

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2018-619

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

Date of Introduction: September 11, 2018

Committee(s) of Reference: NCSPHS, F

Date of Analysis: September 10, 2018

Type of Action: Appropriation of grant funds

Bill Summary: This bill appropriates \$49,962.00 from the State of Florida, Department of State, Division of Historical Resources to 1) contract with a professional historical preservation specialist/consultant; and 2) to conduct a Historical Resources Survey Update and submit five nominations to the National Register of Historical Places, as initiated by B.T. 18-096; and provides for City oversight by the Planning and Development Department.

Background Information: The funds are designated for the "Underrepresented Communities National Register Nominations" project. Since 2014, the National Service has approved a \$1 million in grants to diversify the National Register of Historic Places. The various projects include surveys and inventories of historic properties associated with underrepresented communities. The specialist/consultant shall be responsible for preparing a historical resources survey update with a minimum of 50 historic structures. At the completion survey update, five (5) nominations will be submitted to the National Register of Historical Places.

Policy Impact Area: Underrepresented communities, historical sites

Fiscal Impact: The bill appropriates \$49,962.00 as initiated by B.T. 18-096.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2018-620

Introducer/Sponsor(s): Introduced by the Council President pursuant to Chapter 380

Date of Introduction: September 11, 2018

Committee(s) of Reference: TEU, F

Date of Analysis: September 7, 2018

Type of Action: Franchise authorization ordinance and designation of oversight agency

Bill Summary: In accordance with the provisions of Chapter 380 (Solid Waste Management), Part 6 (Nonresidential Solid Waste Collection and Transportation Franchises), *Ordinance Code*, this bill authorizes a franchise agreement to Meridian Waste Florida, LLC to collect and transport non-residential solid waste in the City of Jacksonville. The Solid Waste Division of the Department of Public Works will oversee the project.

Background Information: The purpose of this legislation is to approve a non-exclusive franchise agreement for nonresidential solid waste collection. Meridian Waste LLC currently operates in St. Louis, Missouri and Richmond, Virginia. According to the franchise agreement, the Meridian Waste Florida service area is throughout the General Services District, except Urban Service Districts 2,3,4, and 5. Meridian Waste Florida has proposed to landfill all Class I waste collected at the City's Trail Ridge Landfill and all Class III waste to the Otis Road Landfill. The franchise agreement is also subject to an annual renewal application and fee.

Policy Impact Area: Nonresidential Solid Waste collection franchise

Fiscal Impact: Application fee of \$1,500 and monthly franchise fee equal to 17% of gross receipts, paid by Meridian Waste Florida, LLC to the City.

Analyst: Hampsey

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Bill Type and Number: Ordinance 2018-621

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

Date of Introduction: September 11, 2018

Committee(s) of Reference: NCSPHS, F

Date of Analysis: September 10, 2018

Type of Action: Approval and authorization

Bill Summary: This bill authorizing the Mayor, or his designee, and Corporation Secretary, to execute and deliver, a Lease and Use Agreement between the City of Jacksonville and Malivai Washington Kids Foundation (MWKF) Inc. for use of that certain parcel within Emmett Reed Park, for the purpose of allowing MWKF to construct, operate, and maintain a teen center, said Lease And Use Agreement is for a term commencing upon execution of the Lease and Use Agreement and expiring May 31, 2035, with four (4) five-year renewal options; providing for City oversight by the Department of Parks, Recreation and Community Services.

Background Information: MWKF is an after-school youth development program in Jacksonville's Urban Core promoting academic achievement and positive life skills through the sport of tennis for students in kindergarten through high school. Since its inception, there have been 712 non-replicated students in the TnT program. In 21 years, over 20,000 children and their families have been impacted by MWKF and its programs.

The agreement permits the construction and operation of a teen center at Emmett Reed Park in conjunction with MWKF to offer youth activities and programming continuously. The construction of the center is estimated at \$2,500,000.00 and expected to be completed by December 1, 2020. It will be located on approximately one (1) acre of the park's undeveloped property. The agreement terms include:

- four (4) five-year renewal options, after May 31, 2035
- City agrees to pay to prepare the parcel for construction
- MWKF will cover 100% of construction costs
- City shall be reimbursed for any major maintenance and/or repairs over \$500 to the teen center
- City oversight by the Department of Parks, Recreation and Community Services

Policy Impact Area: Youth recreation, after-school program

Fiscal Impact: The cost of preparing the property for construction.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2018-622

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

Date of Introduction: September 11, 2018

Committee(s) of Reference: F

Date of Analysis: September 7, 2018

Type of Action: Ordinance approving Special District amended budget

Bill Summary: This bill approves the amended budget (FY 2018-19) for the Isle of Palms Special District. The initial FY 18-19 budget, which was approved by the City Council in Ordinance 2018-226-E, maintained the \$750 non-ad valorem assessment per parcel. However, the Isle of Palms Special District voted to amend its budget to reflect increased revenue and expenses, which includes an increase in the non-ad valorem assessment to \$850 per parcel.

Background Information: Ordinance 2011-724-E and section 189.02, *Florida Statutes*, established the Isle of Palms Special District, a dependent special district for the purpose of dredging the Isle of Palms canal system. According to state statute, dependent special districts are required to submit proposed budgets to the City Council every year. The amended FY 18-19 Isle of Palms Special District budget includes: \$422,450 is special assessment revenue from 497 properties and \$600 in miscellaneous revenue; operating expenditures totaling \$109,750 and dredging reserve funds totaling \$313,300. The excess of revenue over expenditures and reserve equals \$0.

Policy Impact Area: Isle of Palms Special District budget for FY 2018-19

Fiscal Impact: No direct cost to the City

Analyst: Hampsey

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Bill Type and Number: Ordinance 2018-623

Sponsor: Council Member Gaffney:

Date of Introduction: September 11, 2018

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

Date of Analysis: September 14, 2018

Type of Action: Declaration of Surplus Parcels; Ordinance Code Waiver; Quit-Claim Deed Authorization

Bill Summary: The ordinance declares certain parcels of Real Property (R.E. Numbers 054641-0000, 0544647-0000, 054648-0000 and 054650-0000) located on Davis Street North between 4th Street West and 3rd Street West, in Council District 7, to be surplus to the needs of the City; it provides for the sale of the surplus property; it waives the provisions of Section 122.423 (Appraisal at or below \$25,000), Chapter 122 (Public Property), *Ordinance Code*, so as to allow for the direct sale of the parcels to St. Stephens African Methodist Episcopal Church, Inc., owner of property adjacent to R.E.# 054641, at the assessed value of \$10,587, for R.E. #054641, for R.E. #054641, \$5,293 for R.E. #054647-0000, at the \$5,293, for R.E. #054649-0000, and \$11,797 for R.E. #054650-0000, so as to allow for future expansion of the church; the ordinance provides authorization for the Mayor and Corporation Secretary to execute a Quit-Claim Deed.

Background Information: The subject parcels will be disposed of by direct sale for the negotiated price of \$38,263.00 to St. Stephen's African Methodist Episcopal Church, Inc. According to the records of the Duval County Property Appraiser the assessed value of the property is \$38,263.00. The parcels were originally purchased by the City around 1990 for a housing development project that never came to fruition so the property is not now needed. The waiver is sought to allow the church to purchase the parcels by direct sale at the assessed value so that it has additional property for future expansion.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The ordinance provides for the direct sale of surplus property at the assessed value of \$38,263.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2018-624

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 11, 2018

Committee(s) of Reference: TEU; F

Date of Analysis: September 14, 2018

Type of Action: Authorization for Subordination of City Interests

Bill Summary: The ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver a subordination of City drainage utility interests and all other documentation to subordinate to the interest of the Florida Department of Transportation drainage utility interests along the Arlington Expressway Service Road needed by FDOT for the construction of a crosswalk along Arlington Service Road near Alderman Road in front of the Arlington Eagle Apartments.

