

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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AMENDED SUMMARY
2/19/09

Bill Type and Number: Ordinance 2009-165

Sponsor: Council President at the Request of the Sheriff

Date of Introduction: February 10, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: February 12, 2009

Type of Action: Ordinance Code Amendment

Bill Summary: This bill creates a new Section 111.365, Ordinance Code, to establish a Teen Driver Trust Fund into which donations and contributions of money received by the Sheriff's Office, or by the City on behalf of the Sheriff's Office, will be deposited for use in providing instructor compensation and instructional materials for the Teen Driver Challenge Program.

Background Information: The Teen Driver Challenge Program is a 12-hour driving class offered by the Sheriff's Office for young drivers 16 to 19 years of age. The program includes 4 hours of classroom instruction and 8 hours of practical driving on the Police Academy track. A \$50 deposit is required for the student to reserve a place in the class, but this is returned if the student attends the class or is prevented from attending due to unavoidable circumstances.

Policy Impact Area: Trust Funds; Office of the Sheriff; Public Safety

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Resolution 2009-186

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 27, 2009

Type of Action: Condemnation Authorization

Bill Summary: This bill declares the public necessity for acquiring fee simple title, temporary construction easement rights and permanent drainage easements through condemnation by right of eminent domain in certain lands in Council District 6 in order to improve Hartley Road between San Jose Boulevard and St. Augustine Road as part of the Hartley Road Right-of-Way Improvement Project (Project #2008-101), a Better Jacksonville Plan Phase II project; declaring the public necessity for acquiring permanent drainage easements through condemnation by right of eminent domain in certain lands in Council District 6 in order to make drainage improvements to the natural waterway between I-2295 and St. Augustine Road as part of the Deep Bottom Creek Channel Improvement Project (Project #2008-102), a Better Jacksonville Plan Phase II project. The bill authorizes and directs the Office of General Counsel to institute appropriate condemnation proceedings.

Background: There are 4 fee parcels, 13 permanent easements and 47 temporary construction easements to be acquired for the Hartley Road R/W Project (2008-101). The total appraised value for these parcels is \$138,400.00. There are 24 permanent easements to be acquired for the Deep Bottom Creek Channel Improvement Project (2008-102). The appraised value for these parcels is \$394,650.00. The Hartley Road project will improve Hartley Road to a three lane facility with curb and gutter from San Jose Blvd to Cypresswood Drive. All intersecting streets will be slightly widened from Cypresswood Drive to Pine Acres Road. Deep Bottom Creek Channel Improvement Project will make drainage improvements by widening and clearing the underbrush along the natural waterway from I-295 to St. Augustine Road. The Creek improvements are designed to relieve up-stream flooding.

Policy Impact: Public Works

Fiscal Impact: The appraised value for parcels to be acquired through eminent domain proceedings is: \$138,400.00 for Project #2008-101; and \$394,650.00 for Project #2008-102.

Analyst: Jackson

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Bill Type and Number: Resolution 2009-187

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 27, 2009

Type of Action: Condemnation Authorization

Bill Summary: This bill declares the public necessity for acquiring fee simple title, permanent drainage easements, and temporary construction easement rights through condemnation by right of eminent domain in certain lands in Council District 9 in order to improve the existing drainage systems in the Pine Forest and Larsen Acres neighborhoods as part of the 2001 Drainage Bond Issue (R. E. Project # 2007-105); authorizes and directs the Office of General Counsel to institute appropriate condemnation proceedings.

Background: This bill provides for the acquisition of one (1) fee parcel, six (6) permanent drainage easements and one (1) temporary construction easement, all required for the expansion and drainage improvements for the Pine Forest/Larsen Acres neighborhoods. The total appraise value of the parcels is \$47,300.00.

Policy Impact: Public Works/Real Estate Division

Fiscal Impact: The Parcels acquired through condemnation proceedings have the appraised value of \$47,300.00.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-188

Sponsor: Council Member Bishop

Date of Introduction: February 24, 2009

Committee(s) of Reference: LUZ

Date of Analysis: February 26, 2009

Type of Action: Ordinance Code amendment

Bill Summary: The bill amends Ordinance Code Chapter 656 – Zoning Code – to revise the regulations relating to handicapped accessible parking to provide that such accessible spaces shall be counted toward the calculation of the number of spaces required to determine compliance with the minimum off-street parking requirements of the Zoning Code. Currently required handicapped accessible spaces are not counted toward meeting the minimum required parking standard. The amendment also changes the terminology of the section from “handicapped” to “disabled” persons.

Background Information: Council Member Bishop’s research indicates that Jacksonville is one of the few, if any, jurisdictions in Florida that does not count handicapped accessible parking spaces toward a development’s overall minimum off-street parking requirement. The Planning and Development Department was planning to recommend this change in their upcoming comprehensive re-write of the Zoning Code. Counting the disabled-accessible spaces toward the overall parking requirement will slightly reduce the amount of impervious area required for parking and thereby slightly reduce the amount of stormwater runoff that must be mitigated.

Policy Impact Area: Off-street parking requirements

Fiscal Impact: Undetermined; will reduce slightly the number of off-street parking spaces required to be provided by developers, thus reducing the cost of parking lot construction.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-189

Sponsor: LUZ Committee

Date of Introduction: February 24, 2009

Committee(s) of Reference: LUZ

Date of Analysis: February 26, 2009

Type of Action: Amendment of DRI development order

Bill Summary: The bill amends the development order for the Nocatee DRI to make several changes that are determined not to be a substantial deviation from the originally-approved DRI plan. The changes to be approved are:

- Add an Attraction/Recreation use to allow for a large parking lot for use by the Player's Championship.
- Add 4 additional parcels to the Nocatee development.
- Exempt the Nocatee Business Park parcels and other parcels where its use would not be appropriate (i.e. schools, parks, near restaurants with outdoor dining) from the requirement to use reclaimed water for irrigation purposes.
- Update the DRI Master Plan and Master Circulation Plan to reflect the revised boundary incorporating the 4 additional parcels and to reflect a revised road configuration on the south end of the DRI.
- Revise the parks requirement to permit fewer, larger community parks in lieu of minimum 10 acre parks in each village, while keeping the overall park requirement at 150 acres.
- Increase the wetland cap from 474 to 562 acres and increase the requirement for conservation land (greenway) from 960 to 979 acres.
- Require the southern access road to Nocatee Preserve to be constructed when the adjacent village is developed.

