

**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 2009-622

**Sponsor:** Council Member Redman

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 13, 2009

**Type of Action:** Expression of support for legislative J-bill

**Bill Summary:** The bill expresses the Council's support for local bill J-1 to be considered in the next legislative session that would amend the City Charter to move the election of City officials and local constitutional officers from the spring to coincide with the state's November gubernatorial election beginning in 2010. It provides that the persons elected in November 2010 would not take office until the terms of the current office holders expire on June 30, 2011 and that they would serve a term concluding on December 31, 2014. Thereafter candidates elected in subsequent November elections would take office on January 1 of the year following the election.

NOTE: a scrivener's error will be corrected on p. 1, line 27 to change the legislative session reference from 2009 to 2010.

**Background Information:** Suggestions have been made over a course of many years to consider changing the City election date from the spring to the fall. Proponents argue that turnout for spring elections is generally much smaller than for the more traditional fall elections, and that the cost of holding a citywide general election could be avoided by combining the local elections with already-scheduled state elections. Opponents argue that media coverage of and voter attention to local government issues and candidates would be substantially overshadowed by state legislative and statewide races, and that fundraising for local races would suffer in the competition with candidates for House, Senate and statewide offices.

**Policy Impact Area:** City election timing

**Fiscal Impact:**

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-623

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

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

**Date of Analysis:** August 13, 2009

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 23 – Central Operations Department – in Part 7 – Human Resources Division – to authorize the execution of agreements between the City and public or private agencies that would provide volunteer workers to the City at no cost. Agreements could be for terms not to exceed 1 year and any payment to the volunteer employee would be made by the providing agency, not by the City. The volunteer workers would be subject to City background checks and would be under the control and direct supervision of City employees. Such agreements would be subject to the review and approval of the Office of General Counsel before execution by the Chief of Human Resources.

**Background Information:** The preamble to the bill states that there are entities in the city seeking to place volunteer workers (i.e. persons seeking to fulfill community service, court-ordered or school credit requirements) in City government positions, sometimes on short notice and for limited time periods, and that it is in the interests of the City to formalize such arrangements and to capitalize on the availability of free labor to the extent feasible.

**Policy Impact Area:** Formalization of volunteer employee arrangements

**Fiscal Impact:** The bill states that in FY07-08 the City benefitted from over \$26 million in free labor provided by volunteers through the City's Office of Volunteer Services.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-624

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; PHS; TEU; BCAB

**Date of Analysis:** August 13, 2009

**Type of Action:** Ordinance Code Amendments

**Bill Summary:** This bill amends Section 320.409, Ordinance Code, to provide for separate permits and fees for roofing and site work where a building permit fee is paid for a new building or addition. The fee for roofing is revised to remove the exclusion of original roofing on a new building and to increase the bid permit fee from \$5.50 to \$10.00. This increased fee incorporates the separate \$2.50 resource management and landscape and \$2.00 development management/zoning and addressing fees, which are being deleted. Section 321.101 is amended to revise the adoption of appendices relative to the Building Code. Section 321.103, which adopted a Life Safety Code by reference, is effectively repealed. Further, Section 321.104 adopts the current Florida Fire Prevention Code by reference, deleting reference to the National Fire Prevention Association Fire Prevention Code 1, 2000 Edition.

**NOTE:** The title and page 3, line 3, may need amending to reflect repeal of Section 321.103.

**Background Information:** Information on file states that the Building Inspection Division has been collecting permit fees for roofs on new commercial buildings and site clearing for over 10 years, and this legislation is intended to clarify that separate permits are required. The revisions to Chapter 321 are designed to reflect updates to the Florida Building Code.

**Policy Impact Area:** Building Codes

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-628

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 14, 2009

**Type of Action:** Appropriation

**Bill Summary:** This ordinance appropriates \$5,000.00 from the Florida Inland Navigation District (FIND) to provide funding for litter prevention and education programs for Keep America Beautiful affiliates; approves and authorizes the Mayor and Corporation Secretary to execute an agreement with Florida Inland Navigation District to implement the objectives of this ordinance.

**Background:** The City requested that FIND provide a portion of the assistance needed for the Keep Jacksonville Beautiful Commission International Cleanup program in Duval County including the Atlantic Intracoastal Waterway. This is a volunteer program. The funds appropriated by this legislation will pay for expenses such as advertising, marketing & educational awareness. Supplies that will be purchased include bags, safety vests, grabbers and gloves.

**Policy Impact:** Environmental & Compliance Dept. /Clean It Up/Green It Up/ Florida Inland Navigation District Grant

**Fiscal Impact:** This ordinance appropriates a \$5,000.000 grant.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-629

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; PHS

**Date of Analysis:** August 14, 2009

**Type of Action:** Appropriation

**Bill Summary:** This ordinance appropriates \$189,700 (a \$143,450 grant from the U.S. Department of Homeland Security, Federal Emergency Management Agency, through the State of Florida Division of Emergency Management, Hazard Mitigation Grant Funds, and \$46,250.00 from the Reserve for Federal Programs account) to provide funding to conduct a Phase I feasibility study and engineering design to identify modifications needed to wind retrofit the new marine and land-based Fire Station No. 40 located on Heckscher Drive, as initiated by B.T. 09-150; provides a carryover of funds to Fiscal Year 2009-2010; authorizes the Mayor and Corporation Secretary to execute agreements to implement the purposes of this ordinance.

**Background:** Now in its design stage, this new fire station will be constructed to withstand winds of 150+ miles per hour and elevate the living quarters and utility system to protect the facility from flooding caused by storm surge. The project site is located in Council District 11.

**Policy Impact:** Jacksonville Fire and Rescue Department/Emergency Preparedness

**Fiscal Impact:** This ordinance appropriates \$189,700 in a federal grant and matching funds.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-630

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 13, 2009

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$197,620 (\$179,654 in stimulus grant funds from the State Dept. of Elder Affairs through the Northeast Florida Area Agency on Aging, Inc., and a \$17,966 City in-kind contribution) to provide funding for the American Recovery and Reinvestment Act (ARRA) Elder Nutrition Program. Provision is made for the carryover of appropriated funds into the 2009-2010 fiscal year.

**Background Information:** The program is intended to increase the number of congregate meals and to provide nutrition counseling and education. It will provide 41,880 meals to older adults within the program from July 1, 2009, through September 30, 2010. Services will be provided to seniors (age 60 and older) at 19 sites throughout Duval County.

**Policy Impact Area:** Adult Services

**Fiscal Impact:** Undetermined; \$197,620 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-631

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; TEU

**Date of Analysis:** August 14, 2009

**Type of Action:** Appropriation; CIP Amendment

**Bill Summary:** This ordinance provides \$417,227.47 in additional funding for the St. Augustine Road (Hood Landing to I-95) Project by reducing approved funding for, and transferring such funding from, the Barnes Road (University to Kennerly), Spring Park Road (Bowden to University), and Spring Park Road (Emerson to University) Projects contained in the Better Jacksonville Plan to the St. Augustine Road (Hood Landing to I-95) Project, as initiated by B.T. 09-154; provides for a carryover of fund to Fiscal Year 2009-2010; amends the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-555-E, to increase the budget for the "St. Augustine Rd/SR 13 to I-95" project and to reduce the budgets for the "Barnes Rd: University to Kennerly", "Spring Park Rd: Bowden to University", and "Spring Park: Emerson to University" projects.

**Background:** The purpose of this ordinance is to transfer unneeded funding from Spring Park (Bowden to University), Spring Park (Emerson to University) and Barnes Road (Kennerly to University) projects to St. Augustine Road (SR-13 to I-95) project for anticipated expenses.

**Policy Impact:** Public Works Department/Better Jacksonville Plan

**Fiscal Impact:** This ordinance appropriates \$417,227.47

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-632

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; PHS

**Date of Analysis:** August 13, 2009

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$155,821 from the U. S. Dept. of Homeland Security through the Florida Division of Emergency Management for the Emergency Management Performance Grant. Authorization is given for the Mayor to sign relative contracts. Provision is made for the carryover of appropriated funds into the 2009-2010 fiscal year.

**Background Information:** Information on file states that dollar-for-dollar matching funds are to be provided by the General Fund operating budget. It is anticipated that the funds will be used for an Emergency Operations Center credentialing system, satellite phones, multi-display monitors, supplies, response uniforms, workstations, travel, and training, and to print public education materials.

**Policy Impact Area:** Emergency Preparedness

**Fiscal Impact:** Undetermined; \$155,821 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-633

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD; JWW

**Date of Analysis:** August 14, 2009

**Type of Action:** Appropriation; CIP Amendment

**Bill Summary:** This ordinance appropriates \$127,772 from the Florida Boater Improvement Program (FBIP) Fund for needed repairs to the North Bank River Walk floating dock, which has been severely damaged by storms over the course of the last few years, as initiated by B. T. 09-156; provides for a carryover of funds to Fiscal Year 2009-2010; amends the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-2010, to move funds to a capital account for the "north Bank River Walk Floating Dock Repairs" project; provides for City oversight by the Department of Recreation and Community Affairs.

**Background:** Florida Boater Improvement Program funds derive from boater vessel registration fees collected annually by Florida counties. Municipal Ordinance Code section 110.413 stipulates that these funds may be used for renovation of boat ramps or docks but that the appropriation of funds for projects over \$30,000 can only be allotted by approval of the City Council. The River Walk floating dock repair project will have renovation costs that exceed the \$30,000 threshold.

**Policy Impact:** Recreation and Community Services Department

**Fiscal Impact:** This ordinance appropriates \$127,772

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-634

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

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

**Date of Analysis:** August 13, 2009

**Type of Action:** Authorization for participation in federal CDBG program; appropriation

**Bill Summary:** The bill authorizes the City's participation in the federal Community Development Block Grant (CDBG) program for FY09-10 and appropriates \$6,641,511 in CDBG funds for program costs. The bill authorizes the execution of documents and the carry-over of funds from one fiscal year to the next, and approves 29 grant-funded positions.

**Background Information:** The CDBG grant is an annual allocation provided to the City by the federal department of Housing and Urban Development based on population and indicators of poverty, slum and blight conditions. The largest allocations of CDBG funds for the upcoming fiscal year are: owner-occupied housing rehab program - \$2,000,000; Housing and Neighborhoods Department administrative costs - \$1,356,222; Housing and Neighborhoods Department delivery costs - \$510,627; Northwest Jacksonville Community Development Corporation - \$500,000; Daniel Memorial - \$337,015; Community Rehabilitation Center - \$300,000; and Environmental and Compliance Department - \$300,000.

**Policy Impact Area:** CDBG eligibility

**Fiscal Impact:** The bill authorizes the receipt and disbursement of \$6,641,511 in federal CDBG grant funds

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-635

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 13, 2009

**Type of Action:** Appropriation

**Bill Summary:** This bill establishes a Revenue Fund account for all proceeds and program income pursuant to programs funded from the revenues made available by the United States Dept. of Housing and Urban Development under the HOPWA (Housing Opportunities for Persons With AIDS) Program. An appropriation of \$2,335,290.04 (net appropriation of \$2,300,505.02, consisting of \$2,265,720.00 for the 2009-2010 fiscal year and \$34,785.02 in lapsed funds from the 2007-2008 fiscal year) is made for the award of HOPWA funds. Authorization is given for the City to enter into appropriate federal program contracts. Transfer of funds from program to program is prohibited without prior approval of Council, and if a different allocation of funds is received, a supplementary budget is to be submitted by the Mayor to the Council for approval. Provision is made for the carryover of appropriated funds. Authorization is given for the execution of documents, and also for positions in connection with the program. Due to federal requirements for recipients, the provisions of Chapter 118, Ordinance Code, shall not be applicable to the City's HOPWA contracts to be awarded.

**NOTE:** The title may need to be revised to correct the appropriation amount (\$2,335,290.04 rather than \$2,335,290.02).