Background Information: The parcel is approximately 300 feet long and 5 feet wide and will be used to construct a crosswalk along Arlington Expressway Service Road near Alderman Road in front of the Arlington Eagle Apartments. Public Works Engineering, Right-of-Way and Stormwater Maintenance divisions are agreeable with the subordination. The Arlington Expressway Service Road site is located in Council District 1.

Policy Impact: Public Works/Real Estate

Fiscal Impact: Minimum

Analyst: Jackson

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Bill Type and Number: Ordinance 2018-0625

Introducer/Sponsor(s): Introduced by Council President Bowman

Date of Introduction: 9/11/18

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

Date of Analysis: 9/13/18

Type of Action: Traffic Control Agreement

Bill Summary: The bill agrees to have the Jacksonville Sheriff's Office perform traffic monitoring on private roads within the Highland Glen community.

Background Information: The Board of Directors of Highland Glen Owners' Association, Inc., on May 15, 2018, voted to allow the Jacksonville Sheriff's Office to enter Highland Glen Owners' Association, Inc. property to perform such traffic controls and approved entering into a contract documenting the same.

Policy Impact Area: Traffic monitoring on private roads

Fiscal Impact: Undetermined; the homeowners' association will pay for actual cost of the provision of services requested above and beyond the ordinary level of City traffic control service.

Analyst: Distel

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Bill Type and Number: Ordinance 2018-0626

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

Date of Introduction: 9/11/18

Committee(s) of Reference: NCSPHS, F

Date of Analysis: 9/13/18

Type of Action: Appropriation; CIP Amendment

Bill Summary: This bill appropriates \$107,572.47 from the General Capital Projects reserve to 2 projects: 1) Marine Fire Station #39 for dock repair and facilities capital maintenance, and 2) to partially fund the replacement of an HVAC roof-top unit at the Supervisor of Elections office.

The bill amends the 2019 –23 Capital Improvement Program to reflect the revised amounts for particular projects.

Background Information: The repairs to the docks and pilings at Fire Station # 39 will allow the docks to be safely used by the Jacksonville Fire and Rescue Department again. The HVAC project at the SOE office will address a deferred maintenance issue.

Policy Impact Area: Dock repair

Fiscal Impact: Appropriation of \$107,572.47

Analyst: Distel

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Bill Type and Number: Ordinance 2018-627

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

Date of Introduction: September 11, 2018

Committee(s) of Reference: NCSPHS, F

Date of Analysis: September 10, 2018

Type of Action: Appropriation of grant funds

Bill Summary: This bill appropriates \$398,800.00 funds from the U.S. Department of Health and Human Services, ss Initiated By B.T. 18-097; provides a carryover of funds to subsequent fiscal years; providing for City oversight by the Director of the Problem Solving Courts.

Background Information: The Substance Abuse and Mental Health Services Administration (SAMHSA) is the agency within the U.S. Department of Health and Human Services that leads public health efforts to advance the behavioral health of the nation. Grant funds are awarded to entities with programs that primarily target substance abuse and mental illness. The grant funding will expand and enhance the quality and/or intensity of services which includes:

- implementing evidence-based treatment modalities
- increasing available bed days for adult residential treatment
- increasing the use of medication-assisted treatment
- providing random observed drug and alcohol testing
- providing intense substance abuse/mental health treatment services
- providing case management

The funding provides Problem Solving Courts the ability to impact recidivism and costs positively. The courts are designed to assist clients whose entry into the criminal justice system came about due to an underlying mental health disorder or substance use disorder. The program assists clients with addresses the underlying issue and learning tools to keep from coming back into the criminal justice system.

Policy Impact Area: Adult drug court

Fiscal Impact: The appropriation of \$398,800.00, as initiated by B.T.18-097.

