

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY



JEFFREY R. CLEMENTS
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(904) 630-1377

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Bill Type and Number: Resolution 2018-408

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

Date of Introduction: June 26, 2018

Committee(s) of Reference: F

Date of Analysis: June 14, 2018

Type of Action: Approval of economic development agreement; commitment to QTI match; authorizing parking agreement; designating oversight agency; requesting fast-track one cycle approval

Bill Summary: The bill approves an economic development agreement between the City and Project Wolfe (identity temporarily confidential) for expansion of the company's operations in Jacksonville. It commits the City to payment of a local Qualified Targeted Industry (QTI) match of up to \$107,000 match the state's grant of \$428,000 for creation of 107 new full-time jobs, including a high impact sector bonus. The bill authorizes the company's use of 40 parking spaces in the City's Yates Building parking garage for 5 years at a rate of \$40 per space per month. It authorizes the execution of appropriate documents and confirms the compliance of the incentive with the City's Public Investment Policy. The Office of Economic Development is designated as the City's oversight agency and fast-track approval on second reading is requested.

Background Information: Project Wolfe is the code name for a worldwide software solutions company currently employing 6 individuals in Jacksonville, most of whom are principals in the company. The company proposes to create up to 107 new full-time jobs in Jacksonville at an average wage of \$53,298 by December of 2021, and will initially lease 8,000 – 10,000 square feet of office space in downtown. The company will invest \$1.4 million in building renovations and furniture and equipment in its new location. The value of the parking space lease rate reduction is estimated at \$24,000.

Policy Impact Area: Economic development

Fiscal Impact: The City commits to a QTI match of up to \$107,000 and a parking rate discount estimated at \$24,000.

Analyst: Clements

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Bill Type and Number: Ordinance 2018-409

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

Date of Introduction: June 26, 2018

Committee(s) of Reference: F, R

Date of Analysis: June 14, 2018

Type of Action: Exercising option to issue additional bonds by one of several options; authorizing execution of documents; Ordinance Code waiver; authorizing contract between bond issuer and bondholders

Bill Summary: The bill authorizes the issuance of up to \$120 million in City Special Revenue Bonds for the purpose of “fixing out” short term borrowing into long-term bonds and to pay the expenses of numerous previously-authorized projects currently under construction.

Background Information: Ordinance 2006-888-E authorized the use of “Special Revenues” (all city revenues except for property taxes) to pledge as collateral when issuing additional bonds. That ordinance required that anytime the City issues additional bonds under this pledged revenue source authorized in 2006, a supplemental ordinance is required. This bill is one of those supplemental ordinances, which occur once every year or two as enough projects have spent money to justify going out for a bond offering. This specific year’s supplemental bond ordinance will be used to “fix-out” existing short term borrowings and also fund recent spending on previously authorized projects. Nothing in this bill creates any new project authorizations; it simply allows the City to issue the bonds necessary to reimburse itself for funds already spent or that will be spent between now and the issuance date later this fiscal year.

Policy Impact Area: Capital project funding

Fiscal Impact: Authorizes issuance of up to \$120 million in bonds to finance previously-approved projects currently under construction.

Analyst: Clements

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Bill Type and Number: Ordinance 2018-410

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

Date of Introduction: June 26, 2018

Committee(s) of Reference: NCSPHS

Date of Analysis: June 25, 2018

Type of Action: Ordinance authorizing a Certificate of Public Convenience and Necessity

Bill Summary: This bill authorizes a Certificate of Public Convenience and Necessity (COPCN) to Med Trust Medical Transport, LLC to operate the vehicle listed in its application for emergency medical transportation service, to be granted by the Director of the Fire and Rescue Department, or his designee.

Background Information: According to Chapter 158, *Ordinance Code*, an entity engaging in prehospital emergency medical transportation service must first secure a Certificate of Public Convenience and Necessity. As required, the Director/Fire Chief advertised the two available COPCNs in the Jacksonville Daily Record for a period of 20 days in December of 2017 and three applications were received and processed using a scoring matrix. Med Trust Medical Transport, LLC was one of the two top scoring applicants. Each COPCN applicant was required to submit an application fee of \$2,000; renewal applications are due every two years at a cost of \$2,000 per entity.

Policy Impact Area: Emergency medical transport service

Fiscal Impact: No maintenance costs to the City, minor clerical processing of applications but no additional staffing obligation.