Background Information: The new Attraction/Recreation use would permit the parking of 7,500 vehicles on a community park property for the week of the Player's Championship. One of the four parcels to be added to the DRI is located in Jacksonville, consisting of 20 acres on U.S. 1 to be added to the Sandy Ridge North Village.

Policy Impact Area: DRI modification

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Resolution 2009-194

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

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

Date of Analysis: February 27, 2009

Type of Action: Authorization for Applications

Bill Summary: This bill authorizes the Mayor to apply to the Florida Inland Navigation District (FIND) FOR 2009-2010 grants to undertake specified waterways-related projects; acknowledges the willingness of the City to meet funding requirements and provides oversight by the Department of Planning & Development.

Background: FIND solicits grant applications from counties. The applications must be accompanied by a resolution that acknowledges a county's willingness to meet matching fund requirements. The Jacksonville Waterways Commission, working in concert with the Planning & Development Department, prioritizes a list of waterways-related projects before moving forward with recommendations for applications. The 2009-2010 FIND Grant Projects include: Jacksonville Zoo dock extension (design & permitting); Arlington River dredge (design & permitting); Mandarin Park Phase II (construction boat parking expansion); Alimacani Shoreline Stabilization Phase II (construction to stabilize shoreline); and the Trout River Bridge (design to renovate the bridge structure). The total cost of the project is \$1,780,000. FIND grants would be in the amount of \$890,000. The City's match would be in the amount of \$890,000.

Policy Impact: Waterways/Planning and Development Department

Fiscal Impact: The total cost of the projects is \$1,780,000. FIND grants-\$890,000; City match-\$890,000

Analyst: Jackson

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Bill Type and Number: Resolution 2009-195

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: R

Date of Analysis: February 23, 2009

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Yvonne J. McClain, as a member of the Jacksonville Human Rights Commission, replacing Edna Saffy, for a first full three-year term ending December 31, 2011.

Background Information: Section 60.101, *Ordinance Code*, provides that the 20 members of the Jacksonville Human Rights Commission shall be appointed by the Mayor subject to confirmation by the Council and shall reside or be employed in the City for their entire term. Ms. McClain received a bachelor's degree in architecture from the University of Oklahoma and is the President of *CMTS, Inc.* She resides in the Royal Lakes area within Council District #5.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2009-196

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: R

Date of Analysis: February 23, 2009

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Dr. Cynthia R. Griffin as a member of the Jacksonville Human Rights Commission, filling the slot formerly held by Francine Parfitt, for a term ending December 31, 2010.

Background Information: Section 60.101, *Ordinance Code*, provides that the 20 members of the Jacksonville Human Rights Commission shall be appointed by the Mayor subject to confirmation by the Council and shall reside or be employed in the City for their entire term. Dr. Griffin received a degree in pharmacy from Florida A&M University and is Director of Pharmacy with *Blue Cross Blue Shield of Florida*. She has previously served on the Downtown Development Authority. Dr. Griffin resides in the Cobblestone area within Council District #1.

Policy Impact Area: Jacksonville Human Rights Commission operations

Fiscal Impact: Anticipated to be minimal.

Analyst: Welsh

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Bill Type and Number: Resolution 2009-197

Sponsor: Council Member Lee

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Expression of Opposition

Bill Summary: This bill expresses the Council's great displeasure in JEA contemplating the closure of its satellite customer care centers, and strongly encourages JEA to keep these centers open. It further requests that JEA survey customers using the centers and prepare a report for each of the five centers, including information on the number of individuals using the center, the demographics of the users, and the types of services requested. The results are to be compiled by JEA and the findings reported to the JEA Board and the Council. The Chief of Legislative Services is directed to forward the resolution to the JEA Board of Directors and to the Chief Executive Officer of JEA, Jim Dickenson.

Background Information: JEA has considered closure of the five satellite centers in favor of other methods of payment and other service options as a cost-saving measure, leaving the downtown location as the only site where citizens could go for full, one-on-one assistance from JEA representatives. JEA has decided for now not to close the centers on the original target date, but it is proposing a \$2 per transaction charge for use of a satellite customer care center. The satellite centers are located at 1108 Dunn Avenue, 7628 103rd Street, 11140 Beach Boulevard, 5258 Norwood Avenue, and 6672 Commonwealth Avenue.

Policy Impact Area: JEA

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Resolution 2009-198

Sponsor: Council Member Gaffney

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Expression of Concern

Bill Summary: This bill encourages JEA to keep open its customer care centers located throughout the city. While noting that JEA has stated it will not close the satellite centers on the original target date, it reflects concern that JEA may decide to close the centers at a later date. Further, it expresses concern to JEA for charging citizens a \$2 transaction charge for use of a satellite customer care center. The Chief of Legislative Services is directed to forward a copy of the resolution to the JEA Board of Directors and the Chief Executive Officer, Jim Dickenson.

Background Information: JEA has considered closure of the five satellite centers in favor of other methods of payment and other service options as a cost-saving measure, leaving the downtown location as the only site where citizens could go for full, one-on-one assistance from JEA representatives. The satellite centers are located at 1108 Dunn Avenue, 7628 103rd Street, 11140 Beach Boulevard, 5258 Norwood Avenue, and 6672 Commonwealth Avenue.

