

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 2012-576

Introducer/Sponsor(s): Council Member Gulliford

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 25, 2012

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 118 – City Grants – to provide that the Chair of the Public Service Grant Committee shall be elected by the members of the committee rather than appointed by the Mayor.

Background Information: The PSG Committee is now and will continue to be composed of 7 members, appointed 4 by the Mayor (with City Council confirmation) and 3 by the City Council. The amendment changes the method of selecting the committee chair from appointment by the Mayor to election by the 7 commissioners.

Policy Impact Area: Public Service Grant Committee operations

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2012-577

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 25, 2012

Committee(s) of Reference: F; PHS

Date of Analysis: September 28, 2012

Type of Action: Appropriation; Agreement Approval

Bill Summary: The ordinance appropriates \$503,671.25 (a \$453,304.12 grant from the Federal Emergency Management Agency (FEMA) through the State of Florida Division of Emergency Management for the Severe Repetitive Loss Flood Mitigation Program and \$50,367.13 in matching funds from Dr. Iris Eisenberg, owner of the home at 1873 Powell Place), to provide funding for the elevation of the home, as initiated by B.T. 12-100; the ordinance provides for a carryover of funds to Fiscal Year 2012-2013; it approves and authorizes the Mayor and Corporation Secretary to execute on behalf of the City a Federally-Funded Subgrant Agreement between the City and the State of Florida Division of Emergency Management.

Background Information: The home (1873 Powell Place) is located in Riverside, Council District 14. The property has sustained repetitive flooding. The Severe Repetitive Loss Flood Mitigation Program provides funding to reduce and/or eliminate the long-term risk of flood damage to repetitive loss structures. The program will further reduce claims under the National Flood Insurance Program and support the City's rating in the Community Rating System, which has been upgraded to a standing of 6. The elevation project is contained within the Duval County Local Mitigation Strategy to address the hazard of impacts from flooding associated with tropical storms and hurricanes.

Policy Impact: Jacksonville Fire & Rescue Department/FEMA

Fiscal Impact: The ordinance appropriates \$503,671.25

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-578

Sponsor: Council Member Crescimbeni:

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 28, 2012

Type of Action: Ordinance Code Amendment

Bill Summary: This ordinance amends Chapter 30 (Planning and Development Department), *Ordinance Code*, to combine Current Planning Division and the Community Planning Division into one division to be known as the Planning Services Division; Repealing Part 4 (Community Planning Division) of Chapter 30 (Planning and Development Department), *Ordinance Code*.

Background Information: The legislation combines the Community Planning Division with the existing Current Planning Division to create the Planning Services Division. The Planning Services Division will be responsible for the preparation, evaluation and review of zoning applications, certifications, administrative deviations, variances, waivers and exceptions, and amendments and modifications, as required by Chapter 656. Where the Division Chief of the former Current Planning Division was required to have a college degree in urban planning, the Division Chief of the Planning Services Division shall be required to have a bachelor's degree or higher from an accredited college or university in urban planning.

Policy Impact: Planning & Development Department; Ordinance Code

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2012-579

Sponsor: Council Member Brown:

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 28, 2012

Type of Action: Council Rules Amendment

Bill Summary: The ordinance amends the Council Rules; amends Rule 1.103 (Method of Election of Officers), Council Rules, to provide for annual alternation of party affiliation the Council President.

Background Information: The change in the Council Rules would stipulate that a candidate for President-Designate may not be of the same political affiliation/party as was the designation of the previous President-designate. Annually alternating the party affiliation of the President of the Council would provide for diversity in leadership and would be a Council leadership that reflects the diversity in the community.

Policy Impact: Council Rules

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Resolution 2012-580

Sponsor: Council Member Gulliford:

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 28, 2012

Type of Action: Land Mass Designation

Bill Summary: This resolution supports the naming of the 37 mile island that encompasses the Jacksonville Beaches communities as San Pablo Island.

