

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 2011-576

Introducer/Sponsor(s): Council President Joost

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 13, 2011

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 10 – Organization of the Council – to authorize council members to utilize City computers and communications equipment to maintain contact with their private business interests provided those uses incur no special costs to the City.

Background Information: It is City policy that computers, telephones, and other City resources are to be used for City business only and are not for personal use. City Council members are unique among City employees in being part-time employees who have other careers from which they must be absent in order to be conducting City business at City Hall. This amendment would permit council members to utilize City equipment to be in touch with their other jobs, provided the use did not incur any special or additional costs to the City beyond the normal cost of the equipment and usual service charges.

Policy Impact Area: Regulation of use of City equipment

Fiscal Impact: None

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 2011-577

Introducer/Sponsor(s): Council Member Schellenberg

Date of Introduction: September 13, 2011

Committee(s) of Reference: LUZ

Date of Analysis: September 13, 2011

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 307 – Historic Preservation and Protection – and Chapter 518 – Jacksonville Property Safety and Maintenance Code – to provide a sunset clause for the “mothballing” provisions which will repeal the provisions as of August 9, 2014 unless they are re-enacted by subsequent action of the City Council.

Background Information: Ordinance 2011-408-E enacted a new “mothballing” procedure by which vacant structures can be secured and weatherproofed for preservation from deterioration and from accruing property maintenance code violations while efforts are made to permanently preserve or restore the structure to productive use. This bill would automatically repeal the mothballing authorization and procedures after a 3-year period unless the Council affirmatively re-adopts the provisions. The sponsor intends to restrict the mothballing procedure to a limited time period in recognition of current economic circumstances, but does not want the procedure to become a permanent mechanism available to a property owner to invoke at any time, potentially years in the future, to avoid complying with the property maintenance code.

Policy Impact Area: Property maintenance code compliance; historic building preservation

Fiscal Impact: None

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 2011-578

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 13, 2011

Committee(s) of Reference: F; RCDPPHS; JWW

Date of Analysis: September 16, 2011

Type of Action: Appropriation; Approval of Amendments to Agreements

Bill Summary: This ordinance appropriates \$7,103,232.38 by reallocating and transferring funds to the Public Works Department for the on-going capital projects to restore the health of the St. Johns River and its tributaries and to provide funds for a new Naval Air station (NAS) Reclaimed Water Project, as initiated by B.T. 11-127; provides for a carryover of funds to subsequent Fiscal Years; approves and authorizes the Mayor and Corporation Secretary to execute the Second Amendment to the Agreement between the St. Johns River Water Management District and the City of Jacksonville for Tributary Water Quality Restoration, Lower St. Johns River Basin; approves and authorizes the Mayor and Corporation Secretary to execute the Second Amendment to Subcontract for Tributary Water Quality Restoration, Lower St. Johns River Basin, between the City and JEA for performing certain of the obligations of the SJRWMD Agreement Tributary Water Quality Restoration; provides for oversight by the Public Works Department.

Background: The legislation and funding are to further implement the Septic Tank Phase-out program. There are 2 remaining open project components in the current Septic Tank Phase-out Contract: Lincoln Villas Service Area II improvements and the Septic Tank Facilities Phase-out Plan will now become the responsibility of the Public Works Department. This legislation proposes to further amend the existing contract to delete a \$2,000,000 contribution from SJRWMD and reallocated costs including savings from Oakwood Villas Phase 2; to increase Lincoln Villa Phase 1 project costs; and to add a NAS Reclaimed Project. The contract is also modified to extend the completion date to September 30, 2012, with a two one-year extensions upon concurrence with SJRWMD. *In his presentation to the Jacksonville Waterways Commission on September 14, 2011, Vince Seibold, Chief, Environmental Quality, Environmental & Compliance Department, indicated the Administration was requesting emergency action on this legislation. There is no mention of emergency action in the title of the bill, the body of the bill, nor in the Legislative Fact Sheet.*

Policy Impact: Public Works

Fiscal Impact: This ordinance appropriates \$7,103,232.38.