Analyst: Mitchell

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Bill Type and Number: Ordinance 2018-0628

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

Date of Introduction: 9/11/18

Committee(s) of Reference: F

Date of Analysis: 9/13/18

Type of Action: Lease Agreement

Bill Summary: The bill is a Lease Agreement between the City of Jacksonville and The Brick Coffee House, Inc., which is a Lease of five years with two five year renewal options, for approximately 875 square feet in the Ed Ball Building, with initial annual base rent of \$16.00 per square foot and operating costs of \$4.55 per square foot, both subject to an annual escalation rate of three percent.

Background Information: The Tenant shall have the exclusive right to sell espresso-based coffees throughout the Ed Ball Building, and have the exclusive right to sell food and drink from within the interior of the Ed Ball Building compared to any other vendor whose only entrance is through the interior of the building. This does not prohibit the sale of food and drink from those vendors whose entrance is from the exterior of the building, such as Quizno's. The Tenant also has the exclusive right to sell food and drink products from vending machines on the first level of the lobby of the building. The lease allows The Brick to assign its interest and renewal options to another tenant.

Policy Impact Area: Five year lease agreement with two options to renew for five years each.

Fiscal Impact: Base rent of \$17,981.25 annually with a three percent annual escalation rate.

Analyst: Distel

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Bill Type and Number: Ordinance 2018-629

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

Date of Introduction: September 11, 2018

Committee(s) of Reference: NCSPHS, F

Date of Analysis: September 13, 2018

Type of Action: Appropriation; carry-over authorization; authorization to execute grant agreement; designation of oversight agency

Bill Summary: The bill appropriates \$2,135,500 (\$1,601,625 from a FEMA grant and a 25% City match of \$533,875 from General Fund Balance) to retrofit certain fire stations with emergency generators and to retrofit station buildings to enhance safety. The bill authorizes the funds to carry-over to fiscal year 2019-20 and authorizes the appropriate City officials to execute the FEMA grant agreement. The Emergency Management Division of the Fire and Rescue Department is designated as the City's oversight agency for the project.

Background Information: The FEMA grant funds and City match will pay to install emergency generators at the following JFRD facilities: Tactical Support Facility and Fire Stations 39, 2, 29, 19, 12, 53, 13, 14, 54, 52, 11 and 23. An automatic transfer switch will be installed on the existing generator at Fire Station 7, and the following stations will be retrofitted under the Hazard Mitigation Grant Program to withstand 132 mph winds: Fire Stations 27, 36, 17, 45, 48, 15, 25, 42 and 56. The grant will pay to harden the exteriors of 9 fire stations to withstand greater than Category 3 (111 to 129 mph) hurricane winds and will install emergency generators to power 12 stations and the Tactical Support Facility to support fire and rescue operations in the event of a major natural or other disaster.

Policy Impact Area: Public safety; JFRD emergency operations

Fiscal Impact: The bill appropriates \$2,135,500 (\$1,601,625 from a FEMA grant and a 25% City match of \$533,875 from General Fund Balance)

Analyst: Clements

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Bill Type and Number: Ordinance 2018-630

Introducer/Sponsor(s): Council President at the request of the Downtown Investment Authority

Date of Introduction: September 11, 2018

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

Date of Analysis: September 13, 2018

Type of Action: Authorizing redevelopment agreement; approving quit-claim deed; authorizing Downtown Historic Preservation and Revitalization grant; approving loan documents; Ordinance Code waiver; designation of oversight agency

Bill Summary: The bill authorizes execution of an economic redevelopment agreement between the City, the Downtown Investment Authority (DIA) and ACE JAX, LLC for the company to renovate the former Jones Brothers Furniture building at 502 N. Hogan Street and an adjacent building at 520 N. Hogan Street. It authorizes the conveyance of a City parking lot to Ace Jax via quitclaim deed at a token price of \$1 and authorizes the execution of loan documents and related agreements. The bill authorizes a grant of \$1.5 million for the project from the Downtown Historic Preservation and Revitalization Trust Fund (to be appropriated by separate legislation) and authorizes a loan of \$750,000 to the project from the Downtown Economic Development Fund. The bill waives provisions of the Ordinance Code regarding disposal of public property in order to eliminate the requirement for an appraisal before parking lot property is sold. The bill designates the Public Works Department as the City's oversight agency for the project and authorizes the execution of documents, agreements, etc. needed to facilitate the project.