Policy Impact Area: JEA

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-201

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Plan Amendment

Bill Summary: This bill approves and adopts an amendment to the Jacksonville/Duval County Affordable Housing Assistance Program Local Housing Assistance Plan (LHAP) for fiscal years 2006-2009, authorizing submission of the amendment to the Florida Housing Finance Corporation (FHFC). Additionally, authorization is given for further action and for non-substantive revisions in order to receive approval from the FHFC. Any such revisions are to be filed with the Legislative Services Division. Emergency passage is requested due to the foreclosure crisis in Duval County.

Background Information: The proposed plan amendment modifies the existing Foreclosure Prevention program to increase the maximum subsidy from \$5,000 to \$8,500 and to clarify certain program terms in an effort to assist eligible homeowners to prevent foreclosure.

Policy Impact Area: Affordable Housing

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-202

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: TEU; LUZ

Date of Analysis: February 26, 2009

Type of Action: Ordinance Code Amendment

Bill Summary: This bill amends Chapter 745, Ordinance Code, relative to addressing and street naming regulations. A subsection is added to define additional terms and Section 745.102, concerning address numbering standards, is repealed. Section 745.103 is revised to require the proper display of address numbers, including residential properties, and to specify requirements. Section 745.105 is revised relative to street name changes to clarify that the entire street length shall be deemed as the contiguous length of the roadway. Also, honorary street designations are required to be established by Council ordinance, rather than resolution, and shall not require an administrative review under Section 745.105(b). Signage provisions are changed to require the Traffic Engineering Division to place one honorary street designation sign at the proposed location, subject to approval by the Traffic Engineering Division. Clarifications are made to Section 745.106, registry of names of private streets, concerning the definition of a lot of record and revising subsection designations. Provisions for the 911 Emergency Addressing Advisory Committee, Section 745.109, are changed to provide for membership from the 911 Coordinators Office and the Municipal Code and Compliance Division, to update membership, and to remove the requirement for a member from BellSouth. The definitions provided in Section 745.204 are relocated. The criteria for renaming duplicate street names (Section 745.213) and for identifying out-of-sequence addresses (Section 745.223) are clarified and expanded, and the notification provisions of Section 745.231 are revised to require delivery by first class mail and to identify the person notified, the date of the notice, and the newly-assigned address number. Such written notice shall also explain appeal procedure, and a new address shall become effective forty-five days after the date of the written notice, unless appealed.

Background Information: During implementation and application of Chapter 745, the 911 Emergency Addressing Advisory Committee and Planning and Development Dept. staff have encountered areas in need of greater specificity and more concise language in order to increase efficiency and accuracy. This bill intends to reflect their experience.

Policy Impact Area: Addressing and Street Naming Regulations

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-203

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F, RCD

Date of Analysis: February 26, 2009

Type of Action: Appropriation; CIP amendment

Bill Summary: The bill appropriates \$1,500,000 from the Public Works Department's Authorized Capital Projects Account to the JEDC to provide funding for various capital repair and maintenance projects at the City's public assembly facilities – Municipal Stadium, Veterans Memorial Arena, Baseball Grounds, Times-Union Center for the Performing Arts, Prime Osborn Convention Center, and Jacksonville Equestrian Center. The bill also amends the 2008-13 Capital Improvement Program to create an element for these projects in FY08-09 to be entitled Governmental Facilities Capital Maintenance, to be overseen by the JEDC.

Background Information: Representatives of SMG, the private operator of the City's public assembly facilities, informed the Finance Committee during last year's budget hearings that the City has appropriated little if any money for maintenance and repairs to any of the buildings listed above since their construction, and warned that a backlog of projects was accumulating. Failure to address regular maintenance and repairs (waterproofing, roof leaks, air conditioner maintenance, etc.) increases the chances of more extensive, costly repairs in the future. This bill appropriates \$1.5 million from the Banking Fund, not included in the FY 08-09 budget, through the JEDC to SMG to begin addressing needed repairs. The JEDC is the entity responsible for overseeing the City's contract with SMG to manage the facilities.

Policy Impact Area: Public facility maintenance and repair

Fiscal Impact: The bill appropriates \$1.5 million from the Banking Fund through the JEDC to SMG.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-204

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: February 26, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$164,319 (\$131,455 from a Victim of Crimes Act grant and a \$32,864 in-kind contribution from City staff). Provision is made for the carryover of appropriated funds to the 2009-2010 fiscal year, and authorization is given for positions in connection with the grant. It is required that the Behavioral and Human Services Division of the Dept. of Recreation and Community Services oversee the project.

Background Information: The appropriation will fund three Victim Services Advocate positions, and the grant period is October 1, 2008, through September 30, 2009.

Policy Impact Area: Victim Services

Fiscal Impact: Undetermined; \$164,319 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-205

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F

Date of Analysis: February 26, 2009

Type of Action: Ordinance Code amendment; appropriation; authorization to establish administrative policies

Bill Summary: The bill amends Ordinance Code Chapter 106 – Budget and Accounting Code – in Part 5 – Allowances and Expense Accounts – to authorize the Mayor to establish Vehicle Use and Allowance Policies and to prohibit City employees from utilizing a “take-home” car or receiving a vehicle allowance except in accordance with the approved policies. The bill appropriates \$1,983,848 as a new allocation from the Banking Fund and reallocates \$4,158,850 in existing funds among various internal service funds to revise the funding for take home vehicles and vehicle allowances. It also sets a standardized vehicle allowance rate of \$500 per month for various constitutional officers and deletes references in the Code to take-home vehicle authorizations for specific City department heads. The bill authorizes the Mayor’s initial Vehicle Use and Allowance Policy. It also amends Schedule B4c to the FY08-09 budget, the Fleet Management Vehicle Replacement List, to reflect the changes in vehicle assignments made by the adoption of the new take-home vehicle and allowance policy.