Analyst: Hampsey

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Bill Type and Number: Ordinance 2018-411

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

Date of Introduction: June 26, 2018

Committee(s) of Reference: NCSPHS

Date of Analysis: June 25, 2018

Type of Action: Ordinance authorizing a Certificate of Public Convenience and Necessity

Bill Summary: This bill authorizes a Certificate of Public Convenience and Necessity (COPCN) to Mayo Clinic Medical Transport to operate the vehicle listed in its application for emergency medical transportation service, to be granted by the Director of the Fire and Rescue Department, or his designee.

Background Information: According to Chapter 158, *Ordinance Code*, an entity engaging in prehospital emergency medical transportation service must first secure a Certificate of Public Convenience and Necessity. As required, the Director/Fire Chief advertised the two available COPCNs in the Jacksonville Daily Record for a period of 20 days in December of 2017 and three applications were received and processed using a scoring matrix. Mayo Clinic Medical Transport was one of the two top scoring applicants. Each COPCN applicant was required to submit an application fee of \$2,000; renewal applications are due every two years at a cost of \$2,000 per entity.

Policy Impact Area: Emergency medical transportation service

Fiscal Impact: No maintenance costs to the City, minor clerical processing of applications but no additional staffing obligation.

Analyst: Hampsey

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Bill Type and Number: Ordinance 2018-412

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 26, 2018

Committee(s) of Reference: TEU; F

Date of Analysis: June 29, 2018

Type of Action: Agreement Approval and Authorization

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver the Transfer and Maintenance Agreement between the City of Jacksonville and the Florida Department of Transportation (“FDOT”) for construction of an access roadway to and through the Jacksonville National Cemetery, including the construction of stormwater ponds; the ordinance provides for oversight by the Engineering and Construction Management Division of the Department of Public Works.

Background Information: The Florida Department of Transportation will, at no cost to the City, undertake a project for the construction of an access roadway to and through the Jacksonville National Cemetery, beginning at Lannie Road and extending to Arnold Road, including construction of stormwater ponds, all of which will traverse portions of the Maintained Property (property owned or maintained by the City), Easement Property and Transferred Property. The improvements include, but are not limited to all pavement, signs & pavement markings, sidewalk, curb & gutter, fencing turf and landscaping, drainage systems, utilities and stormwater ponds 1A, 2A, 4B, 5A, 6A, 7A and 8A, all to be constructed on or within various locations of the Property. FDOT is in the process of acquiring a perpetual easement (Easement Property), which will be executed on a form substantially like a Deed of Easement from the U.S. Government Veteran’s Administration. A resolution adopting FDOT’s delivery of the Jacksonville National Cemetery Road, including the replacement of Bridge #724430, was enacted under Resolution 2018-185. The Jacksonville National Cemetery is located in Council District 2.

Policy Impact: Public Works/Engineering & Construction Management Division

Fiscal Impact: The Florida Department of Transportation will conduct the construction project at no cost to the City.

Analyst: Jackson

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Bill Type and Number: Ordinance 2018-413

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 26, 2018

Committee(s) of Reference: TEU

Date of Analysis: June 29, 2018

Type of Action: Right-of-Way Closure

Bill Summary: The ordinance closes, abandons and/or disclaims the right-of-way of Aleutian Street, a 50 foot right-of-way in Council District 11, established in Hampton Village, Plat Book 59, page 150, the Official Records of Duval County, at the request of Ozark Investment Group, LLC, the owner of the property on both sides of the right-of-way (the "applicant"), subject to reservation unto the City of Jacksonville and JEA of an easement over the right-of-way for ingress and egress for all utilities.

Background Information: The applicant, Ozark Investment Group, LLC, owns both sides of the right-of-way and requests the closure to maximize site development and create a communal town-center layout to maximize public walkability and safety. The right-of-way is approximately 50 feet by 300 feet. The right-of-way contains JEA overhead and underground facilities and City drainage facilities that require reservation of an all utilities easement. There were no objections from city, state and utility agencies to closure of the right-of-way.

Policy Impact: Public Works/Real Estate Division

Fiscal Impact: The applicant has paid a \$2,091.00 closure application fee.

Analyst: Jackson

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Bill Type and Number: Ordinance 2018-414

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

Date of Introduction: 6/28/18

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

Date of Analysis: 6/26/18

Type of Action: Environmental Restrictions

Bill Summary: The Florida Department of Environmental Protection (FDEP) has required that the City enter into a Declaration of Restrictive Covenant. This legislation will place environmental restrictions on the property known as, Bunche Drive Pond, located at 5255 Bunche Drive. The Declaration outlined covers soil restrictions and a remediation process for the site.