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 2011-579

Introducer/Sponsor: Land Use and Zoning Committee

Date of Introduction: September 13, 2011

Committee(s) of Reference: LUZ

Date of Analysis: September 15, 2011

Type of Action: Repeal of Ordinance

Bill Summary: This bill repeals Ordinance 2011-40-E, which granted, with conditions, a waiver of minimum road frontage for property owned by Bryan Allen Cribbs at 9193 103rd Street (between Vivian Drive and Lambing Road).

Background Information: The waiver reduced the minimum road frontage from 80 feet to 0 feet. The bill states that the Planning and Development Department has discovered that the property is a lot of record and not subject to the minimum road frontage requirements set forth in Chapter 656, Zoning Code.

Policy Impact Area: Planning and Development; Waivers

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 2011-592

Introducer/Sponsor: Council President, Pursuant to Section 714.304, Ordinance Code

Date of Introduction: September 13, 2011

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

Date of Analysis: September 15, 2011

Type of Action: Neighborhood Assessment Program Establishment

Bill Summary: This bill establishes the 1800 Block Seminole Road Neighborhood Assessment Program for the conversion of utilities from overhead to underground, with costs to be offset by assessments against the benefited properties. JEA is requested and authorized to convert the utilities and to fund said conversion. The assessments are to be collected by the Tax Collector using the Uniform Method for collecting non-ad valorem assessments on the November 2012 tax notice, as authorized under Florida Statutes. The provisions of Section 714.107, Ordinance Code, are waived concerning any requirement for levying the assessments under Chapter 170, Florida Statutes, as the City will levy and collect assessments pursuant to Section 197.3632, Florida Statutes.

Background Information: The ten property owners petitioned the City for this Neighborhood Assessment Program, and the request involves conversion of overhead electric, telephone, and cable television lines to underground utilities located within the Seminole Road right-of-way between St. Johns Avenue and the St. Johns River.

Policy Impact Area: Neighborhood Assessment Programs; JEA; Tax Collector

Fiscal Impact: Undetermined; a preliminary cost estimate is \$97,033, to be repaid by special assessment

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 2011-593

Sponsor: Council Member Brown:

Date of Introduction: September 13, 2011

Committee(s) of Reference: TEU; F

Date of Analysis: September 16, 2011

Type of Action: Lease Amendment Authorization

Bill Summary: This ordinance authorizes the Mayor and Corporation Secretary to execute a Second Amendment to the Lease between S.O.C.K. Outstanding Students (S.O.S.) Academy, Inc. and the City of Jacksonville for certain premises at 6974 Wilson Boulevard to exercise the term of the lease to holdover from month to month until a new tenant is selected through the Request for Proposal process.

Background: This legislation would enable the charter school to continue leasing the premises located at 6974 Wilson Boulevard (Council District 10) on a month to month basis and participate in the Request for Proposal process regarding the lease of the premises. Payment of rent on July 31, 2011 does not constitute a renewal of the lease. The Lease Agreement was originally entered into September 5, 2001. The lease has been amended once previously by Amendment to Lease Agreement dated November 7, 2006.

Policy Impact: Public Works/Real Estate Division

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 2011-594

Sponsor: Council Vice-President Bishop:

Date of Introduction: September 13, 2011

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

Date of Analysis: September 16, 2011

Type of Action: Agreement Authorization; Appropriation; CIP Amendment

Bill Summary: This ordinance authorizes the Mayor and Corporation Secretary to (1) execute on behalf of the City, a Joint Project Agreement with the School Board of Duval County for the installation of a School Speed Zone on Kernan Boulevard and (2) take such further action as may be necessary or appropriate to effectuate the purpose of this ordinance; establishes the Kernan Boulevard School Speed Zone Project; appropriates \$100,000 from the Countywide Intersection Improvements account for traffic control devices and pedestrian control devices for the School Speed Zone on Kernan Boulevard located between Beach Boulevard and Atlantic Boulevard adjacent to the Kernan Trail Elementary School and Kernan Middle School; provides for Public Works Department to oversee project; provides for a carryover of funds to Fiscal Year 2011-2012; amends the 2011-2015 Five-Year Capital Improvement Program, approved by Ordinance 2010-558-E, to fund the "Kernan Boulevard School Speed Zone" project.

Background Information: The purpose of this appropriation is to fund the installation of traffic control devices (flashing lights) and pedestrian control devices for a school speed zone, consistent with the applicable Florida Department of Transportation manual concerning specifications and requirements for such devices, on Kernan Boulevard between Beach Boulevard and Atlantic Boulevard, adjacent to the Kernan Tail Elementary School and the Kernan Middle School.

Policy Impact: Traffic Safety/Public Schools

Fiscal Impact: The ordinance appropriates \$100,000

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 2011-595

Sponsor: TEU Committee

Date of Introduction: September 13, 2011

Committee(s) of Reference: TEU

Date of Analysis: September 15, 2011

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and Argyle Property Group for a mixed use commercial project known as Argyle Forest market. The fair share assessment is \$231,474 with a 5-year term and an inflation rate of 3.3% per year. Concurrency Review estimated a total of 343 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Collins Road – Rampart Road to Blanding Boulevard	44
Argyle Forest Boulevard – Rampart Road to Shindler Drive	57
Argyle Forest Boulevard – Blanding Boulevard to Rampart Road	45
Rampart Road – Argyle Forest Boulevard to Collins Road	112
Rampart Road – Argyle Forest Boulevard to Collins road	45
Rampart Road – Park City Drive to Morse Avenue	40

Background Information: The project consists of a 36,400 square foot shopping center, 22,100 square feet of office space and 5,100 square foot bank with drive-throughs on 10 acres at the northeast corner of Argyle Forest Boulevard and Rampart Road in Council District 14.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$231,474 to the Sector 4.1 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 2011-596

Introducer/Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 13, 2011

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

Date of Analysis: September 15, 2011

Type of Action: Declaration of Surplus; Property Conveyance; Waiver

Bill Summary: This bill declares three tax-reverted parcels of real property in the Osceola Forest, Biltmore, and Moncrief Terrace neighborhoods to be surplus to City needs for the purpose of conveying the properties to War on Poverty-Florida, Inc., at no cost for use in its Urban Agricultural Program. Authorization is given for the Mayor, or designee, and Corporation Secretary to execute an Agreement for Donation and Quit Claim Deed conveying the parcels. The provisions of Section 122.423, Ordinance Code, are waived to allow the conveyance at no cost.

Background Information: The referenced Urban Agricultural Program promotes community gardening, alternative food sources, and nutritional education focused on healthy eating habits for youth and their families. The properties are located as follows: (1) Suray Avenue between Waynesboro Avenue and Culpepper Avenue; (2) Wabash Boulevard between Nile Drive and Gilead Drive; and (3) Ageson Road between Hull Street and Roberts Avenue. The Real Estate Officer has determined that no need exists for the properties by the City or any independent agency, and provision is made for return of the properties to the City in the event the Agreement for Donation cannot be fulfilled.

Policy Impact Area: Real Estate-Surplus Property; Urban Agriculture

Fiscal Impact: Undetermined; the properties have a combined assessed value of \$18,415 and are to be conveyed at no cost

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 2011-597

Sponsor: Council President Joost

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Membership Category Change

Bill Summary: This bill confirms the membership category change for William T. Spinner on the Industrial Technical Advisory Committee, from residential property owner to commercial property developer, for the remainder of his current term ending June 30, 2012.

Background Information: The Industrial Technical Advisory Committee is established pursuant to Chapter 30, Part 7, *Ordinance Code*, and charged to review and make recommendations to the Planning and Development Department on proposed land use changes, and rezonings in Areas of Situational Compatibility and Industrial Sanctuaries; review and make recommendations to the Planning and Development Department concerning text changes to the Comprehensive Plan and proposed changes to the Zoning Code which relate to Areas of Situational Compatibility and Industrial Sanctuaries; and review and make recommendations to the City Council as to the creation or expansion of Areas of Situational Compatibility and Industrial Sanctuaries.