**Background Information:** These funds will provide housing and related support services to low-income persons living with HIV/AIDS and their families living in Duval County. One Program Manager position is authorized for the program. Entities to be funded under the award include: Catholic Charities Bureau, Inc.-\$600,000.02 (\$565,215.00 and \$34,785.02 carry forward from FY 2007-2008); Community Rehabilitation Center, Inc.-\$100,000; Gateway Community Services, Inc.-\$65,000; I. M. Sulzbacher Center for the Homeless, Inc.-\$148,593; Lutheran Social Services of Northeast Florida, Inc.-\$248,412; Northeast Florida Aids Network, Inc.-\$652,833; River Region Human Services, Inc.-\$417,696; and, the City's Housing and Neighborhoods Dept. (for administrative costs)-\$67,971.

**Policy Impact Area:** Affordable Housing

**Fiscal Impact:** While the total appropriated amount is being shown as \$2,335,290.04 for accounting purposes, the net appropriation is \$2,300,505.02 (\$2,265,720.00 for the 2009-2010 fiscal year and \$34,785.02 in lapsed funds from the 2007-2008 fiscal year)

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-636

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 13, 2009

**Type of Action:** Appropriation

**Bill Summary:** This bill establishes a Revenue Fund account for all proceeds and program income pursuant to programs funded from revenues made available by the United States Dept. of Housing and Urban Development under the Emergency Shelter Grant (ESG) program. An appropriation of \$297,923 is made for award of ESG funds. Authorization is given for the City to enter into appropriate federal program contracts. Transfer of funds from program to program is prohibited without prior approval of Council, and if a different allocation of funds is received, a supplementary budget is to be submitted by the Mayor to the Council for approval. Provision is made for the carryover of appropriated funds through the 2010-2011 fiscal year. Authorization is given for the execution of documents. Due to federal requirements for recipients, the provisions of Chapter 118, Ordinance Code, shall not be applicable to the City's ESG contracts to be awarded.

**Background Information:** The appropriated funds are to be used to award the federal contract for the ESG program and funding to I. M. Sulzbacher Center for the Homeless, Inc. This will provide for housing assistance and related supportive services for emergency shelter within Duval County.

**Policy Impact Area:** Emergency Shelter

**Fiscal Impact:** Undetermined; \$297,923 is appropriated by this ordinance

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-637

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 14, 2009

**Type of Action:** Appropriation; Positions Approval

**Bill Summary:** This ordinance establishes a revenue bond account for HOME Investment Partnership ("HOME") Program funds; appropriates \$2,748,052.00 in HOME Program funds for program costs, as initiated by B. T. 2010-004; provides for the award to the Jacksonville Housing and Community Development Commission for authorizing and funding, pursuant to its 2009-2010 Universal Application Cycle, and for the City of Jacksonville to execute federal program contracts for HOME Program funds as applicable for the following: (1) Community housing development organization operating costs (\$30,000.00 to Grace and Truth Community Development Corporation; \$30,000.00 to Metro North Community Development Corporation, Inc.; \$30,000.00 to Northwest Jacksonville Community Development Corporation; and \$30,000.00 to Second Chance Help Center, Inc.); (2) Community Housing Development Organizations development subsidy pool (\$412,207.80); (3) Downpayment Assistance Programs (\$1,941,039.20 to the City Housing and Neighborhood Department's Headstart to Home Ownership Program; (4) \$274805.00 to the City's Housing and Neighborhoods Department for administrative costs; provides a carryover of funds through Fiscal Year 2010-2011; approves positions, as initiated by R. C. 2010-002.

**Background:** The Jacksonville Housing and Community Development Commission ("Commission") has been designated as the agency to provide oversight and guidance to the City's Housing and Neighborhoods Department, Housing Services Division. The United States Department of Housing and Urban Development award to local governments Home Investment Partnership ("HOME") Program funds and local governments, in turn may award the HOME funds to recipient organizations to implement the HOME program. The City of Jacksonville is expected to receive \$2,748,052.00 in HOME funds from the H.U.D. on or about October 1, 2009 and these moneys require appropriation. The Commission has engaged in its 2009-2010 Universal Cycle application process and awarded contracts to housing providers. This ordinance appropriates funds that build, buy, and/or rehabilitate affordable housing for rent or homeownership or provide direct rental assistance to low-income people.

**Policy Impact:** Housing and Neighborhoods Department/Housing Services Division/HOME Program

**Fiscal Impact:** This ordinance appropriates \$2,748,052.00

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-638

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 14, 2009

**Type of Action:** Rate Schedule Approval

**Bill Summary:** This ordinance approves the rate schedule for power pedestal hook-up fees for boaters at Metro Park Marina; approves and authorizes the Mayor and Corporation Secretary to execute documents to implement the Metro Park Marina Rate Schedule; provides for City oversight by the Department of Recreation and Community Services.

**Background:** This project will upgrade the marina facilities by installing bollard-style power pedestals intended for dock use. These will include the capacity for power, water and lighting to be provided to the slips. Provision will be made for payment of hook-up fees by credit or debit card to enable marina users to dock at any time. The department is proposing a flat rate hook-up charge of \$8.00 per day.

**Policy Impact:** Recreation and Community Services Department

**Fiscal Impact:** This legislation creates a fee of \$8.00 per diem for power pedestal hook-up fees at Metro Park Marina.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-639

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R; RCD

**Date of Analysis:** August 14, 2009

**Type of Action:** Facility Dedication; Ordinance Code Waiver

**Bill Summary:** This ordinance names the Recreation Pavilion in the Forest at the Cecil Recreation Complex for Charles Kelley, to be known as "Charles Kelley Recreation Pavilion;" the bill waives Section 122.102 of the Ordinance Code concerning naming public facilities after living individuals.

**Background:** Charles Kelley is a native and life-long resident of Jacksonville. Throughout his life and residence on the Westside, Mr. Kelley has been exceedingly active in a wide variety of civic activities and organizations. Organized the original First Coast Envirothon Program; past president of the Jacksonville Trail Riders Association; member of the Southwest Citizens Planning Advisory Committee; Charter Member of the Northeast Florida Equestrian Society. District Council Member Davis is a co-sponsor of this legislation.

**Policy Impact:** Recreation and Community Services Department

**Fiscal Impact:** Undetermined

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-640

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; PHS

**Date of Analysis:** August 13, 2009

**Type of Action:** Lease Amendment Authorization

**Bill Summary:** This bill approves an amendment to a lease agreement between the City and Southgate Shopping Center, LLC. Authorization is given for the Mayor and Corporation Secretary to execute the document.

**Background Information:** Ordinance 2009-278-E approved the lease of 8,601 square feet of space at 3490 Beach Boulevard from Southgate Shopping Center, LLC, for use by Court Administration. The proposed amendment adds the final floor plan to Exhibit A of the lease, clearly identifying the space being leased.

**Policy Impact Area:** Real Estate-Leases; Clerk of Courts

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-641

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** TEU

**Date of Analysis:** August 13, 2009

**Type of Action:** Street Closure

**Bill Summary:** This bill closes and abandons a portion of Watts Street, an open and improved right-of-way, between Rose Street and McCoys Creek Boulevard, reserving to the City a non-exclusive easement over said closed street for drainage and utilities, together with the right to enter upon the same for such purposes. As the closed portion of Watts Street is in an area subject to a certain Consent Final Judgment (governing the Ash and Brown's Dump sites) which imposes requirements with respect to the use of the lands, it is stated that a Declaration of Restrictive Covenants complying with those requirements will be recorded in the public records of Duval County. Additionally, it is stated that the City and Miner Properties, Ltd., are entering into an Environmental Indemnification Agreement which defines and governs duties and obligations with respect to the existing environmental condition of the closure area. It is required that a Notice of Transfer be executed by the City, given to Miner Properties, and recorded in the public records of Duval County. It is noted that JEA has required that an easement for drainage and utilities be granted by Miner Properties to JEA, and said easement is approved for recording as an encumbrance on the closed portion of Watts Street. Authorization is given to the Mayor and Corporation Secretary to execute the Declaration of Restrictive Covenants, the Environmental Indemnification Agreement, and the Notice of Transfer.

**Background Information:** The right-of-way was established by Equitable Realty Company's Replat of Roseville. Miner Properties, Ltd., has requested closure to allow for consolidation of properties it owns which abut Watts Street. A \$1,500 application fee has been paid, and any objections from governmental agencies have been resolved.

**Policy Impact Area:** Real Estate-Street Closures

**Fiscal Impact:** Undetermined; a \$1,500 application fee has been paid

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-642

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** TEU

**Date of Analysis:** August 13, 2009

**Type of Action:** Right-of-Way Closure

**Bill Summary:** This bill closes and abandons a portion of an unnamed, unopened, and unimproved right-of-way near Halsema Road lying south of the railroad right-of-way and north of the Interstate 10/State Road 23 interchange right-of-way.

**Background Information:** The right-of-way being closed was established by plat of Jacksonville Farms. Closure has been requested by Cecil Commerce Center, LLC, to consolidate its abutting properties. No governmental agencies have expressed an objection.

**Policy Impact Area:** Real Estate-Closures

**Fiscal Impact:** Undetermined; a \$1,500 closure application fee has been paid

**Analyst:** Campbell

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**Bill Type and Number:** Ordinance 2009-643

**Sponsor:** Council President at the Request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** TEU

**Date of Analysis:** August 13, 2009

**Type of Action:** Right-of-Way Closure

**Bill Summary:** This bill closes and abandons a portion of an unnamed, unopened, and unimproved right-of-way in Bonita's Cove, reserving unto the City a perpetual unobstructed easement over the closed portion for ingress and egress, and for all utilities, including, but not limited to, water, sewer, electric, and drainage. Any government agency objections have been resolved.

**Background Information:** The closure area is located in the vicinity of Sandler Road and Bonita Cove Road. This right-of-way was established by plat of Jacksonville Heights Subdivision, and closure was requested by Collins Builders, LLC, for development of its adjoining property.

**Policy Impact Area:** Real Estate-Closures

**Fiscal Impact:** Undetermined; a \$1,500 closure application fee has been paid

**Analyst:** Campbell

**CITY COUNCIL RESEARCH DIVISION**  
**LEGISLATIVE SUMMARY**



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**Bill Type and Number:** Ordinance 2009-644

**Sponsor:** Council Member Holt

**Date of Introduction:** August 11, 2009

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

**Date of Analysis:** August 13, 2009

**Type of Action:** Imposition of temporary salary reductions; City Charter waivers

**Bill Summary:** The bill reduces the salaries of the Mayor, City Council, Clerk of the Courts, Property Appraiser, Sheriff, Supervisor of Elections and Tax Collector for FY09-10 by 2% from the current year's salaries, and reduces the salaries of all appointed officers, officials and employees of the City and the constitutional officers not represented by collective bargaining units by 2% from the current year's salaries. The bill also prohibits the granting of bonuses or one-time increments or payments that would have the effect of violating the 2% salary reduction from the previous year. The bill provides that the base salaries of all officials, officers and employees subject to the 2% reduction for FY09-10 shall be re-set on October 1, 2010 back to the rate that existed prior to the 2% reduction. The reduction in salary of the 5 constitutional officers is made contingent upon each of those officers signing a written waiver of their right under the City Charter and Ordinance Code to receive a particular salary set by ordinance and accepting a the temporary 2% reduction.

**Background Information:** The City Charter provides that the City Council shall establish the salaries of the mayor, council, and constitutional officers by ordinance, and the Ordinance Code establishes those salaries based on the salaries for county commissioners and constitutional officers statewide set annually by the Florida Legislature based on county population.

**Policy Impact Area:** Public officials' salaries

**Fiscal Impact:** The 25 elected officials covered by this bill have a collective payroll of \$1,777,434 in the current fiscal year. A 2% reduction would amount to \$35,549 for those 25 elected officials.

**Analyst:** Clements

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY

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**Bill Type and Number:** Ordinance 2009-645

**Sponsor:** Council Member Shad

**Date of Introduction:** August 11, 2009

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

**Date of Analysis:** August 13, 2009

**Type of Action:** Reduction of council members' salaries and benefits

**Bill Summary:** The bill reduces the salaries of city council members as of October 1, 2009 to 50% of the base salary for a council member as of September 30, 2009. The bill also removes the obligation for City Council members to participate in the City employee health and hospitalization insurance program and requires that, if they opt to participate in the plan, council members must pay the full, unsubsidized cost of individual and family coverage.

**Background Information:** The City Charter provides that the City Council shall establish the salaries of the mayor, council, and constitutional officers by ordinance, and the Ordinance Code establishes those salaries based on the salaries for county commissioners and constitutional officers statewide set annually by the Florida Legislature based on county population. City Council members receive a salary of 50% of the amount set by the Legislature for county commissioners in counties of the same population range into which Jacksonville falls. For all other benefits (health insurance, dental, vision, pension) council members are treated as full-time employees and receive full benefits on the same terms as other employees and elected officials.

**Policy Impact Area:** Council members' salary and benefits

**Fiscal Impact:** The 19 council members are paid a collective annual salary of \$868,737; a 50% reduction would produce a savings of \$434,368.50.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-646

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 14, 2009

**Type of Action:** License Agreement Authorization

**Bill Summary:** This ordinance approves and authorizes the Mayor and the Corporation Secretary to execute a License Agreement between the City of Jacksonville and St. Nicholas Business Association, Inc. ("Licensee") providing for the licensee's use of St. Nicholas Train Station Park, a City-owned park at 2564 Atlantic Boulevard, in Council District 4, for five years, with two five-year renewal options, for an annual fee of one dollar (\$1), in return for the licensee's improving the train station in the park and enhancing the park with a gazebo, playground and fencing. City oversight to be provided by Recreation and Community Services Department.

**Background:** Located at 2564 Atlantic Boulevard, the St. Nicholas Train Station Park is a City property to be leased, by this legislation, to the St. Nicholas Business Association. Scope of Services, per the License Agreement, is to maintain the train station and enhance the park with gazebo, playground and fencing.

**Policy Impact:** Recreation and Community Services Department

**Fiscal Impact:** Undetermined

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-647

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; RCD

**Date of Analysis:** August 14, 2009

**Type of Action:** License Agreement Authorization

**Bill Summary:** This ordinance approves and authorizes the Mayor and Corporation Secretary to execute a License Agreement between the City of Jacksonville and Fresh Ministries, Inc. ("Licensee"), a non-profit organization, allowing the licensee to use the City-owned property located on First Street between Franklin Street and Troyan Street, in Council District 7, (the "premises"), for three (3) years, with an option for two (2) additional Three (3) year extensions in accordance with the terms of the License Agreement in order to place a portable office and classroom on the premises for the purpose of providing neighborhood and community assistance, access to local, state and federal programs, classes in reading and parenting, community meetings and workshops; provides for City oversight by the Recreation and Community Services Department.

**Background:** This License Agreement between the City and Fresh Ministries enables the latter to continue and expand its outreach programs in providing assistance to the residents and organizations in the neighborhood to better the quality of life in the community through services that Fresh Ministries will provide, from parenting skills to classes in reading and creating space for community meetings and workshops. These programs will be servicing both youth and adults.

**Policy Impact:** Recreation and Community Services Department/Community Programming

**Fiscal Impact:** Undetermined

**Analyst:** Jackson

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**Bill Type and Number:** Resolution 2009-648

**Sponsor:** Council President Clark

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 11, 2009

**Type of Action:** Reappointment

**Bill Summary:** This bill reappoints Justin L. Hart to the Industrial Technical Advisory Committee, as a residential property developer representative, for a second full two-year term ending June 30, 2011.

**Background Information:** Section 30.702, *Ordinance Code*, provides that the seven members of the Industrial Technical Advisory Committee shall be nominated by the Council President and appointed by the Council, in various categories, including a residential property developer. Mr. Hart received a bachelor's degree in business from Flagler College and is with *Hart Land Development Inc.* He resides in the Sunbeam area within Council District #5.

**Policy Impact Area:** Industrial Technical Advisory Committee operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Welsh

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY



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**Bill Type and Number:** Ordinance 2009-649

**Sponsor:** Council President at the request of the JTA

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F

**Date of Analysis:** August 13, 2009

**Type of Action:** Budget ordinance amendment

**Bill Summary:** The bill amends the FY07-08 budget ordinance (2007-813) by amending the budget attachments of the Jacksonville Transportation Authority to increase the operating revenues and expenditures of the authority by \$2,477,904 (+1.3%) to reflect the actual expenditures for the operation of the bus, Skyway and JTA Connexion (paratransit for the disabled) systems. The amendments make the following changes in the authority's budget:

<u>Area</u>	<u>Original budget</u>	<u>Amendment</u>	<u>Revised budget</u>
Bus operations	\$72,522,033	+\$6,651,343	\$79,173,376
Bus capital	\$15,444,371	-\$4,217,961	\$11,226,410
Skyway operations	\$6,577,730	-\$203,037	\$6,374,693
Skyway capital	\$1,806,785	+\$51,533	\$1,858,318
Connexion operations	\$12,271,222	+\$196,026	\$12,467,248

**Background Information:** The charter requires the JTA to submit and the City to pass a balanced budget each year. Due to the variability and unknowns of operating a public transit system, the end-of-year figures may not match the start-of-year budgeted amounts. After the closeout of its fiscal year the JTA submits revised revenue and expenditure figures to reflect the year's actual experience.

**Policy Impact Area:** JTA budget

**Fiscal Impact:** The revised budget reflects an overall increase of \$2,477,904 (+1.3%), with the vast majority of the increase coming in bus system operations.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-650

**Sponsor:** Council President at the request of the Jacksonville Historic Preservation Commission

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** LUZ

**Date of Analysis:** August 13, 2009

**Type of Action:** Designation of historic landmark

**Bill Summary:** The bill designates the railroad locomotive currently located at the Prime Osborn Convention Center (Atlantic Coast Line No. 1504) as a local historic landmark.

**Background Information:** The locomotive was constructed in 1919 by the American Locomotive Company of Richmond, Virginia under the auspices of the United States Railroad Administration as part of the national effort to gear up for wartime production during World War I. The locomotive is one of the few remaining U.S. Railroad Administration engines remaining in existence, is the last USRA locomotive in substantially its original as-built condition, on and in 1990 was designated as a National Historic Mechanical Engineering Landmark. After being taken out of service in the 1980s the engine was refurbished and moved to the Prime Osborn Convention Center in 1986.

**Policy Impact Area:** Historic landmark designation

**Fiscal Impact:** None

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-651

**Sponsor:** Council Member Brown

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; TEU

**Date of Analysis:** August 13, 2009

**Type of Action:** Appropriation

**Bill Summary:** This bill appropriates \$19,570 from a Tree Protection and Related Expenses Trust Fund account to provide funding for the planting of trees along Ribault Scenic Drive from Howell Drive to Winton Drive, and along Winton Drive from Moncrief Road West to Van Gundy Road. It is required that the purchase and installation of the trees be provided by Davey Tree Expert Company under a continuing contract which is valid through December 23, 2009. The Dept. of Public Works is to oversee the project.

**NOTE:** The referenced Exhibit 1, describing the project, is neither attached, as stated in the bill, nor on file.

**Background Information:** It is stated that the referenced contract with Davey Tree Expert Company has capacity for material and labor in the requested amount of \$19,570.

**Policy Impact Area:** Tree Protection and Landscaping

**Fiscal Impact:** Undetermined; \$19,570 is appropriated by this ordinance

**Analyst:** Campbell

# CITY COUNCIL RESEARCH DIVISION

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**Bill Type and Number:** Ordinance 2009-652

**Sponsor:** TEU Committee

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** TEU

**Date of Analysis:** August 13, 2009

**Type of Action:** Approval of fair share agreement

**Bill Summary:** The bill approves a fair share agreement between the City and Ramco Gershenson, Inc. for a commercial project known as River City Signature – Parkway Shops. The fair share assessment is \$1,417,911 with a 10-year term and a variable inflation rate declining from 5% in year one to 3.3% per year in years six and beyond. Concurrency Review estimated a total of 1,450 p.m. peak hour trips being generated on links in fair share fund sector 6.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
I-95, Lem Turner Road to I-295	116
I-95, I-295 to Airport Road	190
I-295, Lem Turner Road to I-95	86
SR 9A, Main Street to Pecan Park Road	90
Main Street, Pecan Park Road to New Berlin Road	80
Main Street, New Berlin Road to Busch rive	38
Duval Road, I-95 to Airport Center Road	296
Duval Road, Biscayne Boulevard to Airport Road	35
Pecan Park Road, Dixie Clipper Drive to I-95	32
Duval Station Road, Main Street to Starratt Road	26
Starratt Road, Duval Station Road to Yellow Bluff Road	20
New Berlin Road, Pulaski Road to Yellow Bluff Road	26
Owens Road, Yankee Clipper Drive to Duval Road	126
Airport Center Drive West, Duval Road to Main Street	210
Airport Center Drive East, Main Street to New Berlin Road	79

**Background Information:** The project consists of 375,000 square feet of retail space on 153.274 acres on Duval Road between I-95 and Owens Road in Council District 11.

**Policy Impact Area:** Economic development; concurrency management

**Fiscal Impact:** The fair share assessment is \$1,417,911 to the Sector 6.1 account.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-653

**Sponsor:** Council Member Bishop:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F; TEU

**Date of Analysis:** August 14, 2009

**Type of Action:** Appropriation; CIP Amendment

**Bill Summary:** This ordinance appropriates \$145,504.13 from the Tree Protection and Related Expenses Trust Fund account for landscaping design (\$19,563.13) and tree planting (\$125,941) for tree planting along St. Johns Bluff Road between Atlantic Boulevard and Monument Road; provides for the Department of Public Works to oversee the project; amends the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-555-E, for the "St. Johns Bluff Tree Planting" project; recognizes the authorized use under the Procurement Code of the continuing contract with R-A-M Professional Group Inc. for landscape design and with Davey Tree Expert Company for tree planting.

**Background:** This landscaping project is in Council District 2. The various species of trees to be planted include: Live Oak, Yaupon Holly, Way Myrtle, Saw Palmetto, Slash Pine, Bald Cypress, Cabbage Palm, Allee Elm, Crepe Myrtle, Coontie and Pineapple Guava.

**Policy Impact:** Beautification/Tree Protection and Related Expenses Trust Fund

**Fiscal Impact:** This ordinance appropriates \$145,504.13.

**Analyst:** Jackson

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**Bill Type and Number:** Ordinance 2009-654

**Sponsor:** Council President at the request of the Mayor:

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R; F; RCD

**Date of Analysis:** August 12, 2009

**Type of Action:** Economic Development Agreement Authorization; Ordinance Code Waiver

**Bill Summary:** This ordinance approves and authorizes the execution of an Economic Development Agreement and a Purchase and Sale Agreement between the City of Jacksonville, the Jacksonville Economic Development Commission and Saft America, Inc. ("developer"), to support the location of the developer's Lithium Ion Battery manufacturing facility at Cecil Commerce Center; authorizes City public investment in four areas: (1) City QTI match of \$474,300; (2) REV Grant of \$3,300,000; (3) Countywide Economic Development Grant of \$1,000,000; and (4) public service tax exemption of \$550,000; recommending that the developer be approved by the State of Florida's Office of Tourism, Trade and Economic Development as an Enterprise Zone Qualified Target Industry ("QTI"); evidencing a commitment of City support in an amount not to exceed \$474,300 as the local financial support under the Qualified Target Industry Tax Refund Program payable over multiple years per OTTED guidelines, with State match of \$1,897,200 (including an Enterprise Zone and a Brownfields Bonus of \$5,500 per job), for a total City and State QTI amount of \$2,371,500 for 279 jobs; payment of REV Grant and Countywide Grant of \$4,300,000 as initiated by B.T. 09-164; granting an exemption from the payment of the public service tax by developer for a period of five years; authorizing the Mayor to execute a Purchase and Sale Agreement for the sale to developer of Cecil Commerce Center North Site N-5 consisting of approximately 12 acres for total consideration of \$1.00; appropriating all proceeds from the sale of such land into the "Cecil Field Trust Fund as required by Section 111.625, *Ordinance Code*; waives Sections 122.421 through 122.429, *Ordinance Cod*, requiring (I) the Real Estate Division to coordinate all City property sales, (II) a declaration by Council that the land is surplus to the City's needs, (III) competitive bidding, (IV) notice to Council Members before issuing any requests for proposals, and (V) deposit of sales proceeds into the Recreation Lands and Parks Acquisition and Maintenance Trust Fund;

**Background:** The developer plans to construct a 143,500 square foot Lithium Ion Battery manufacturing facility and create approximately 279 new jobs within 84 months of completion of construction; the 279 permanent full-time jobs will have an average salary, exclusive of benefits, of approximately \$44,807 per annum.