Background Information: ACE JAX, LLC proposes to purchase the 7-story former Jones Brothers Furniture building and an adjacent 1-story building from private owners and renovate the two to create 28 apartments, 10,247 square feet of retail or restaurant space and a 1,040-square-foot office. The City would convey to the company an adjacent parking lot on West Ashley Street (appraised value \$120,141) for \$1 to provide the needed parking space to support the new uses. The City would support the estimated \$11.1 million project with a grant of \$1.5 million from the Downtown Historic Preservation and Revitalization Trust Fund to assist with the exterior renovation of the building and a loan from the Downtown Economic Development Fund of \$750,000, payable over a term of 21 years with a 1.5% interest rate. The first 12 monthly payments will be interest only, with the loan then amortizing over the remaining 240 months. The City will hold a second position on the mortgage.

Policy Impact Area: Downtown redevelopment

Fiscal Impact: The City commits to authorizes a grant of \$1.5 million, a loan of \$750,000, and conveyance of property valued at \$120,141 for a token \$1 payment.

Analyst: Clements

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Bill Type and Number: Resolution 2018-631

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 11, 2018

Committee(s) of Reference: R

Date of Analysis: September 7, 2018

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of James Brent Allen as a member of the Downtown Development Review Board, replacing Rafael E. Caldera as a Downtown property owner representative, for a first full term ending June 30, 2020.

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 a contractor, developer or realtor who does work within the downtown area.

Mr. Allen received a law degree from the Florida Coastal School of Law and is a Partner at *Euclid Partners, LLC*. He participates in a number of community organizations including the Rotary Club of Jacksonville and Boy Scouts of America. Mr. Allen resides within Council District #14.

Policy Impact Area: Downtown Development Review Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Shoup

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Bill Type and Number: Resolution 2018-636

Sponsor: Council President Bowman

Date of Introduction: September 11, 2018

Committee(s) of Reference: R

Date of Analysis: September 7, 2018

Type of Action: Appointment

Bill Summary: This bill appoints Council Member Randy White as a member of the North Florida Transportation Planning Organization (TPO), replacing Council Member Doyle Carter, for an unexpired term ending June 30, 2019.

Background Information: The TPO is established pursuant to Section 339.175, *Florida Statutes*, and charged to manage a continuing, cooperative, and comprehensive transportation planning process that results in the development of plans and programs which are consistent, to the maximum extent feasible, with the approved local government comprehensive plans and to be the forum for cooperative decision making by officials of the affected governmental entities.

The membership apportionment plan of the TPO provides for the Mayor and three Jacksonville City Council Member representatives on the Board. The Mayor and Council Member representatives each have a weighted vote of two (2) each.

Policy Impact Area: North Florida Transportation Planning Organization operations

Fiscal Impact: Anticipated to be minimal

Analyst: Shoup

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Bill Type and Number: Ordinance 2018-0637

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

Date of Introduction: 9/11/18

Committee(s) of Reference: LUZ

Date of Analysis: 9/13/18

Type of Action: Scheduling

Bill Summary: The bill reschedules the Tuesday, November 6, 2018 Land Use and Zoning Committee to Wednesday, November 7, 2018 so it does not overlap with the 2018 General Election.

Background Information: On Tuesday, November 6, 2018, polls will be open until 7:00 p.m., and many voters regularly vote between the hours of 5:00 p.m. and 7:00 p.m. on Election Day, on their way home from work.

Policy Impact Area: Rescheduling of LUZ Committee meeting

Fiscal Impact: No known fiscal impact

Analyst: Distel