Section 30.702, *Ordinance Code*, provides that the seven members of the Industrial Technical Advisory Committee shall be nominated by the Council President and appointed by the Council, in various categories, including a commercial property developer. Mr. Spinner currently serves in the residential property owner category. Because Mr. Spinner is also a commercial property developer, the Planning and Development Department would like to adjust him to a more appropriate category. He will fill the category slot being vacated by Peter Anderson.

Mr. Spinner received a master's degree in construction management from Florida International University and is a certified general contractor and a licensed real estate sales associate. He owns *Spinner Construction, Inc.*, specializing in commercial and industrial development. Mr. Spinner resides in the Avondale area within Council District #14.

Policy Impact Area: Industrial Technical Advisory Committee 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 2011-598

Sponsor: Council President Joost

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Appointment

Bill Summary: This bill appoints Greg S. Kupperman to the Industrial Technical Advisory Committee, replacing Justin Hart as a residential property developer, for a first term ending June 30, 2013.

Background Information: The Industrial Technical Advisory Committee is established pursuant to Chapter 30, Part 7, *Ordinance Code*, and charged to review and make recommendations to the Planning and Development Department on proposed land use changes, and rezonings in Areas of Situational Compatibility and Industrial Sanctuaries; review and make recommendations to the Planning and Development Department concerning text changes to the Comprehensive Plan and proposed changes to the Zoning Code which relate to Areas of Situational Compatibility and Industrial Sanctuaries; and review and make recommendations to the City Council as to the creation or expansion of Areas of Situational Compatibility and Industrial Sanctuaries.

Section 30.702, *Ordinance Code*, provides that the seven members of the Industrial Technical Advisory Committee shall be nominated by the Council President and appointed by the Council, in various categories, including a residential property developer.

Mr. Kupperman received a bachelor's degree in geography from the University of Miami and is President of *Green & Kupperman, Inc.* and *Greg S. Kupperman Joint Ventures*, a real estate / land development company. He resides in Atlantic Beach within Council District #13.

Policy Impact Area: Industrial Technical Advisory Committee 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 2011-599

Sponsor: Council President Joost

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Appointment

Bill Summary: This bill appoints Lee T. Baggs to the Industrial Technical Advisory Committee, filling the slot formerly held by Joseph Waryold as an industrial business representative, for a partial term ending June 30, 2012.

Background Information: The Industrial Technical Advisory Committee is established pursuant to Chapter 30, Part 7, *Ordinance Code*, and charged to review and make recommendations to the Planning and Development Department on proposed land use changes, and rezonings in Areas of Situational Compatibility and Industrial Sanctuaries; review and make recommendations to the Planning and Development Department concerning text changes to the Comprehensive Plan and proposed changes to the Zoning Code which relate to Areas of Situational Compatibility and Industrial Sanctuaries; and review and make recommendations to the City Council as to the creation or expansion of Areas of Situational Compatibility and Industrial Sanctuaries.

Section 30.702, *Ordinance Code*, provides that the seven members of the Industrial Technical Advisory Committee shall be nominated by the Council President and appointed by the Council, in various categories, including representatives from industrial businesses operating in the City of Jacksonville.

Mr. Baggs received a bachelor's degree in finance from Georgia Southern University and is a Division Manager with *Trainor Glass Company*, a commercial glazing firm. He resides in Jacksonville Beach within Council District #13.

Policy Impact Area: Industrial Technical Advisory Committee 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 2011-601

Sponsor: Council President Webb

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Reappointment

Bill Summary: This bill reappoints Julie A. Dion to the Duval County Tourist Development Council (TDC), as a tourist industry representative, for a first full four-year term ending June 30, 2015.