Background Information: During the FY08-09 budget hearing process the Finance Committee discussed the fact that the City’s policy for the authorization of take-home vehicles and vehicle allowances had not been examined in many years, and that vehicle allowance amounts varied among the employees receiving them. At the committee’s request the administration surveyed other jurisdictions for their policies and rates for take-home vehicles and allowances and crafted a standard policy to be promulgated by the Mayor.

The policy provides that take-home vehicles and allowances shall be assigned to positions, not to particular employees. *Full-time park-and-ride vehicles* shall be assigned to employees while on duty when at least one of the following criteria is met: 1) it is important for the public to know that the driver is a COJ representative (i.e. emergency responders, field inspectors); 2) the position requires travel that would likely damage a personal vehicle (i.e. off-road use); or 3) the position requires driving over 700 miles per month, excluding to and from home. *Take-home vehicles* shall be assigned to employees when at least one of the following criteria is met: 1) the position is such that the employee is considered to be on the clock or at work upon leaving his or her primary residence; 2) the employee is required to routinely (average twice or more per week) report directly to and perform work at multiple City locations; or 3) the employee is required to routinely (average twice or more per week) leave work from multiple City locations. *Automobile allowances* are authorized when an employee meets all of the following criteria: 1) unless otherwise provided in the Ordinance Code, the position must be an appointed official, Mayor’s Aide, or position designated by the Mayor; 2) the position must drive at least 200 miles per month on City business (excluding to and from home); and 3) unless otherwise provided in the Ordinance Code, the Mayor or his designee must approve the allowance in writing.

Policy Impact Area: Automobile assignments and allowances

Fiscal Impact: The bill appropriates \$1,983,848 as a new allocation from the Banking Fund for the purchase of vehicles on the vehicle replacement list attached to the FY08-09 budget. The remaining \$4,158,850 appropriated by the bill is a revenue-neutral reallocation of existing vehicle-related funds among various departmental and internal service accounts to reflect the operation of the new vehicle allowance and take-home vehicle policies.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-206

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: February 27, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$500 in private funds donated by Wal-Mart to the Jacksonville Fire and Rescue Department for the purchase of station supplies for Fire Station #35, as initiated by B.T 09-073.

Background: Fire Station #35 is located on North Main Street (Oceanway).

Policy Impact: Jacksonville Fire & Rescue Department

Fiscal Impact: This bill appropriates \$500.00 (a donation from Wal-Mart).

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-207

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: February 27, 2009

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$70,000 from the Handicap Parking Trust Fund in order to provide \$53,200 in funding for ongoing miscellaneous and emergency client assistance to disabled individuals, including construction of wheelchair ramps, wheelchair repairs, and translation of Braille documents, and \$16,800 to fund sponsorship of, and the participation of up to 1,200 disabled individuals in, the 6th Annual Fun with the Suns event at the Baseball Grounds of Jacksonville, as initiated by B.T 09-074; providing a carryover of funds to Fiscal Year 2009-2010; providing for a public purpose; requiring a report to the Council Auditors.

Background: The ordinance appropriates funds for the sponsorship of various community activities for people with disabilities, to improve accessibility awareness and the quality of life for persons with disabilities. Most of the clients are either low-income or no income persons. For this appropriation, the Military Affairs, Veteran and Disabled Services Division of the Recreation & Community Services Department is required to report to the Council auditors every six months on the status of the funds appropriated.

Policy Impact: Recreation & Community Services Department/Military Affairs, Veteran and Disabled Services Division/Handicap Parking Fines Trust Fund

Fiscal Impact: This bill appropriates \$70,000

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-208

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F

Date of Analysis: February 26, 2009

Type of Action: Appropriation

Bill Summary: The bill appropriates \$188,900.22 in federal Help America Vote Act grant funds (\$164,261.06, through the Florida Division of Elections) and local grant match funds (\$24,639.16) to the Supervisor of Elections for voter education purposes.

Background Information: The federal grant funds are made available to counties nationwide based on the number of registered voters in the state during the last general election. Counties are required to provide a 15% match. The funds are used to print sample ballots and other voter information materials and to otherwise inform the voting public about the election process, candidates, issues, and voting procedures. The Supervisor's office indicates these funds may be utilized for elections in 2010 since the City may not receive another HAVA grant before that election cycle.

Policy Impact Area: Voter education

Fiscal Impact: The bill appropriates \$164,261.06 in federal funds and \$24,639.16 in local matching funds.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-209

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

Date of Introduction: February 24, 2009

Committee(s) of Reference: F

Date of Analysis: February 26, 2009

Type of Action: Budget transfer

Bill Summary: The bill transfers \$24,668.88 from the Supervisor of Elections' budget to the Information Technologies Department to accompany the transfer of a Geographic Information System Tech position from the Elections office to ITD for the remainder of the fiscal year.

Background Information: The Supervisor of Elections Office reported that it did not have the workload to justify a full-time GIS Tech position, while the Information Technology Department had a need to add an additional equivalent position. The existing employee is being transferred from one department to another and this bill moves his salary and benefit dollars to the new department.

Policy Impact Area: Employee position transfer

Fiscal Impact: The bill transfers \$24,668.88 from one department to another to accompany an employee transfer.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-210

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Appropriation/CIP Amendment

Bill Summary: This bill appropriates \$330,015.52 (\$317,865.60 from the Economic Development Capital Projects Fund for Council District 5 Town Center projects and \$12,149.92 from the Tree Protection Fund previously appropriated for the project). Provision is made for the carryover of appropriated funds to the 2009-2010 fiscal year. A Joint Participation Agreement with JTA is approved, and the Mayor, or designee, and Corporation Secretary are authorized to execute said agreement. The 2008-2013 Five-Year Capital Improvement Program is amended to increase funding for the Town Center Planning District 5 – McDuff Avenue Town Center project. It is required that the Housing and Neighborhoods Dept. oversee the project.

Background Information: The City and JTA agree that the City's \$330,015.52 contribution shall be the City's maximum financial obligation towards the administration and construction of the project. Any budget savings that exist after project completion are to be returned to the City, and any construction costs exceeding the appropriated amount are to be borne by JTA. The project location is McDuff Avenue between I-10 and Dignan Street.

Policy Impact Area: Town Center Projects; Economic Development; Capital Improvements

Fiscal Impact: Undetermined; \$330,015.52 is appropriated by this ordinance

Analyst: Campbell

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-211

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Ordinance Code amendment; appropriation; ordinance code waiver

Bill Summary: The bill creates a new Ordinance Code Chapter 327 – Sustainable Building Program. The program declares the City’s intent to plan, design, construct, renovate, maintain and deconstruct all city buildings to a set of codified “sustainable building” criteria and to encourage the private sector to do the same in its building practices. The new chapter authorizes the City’s Environmental Protection Board to adopt a sustainable building certification system as a local alternative to the national LEED (Leadership in Energy and Environmental Design certification system) and establishes an incentive system to benefit sustainable building practices by offering fast-track permitting, waivers of certain regulations for purposes of meeting sustainability standards, and a cash refund program offering up to \$1,000 in reimbursement for the costs of obtaining certification of a sustainable building. The bill appropriates \$100,000 from the Environmental Protection Trust Fund to a new Sustainable Building Certification Refund Program to provide for the refund program and waives provisions of the Ordinance Code regulating the use of the Environmental Protection Trust Fund to permit the use of the funds for this new certification refund program.

Background Information: The bill notes that the Mayor has issued Executive Order 2008-03 which designates a City Sustainability Officer to promote and implement various policies and procedures within the City relating to building and fleet maintenance, materials procurement, waste management, water conservation, etc. Florida Statutes section 255.2575 requires county and municipal buildings to meet sustainable building standards such as the U.S. Green Building Council’s LEED certification, the Florida Green Building Coalition “green building” standards, GBI’s Green Globes, or other nationally-recognized building rating standard. The Ordinance Code waiver for use of the Environmental Protection Trust Fund dollars is needed because the authorized uses of the trust fund (restoration of polluted areas, conduct of studies, tests, investigations, etc.,) do not currently specify payment of rebates or incentives for sustainable building.

Policy Impact Area: Promotion of sustainable building practices

Fiscal Impact: The bill appropriates \$100,000 from the Environmental Protection Trust Fund to provide cash incentives to private sector builders to have their buildings certified as sustainably constructed.

Analyst: Clements

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LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-212

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F, RCD

Date of Analysis: February 26, 2009

Type of Action: Budget transfer

Bill Summary: The bill transfers \$171,335 from salary and benefit accounts to operating expense accounts within the Jacksonville Journey budget to provide funding for operation of the Jacksonville Journey School Recreation Leagues. The amount to be transferred represents the amount of salary and benefit dollars available for reallocation because the salary and benefit accounts are only needed to pay employees to operate the School Recreation Leagues for 8.5 months of the fiscal year.

Background Information: The bill shifts funding from a part-time salaries account (\$102,977), a security/guard service account (\$66,864) and the Medicare match for those salaries (\$1,494) to operating accounts to fund the rental of portable toilets; printing of brochures and flyers; radio, television and billboard advertising; payment of game officials, scorekeepers and transportation expenses; purchase of staff and participant T-shirts, first aid supplies and safety equipment; and purchase of bats, baseballs, bases, footballs, whistles, flags, and other game-related supplies necessary to operate the after-school recreation leagues.

Policy Impact Area: Jacksonville Journey youth enrichment programming

Fiscal Impact: The bill reallocates \$171,335 of existing funding from salary to operational expense accounts.

Analyst: Clements

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LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-213

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Budget transfer; emergency action request

Bill Summary: The bill transfers \$328,236 of Jacksonville Journey funds from the Aid to Private Organizations account to the Public Safety Initiative – Corrections Security/Guard Service account to provide for funding of security guards for the Juvenile Assessment Center. The bill requests emergency action on the bill to reallocate the funds to an account from which the Sheriff can use them to hire the security guards

Background Information: The Juvenile Assessment Center was recently re-opened after being closed for several years as a result of funding provided by the Jacksonville Journey initiative. The Sheriff has added the Juvenile Assessment Center as an additional location to be serviced by private security guards under contract to the Sheriff's Office; this bill shifts the funding for 17,628 hours of guard service from the Aid to Private Organizations account to the Corrections Security/Guard Service account within the Jacksonville Journey to provide funding for the service for the remainder of the fiscal year.

Policy Impact Area: Juvenile Assessment Center operations

Fiscal Impact: The bill reallocates \$328,236 in existing Jacksonville Journey funding to an account from which it can be used by the Sheriff to pay for private security guard services.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-214

Sponsor: Council President at the request of the Sheriff

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Budget transfer; authorization of interagency letter of agreement; approval of employee positions; emergency action request

Bill Summary: The bill transfers \$600,000 in budgeted Jacksonville Journey funding to the Sheriff's Office for the ex-offender re-entry program and authorizes the City to enter into an interagency letter of agreement with the Sheriff for operation of the Jacksonville Re-Entry Center Portal. The bill approves funding of 7 positions (a manager and 6 resource specialists) in the Sheriff's Office budget with Jacksonville Journey funds. The bill requests emergency approval in order to move the funds from the Journey account to the Sheriff's Office budget so that the Journey may assume funding for the office, freeing up JSO funding for other uses.

Background Information: The Jacksonville Re-Entry Center (JREC) is an existing agency within the Sheriff's Office that serves as the first point of contact for ex-offenders locating in Jacksonville after being released from local, state or federal incarceration. The purpose of the office is to help ex-offenders transition back into productive lives by meeting the legal obligations of their release and connecting them with services to begin rebuilding their lives. The portal was formerly run by the City before being transferred to the Sheriff's Office several years ago. It provides a "one stop shop" point of contact for registry of ex-felon status, coordination of probation or parole requirements, access to agencies that provide employment, housing, mental health, and other forms of social service assistance, and assistance in re-establishing appropriate forms of identification.

Policy Impact Area: Ex-offender re-entry into society

Fiscal Impact: The bill appropriates \$600,000 in Jacksonville Journey funds to supplant the Sheriff's Office funding for the office, freeing up JSO funds for other uses.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-215

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 27, 2009

Type of Action: Appropriation; Local Agreement Authorization; CIP Amendment

Bill Summary: This ordinance appropriates \$525,000 from the Florida Department of Transportation (FDOT) landscaping and beautification of the West Central Civic Core District located in the downtown area of Jacksonville, as initiated by B.T. 09-077; providing a carryover of funds to Fiscal Year 2009-2010; authorizing the Mayor and Corporation Secretary to execute a Local Agency Program Agreement with FDOT; amending the 2008-2013 Five-Year Capital Improvement Program, approved by Ordinance 2008-555-E, for the "Civic Core – Downtown Enhancements" project. The project site is located in Council District 4.

Background: The total estimated cost of the project cost for Laura Street is \$3.15 million and \$1.5 million for Bay Street. Through this legislation, funding sources for a variety of downtown projects will be utilized to fully fund the Laura Street and Bay Street efforts. Improvements include making Laura Street a two-way thoroughfare from Independence Drive to Monroe Street; planting trees into the ground; installing historic lights; new sidewalks; making traffic signal boxes more like kiosks; creating a round-about on Independence Drive at Laura (in front of the Landing) and placing the Andrew Jackson statue there.

Policy Impact: Public Works/Construction Management

Fiscal Impact: This ordinance appropriates \$525,000

Analyst: Jackson

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LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-216

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: February 27, 2009

Type of Action: Appropriation; Agreement Authorization

Bill Summary: This ordinance appropriates \$100,000 from the Reserve for Federal Programs account to provide a grant through the Community Foundation, Inc. to the Community Safety Net Fund, which as established to support local non-profit organizations in meeting unprecedented needs within the community for food, clothing, shelter, utility assistance and emergency assistance resulting from current economic conditions, as initiated by B.T. 09-094; approves and authorizes the Mayor and Corporation Secretary to execute and deliver the agreement between the City and the Community Foundation, Inc.; provides for City oversight by the Department of Recreation and Community Services.

Background: The Community Foundation was created in May 1964 as The Greater Jacksonville Area Community Foundation. The Community Foundation today ranks among the 20 largest foundations in Florida and is the state's third largest community foundation, rank by assets. The Community Foundation received a \$500,000 grant from the Jessie Ball DuPont Fund to help organizations that provide basic needs – food, shelter, clothing, and utility assistance – to residents of Northeast Florida. This Safety Net Fund will provide grants to 12 not-for-profit organizations in Duval, Nassau, Baker, Clay and St. Johns Counties whose primary purpose is meeting the basic needs of citizens.

Policy Impact: Mayor/Administration

Fiscal Impact: The bill appropriates \$100,000

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-217

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 26, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$924,188 (\$642,675 in retained earnings from a Dept. of Finance Risk Management Miscellaneous Insured Programs account and \$281,513 in additional revenue budget in the Premium account).

NOTE: The title contains a scrivener's error involving the transposition of numbers in the amount appropriated from the retained earnings account. The BT reflects an appropriation of \$642,675 (rather than the \$624,675 shown in the title) from this account.

Background Information: Funds will be used to purchase property insurance coverage for the City and the Jacksonville Port Authority. The policy is effective March 1, 2009, and payment is required by March 31, 2009.

Policy Impact Area: Insurance and Risk Management; Port Authority

Fiscal Impact: Undetermined; \$924,188 is appropriated by this ordinance

Analyst: Campbell

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-218

Sponsor: Council Member Jones:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F

Date of Analysis: February 27, 2009

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$100,000 for the purpose of reverting previously appropriated funds from Genovar's Hall Project to the original funding source of origin District 9 Discretionary Funds; funds to be unencumbered.

Background: Genovar's Hall, located at 644 Ashley Street, West, was a historic component of Jacksonville's African-American community. Acting as the developer under an agreement with the City and the Jacksonville Economic Development Commission, the Nu Beta Sigma Chapter of Phi Beta Sigma Fraternity, Inc., proposed to restore the structure. Citing a lack of potential ad valorem tax revenues while owned by the City, Ordinance 98-821-E transferred ownership of the property to the fraternity. The conveyance had the stipulation that if the restoration project was not completed within a specific time frame, the property would revert back to the City. Ordinance 2003-119-E extended the deadline for the project's completion. Funding sources committed to the project (in the amount of \$994,250 by 2005) had emanated from the City's Community Development Block Grants, Council Members discretionary funds, State Historical Preservation Division funds and the State Department of Environmental Protection. In Ordinance 2007-828-E, C/M Jones committed an additional \$100,000 in District 9 Discretionary Funds. This bill reverts that previously committed \$100,000 to the original source of funding.

Policy Impact: Council District Discretionary Funds/Genovar's Hall/La Villa

Fiscal Impact: This bill appropriates \$100,000

Analyst: Jackson

CITY COUNCIL RESEARCH DIVISION

LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-219

Sponsor: Council President at the Request of the Office of General Counsel

Date of Introduction: February 24, 2009

Committee(s) of Reference: F

Date of Analysis: February 26, 2009

Type of Action: Settlement Approval

Bill Summary: This bill authorizes the Office of General Counsel to settle all outstanding business damage claims made by Sunny's Food Mart (lessee) arising from the condemnation of certain parcels for the construction and maintenance of improvements to Harts Road. Further authorization is given to execute documents necessary to effect the settlement.