Background Information: During the construction of a storm water pond at the property known as Bunche Dive Pond, subsurface debris and septic odors were encountered. A historical review indicated that the property was the former location of a wastewater treatment facility from at least 1959 to 1975. Subsequent tests of the soils indicated the presence of contaminants which mainly consisted of polycyclic aromatic hydrocarbons and arsenic. All assessment activities were reported to and reviewed by the FDEP.

Due to the contamination that still remains on the site, the FDEP required the City to enter into a Declaration of Restrictive Covenant.

Policy Impact Area: Creates restriction on the land use in order to rehabilitate the area.

Fiscal Impact: No known fiscal impact

Analyst: Distel

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Bill Type and Number: Ordinance 2018-420

Introducer/Sponsor(s): Council President Brosche

Date of Introduction: June 26, 2018

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

Date of Analysis: June 14, 2018

Type of Action: Authorizing execution of documents necessary to consummate the installation of a memorial in Hemming Park; Ordinance Code amendments; designation of oversight agency

Bill Summary: The bill authorizes the Mayor and other City officials to execute documents necessary for the City to claim its Duval County Memorial Monument from the National Memorial for Peace and Justice in Alabama and to install the monument in Hemming Park to commemorate the county's lynching victims. It amends the Ordinance Code to create a new Chapter 54 – Peace and Justice Memorial Monument Oversight Committee – and establishes the membership, functions, powers and duties of the committee. The bill amends Ordinance Code Chapter 111 – Special Revenue and Trust Accounts – to create a new Section 111.107 – Peace and Justice Memorial Monument Special Revenue Fund. The Peace and Justice Memorial Monument Oversight Committee created under the new Chapter 54 is designated as the City's oversight agency for the retrieval and installation of the memorial.

Background Information: The Equal Justice Initiative (EJI) is an organization in Montgomery, Alabama committed to ending mass incarceration and excessive punishment in the United States, to challenging racial and economic injustice, and to protecting basic human rights for the most vulnerable people in American society. EJI spent several years researching and documenting lynchings in the United States, compiling a list of over 4,400 incidents in 800 counties across the U.S. A National Memorial for Peace and Justice has been created in Montgomery which consists, in part, of two sets of 800 steel columns representing each of the U.S. counties where lynchings occurred, each inscribed with the names of the lynching victims in that county. One set of the columns collectively forms a permanent memorial square at the center of the National Memorial, the other 800 columns are spread across a 6-acre park waiting to be claimed and installed by the counties they represent in a way that will provide historical context and help communities engage in discussing their histories in constructive and meaningful ways. This bill authorizes the City to claim its memorial column and erect it in Hemming Park with appropriate historical contextualization as determined by the Peace and Justice Memorial Monument Oversight Committee in consultation with the Parks, Recreation and Community Services Department. A special revenue fund is created to accept private donations toward the cost of the transport and installation of the memorial.

Policy Impact Area: Historical commemoration

Fiscal Impact: Undetermined cost, anticipated to be funded from private contributions.

Analyst: Clements

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Bill Type and Number: Ordinance 2018-421

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

Date of Introduction: June 26, 2018

Committee(s) of Reference: NCSPHS, F

Date of Analysis: June 26, 2018

Type of Action: Agreement authorization and designation of oversight agency

Bill Summary: This bill authorizes a Parking Rights Agreement between the Florida Theatre Performing Arts Center, Inc. and the City of Jacksonville, for theatre volunteers to park for free in the Yates Garage or at meters. The Downtown Investment Authority, Office of Public Parking will oversee the project.

Background Information: The Florida Theatre offers approximately 200 events annually, and to reduce expenses, volunteer workers are utilized for staffing these events. The Downtown Investment Authority (DIA) has agreed to provide up to 25 free parking spaces per event for volunteer ushers to use. Spaces will be provided either on the street or in the Yates Garage, using parking placards with a raised seal for authenticity. This parking rights agreement has a five year term

Policy Impact Area: Florida Theatre volunteers parking

Fiscal Impact: Florida Theatre will pay \$1.00 per year to DIA for the parking placards; no direct cost to the City

Analyst: Hampsey

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Bill Type and Number: Ordinance 2018-422

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

Date of Introduction: 6/28/18

Committee(s) of Reference: NCSPHS, F

Date of Analysis: 6/26/18

Type of Action: Amendment on Lease Agreement

Bill Summary: The bill will be an extension on required renovations to the leased property, including improvements to the Chapel Building and the surrounding real property. This will extend the date for completion of the Tenant Renovations from June 30th, 2018 to August 11, 2019.