Background Information: The TDC is established pursuant to Chapter 70, *Ordinance Code*, and Section 125.0104, *Florida Statutes*, and charged to recommend a method of coordination of existing tourist development efforts by both public and private agencies, organizations and business and of new or additional tourist development efforts; identify and recommend methods of eliminating unnecessary duplications in existing tourist development efforts; identify and develop new tourist development efforts; create, prepare and submit to the Council a tourist development plan; and review the expenditures of revenues from the Tourist Development Trust Fund and report any unauthorized expenditures to the Council and State Department of Revenue. Section 70.102 (a), *Ordinance Code*, provides that the nine members of the TDC shall be appointed by the Council in various categories including persons involved in the tourist industry.

Ms. Dion is a Vice President of Sales and Marketing with *Adventure Landing*, a family entertainment center, and President of *Dion Marketing Company*. She resides in Neptune Beach within Council District #13.

Because Ms. Dion's initial appointment was for a term less than 50% of a full four-year term, that appointment is not considered a first term for reappointment purposes. Thus Mr. Dion is being appointed to a "first full" four-year term.

Attendance: According to records provided by the staff for the Tourist Development Council, Ms. Dion has attended 86% (6 of 7) of the meetings of the board since her initial appointment in 2010.

Policy Impact Area: Duval County Tourist Development Council 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 2011-602

Sponsor: Council Member Holt

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Reappointment

Bill Summary: This bill reappoints Gwendolyn T. Robinson to the Jacksonville-Duval County Council on Elder Affairs, as the representative for Council District 11, for a second two-year term ending June 30, 2013.

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

Ms. Robinson received an associate's degree from Compton (CA) Community College and is retired from municipal employment. She resides in the Forrest Trails area within Council District #11.

Attendance: According to records provided by the staff for the Council on Elder Affairs, Ms. Robinson has attended 88% of the meetings of the council since her initial appointment in 2010.

	Meetings Attended	Meetings Held
2010	10	11
2011	5	6
Total	15	17

Policy Impact Area: Jacksonville-Duval County Council on Elder Affairs 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 2011-603

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 12, 2011

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Cyrus M. Jollivette as a member of the Jacksonville Aviation Authority, for a second full four-year term ending September 30, 2015.

Background Information: The Jacksonville Aviation Authority is established pursuant to Article 4, *Jacksonville Municipal Charter*, and charged to operate, manage, and control all publicly owned airports and ancillary facilities located within Duval County. Section 1(2), Article 4, provides that three of the members of the Jacksonville Aviation Authority are appointed by the Mayor with the confirmation of the Council of the City of Jacksonville.

Mr. Jollivette received a law degree from the University of Miami School of Law and is the Senior Vice President for Public Affairs for *Blue Cross Blue Shield of Florida*. He resides in the Julington Creek area within Council District #6.

Policy Impact Area: Jacksonville Aviation Authority 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 2011-604

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 12, 2011

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Chester A. Aikens as a member of the Jacksonville Aviation Authority, for a second full four-year term ending September 30, 2015.

Background Information: The Jacksonville Aviation Authority is established pursuant to Article 4, *Jacksonville Municipal Charter*, and charged to operate, manage, and control all publicly owned airports and ancillary facilities located within Duval County. Section 1(2), Article 4, provides that three of the members of the Jacksonville Aviation Authority are appointed by the Mayor with the confirmation of the Council of the City of Jacksonville.

Dr. Aikens received a master's of business administration from Jacksonville University, a law degree from Florida Coastal School of Law and a degree in dental surgery from Howard University College of Dentistry. He served on Mayor Brown's Transition Team and has previously served on the Water and Sewer Expansion Authority and on the Jacksonville Port Authority. Dr. Aikens resides in the Woodmere area within Council District #1.

Policy Impact Area: Jacksonville Aviation Authority 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 2011-605

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Michael A. Rutledge, Ed.D, as a member of the Civil Service Board, replacing Jerome Spates, for a first three-year term ending June 30, 2014.

Background Information: The Civil Service Board is established pursuant to Article 17, *Jacksonville Charter*, and charged to periodically review the operation and effect of the personnel provisions of the charter, the classification plan, and the pay plan, and report their findings to the council and the mayor; hear and determine appeals initiated by employees who are charged with personnel violations; hear and determine complaints by employees and prospective employees concerning alleged violations of civil service rules or regulations with respect to hiring and promotion; hear and determine the grievance of persons covered by the civil service rules or the grievance of persons who may be entitled to be covered concerning any action taken which pertains to employment rights.