Background Information: As part of the project, the City acquired a fee parcel from, and a temporary construction easement over, a commercial site owned by Dunn Corner, LLC, and leased to Sunny's Food Mart which operates a gas station and convenience store on the property. The claim for condemnation damages has two components: the value of the land taken from the owner and the resulting business damages to the lessee. The City's business damages expert found a range of potential business damages between \$17,000 and \$60,000, while the lessee's business damages expert valued the business damages at \$125,000. On November 18, 2008, the City and the lessee attended a court ordered mediation, which resulted in a proposed \$62,392 settlement of the business damages claim, plus statutory attorneys' fees of \$20,589.36 and costs of \$33,201.40. The separate claim for damages to the property owner is still in litigation.

Policy Impact Area: Settlements; Office of General Counsel;

Fiscal Impact: Undetermined; the proposed settlement amount is \$62,392, plus statutory attorneys' fees and costs

Analyst: Campbell

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-220

Sponsor: TEU Committee

Date of Introduction: February 24, 2009

Committee(s) of Reference: TEU

Date of Analysis: February 26, 2009

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and David R. DeLoach for a commercial project known as North Main Banking Center. The fair share assessment is \$1,216,288 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 127 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>
Main Street – Pecan Park Road to New Berlin Road	69
Main Street – New Berlin Road to Busch Drive	58

Background Information: The project consists of a 4,500 square foot bank with 5 drive-through lanes on 1.84 acres at 12905 North Main Street in Council District 11.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$1,216,288 to the Sector 6.1 account.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-221

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Lease Approval

Bill Summary: This bill approves a lease agreement with Midtown Center, LLC (landlord). Said lease is for office space located in Suite 100, The 3100 Building, 1800 Executive Center Drive, and the space is to be used by an investigative unit of the Jacksonville Sheriff's Office.

Background Information: The lease is for 2,208 square feet of finished office space at an initial annual rate of \$13.50 per square foot and 1,421 square feet of unfinished office space at an initial annual rate of \$9 per square foot. The lease has a five-year term, beginning October 1, 2008, with an option to renew for one additional five-year period. The initial annual rental amount is \$42,597 and the lease provides for annual escalation of this amount (\$47,013 by the fifth year and, if the option to renew is exercised, \$53,954.04 by the tenth year).

Policy Impact Area: Real Estate-Leases; Office of the Sheriff

Fiscal Impact: Undetermined; the initial annual rental amount is \$42,597

Analyst: Campbell

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LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-222

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 26, 2009

Type of Action: Lease Agreement Approval

Bill Summary: This bill approves a two-year lease agreement with Downtown Vision, Inc. (lessee) for 1,938 square feet on the ground floor corner of Hogan and Adams streets and 1,538 square feet on the ground floor corner of Julia and Monroe streets in the Ed Ball Building at 214 Hogan Street. Authorization is given for the Mayor and Corporation Secretary to execute the agreement.

Background Information: The lessee is to pay \$1,000 per month for operating expenses, with an additional \$500 per month for the first twelve-month period to cover past due operating expenses. The commencement date is January 1, 2009.

Policy Impact Area: Real Estate-Leases; Downtown Vision

Fiscal Impact: Undetermined; the lessee is to pay \$1,000 per month for operating expenses, with an additional \$500 per month for the first twelve-month period

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-223

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 27, 2009

Type of Action: Agreement Authorization

Bill Summary: This ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver a Railroad Reimbursement Agreement for the installation of flashing lights and gates at Plymouth Street Highway-Rail Grade Crossing; designating Standard Agreement; providing for and authorizing continued future use of such standard agreements with no further action by the City Council.

Background: The Agreement is between the Florida Department of Transportation, the Georgia Southern and Florida Railroad Company (a component of Norfolk Southern Railway) and the City of Jacksonville. Legislation authorizing the Mayor to sign these agreements in the future enables agreements to be approved without going through the formal legislative process for each individual agreement. The Plymouth Street grade crossing is located in Council District 14.

Policy Impact: Public Works/Traffic Operations

Fiscal Impact: Undetermined

Analyst: Jackson

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-224

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: February 27, 2009

Type of Action: Easement Authorization

Bill Summary: This ordinance approves and authorizes the Mayor and Corporation Secretary to execute and deliver a Temporary Easement granting temporary construction easement in, over and under four City of Jacksonville parcels of real property at the intersections of State Road 212 (Beach Boulevard) and Golden Glades Boulevard (north side of Beach Boulevard), Hodges Boulevard (south side of Beach Boulevard) and San Pablo Road (north and south sides of Beach Boulevard), in Council District 3, to the State of Florida Department of Transportation (FDOT) for the purpose of tying in and harmonizing said parcels and driveways and walkways with the construction to be undertaken by FDOT for State Road 212.

Background: The Florida Department of Transportation requires the temporary construction easement for the purpose of undertaking the work FDOT proposes to do on State Road 212 (Beach Boulevard) at the following intersections: Golden Glades Blvd., Hodges Blvd., and San Pablo Road.

Policy Impact: Public Work/Real Estate

Fiscal Impact: Undetermined

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-225

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

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

Date of Analysis: February 26, 2009

Type of Action: Declaration of Surplus/Ordinance Code Waiver

Bill Summary: This bill declares certain property located on Thelma Street between 20th Street and 21st Street to be surplus to City needs. Section 122.422(c), Ordinance Code, is waived to allow for the marketing and disposition of the subject parcel by auction, direct sale, or listing with a licensed real estate broker in the event the appraised value of the property exceeds \$25,000.

Background Information: The bill states that the Real Estate Division has found that the sealed bid process is the least effective method of selling real estate. The assessed value of the subject property is \$2,513 according to information from the Real Estate Officer, and no City or independent agency has expressed a need for the property.