Background Information: In 1912 the Florida Barge and Canal Company dug a ten mile long waterway that connected Vilano Beach on the south with Mayport Village to the north, creating the Intercoastal Waterway and resulting in the formation of an island that for 100 years has gone unnamed. From the earliest settlements of Florida by the Spaniards, San Pablo has been the name of roads, towns, missions, churches and waterways throughout the entire history of the beaches communities. Naming this 37-mile geographic entity St. Pablo Island would honor and celebrate the rich heritage of both the island and the waterway.

Policy Impact: Geographic naming

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Resolution 2012-581

Sponsor: Council Members Gulliford and Daniels:

Date of Introduction: September 25, 2012

Committee(s) of Reference: RCD

Date of Analysis: September 28, 2012

Type of Action: Application Endorsement

Bill Summary: This resolution expresses the Council's support for the application by Jacksonville Youth Works, Inc. to participate in the Florida Community Contribution Tax Credit Program for purposes of construction and or rehabilitating housing for low to moderate income persons within Jacksonville's Enterprise Zone to advance affordable housing; provides for compliance with the Comprehensive Plan; certifies project/s location within the City's Enterprise Zone.

Background Information: Jacksonville Youth Works proposes to develop a construction skills trade school within Jacksonville's Enterprise Zone to teach at risk youth carpentry, road construction, electrical, plumbing, dry wall and other construction skills. As the program participants' construction skills develop, they will have an opportunity to construct, improve or substantially rehabilitate housing for low to moderate income persons within Jacksonville Enterprise Zone Number 1601. Jacksonville Youth Works is a non-profit organization that targets at-risk youth, ages 16 to 24, who may be a high school drop-out or categorized as an ex-felon. The Florida Community Contribution Tax Credit Program provides an incentive (50% tax credit) to encourage Florida corporations to make donations toward community development and low income housing projects. The Director of Planning and Development, Calvin Burney, attests that the housing construction and or rehabilitation project for low income persons within Jacksonville's Enterprise Zone is consistent with the objectives and policies of the 2030 Comprehensive Plan.

Policy Impact: Affordable Housing/At-Risk Youth/Enterprise Zone

Fiscal Impact: Minimum

Analyst: Jackson

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Bill Type and Number: Resolution 2012-582

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Michael J. Jacobsen as the Chief of the Emergency Preparedness Division within the Fire and Rescue Department.

Background Information: Section 31.602, *Ordinance Code*, provides that the Chief shall have had at least five years' administrative or executive experience.

Mr. Jacobsen received a master's degree in business from Webster University. For the past two years, he has served as second-in-command of operational fleet staff with the US 4th Fleet at Mayport. His military career includes numerous other senior-level roles as well, including Deputy Director of Operations and Plans, Washington D.C.; Commanding Officer, USS Hue City and USS Carney, Mayport; Director of Professional Development, US Naval Academy, Annapolis, Md.; and Surface Operations Officer, Carrier Strike Group Six, Mayport. According to his resume, Mr. Jacobsen resides in St. Johns County.

Policy Impact Area: Fire and Rescue Department / Emergency Preparedness Division operations

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

Analyst: Welsh

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Bill Type and Number: Resolution 2012-583

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Erin B. Vance Skinner as a member of the Library Board of Trustees, as an At-Large District #4 representative, for a term ending July 15, 2016.

Background Information: The Library Board of Trustees is established pursuant to Chapter 90, *Ordinance Code*, and charged with the authority to receive, accept and exercise control over funds, property, gifts, legacies or devises now or hereafter granted to the library or its predecessor libraries and agencies for the purpose of establishing and maintaining a free public library in and for the Consolidated Government and its citizens and the responsibility for the administration of Chapter 662 and the provision of the library services. Section 90.101, *Ordinance Code*, provides that the voting members of the board shall be appointed by the Mayor and confirmed by the Council, with two each from the five At-Large Council Districts.

Ms. Skinner received a master's degree in business administration from the University of North Florida and is the current Vice Chair on the Library Board. She has previously served on the Cultural Service Grant Committee. Ms. Vance resides in the San Jose Forrest area within Council District #5 (At-Large District #4).

Policy Impact Area: Library Board of Trustees operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2012-584

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Gordon P. Robbie as a member of the Jacksonville-Duval County Council on Elder Affairs, for a second two-year term ending June 30, 2014.