Section 17.02, *Jacksonville Charter*, provides that five of the members of the Civil Service Board shall be appointed by the Mayor, including a union member, subject to the confirmation by the City Council.

Dr. Rutledge received a doctorate of education from Nova Southeastern University. He retired from the Jacksonville Sheriff's Office in 2010 as an Assistant Chief of Patrol and Enforcement. Dr. Rutledge resides in Duval County.

Policy Impact Area: Civil Service 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 2011-607

Sponsor: Council Member Love:

Date of Introduction: September 13, 2011

Committee(s) of Reference: TEU; RCDPHS; JWW

Date of Analysis: September 16, 2011

Type of Action: Expression of City Council Will

Bill Summary: The resolution regards the Georgia-Pacific Corporation and the discharge of wastewater into the St. Johns River; the resolution requests that the Florida Department of Environmental Protection to delay issuance of the Georgia-Pacific Paper Mill discharge permit until all outstanding questions have been answered, including those regarding dioxin, and a comprehensive and thorough chemical engineering analysis of the mill's waste stream be completed before a final permit decision is reached, and authorizing Legislative Services forward a copy of the resolution to the Governor, the Secretary of the Florida Department of Environmental Protection, the Cabinet and the Director of Region IV of the US Environmental Protection Agency.

Background: Georgia-Pacific has proposed to construct a pipeline that would enable the mill to discharge effluent directly into the St. Johns River. Over the years, the paper mill has discharged its waste water into Rice Creek. An Administrative Law Judge gave Georgia-Pacific the go-ahead to construct the pipeline owing to the failure of Rice Creek's water quality standards. The issue of the pipeline has been a contentious one. Representatives of Georgia-Pacific, the Riverkeeper, State of Florida Department of Environmental Protection officials, environmental groups and others have been before the Jacksonville Waterways Commission on numerous occasions to address the issue. This resolution proposes that a permit to construct the pipeline be delayed until all questions concerning dioxins are answered and until independent scientists have been able to study the issues and offer technological alternatives to the pipeline to the mill for the resolution of the discharge issues.

Policy Impact: Environment/St. Johns River

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: Resolution 2011-609

Sponsor: Council President Joost

Date of Introduction: September 13, 2011

Committee(s) of Reference: R

Date of Analysis: September 8, 2011

Type of Action: Appointment

Bill Summary: This bill appoints John A. Otterson to the Industrial Technical Advisory Committee, filling the residential property owner slot held by William T. Spinner, for a first full term ending June 30, 2013.

Background Information: The Industrial Technical Advisory Committee is established pursuant to Chapter 30, Part 7, *Ordinance Code*, and charged to review and make recommendations to the Planning and Development Department on proposed land use changes, and rezonings in Areas of Situational Compatibility and Industrial Sanctuaries; review and make recommendations to the Planning and Development Department concerning text changes to the Comprehensive Plan and proposed changes to the Zoning Code which relate to Areas of Situational Compatibility and Industrial Sanctuaries; and review and make recommendations to the City Council as to the creation or expansion of Areas of Situational Compatibility and Industrial Sanctuaries.

Section 30.702, *Ordinance Code*, provides that the seven members of the Industrial Technical Advisory Committee shall be nominated by the Council President and appointed by the Council, in various categories, including a residential property owner.

Mr. Otterson received a master's degree in management and marketing from Jacksonville University and is employed with *IFF Chemical Holdings, Inc.* He resides in the Ortega area within Council District #14.

NOTE: William T. Spinner is changing membership categories via Resolution 2011-597.