Background Information: The City and Cecil Field POW/MIA Memorial, Inc. previously entered into that certain Cecil Commerce Center Lease Agreement dated October 2, 2017 which was authorized by Ordinance 2017-394-E, for the Lease of certain real property inclusive of the Chapel Building located at 6112 New World Avenue. The Lease required the Tenant to perform certain renovations to the leased property and the amendment to the Lease Agreement will give the Tenant more time to perform these renovations.

Policy Impact Area: Tenant given extension on renovations required

Fiscal Impact: No fiscal impact

Analyst: Distel

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Bill Type and Number: Ordinance 2018-423

Introducer/Sponsor(s): Introduced by Council Member Carter

Date of Introduction: 6/28/18

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

Date of Analysis: 6/26/18

Type of Action: Landscape Maintenance Agreement

Bill Summary: The bill forms an agreement with Florida Department of Transportation (FDOT) to provide the maintenance and repair of the Improvements at Interstate 10 and Hammond Boulevard.

Background Information: The FDOT has constructed an interchange on Interstate 10 (I-10) at Hammond Boulevard. The City and Trinity Baptist Church asked FDOT for enhanced landscaping and two fountains to beautify the interchange. The City approved for administrative execution by the Director of Public Works a standard FDOT form highway landscaping agreement for the planting and maintenance of trees and shrubs in rights-of-way of State maintained roads pursuant to Ordinance 2015-698-E. Trinity Baptist Church has agreed to relieve the burden of this maintenance and repair of the Improvements on the City and the Church will enter into a substantially identical agreement with the City.

Policy Impact Area: The agreement for landscaping to be covered by the state government

Fiscal Impact: Savings associated with maintenance being covered by FDOT

Analyst: Distel

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Bill Type and Number: Ordinance 2018-424

Introducer/Sponsor(s): Introduced by Council Member Becton

Date of Introduction: 6/28/18

Committee(s) of Reference: TEU

Date of Analysis: 6/26/18

Type of Action: Ordinance code requiring street naming

Bill Summary: The bill changes the street name of the identified segment of the planned "R.G. Skinner Parkway" to "E-Town Parkway".

Background Information: Pursuant to Ordinance 2015-329-E, the portion of the Extension between the Interchange and the first roundabout, as shown on Exhibit 1, has already been designated "E-Town Parkway". The provisions of subsection 745.105, Ordinance Code, require that street name changes be for the entire length of the street, but because of the potential economic benefits and the proximity to a major state highway, the Council waived the limitation.

Policy Impact Area: Street name change

Fiscal Impact: Costs relating to name change such as signage and maps

Analyst: Distel

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Bill Type and Number: Resolution 2018-425

Sponsor: Council President-Designate Bowman and Council Member Crescimbeni:

Date of Introduction: June 26, 2018

Committee(s) of Reference: R

Date of Analysis: June 29, 2018

Type of Action: Reporting Requirements

Bill Summary: The resolution urges the independent authorities to provide the City Council with a briefing and report at a Council meeting at least every 12 months to provide a state of the independent authority update on financial and other business matters affecting the independent authority.

Background Information: The City of Jacksonville has four (4) independent authorities: the Jacksonville Aviation Authority, the Jacksonville Port Authority, the Jacksonville Transportation Authority and JEA. Many of the independent authorities' board members are vetted and confirmed by the Council. Currently, there are no requirements within the Charter or Ordinance Code requiring the authorities to report to the Council on policy matters affecting financial issues. The Council has a vested interest in the business dealings of the independent authorities and it would be to the benefit of the Council and the citizens of Jacksonville if the independent authorities reported annually to the Council in a noticed public format on matters regarding financial and policy matters. This resolution urges the authorities to schedule with the Council Secretary oral presentations by the authorities' CEO at least as often as every twelve (12) months. The CEO's oral financial update would apprise the Council on finances for the prior fiscal year, an employee review, and projects over \$1 million, contracts in excess of \$3 million, risks and designate time for a question and answer period.