Background Information: The Jacksonville-Duval County Council on Elder Affairs is established pursuant to Chapter 82, *Ordinance Code*, and charged 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 five of the members of the Council on Elder Affairs shall be appointed by the Mayor and confirmed by the City Council.

Mr. Robbie retired from the City of Jacksonville, Public Information Office in 1996, after 26 years of service. He has twice previously served on the Council on Elder Affairs, first from 1997 to 2001 and then from 2004 to 2008. Mr. Robbie resides in the Lakewood area within City Council District #5.

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

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-585

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Roland N.C. Udenze as a member of the Downtown Development Review Board, as an architect representative, for a third two-year term.

Background Information: The Downtown Development Review Board is established pursuant to Section 656.361.7, *Ordinance Code*, and charged to review and make decisions with respect to all applications for development and redevelopment within the Downtown Overlay Zone. The nine voting members of the board are appointed by the Mayor and confirmed by the City Council, in various categories including architect.

Mr. Udenze received a bachelor's degree in architecture from the University of Louisiana and is a Florida licensed Architect. He previously served on the former Downtown Development Authority. Mr. Udenze resides in the Arlington Hills area within District #1.

NOTE: This bill may need to be amended to reflect the **term end date as June 30, 2014**, not June 30, 2015, as is currently shown.

Policy Impact Area: Downtown Development Review Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-586

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of John Nathaniel "Nate" Day as a member of the Jacksonville Planning Commission, as an at-large representative, for a second three-year term ending October 1, 2015.

Background Information: The Planning Commission is established pursuant to Chapter 30, Part 2, *Ordinance Code*, and charged to review proposed land use changes, text changes to the Comprehensive Plan, requests for exceptions, variances and waivers to the Zoning Code, appeals from written orders granting or denying an administrative deviation and written interpretations of the Zoning Code and final orders of the Cell Tower Review Committee and other matters related to land use and area planning which are referred to the Department or to the Commission pursuant to law; review and make recommendations to the Council on proposed changes to the Zoning Code, the Code of Subdivision Regulations and other land development regulations or amendments thereto, and with respect to all rezonings; review and make recommendations on plans and programs developed by the Planning Department; and serve as the local planning agency per 163.3174 F.S. and prepare the comprehensive plan.

Section 30.201(a), *Ordinance Code*, provides that the nine members of the Planning Commission shall be residents appointed by the Mayor and confirmed by the Council, including three members appointed at-large.

Mr. Day received bachelor's degrees in biomedical engineering and electrical engineering from Duke University and is Vice President of *H. Smith, Inc.*, a real estate development firm. He is the current Vice Chair of the Planning Commission and resides in the Miramer area within Council District #5.

Policy Impact Area: Jacksonville Planning Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-587

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of William R. Bodie, Jr. as a member of the Construction Trades Qualifying Board, replacing Robert Hazouri as an electrical contractor, for a first full three-year term ending September 30, 2015.

Background Information: The Construction Trades Qualifying Board is established pursuant to Chapter 62, *Ordinance Code*, and charged to administer Chapter 342; ensure that an applicant for any certificate meets the qualifications provided by law; provide for the preparation, administration and grading of examinations; decide questions of definition and interpretation of the scope of work of the various construction trades covered; make recommendations to the Council for amendment to ordinances it is required to administer; and provide a continuous study of the different trades and crafts regulated and recommend the regulation of additional trades or crafts as may be determined to protect the public health, safety and welfare. Section 62.101, *Ordinance Code*, provides that the 18 members are appointed by the Mayor and confirmed by the Council, and that one of the members shall be an electrical contractor.

Mr. Bodie is a licensed electrical contractor and is an Estimator with *Daylight Electric*. He has previously served on the JSEB Monitoring Committee and resides in the Harborview area within Council District #10.

Policy Impact Area: Construction Trades Qualifying Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-588

Sponsor: Council President Bishop

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment

Bill Summary: This bill reappoints Dr. Jose Zayas to the Health Planning Council of Northeast Florida, Inc., in the "provider" category, for a second two-year term ending September 30, 2014.