Policy Impact Area: Real Estate-Surplus Property; Ordinance Code Waivers

Fiscal Impact: Undetermined; the assessed value of the subject property is \$2,513

Analyst: Campbell

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LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-226

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: TEU

Date of Analysis: February 27, 2009

Type of Action: Street Closure

Bill Summary: This ordinance closes and abandons and/or disclaims a portion of Lakeland Street, an unopened right-of-way between Permento Avenue and Greeland Avenue, in Council District 12, established and recorded in PB 1, Page 33 of the current public records of Duval County, Florida, at the request of Paul Harden as agent for Farris Ford Properties, LLC, to consolidate the property.

Background: The request for the closure was routed to all government agencies having an interest and there were no objects. The applicant has paid a \$1,500 closure application fee.

Policy Impact: Public Works/Real Estate

Fiscal Impact: A \$1,500.00 r/w closure fee has been paid by the applicant.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-227

Sponsor: Council President at the request of the Mayor:

Date of Introduction: February 24, 2009

Committee(s) of Reference: TEU

Date of Analysis: February 27, 2009

Type of Action: Street Closure

Bill Summary: This ordinance closes, abandons and disclaims a portion of Patton Road, an unopened and unimproved right-of-way between St. Johns Bluff Road and State Road 9A, in Council District 3, established by Plat of Robinwood Acres Unit No. 1, recorded in PB 21, pages 6 and 6A, of the current public records of Duval County, Florida, at the request of Wyman Duggan as agent for Akel & Akel, to consolidate the property.

Background: This request (to close and abandon the right-of-way) was routed to all government agencies having an interest and there were no objections. The applicant has paid a \$1,500 closure application fee.

Policy Impact: Public Works/Real Estate

Fiscal Impact: The applicant has paid the City a closure application fee in the amount of \$1,500.00

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-228

Sponsor: Council President at the Request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: TEU

Date of Analysis: February 26, 2009

Type of Action: Alley Closure

Bill Summary: This bill closes, abandons, and/or disclaims a 20-foot unopened and unimproved alley between Palmetto Street and New Berlin Road.

Background Information: This alley was created by plat of Oceanway, and closure has been requested by L. Charles Mann as agent for First Baptist Church of Oceanway to allow for consolidation of the property for church expansion. A \$1,500 closure application fee has been paid, and no governmental agencies have objected to the closure.

Policy Impact Area: Real Estate-Alley Closures

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

Analyst: Campbell

CITY COUNCIL RESEARCH DIVISION
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Bill Type and Number: Ordinance 2009-229

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: R, RCD

Date of Analysis: February 26, 2009

Type of Action: Park naming

Bill Summary: The bill names the pocket park at 1403 Riverplace Boulevard as "St. Johns Park".

NOTE: Although the bill references an address of 1403 Riverplace Boulevard as the park site, the park is actually the unaddressed parcel (RE #080394 0015) located between 1401 and 1403 Riverplace Boulevard.

Background Information: The pocket park consists of the paved fountain plaza (0.23 acres) between the Strand apartment tower and the Peninsula condominium tower on the north side of Riverplace Boulevard on the Southbank. The development agreement between the City and St. Johns Center LLC for the project provides that the public shall access to the Southbank Riverwalk through the project site and that the developer would deed the plaza to the City upon completion.

Policy Impact Area: Park acquisition

Fiscal Impact: None

Analyst: Clements

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Bill Type and Number: Ordinance 2009-230

Sponsor: Council Members Shad, Corrigan, Jones, Crescimbeni, Holt, Bishop and Graham

Date of Introduction: February 24, 2009

Committee(s) of Reference: Adopted on first reading before assignment to committee

Date of Analysis: February 26, 2009

Type of Action: Expression of City support

Bill Summary: The bill expresses the City's support for the continued operation of the Low Income Pool (LIP) Council, an organization of counties that contribute local indigent care funds to a state pool to leverage additional Medicaid funding from the federal government.

Background Information: The Low Income Pool is a mechanism by which 20 Florida counties contribute locally-raised revenues into a pool which is used by the state to leverage the receipt of an equal or greater amount of federal discretionary Medicaid funds. The 20 participating counties (of which Jacksonville is one) collectively raise and contribute over \$800 million in local funds to leverage the receipt of over \$900 million in additional federal Medicaid funds which pays for indigent care in public hospitals. Jacksonville contributes \$23.7 million per year to the pool to leverage a like amount of federal funding. There is apparently a move to dissolve the LIP Council which might endanger the disproportionate share matching system, to the detriment of Jacksonville and other large counties with large indigent care costs.

Policy Impact Area: Indigent care funding

Fiscal Impact: Undetermined; dissolution of the LIP Council may endanger over \$900 million in federal indigent care Medicaid funding.

Analyst: Clements

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY

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Bill Type and Number: Ordinance 2009-231

Sponsor: Council President at the request of the Mayor

Date of Introduction: February 24, 2009

Committee(s) of Reference: F,TEU

Date of Analysis: February 26, 2009

Type of Action: Authorization to extend lease agreement

Bill Summary: The bill authorizes the administration to extend the City's lease agreement with Sphinx Management, Inc. for the yard waste mulch facility on Philips Highway for an additional 6 months from January 1 through June 30, 2009, with additional month-to-month options thereafter for up to 6 additional months. The lease rate is \$30,000 per month.

Background Information: The City has for several years leased the site at 11771 Philips Highway from Sphinx Management as the site of the City's yard waste processing facility for the south/east side of the City. The City has now entered into a contract to deliver all yard waste to Old Kings Road Landfill in the Northwest area to be mulched and used as cover material for a construction and demolition debris landfill. The lease extension on the Philips Highway site will allow the City's contractor to finish the process of removing all debris from the site, bringing in fill dirt, and grassing the site to restore it so that it may be returned to the owner in its original condition.

Policy Impact Area: Solid waste operations

Fiscal Impact: The lease rate for the site is \$30,000 per month.

Analyst: Clements