Policy Impact: Independent Authorities

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Resolution 2018-426

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 26, 2018

Committee(s) of Reference: R

Date of Analysis: June 28, 2018

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Christopher J. Mueller, as a member of the Construction Trades Qualifying Board, filling the seat formerly held by Esther K. Erkan as a private citizen representative, for a partial term ending September 30, 2018 and a first full term ending September 30, 2021.

Background Information: The Construction Trades Qualifying Board is established pursuant to Chapter 62, *Ordinance Code*, and charged to administer Chapter 342, *Municipal Ordinance Code*; 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 by Chapter 342; 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 by Chapter 342 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 each member of the Construction Trades Qualifying Board shall reside in Duval County and three of the members shall be citizens who are not associated with the construction industry.

Mr. Mueller received a law degree from the Walter F. George School of Law at Mercer University and is a Shareholder with *Taylor, Day, Grimm & Boyd*. He resides within Council District #11.

Policy Impact Area: Construction Trades Qualifying Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Shoup

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Bill Type and Number: Resolution 2018-427

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 26, 2018

Committee(s) of Reference: R

Date of Analysis: June 28, 2018

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Kami Richmond, as a member of the Public Service Grant Council, filling the seat formerly held by Carol S. Brock, for a partial term ending December 31, 2019.

Background Information: The Public Service Grant Council is established pursuant to Chapter 80, *Ordinance Code*, and charged to review and assess the annual needs of the City for public services for a program not otherwise funded by City funds; recommend Priority Populations or Needs to the City Council; recommend the process by which recipients of Public Service Grants are selected each year; submit for review an appropriation request for Public Service Grants for the upcoming fiscal year; review, evaluate and score each Public Service Grant application; participate in on-site evaluations of recipient programs; attend orientation sessions the annual training course, ethics, public records and open meeting laws training; and award and allocate the annual lump sum appropriation for Public Service Grants contained in the annual budget ordinance.

Ms. Richmond received a master's degree in public administration from Syracuse University and is a Collateral Margin Operations Analyst at *Deutsche Bank*. She resides within Council District #11.

Policy Impact Area: Public Service Grant Council operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Shoup

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Bill Type and Number: Resolution 2018-428

Sponsor: Council President at the request of the Mayor

Date of Introduction: June 26, 2018

Committee(s) of Reference: R

Date of Analysis: June 28, 2018

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Don Peters, as a member of the Jacksonville Human Rights Commission, replacing William Casey Bulgin for a first term ending December 31, 2020.

Background Information: The Jacksonville Human Rights Commission is established pursuant to Chapter 60, *Ordinance Code*, and charged to promote and encourage fair treatment and equal opportunity for all persons regardless of race, color, religion, sex, national origin, age, disability, marital or familial status; and promote mutual understanding and respect among all economic, social, racial, religious and ethnic groups; and endeavor to eliminate discrimination against, and antagonism between, religious, racial and ethnic groups and their members. Section 60.101, *Ordinance Code*, provides that the 11 members of the commission shall be appointed by the Mayor, subject to confirmation by the Council, and shall reside or be employed in the City for their entire term.

Mr. Peters received a bachelor's degree from Purdue University and is retired after a career as a Captain in the *United States Navy* and a Deputy Director of Command Control Mission Systems with *Northrop Grumman*. Mr. Peters resides within Council District #13.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Shoup

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Bill Type and Number: Ordinance 2018-429

Sponsor: Council Member Dennis:

Date of Introduction: June 26, 2018

Committee(s) of Reference: R

Date of Analysis: June 29, 2018

Type of Action: Expression of Council Position

Bill Summary: The resolution expresses the City Council's opposition to the sale of JEA at this time.

Background Information: The resolution expresses the view that JEA is a utility that is highly responsive to local needs. JEA is firmly rooted in the Jacksonville community. Its headquarters is in downtown Jacksonville; its employees are largely Jacksonville-area residents. JEA makes annual, substantial contributions to the City of Jacksonville's general fund. Electric, water and sewer rates are set locally by the JEA board and not by the Public Service Commission in Tallahassee. In the aftermath of recent hurricanes, JEA crews worked relentlessly to repair and replace downed poles and wires. The resolution contends that if Jacksonville residents had to rely on an investor-owned utility, the likelihood is that Jacksonville residents would not have fared as well with the emergency responses than other more populated areas. The resolution argues that it would be ill-advised to put our local utility on the market for sale at this time.

Policy Impact: JEA

Fiscal Impact: Minimal

Analyst: Jackson