Background Information: The Health Planning Council of Northeast Florida, Inc. is established pursuant to Section 408.033, *Florida Statutes*, and authorized to develop a district health plan; advise the state department on health care issues and resource allocations; promote public awareness of community health needs; collect data and conduct analyses and studies related to health care needs of the district; advise and assist local governments on the development of an optional health plan; and monitor and evaluate the adequacy, appropriateness and effectiveness of funds distributed to meet the needs of the medically indigent. The bylaws of the Health Planning Council provide that the Board of Directors shall be made up of health care consumers, providers and purchasers, with a provider being a licensed health care professional.

Dr. Zayas received a medical degree from Michigan State University and is the Pediatric Residency Program Director at the *University of Florida College of Medicine-Jacksonville*. He resides in St. Johns County.

Attendance: According to information provided by the staff for the Health Planning Council of Northeast Florida, Inc., Dr. Zayas has attended 100% of the meetings of the board since his initial appointment in 2011.

	Meetings Attended	Meetings Held
2011	5	5
2012	4	4
Total	9	9

Policy Impact Area: Health Planning Council of Northeast, Inc. operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-589

Sponsor: Council President Bishop

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Reappointment

Bill Summary: This bill reappoints Marcia Parker Tjoflat to the Duval County Research and Development Authority for a fourth four-year term ending October 17, 2016.

Background Information: The Duval County Research and Development Authority is established pursuant to Chapter 67, *Ordinance Code*, and charged to oversee "First Coast Technology Park", a 285-acre commerce center at the University of North Florida; for the purpose of promoting scientific research and development in affiliation with and related to the research and development activities of one or more state-based, accredited, public or private institutions of higher education; for the purpose of financing and refinancing capital projects related to establishment of a research and development park in affiliation with one or more institutions of higher education, including facilities that complement or encourage the complete operation thereof; and for the fostering of the economic development and broadening the economic base of the county. Section 159.703, *Florida Statutes*, provides that the members of the board shall be residents and electors of, or have their principal place of employment in, the county.

Ms. Tjoflat received a law degree from the University of Florida and is an attorney with *Gunster, Yoakley & Stewart, P.A.* She resides in the Deerwood area within Council District #13.

Attendance: According to information provided by the staff for the Research and Development Authority, Ms. Tjoflat has attended 27 of 29 (93%) meetings of the board since her initial appointment in 2001.

	Meetings Attended	Meetings Held
2001	4	4
2002	6	6
2003	4	4
2004	2	2
2005	4	4
2006	3	3
2007	0	1
2008	1	1
2009	0	1
2010	1	1
2011	1	1
2012	1	1
Total	27	29

NOTE: This bill may need to be amended to reflect that Ms. Tjoflat is being reappointed to a **fourth term**, not sixth as is currently shown.

Policy Impact Area: Duval County Research and Development Authority operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2012-590

Sponsor: Council President Bishop

Date of Introduction: September 25, 2012

Committee(s) of Reference: R

Date of Analysis: September 24, 2012

Type of Action: Appointment

Bill Summary: This bill appoints Michelle L. Mahoney, P.E. to the Environmental Protection Board, replacing Terrell Shaw as a professional engineer representative, for a first full four-year term ending September 30, 2016.

Background Information: The Environmental Protection Board is established pursuant to Chapter 73, *Ordinance Code*, and charged to study, promulgate and enforce appropriate rules for environmental protection; work in cooperation with the State and other agencies and groups interested in environmental quality control; investigate pollution control programs; conduct investigations and hearings on complaints; issue appropriate orders for enforcement of pollution standards; grant variances requested by pollution sources; general authority over the Groundwater and Surface Water Resource Management Program and the Hazardous Regulated Substance Program; and review and approve requests for Sustainable Building Certification Refund Grants pursuant to sec. 327.107. Section 73.101, *Ordinance Code*, provides that four of the members of the board shall be appointed by the Council in various categories including a professional engineer registered in the state.

Ms. Mahoney received a master's degree in civil engineering from the University of Kansas and is a Florida licensed Professional Engineer. She is a Civil Engineer/Federal Program Manager with *HNTB Corporation*, an engineering design firm. Ms. Mahoney resides in the Windy Hill area within Council District #4.