Policy Impact Area: Industrial Technical Advisory Committee 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: Ordinance 2011-615

Introducer/Sponsor(s): Council Members Boyer and Redman

Date of Introduction: September 13, 2011

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

Date of Analysis: September 13, 2011

Type of Action: Monroe Street restoration moratorium; funding reallocation; waiver of prior ordinance provision; amendment to Banking Fund authorization; CIP amendment

Bill Summary: The bill places a moratorium on the restoration of Monroe Street between Broad Street and Pearl Street until the City Council takes a further definitive action to decide the road's future. It appropriates \$800,000 from the courthouse project budget to the budget for the Gold Merit/Pope Place environmental remediation project in place of using Banking Fund borrowing for that project, and provides for carry-over of the appropriation to future fiscal years. The bill amends Ordinance 2011-407, the annual Banking Fund borrowing authorization bill, to reduce the borrowing cap by \$800,000 to reflect the alternative funding source for the Gold Merit/Park Place project. It amends Ordinance 2011-406, the 2012-16 Capital Improvement Program, to move construction of the restored section of Monroe Street from FY11-12 to FY14-15.

Background Information: The bill shifts funding from the restoration of Monroe Street adjacent to the new county courthouse to an ash site remediation project currently planned to be performed with Banking Fund borrowing. The future of the Monroe Street restoration has been uncertain for several years as the City Council has taken actions that both mandated and then later rescinded the restoration of the street.

Policy Impact Area: Monroe Street restoration; CIP project funding source reallocation

Fiscal Impact: The bill would shift \$800,000 currently budgeted in the courthouse project budget for the restoration of Monroe Street to another CIP project to fund an ash site remediation project.

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 2011-616

Introducer/Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 13, 2011

Committee(s) of Reference: TEU; F

Date of Analysis: September 15, 2011

Type of Action: Settlement Approval

Bill Summary: This bill authorizes the Office of General Counsel to settle all outstanding damage claims made by the owners arising from the condemnation of parcels 118 and 718 relative to the construction of roadway and related improvements to Greenland Road. Further authorization is given for execution of all documents necessary to effect the settlement. The total monetary settlement amount is \$172,664.38 (\$146,200.00 total damages; \$19,800.00 statutory attorney's fees; and \$6,664.38 recoverable costs), and the difference between the previously deposited amount and the monetary amount is \$86,464.38.

Background Information: The City filed an eminent domain action to condemn certain real property for construction of roadway and related improvements to Greenland Road. As part of the project, the City acquired 6,424 square feet in fee simple to widen Greenland Road and 1,403 square feet for temporary construction space from property owned by Taylor Concrete and Supply, Inc., and Tarmac America, LLC. The City and the owners have disputed the value of the damages associated with the condemnation and have engaged in discussions for claims in excess of the previously deposited \$86,200. The costs associated with this settlement are to be funded from previously appropriated Better Jacksonville Plan funds.

Policy Impact Area: Office of General Counsel-Settlements; Real Estate; Public Works

Fiscal Impact: Undetermined; the total monetary settlement amount is \$172,664.38, with the difference between the previously deposited amount and the monetary amount being \$86,464.38

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 2011-617 - Amended

Introducer/Sponsor(s): Council Member Bishop

Date of Introduction: September 13, 2011

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

Date of Analysis: September 13, 2011

Type of Action: Ordinance Code waiver; development fee moratorium

Bill Summary: The bill temporarily waives enforcement of portions of Ordinance Code Chapter 655 – Concurrence and Mobility Management System – to enact a moratorium on the collection of mobility fees ~~on the building of single family homes~~ for a period of 12 months from the effective date of the ordinance.

Background Information: The one year moratorium on the collection of mobility fees for all construction of ~~single family homes~~ is intended to help encourage a resumption of development and building activity to help stimulate the local economy out of its current economic slump. The fee waiver will apply to projects for which a building permit is obtained within 6 months of the issuance of a mobility fee calculation certificate, but in no event later than 18 months after the effective date of this ordinance (i.e. if a mobility fee calculation certificate is issued on the last day of the 1 year moratorium, the developer has 6 additional months to begin construction). Failure to complete the building project within 36 months of the effective date of the ordinance will require immediate payment of the full amount of the waived mobility fee.

Policy Impact Area: Mobility fee moratorium

Fiscal Impact: Undetermined

Analyst: Clements