**Policy Impact:** Economic Development/Cecil Commerce Center/Jacksonville Economic Development Commission.

**Fiscal Impact:** In the Agreement that this ordinance approves and authorizes, the City commits to: \$474,300 as local financial support under the QTI Tax Refund Program; \$3,300,000 in a REV grant; a Countywide Economic Development Grant in the amount of \$1,000,000; and a Public Service Tax Exemption of \$550,000.

**Analyst:** Jackson

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**Bill Type and Number:** Resolution 2009-671

**Sponsor:** Council Member Holt

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** LUZ

**Date of Analysis:** August 13, 2009

**Type of Action:** Statement of Support

**Bill Summary:** This bill states the City of Jacksonville's support for the addition of 1,772 acres to the boundary of the Timucuan Ecological and Historic Preserve to protect the site of the Battle of Thomas Creek and the Thomas Creek Watershed. The Chief of Legislative Service is directed to forward a copy of this legislation to the Northeast Florida Congressional Delegation.

**Background Information:** The Thomas Creek Battlefield is the site of the southernmost engagement between American and British soldiers on the continent during the American Revolutionary War, and the United States Congress has listed it as one of eight sites of significant historic interest in Duval County to be protected. The Thomas Creek Watershed has been identified for protection because of its biodiversity, open space and recreation potential, wetlands, natural uplands, and water resources. The addition of 1,772 acres to the Preserve would allow Congress the ability to appropriate funds for acquisition of these lands, and the State of Florida has identified these acres as a critical link and corridor between conservation lands owned by the City, the St. Johns River Water Management District, and the National Park Service.

**Policy Impact Area:** Preservation Lands

**Fiscal Impact:** Undetermined

**Analyst:** Campbell

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**Bill Type and Number:** Resolution 2009-672

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 12, 2009

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Dow W. Peters, III as a member of the Jacksonville Planning Commission, replacing Anthony Peacock as the Planning District #3 representative, for a first full three-year term ending October 1, 2011.

**Background Information:** Sec. 30.201(a), *Ordinance Code*, provides that six of the members of the Jacksonville Planning Commission shall be appointed by the Mayor and confirmed by Council, one each from the six City Planning Districts. Mr. Peters received a bachelor's degree in civil engineering from the University of Florida and is a state licensed Professional Engineer. He is President of *Peters Yaffee Transportation & Traffic Engineering* and resides in the San Jose Forrest area within Council District #5 (Planning District #3).

**Policy Impact Area:** Jacksonville Planning Commission operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2009-673

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 12, 2009

**Type of Action:** Reappointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Tommy Lee Ruffin as a member of the Civil Service Board for a second full three-year term ending June 30, 2012.

**Background Information:** Section 17.02, *Jacksonville Charter*, provides that five of the members of the Civil Service Board shall be residents appointed by the Mayor and confirmed by the City Council. Capt. Ruffin received a master's degree in hospital administration from George Washington University and is retired from the US Navy. He also serves on the North District CPAC. Capt. Ruffin resides in the North Lake area within Council District #11.

NOTE: Because Capt. Ruffin's initial term was for seven-months less than a three-year term, that initial term is not being counted as a "full" term. This reappointment will allow Capt. Ruffin to serve two consecutive full three-year terms.

**Policy Impact Area:** Civil Service Board operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2009-674

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 12, 2009

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of George Owen to the Jacksonville Foreclosure Task Force, for a term ending December 31, 2011.

**Background Information:** Ordinance 2009-317-E, enacted May 26, 2009, created the Jacksonville Foreclosure Task Force with at least nine members appointed by the Mayor and approved by Council. Mr. Owen is the Community Development Manager with *Regions Bank*. He resides in St. Johns County.

**NOTE:** Section 50.102 authorizes the appointment of non-resident appointees which maintain a substantial economic business interest or substantial philanthropic interest as determined by the City Council within Duval County.

**Policy Impact Area:** Jacksonville Foreclosure Task Force operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2009-675

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 13, 2009

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the Mayor's appointment of Karen Landry to the Jacksonville Foreclosure Task Force, for a term ending December 31, 2011.

**Background Information:** Ordinance 2009-317-E, enacted May 26, 2009, created the Jacksonville Foreclosure Task Force with at least nine members appointed by the Mayor and approved by Council. Ms. Landry received a bachelor's degree in business and computer information systems and is the President/Executive Director of *War on Poverty – Florida, Inc.*

**NOTE:** A residential address for Ms. Landry was not available from the Mayor's Office at the time of the Bill Summary.

**Policy Impact Area:** Jacksonville Foreclosure Task Force operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

**CITY COUNCIL RESEARCH DIVISION**  
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**Bill Type and Number:** Resolution 2009-0676

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 12, 2009

**Type of Action:** Reappointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Virginia "Ginny" Steiger as a member of the Art in Public Places Committee for a first full three-year term ending December 31, 2011.

**Background Information:** Section 126.903, *Ordinance Code*, provides that the members of the Art in Public Places Committee are appointed by the Mayor and confirmed by the Council, with three of the members representing the Cultural Council Board. Ms. Steiger received a bachelor's degree in community service and public affairs from the University of Oregon and is an active community volunteer. She resides in the Avondale area within Council District #14.

NOTE: Because Ms. Steiger's initial term was for less than 50% of a full term, per Section 50.104, *Ordinance Code*, that term is not considered a first full term and not counted toward the two consecutive terms limitation.

**Policy Impact Area:** Art in Public Places Committee operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2009-677

**Sponsor:** Council President at the request of the Mayor

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 12, 2009

**Type of Action:** Reappointment Confirmation

**Bill Summary:** This bill confirms the Mayor's reappointment of Louise Freshman Brown as a member of the Art in Public Places Committee, as an art professional representative, for a second full three-year term ending December 31, 2011.

**Background Information:** Section 126.903, *Ordinance Code*, provides that members of the Art in Public Places Committee are appointed by the Mayor, and confirmed by the Council, with three of the members representing the professions of architecture, interior design, landscape architecture, planning, art professional, or art historian. Ms. Brown received a master's degree in painting/printmaking from Syracuse University and is a Professor of Art at the University of North Florida. She resides in Beauclerc area within Council District #6.

**Policy Impact Area:** Art in Public Places Committee operations

**Fiscal Impact:** Anticipated to be minimal.

**Analyst:** Welsh

**CITY COUNCIL RESEARCH DIVISION**  
LEGISLATIVE SUMMARY



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**Bill Type and Number:** Resolution 2009-678

**Sponsor:** Council President at the request of the Cultural Council of Greater Jacksonville

**Date of Introduction:** August 12, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 13, 2009

**Type of Action:** Appointment Confirmation

**Bill Summary:** This bill confirms the appointment of David W. Hemphill to the Cultural Service Grant Committee, replacing Erin Vance as a community representative, for an unexpired term ending December 31, 2011.

**Background Information:** Section 118.605, *Ordinance Code*, provides that the composition of the Cultural Service Grant Committee shall include five members of the community confirmed by the City Council. Mr. Hemphill received a master's degree in public administration from Cornell Graduate School of Business and Public Administration and is a principal of *DWH Consulting, Inc.* He has previously served on the Art in Public Places Committee. Mr. Hemphill resides in the Venetia area within City Council District #14.

**Policy Impact Area:** Cultural Service Grant Committee operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2009-679

**Sponsor:** Council President Clark

**Date of Introduction:** August 12, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 13, 2009

**Type of Action:** Appointment

**Bill Summary:** This bill appoints David T. Potts to the Tourist Development Council, as a representative of the tourist industry, for a first full four-year term ending June 30, 2013.

**Background Information:** Section 70.102, *Ordinance Code*, provides that three of the members of the Duval County Tourist Development Council shall be persons who are involved in the tourist industry and who have demonstrated an interest in tourist development. Mr. Potts received a bachelor's degree in biology from Tennessee Tech University and is President of *River Cruises*. He has been active in tourism for 20 years and previously served on the Tourist Development Council from 1999 to 2007. Mr. Potts resides in the Mandarin area within Council District #6.

**Policy Impact Area:** Tourist Development Council operations

**Fiscal Impact:** Anticipated to be minimal

**Analyst:** Welsh

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**Bill Type and Number:** Resolution 2009-684

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

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** R

**Date of Analysis:** August 13, 2009

**Type of Action:** Authorizing a contingent special election to fill City Council vacancy

**Bill Summary:** The bill authorizes the Supervisor of Elections to conduct a special election to fill a vacancy on the City Council should such a vacancy occur as a result of a council member resignation before the State Senate special election scheduled for September 15 and October 6, 2009.

**Background Information:** A special election to fill the Senate seat of the late Jim King has been scheduled for September and October, 2009. A city council member has announced his intention to run for the seat, which would require him to resign from the City Council pursuant to state law, thus creating a council vacancy that could be filled by a special election held at the same time as the senatorial special election.

**Policy Impact Area:** Filling council vacancy by special election

**Fiscal Impact:** Minimal additional printing cost to run the City Council election in conjunction with the senatorial election already scheduled. The cost of running a stand-alone council district special election would be approximately \$105,000.

**Analyst:** Clements

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**Bill Type and Number:** Resolution 2009-685

**Sponsor:** Council President at the request of the Tax Collector

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** F

**Date of Analysis:** August 13, 2009

**Type of Action:** Authorization to extend close-out of tax roll

**Bill Summary:** The bill extends the deadline for finalizing the tax roll beyond the November 1, 2009 deadline until the completion of all hearings by the Value Adjustment Board, as authorized by state law.

**Background Information:** The extension of the deadline will allow the Tax Collector to mail property tax bills in a timely manner in November despite the fact that the tax roll will not be fully completed while Value Adjustment Board hearings continue.

**Policy Impact Area:** Tax roll certification and tax billing process

**Fiscal Impact:** Undetermined

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-686

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

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** Appropriation; emergency action request; Ordinance Code waiver

**Date of Analysis:** August 13, 2009

**Type of Action:** Appropriation; Ordinance Code waivers; emergency action request

**Bill Summary:** The bill appropriates \$290,526 from the City General Fund (\$260,107) and various Supervisor of Elections operating funds to fund the special election to fill the State Senate seat vacated by the death of Senator Jim King and to fill the city council and school board vacancies caused by the resignation of other office holders to run for the Senate seat. The bill recognizes that the City will be seeking reimbursement from the state for the cost of the election and provides for reversion of any unused funds to the General Fund. The bill requests emergency approval and waives the provisions of the Ordinance Code that prohibit supplemental mid-year appropriations from being enacted as emergencies and that require that grant-related supplemental appropriations be based on grants already received.

**Background Information:** The death of Senator King necessitates a special election to fill the vacancy in that senatorial district. Council Member Art Graham and School Board member Stan Jordan have announced their intentions to resign their offices and run for the seat, necessitating special elections to fill those seats at the same special election.

**Policy Impact Area:** Special election administration

**Fiscal Impact:** The bill appropriates \$290,526 from the General Fund and Supervisor of Elections internal budget funds, with the expectation of obtaining reimbursement from the Florida Department of State – Division of Elections.

**Analyst:** Clements

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**Bill Type and Number:** Ordinance 2009-687

**Sponsor:** Council Member Crescimbeni

**Date of Introduction:** August 11, 2009

**Committee(s) of Reference:** LUZ

**Date of Analysis:** August 13, 2009

**Type of Action:** Expression of support for historic designation

**Bill Summary:** The bill expresses the City's support for the efforts of the Mayport Village Community Development Corporation to obtain designation of the village of Mayport as a Preserve America Community in recognition of its history and unique tourism resources.

**Background Information:** Preserve America is a White House initiative developed in cooperation with the Advisory Council on Historic Preservation, the U.S. Department of the Interior, and the U.S. Department of Commerce to promote greater shared knowledge about our Nation's past, strengthened regional identities and local pride, increased local participation in preserving the country's irreplaceable cultural and natural heritage assets, and support for the economic vitality of historic communities.

**Policy Impact Area:** Historic preservation

**Fiscal Impact:** None

**Analyst:** Clements