Policy Impact Area: Environmental Protection Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Chief of Research
(904) 630-1377



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Bill Type and Number: Ordinance 2012-593

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

Date of Introduction: September 25, 2012

Committee(s) of Reference: F

Date of Analysis: September 25, 2012

Type of Action: Approval of collective bargaining agreement

Bill Summary: The bill approves a collective bargaining agreement between the City and the International Association of Firefighters Local 122 (District Chiefs bargaining unit) for a 3-year contract from October 1, 2012 through September 30, 2015.

Background Information: The contract provides that the 2% wage reduction in place under the current contract will extend for 3 additional years at an estimated cost savings of \$88,792 per year. The agreement provides that there will be a re-opener in negotiations within calendar year 2012 to discuss employee benefits (including pension issues). Requests for personal and holiday leave in excess of 5% of the assigned daily field operations staff shall only be denied (but not retracted) for budgetary or operational impacts; additional leave requests may be considered by the Director based upon operational needs. The Director/Fire Chief may reassign an employee, on a daily basis, to another position within one rank when required for budgetary or operational needs. Employees so reassigned retain their rank and appropriate compensation.

Policy Impact Area: Fire and Rescue Department operations

Fiscal Impact: The proposed contract is anticipated to save \$162,808 per year in reduced salaries and reduced employer pension and Medicare contributions based on those salaries.

Analyst: Clements

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Bill Type and Number: Ordinance 2012-594

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

Date of Introduction: September 25, 2012

Committee(s) of Reference: F

Date of Analysis: September 25, 2012

Type of Action: Approval of collective bargaining agreement

Bill Summary: The bill approves a collective bargaining agreement between the City and the International Association of Firefighters Local 122 (rank and file bargaining unit – firefighters, engineers, lieutenants and captains) for a 3-year contract from October 1, 2012 through September 30, 2015.

Background Information: The contract provides that the 2% wage reduction in place under the current contract will extend for 3 additional years at an estimated cost savings of \$1,431,178 per year. The agreement provides that there will be a re-opener in negotiations within calendar year 2012 to discuss employee benefits (including pension issues). Requests for personal and holiday leave in excess of 5% of the assigned daily field operations staff shall only be denied (but not retracted) for budgetary or operational impacts; additional leave requests may be considered by the Director based upon operational needs. The Director/Fire Chief may reassign an employee, on a daily basis, to another position within one rank when required for budgetary or operational needs. Employees so reassigned retain their rank and appropriate compensation.

Policy Impact Area: Fire and Rescue Department operations

Fiscal Impact: The proposed contract is anticipated to save \$2,624,209 per year in reduced salaries and reduced employer pension and Medicare contributions based on those salaries.

Analyst: Clements

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Bill Type and Number: Ordinance 2012-595

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

Date of Introduction: September 25, 2012

Committee(s) of Reference: F

Date of Analysis: September 25, 2012

Type of Action: Approval of collective bargaining agreement

Bill Summary: The bill approves a collective bargaining agreement between the City and the Jacksonville Supervisors Association, Inc. for a 3-year contract from October 1, 2012 through September 30, 2015.

Background Information: The contract provides that the 2% wage reduction in place under the current contract will extend for 3 additional years at an estimated cost savings of \$435,970 per year. There is a wage re-opener for negotiations beginning no later than February 1, 2014. The agreement provides that there will be a re-opener in negotiations within calendar year 2012 to discuss employee benefits (including pension issues). The contract agrees to cap the employee contribution to the cost of group health insurance at \$30 per month for employee-only coverage. Payment of a hazardous duty supplement requires employees to have worked or have been on paid leave at least 80 hours per month. The City, in its sole discretion, upon consultation with the union, may establish pay differentials for JSA classifications with responsibility for direct supervision of inmates. Personal and retirement leave may be taken immediately prior to the employee's retirement eligibility date to meet time service and after time service requirements have been met. All internal promotions in this bargaining unit shall be filled by the Rule of Three.

Policy Impact Area: Collective bargaining

Fiscal Impact: The proposed contract is anticipated to save \$533,016 per year in reduced salaries and reduced employer pension and Medicare contributions based on those salaries.

Analyst: Clements