: September 27, 2013

Type of Action: Authorization of stadium lease amendment; authorizing and appropriating commercial paper borrowing; Ordinance Code waivers; reference to construction of this ordinance in accordance with a prior ordinance; designation of oversight department

Bill Summary: The bill authorizes execution of Amendment #12 to the City's lease with the Jacksonville Jaguars for use of EverBank Field, which provides for the financing and construction of various improvements to the stadium, including new video boards and renovations and improvements to the North End Zone (NEZ). The bill authorizes the issuance of \$43,109,000 in commercial paper and the appropriation of the proceeds of that borrowing to the stadium improvement project. It waives the provisions of Ordinance Code Chapter 656 – Zoning Code – in Part 13, Subpart B – Downtown Sign Overlay Zone – with regard to its application to the North End Zone video board; and waives the provisions of Chapter 126 – Purchasing Code, except for any provisions pertaining to the Equal Business Opportunity Program. The bill authorizes the City to directly procure certain construction materials for the project on a sales tax-free basis. It waives the provisions of Ordinance Code Section 320.409 – Schedule of Permit Fees - to waive building permit fees for the project, and waives the provisions of Section 122.811(a) – Sales of Tangible Personal Property, Prohibition of Sales to Certain Persons – to permit the direct disposition of tangible personal property being removed from the stadium outside of the normal City requirements. The bill provides that it shall be construed in accordance with Ordinance 2010-493-E which approved Amendment #10 to the stadium lease and created a Capital Maintenance Fund for the Sports Complex facilities. The bill designates the Office of Economic Development as the oversight agency for the project.

Background Information: The Jaguars and the City have discussed a program of improvements to EverBank Field, encompassing new, larger video boards and a north end zone “fan zone”, to be constructed at a total cost of approximately \$63 million. The Jaguars have committed \$20 million to the project, with the City paying the remaining \$43 million. Mayor Brown has proposed that the City's contribution be funded using a portion of the tourist development tax (“bed tax”). This bill authorizes short-term commercial paper borrowing to provide initial funding to start construction in January 2014 after the conclusion of the NFL season and Gator Bowl game.

Policy Impact Area: EverBank Field capital improvements

Fiscal Impact: The City commits to appropriate \$43,109,000 in borrowed funds to the improvements.

Analyst: Clements