

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY

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Bill Type and Number: Resolution 2008-823

Sponsor: Council President at the request of the Supervisor of Elections

Date of Introduction: September 23, 2008

Committee(s) of Reference: R

Date of Analysis: September 17, 2008

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Supervisor of Elections reappointment of Lawrence M. Jefferson to the Duval County Election Advisory Panel, for a second three-year term ending April 16, 2010.

Background Information: Section 59.103, *Ordinance Code*, provides that three of the members of the Duval County Election Advisory Panel shall be designated by the Supervisor of Elections and confirmed by the City Council. Mr. Jefferson received a bachelor's degree in marketing/management and is Resource Specialist with the Jacksonville Sheriff's Office.

Policy Impact Area: Duval County Election Advisory Panel operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2008-824

Sponsor: Council President Fussell

Date of Introduction: September 23, 2008

Committee(s) of Reference: R

Date of Analysis: September 17, 2008

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Council President's appointment of Renee H. Dorminey to the Health & Life Insurance Procurement Committee.

Background Information: Section 23.701(k), *Ordinance Code*, provides for a committee to ensure the efficient and effective procurement of health and life insurance for the benefit of the City and its employees. The membership of the committee includes two members with insurance experience appointed by the Council President. Ms. Dorminey has been an Insurance Broker since 1989 and resides in the Sunbeam area within Council District #5.

Policy Impact Area: Employee health and life insurance benefits procurement

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Ordinance 2008-826

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 23, 2008

Committee(s) of Reference: R

Date of Analysis: September 26, 2008

Type of Action: Facility Renaming

Bill Summary: This ordinance recognizes the achievements of the late City Council President and State Representative Don Davis and commemorates his memory by renaming City Council Committee Room A, in City Hall, as the Don Davis Room.

Background: Don Davis was instrumental in drafting the legislation that led to consolidation. He was subsequently elected to the Jacksonville City Council, served two-terms as Council President, was instrumental in bringing the Jacksonville Jaguars to Jacksonville and was twice elected to the Florida Legislature. He was involved with and provided leadership for numerous civic causes that sought to better Jacksonville and its citizens.

Policy Impact: City facility naming

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-827

Sponsor: TEU Committee

Date of Introduction: September 23, 2008

Committee(s) of Reference: TEU

Date of Analysis: September 25, 2008

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and Republic Property Co., Inc. for a warehouse project known as Westside Business Park – Republic High Cube Warehouse. The fair share assessment is \$160,056 with a 10-year term and an inflation rate of 3.3% per year. Concurrency Review estimated a total of 65 p.m. peak hour trips being generated on links in fair share fund sector 5.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Pritchard Road – I-295 to Old Kings Road	47
Soutel Drive – Old Kings Road to New Kings Road	18

Background Information: The project consists of 675,000 square feet of warehouse space on 94 acres on Pritchard Road between I-295 and Old Kings Road in Council District 10.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$160,065 to the Sector 5.1 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-828

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 23, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: September 26, 2008

Type of Action: Appropriation; CIP Amendment

Bill Summary: This ordinance appropriates \$153,562 (\$115,172 from the Florida Division of Emergency Management (FDEM) and \$38,390 from the Hurricane Loss Mitigation Program) as reimbursement for the design of the Northwest Community Center, as initiated by B.T. 08-184; provides a carryover of funds to Fiscal Year 2009-2010; approves and authorizes the Mayor and Corporation Secretary to execute the Hazard Mitigation Grant for the Northwest Community Center between the City of Jacksonville and FDEM and take further action to implement the purpose of this ordinance; amends the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-555-E, to add funding to the "NW Community Center (Design Refund)" project. The bill provides for City oversight by the Department of Recreation and Community Services.

Background: The NW Community Center is located at 5054 Soutel Drive, in Council District 10. This bill enables the City to accept grant funding from the State of Florida and appropriate said funds for reimbursement relating to the design for the community center that the City paid for. The center has been designed and will be constructed to be a storm shelter for the community, capable of withstanding the winds and turbulence of hurricanes.

Policy Impact: Recreation & Community Services Department

Fiscal Impact: The bill appropriates \$153,562.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-829

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 23, 2008

Committee(s) of Reference: TEU

Date of Analysis: September 26, 2008

Type of Action: Easement Grant

Bill Summary: This ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver a perpetual easement granting a perpetual easement to the State of Florida Department of Transportation for signal improvements along Edgewood Avenue (State Road 111) from Beaver Street (US 90/SR 10) to Ina Street. The site is located in Council Districts 9 and 10.

Background: The Florida Department of Transportation requires perpetual easements for signalization improvement work that the department undertakes on State roads.

Policy Impact: Public Works/Real Estate

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-830

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 23, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: September 26, 2008

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$858,712.72 from the Jacksonville Economic Development Commission Fund Balance to provide funding for the Fiscal Year 2007-2008 Metropolitan Parking Solutions Development Loan payment, as initiated by B.T. 08-186.

Background: This funding is needed from JEDC Fund Balance to make the FY 2007-2008 MPS development loan payment.

Policy Impact: Jacksonville Economic Development Commission

Fiscal Impact: The bill appropriates \$858,712.72

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-831

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 23, 2008

Committee(s) of Reference: F; RCD

Date of Analysis: September 26, 2008

Type of Action: Management Plan Submittal Authorization

Bill Summary: This ordinance approves and authorizes the City Council, Mayor and Corporation Secretary to submit the Huguenot Memorial Park Management Plan to the State of Florida Department of Environmental Protection Acquisition and Restoration Council (ARC) for ARC's approval. Such approval being a condition precedent to the City's leasing of lands from the State of Florida Board of Trustees of the Internal Improvement Fund (Lese #3101) and the Army Corps of Engineers (Lease # DACW17-1-80-2) in that the City is required to operate Huguenot Memorial Park pursuant to a management plan approved by ARC; providing for City oversight by the Department of Recreation and Community Services.

Background: The park is located in Council District 11. The City leases the land (Huguenot Park) from the State of Florida (Board of Trustees of the Internal Improvement Fund) and Army Corps of Engineers. The leases stipulate that the City operate the park pursuant to an ARC approved management plan.

Policy Impact: Recreation & Community Services

Fiscal Impact: Minimal

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-832

Sponsor: Council Member Bishop

Date of Introduction: September 23, 2008

Committee(s) of Reference: F, TEU

Date of Analysis: September 23, 2008

Type of Action: Authorization to retain special legal counsel

Bill Summary: The bill authorizes the Office of General Counsel to engage special legal counsel for the purpose of advising the City Council and supporting the Council's opposition to the Jacksonville Aviation Authority's continuing efforts to pursue the extension of a runway at Craig Airport. The bill authorizes a not-to-exceed cap of \$35,000 for the selected special counsel at an hourly rate not to exceed \$225.

Background Information: The Jacksonville Aviation Authority has taken several actions in recent years to indicate its continued pursuit of the extension of the Craig Airport runway. The JAA's proposed CIP element for the 2008-13 Capital Improvement Program contained several projects relating to the extension of the Craig Airport main runway, including a \$500,000 environmental assessment to be performed in FY08-09. The City's 2010 Comprehensive Plan currently prohibits the extension of the Craig Airport runway.

Policy Impact Area: Intergovernmental relations

Fiscal Impact: The bill authorizes the General Counsel to expend up to \$35,000 for special counsel on an as-needed basis.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-833

Sponsor: Council Member Graham:

Date of Introduction: September 23, 2008

Committee(s) of Reference: LUZ

Date of Analysis: September 26, 2008

Type of Action: Ordinance Amendment

Bill Summary: This ordinance concerns Chapter 656 (Zoning Code), *Ordinance Code*, creating new Section 656.394.1 regarding a Mayport Road zoning overlay.

Background: A portion of Mayport Road straddles both Atlantic Beach and Jacksonville. The Mayport Road corridor is regulated by both the City of Jacksonville Zoning Codes and the City of Atlantic Beach Zoning Code that has resulted in different regulations including signage and other commercial standards. This legislation, creating a Mayport Road Zoning Overlay, reconciles the inconsistent regulations through an overlay. The overlay addresses the goals of the Mayport Waterfront Partnership and the City of Jacksonville.

Policy Impact: Ordinance Code/Zoning

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2008-834

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 23, 2008

Committee(s) of Reference: F, PHS, RCD

Date of Analysis: September 23, 2008

Type of Action: Authorization of interlocal agreement for fire and rescue services

Bill Summary: The bill authorizes the execution of an interlocal agreement between the City of Jacksonville and the Town of Baldwin for City provision of fire and rescue services to the town. The agreement provides that the City will maintain its current level of fire and rescue service provision to the town as provided by Baldwin Fire Station #46, and will relocate its brush truck operation from Fire Station #43 in Maxville to the Baldwin station. The brush truck from Station #43 will be retired and replaced with the Town of Baldwin's brush truck which shall be donated to the City at no cost. The brush truck will be staffed with 6 personnel (3 engineers and 3 firefighters, working in pairs for 24-hour shifts), and the expense of the 3 firefighters (but not the engineers) will be reimbursed to the City of Jacksonville by the Town of Baldwin on a quarterly basis. Baldwin will continue to operate its 911 emergency call center, but will transfer all fire and rescue calls to Jacksonville Fire and Rescue. The town will be responsible for all maintenance, utility and repair costs of Fire Station #46. The Town of Baldwin agrees to adopt the state-authorized excise tax on insurance premiums on properties within the town limits and to distribute the proceeds of the excise tax to Jacksonville's Police and Fire Pension Fund.

Background Information: Jacksonville Fire and Rescue will continue to provide its current level of service to Baldwin, and will enhance service to the town by transferring the brush truck from its current location at the Maxville fire station to the Baldwin station. Baldwin will replace the existing brush truck by donating its truck to the City and will reimburse the City for the cost of the 3 firefighters assigned to the truck. A recent change in state law recognizing Jacksonville's unique status as a consolidated city/county will allow the Town of Baldwin to impose the state authorized excise tax on insurance premiums and to transfer the proceeds of that excise tax to Jacksonville's Police and Fire Pension Fund when the funds are rebated to Baldwin from the state.

Policy Impact Area: Fire and rescue operations in Baldwin; Police and Fire Pension funding

Fiscal Impact: The cost of the 3 additional firefighters for the brush truck is estimated at \$165,303 per year.

Analyst: Clements

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Bill Type and Number: Ordinance 2008-839

Sponsor: Council Member Yarborough

Date of Introduction: September 23, 2008

Committee(s) of Reference: R

Date of Analysis: September 23, 2008

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 602 – Ethics Code – to clarify the definition of the “the Consolidated City of Jacksonville” to specifically enumerate both the core executive and legislative branches and all of the dependent and independent agencies, boards and commissions and Constitutional officers. The bill also amends the “Legislative intent and declaration of policy” section of the Ethics Code to state that imposing the Code’s ethical standards upon all officials, officers and employees of the expanded group of agencies, authorities and Constitutional officers serves an important public interest and promotes the public welfare.

Background Information: The sponsor intends to eliminate any ambiguity or question about whether the definition of “Consolidated City of Jacksonville” includes the boards, commissions, authorities and Constitutional officers of the City.

Policy Impact Area: Code of Ethics application

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2008-844

Sponsor: Council Member Yarborough

Date of Introduction: September 23, 2008

Committee(s) of Reference: R, TEU

Date of Analysis: September 23, 2008

Type of Action: Authorization to accept land donation in lieu of tree mitigation; Ordinance Code waiver

Bill Summary: The bill authorizes the City to accept the donation of a 1.34-acre parcel of property from the JTA at the intersection of McCormick Road and Mount Pleasant Road in Arlington in lieu of the JTA making a required payment to the Tree Protection and Related Expenses Trust Fund as mitigation for the removal of trees associated with the Wonderwood Connector project. The bill waives the provision of Ordinance Code Chapter 656 – Zoning Code – that requires a property to be rezoned to Conservation (CSV) classification before it can be accepted as mitigation by the City.

Background Information: The JTA has an option to purchase the property from a private owner and convey it to the City within 30 days of the effective date of this ordinance. The waiver of the rezoning requirement is requested so that the purchase and re-conveyance of the property can take place quickly without the lengthy rezoning process. The City could then rezone the property to its preferred classification at its leisure.

Policy Impact Area: Tree mitigation

Fiscal Impact: The appraised value of the parcel is \$378,000.

Analyst: Clements