

LEGISLATIVE FACT SHEET

DATE: 02/06/18

BT or RC No: N/A
 (Administration & City Council Bills)

SPONSOR: Office of General Counsel
 (Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: _____

Provide Name: Derrel Q. Chatmon

Contact Number: (904) 630-1719

Email Address: dchatmon@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation. (Minimum of 350 words - Maximum of 1 page.)

Appropriate General Fund - GSD fund balance to pay settlement costs regarding the complete resolution of Winston Judge v. City of Jacksonville (the "Judge Litigation"). The purpose of this legislation is to authorize the appropriation of \$100,000.00 to settle a federal court lawsuit, the caption of which is Winston Judge v. City of Jacksonville (the "Judge Litigation"). Plaintiff, Winston Judge, a current employee of the Jacksonville Fire Rescue Department, filed a lawsuit against the City of Jacksonville alleging race discrimination and harassment retaliation in violation of federal and state statutes which prohibit both discrimination and retaliation. In June of 2016, the City filed a Motion of Summary Judgment against Judge with the federal court which has still not been addressed by the court. As a result and upon the court's direction, the parties resumed settlement negotiations in July of 2017. Judge's counsel maintained he was entitled to the Title VII statutory maximum amount of damages (\$300,000.00) due to the economic impact he withstood regarding the conflicting positions of his command and his detrimental reassignment which lead to his lost compensation. Despite the City's meritorious defenses, the risk and expense necessary to try the Judge Litiagation with both current and former City employees leads the administration to authorize OGC to settle the case. On November 28, 2017, the parties tentatively settled this case for a total amount of \$100,000.00, pending City Council authorization.

APPROPRIATION: Total Amount Appropriated \$100,000.00 as follows:

List the source **name** and provide Object and Subobject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s)	From: _____	Amount: _____
	To: _____	Amount: _____

Name of State Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____

Name of City of Jacksonville Funding Source(s):	From: General Fund - GSD fund balance	Amount: \$100,000.00
	To: Judgements, Claims and Losses Over \$50,000	Amount: \$100,000.00

Name of In-Kind Contribution(s):	From: _____	Amount: _____
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Name of Bond Contribution(s):	To:	Amount:
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Name & Number of Bond Account(s):	From:	Amount: _____
	To:	Amount: _____

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

Emergency? **Yes** **No**

Justification of Emergency: If yes, explanation must include detailed nature of emergency.

Federal or State
Mandate?

Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.

Fiscal Year Carryover?

Note: If yes, note must include explanation of all-year subfund carryover language.

CIP Amendment?

Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.

Contract / Agreement Approval?

Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted?

Related RC/BT?

Attachment: If yes, attach appropriate RC/BT form(s).

Waiver of Code?

Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.

Code Exception?

Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.

Related Enacted Ordinances?

Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper.

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS: **Yes** **No**

Continuation of Grant?

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?

Surplus Property Certification?

Attachment: If yes, attach appropriate form(s).

Reporting Requirements?

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating

Division Chief: 
_____ (signature)

Date: 2-7-18

Prepared By: 
_____ (signature)

Date: 2/6/18

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Roselyn Chall, Budget Office, St. James Suite 325

Thru:

(Name, Job Title, Department)

Phone: _____

E-mail: _____

From:

Initiating Department Representative (Name, Job Title, Department)

Phone: _____

E-mail: _____

Primary

Contact:

(Name, Job Title, Department)

Phone: _____

E-mail: _____

CC: Allison Korman Shelton, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: akshelton@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman, Office of General Counsel, St. James Suite 480

Phone: 904-630-4647

E-mail: psidman@coj.net

From: Derrel Q. Chatmon, Senior Assistant General Counsel, Office of General Counsel

Initiating Council Member / Independent Agency / Constitutional Officer

Phone: 904-630-1719

E-mail: dchatmon@coj.net

Primary Derrel Q. Chatmon, Senior Assistant General Counsel, Office of General Counsel

Contact: (Name, Job Title, Department)

Phone: 904-630-1719

E-mail: dchatmon@coj.net

CC: Allison Korman Shelton, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: akshelton@coj.net

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

Independent Agency Action Item:

Yes

No

Boards Action / Resolution?

Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED