

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY

JEFFREY R. CLEMENTS
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Bill Type and Number: Resolution 2009-746

Sponsor: Council President at the request of the Jacksonville Housing Finance Authority:

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; RCD

Date of Analysis: September 25, 2009

Type of Action: Revenue Bond Issuance Approval

Bill Summary: This bill approves the issuance by the Jacksonville Housing Finance Authority of its Homeowner Mortgage Revenue Bonds in one or more series in an original aggregate face amount not to exceed \$40,000,000 for the purpose of providing funds for the purchase of mortgage loans originated by participating local lending institutions to finance the purchase or rehabilitation of new or existing owner-occupied single family residences situated in Duval County, Florida or purchasing securities evidencing interests in or backed by a pool of such mortgage loans, including securities guaranteed by the federal government or agencies thereof or for the purpose of refunding outstanding bonds of the authority previously issued for such purpose; authorizes the application for private activity bond volume cap pool for Duval County; requires additional Council approval prior to the sale of the bonds; determines credit not being pledged.

Background: Chapter 159, Part IV, Florida Statutes, empowers the Jacksonville Housing Finance Authority to issue its homeowner revenue bonds for the purpose of providing funds for the purchase of mortgage loans from local lending institutions for the construction, purchase, improvement or rehabilitation of owner-occupied single family residences in Duval County or securities evidencing interest in or backed by a pool of mortgage loans, including securities guaranteed by the federal government and to refund outstanding bonds of the Authority to provide funds for the pool. Section 147(f) of the Internal Revenue Code, as amended, and Chapter 55 of the Ordinance Code, as amended, require City Council approval of the Jacksonville Housing Finance Authority's issuance of its bonds. Issuance of the bonds does not constitute a debt, liability or obligation payable by funds from the Authority, County or the City.

Policy Impact: Jacksonville Housing Finance Authority/Affordable Housing

Fiscal Impact: This ordinance approves the issuance of revenue bonds in an aggregate amount not to exceed \$40,000,000 by the Jacksonville Housing Finance Authority.

Analyst: Jackson

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Bill Type and Number: Resolution 2009-747

Sponsor: Council President at the request of the Jacksonville Housing Finance Authority:

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; RCD

Date of Analysis: September 25, 2009

Type of Action: Revenue Bond Issuance Approval

Bill Summary: This bill approves the issuance by the Jacksonville Housing Finance Authority of its Multifamily Housing Revenue Bonds (The Towers of Jacksonville), Series 2009, in an aggregate principal amount not to exceed \$13,000,000 for the purpose of financing the acquisition, rehabilitation, and equipping of a multifamily rental housing development for elderly persons of low, middle, or moderate income, located in Jacksonville, and to be known as "The Towers of Jacksonville;" the bill determines credit not being pledged.

Background: The Towers of Jacksonville is an approximate 194-unit multifamily rental housing development located at 1400 Le Baron Avenue, San Marco, in Council District 5. The State of Florida and the City empower the Housing Finance Authority to issue mortgage revenue bonds for the purpose of providing funds to finance the debt of a "qualifying housing development." The bond issuance shall not constitute a debt or liability of the Authority, the County or the City.

Policy Impact: Jacksonville Housing Finance Authority/Affordable Housing

Fiscal Impact: This bill approves the issuance of revenue bonds in an aggregate amount not to exceed \$13,000,000.

Analyst: Jackson

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Bill Type and Number: Resolution 2009-748

Sponsor: Council Member Fussell

Date of Introduction: September 22, 2009

Committee(s) of Reference: R

Date of Analysis: September 24, 2009

Type of Action: Petition to Congress

Bill Summary: The bill urges the U.S. Congress to continue funding for the F136 Joint Strike Fighter alternate engine program in order to ensure the possibility of a competitive procurement process for engines for the new generation of jet fighter.

Background Information: The design team planning the F136 aircraft currently contemplates using a Pratt and Whitney engine. The U.S. Congress has appropriated over \$2.5 billion in the past 14 years to fund the development of an alternate engine by a partnership of GE and Rolls Royce so that there can be a competitive selection process when the time comes to choose the engine that will actually go into production for the new plane. Unison Industries and GE Aviation of Jacksonville are both suppliers to the GE/Rolls Royce team.

Policy Impact Area: National defense procurement

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2009-755

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: September 24, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$60,500 from the Department of Health and Human Services (please see note below) to the Jacksonville Children's Commission to provide additional funds for subsidized child care services for refugee children and families under the Refugee Child Care Program Grant. Provision is made for the carryover of appropriated funds into the 2010-2011 fiscal year.

NOTE: While the bill title references the funds as being from a State of Florida Department of Health and Human Services, information from the Jacksonville Children's Commission indicates that the funds are from the United States Department of Health and Human Services through the State of Florida Department of Children and Families.

Background Information: The associated BT increases the amount previously encumbered, and reflects additional funding awarded for the program grant for the period October 1, 2007, to September 30, 2009.

Policy Impact Area: Community Services; Children's Commission; Refugee Child Care

Fiscal Impact: Undetermined; \$60,500 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-756

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: September 25, 2009

Type of Action: Appropriation; CIP Amendment

Bill Summary: This ordinance appropriates \$262,000 by reallocating funds from the Touchton Road (Belfort to Southside) Project contained in the Better Jacksonville Plan and transferring that funding to the St. Augustine/I-295 Interchange Improvements Project, to provide additional funding for the St. Augustine/I-295 Interchange Improvements Project so that the final change order can be issued and construction can be completed, as initiated by B.T. 09-173; provides a carryover of funds to Fiscal Year 2010-2011; amends the 2009-2014 Five-Year Capital Improvement Program, approved by Ordinance 2009-513-E, to increase funding for the "St. Augustine Road/I-295 Interchange" Project and to reduce funding for the "Touchton Road (Belfort to Southside)" Project.

Background: The transfer of funds that this ordinance authorizes is monies previously appropriated to projects in the Better Jacksonville Plan. This legislation reduces the approved funding (budget) for the Touchton Road (Belfort to Southside) project and transfers that funding to the St. Augustine Road/I-295 Interchange Improvements project. The project sites are located in Council Districts 5 & 6, respectively.

Policy Impact: Public Works Department/Better Jacksonville Plan

Fiscal Impact: This ordinance appropriates (reallocates) \$262,000.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-757

Sponsor: Council President at the request of the Sheriff

Date of Introduction: September 22, 2009

Committee(s) of Reference: F, PHS

Date of Analysis: September 24, 2009

Type of Action: Appropriation; position cap increase

Bill Summary: The bill appropriates \$70,678 in U.S. Department of Justice grant funds, with no local match, to fund an inter-agency crime data analysis system that will pool crime data compiled by the City of Jacksonville, Atlantic Beach, Neptune Beach and Jacksonville Beach for joint analysis. The bill also increases the Sheriff's employee cap by 1 position.

Background Information: The grant will provide funding for 1 new public safety analyst position, a computer server, training and travel expenses. The new computer equipment and analyst will allow the 4 jurisdictions to share and jointly analyze their crime data for the purpose of identifying trends, pinpointing crime locations and improving public safety through targeted enforcement efforts.

Policy Impact Area: Public safety improvement

Fiscal Impact: The bill appropriates \$70,678 in federal grant funds with no local match requirement

Analyst: Clements

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Bill Type and Number: Ordinance 2009-758

Sponsor: Council President at the request of the Sheriff

Date of Introduction: September 22, 2009

Committee(s) of Reference: F, PHS

Date of Analysis: September 24, 2009

Type of Action: Appropriation; employee cap increase authorization

Bill Summary: The bill appropriates \$415,633 in U.S. Department of Justice grant funds, with no local match, to fund an enhanced recruitment program for the Sheriff's Office. The grant will fund the addition of 1 clerical support aide III to the JSO employee cap to support the recruitment program and the purchase of computers and a portable fingerprint system to be taken to job fairs and other recruiting opportunities.

Background Information: The grant is for the purpose of enhancing the JSO's recruitment efforts to ensure a sufficient pool of high quality candidates for job openings within the department. The grant will pay for recruiters to advertise position availability and to travel to colleges, job fairs and other recruiting opportunities with the equipment needed to advertise the JSO's opportunities and to begin pre-qualifying interested candidates on the spot.

Policy Impact Area: Law enforcement recruiting

Fiscal Impact: The bill appropriates a federal grant of \$415,633 with no local match.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-759

Sponsor: Council President at the request of the Sheriff:

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: September 25, 2009

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$56,000 in federal funds awarded by the U.S. Department of Justice, with no local match, to provide funding for the inspection and correction of deficiencies in eight locations in order to make emergency communications in Jacksonville more resilient to power fluctuations, as initiated by B.T. 10-008.

Background: Emergency communications in Jacksonville is reliant on electrical power, making it susceptible to fluctuation in power supplies. JSO proactively inspect and identify vulnerabilities in the system, identifying vulnerabilities in power conditioning, lighting protection, electrical power faults, failure or surges to reduce lightening damage at Public Safety Communications facilities. It is imperative that the 911 Center continue to operate under any and all circumstances. The eight sites that will be inspected with the funds appropriated by this legislation are located throughout the City.

Policy Impact: Jacksonville Sheriff's Office

Fiscal Impact: This ordinance appropriates \$56,000 federal funding with no local match.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-760

Sponsor: Council President at the request of the Sheriff:

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: September 25, 2009

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$10,660 in federal funds awarded by the U.S. Department of Justice, with no local match, to provide funding for the purchase of two large task-specific freezers for the storage of perishable evidence until such time as it is needed for court purposes, as initiated by B.T. 10-010.

Background: The refrigerators are needed to store evidence such as blood samples.

Policy Impact: Jacksonville Sheriff's Office

Fiscal Impact: This ordinance appropriates \$10,660 in federal funds that require no local match.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-761

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 22, 2009

Committee(s) of Reference: F; PHS

Date of Analysis: September 24, 2009

Type of Action: Lease Amendment Approval

Bill Summary: This bill approves the Third Amendment to Lease Agreement with Grover Stewart, Inc., relative to office space at 25 North Market Street for use by the Public Defender. Authorization is given for the Mayor and Corporation Secretary to execute the document.

Background Information: The amendment extends the term of the existing lease for a period of four years to September 30, 2013, provides for a 3% annual increase in rental payments, and removes the adjacent vacant lot from the rented premises.

Policy Impact Area: Real Estate-Leased Property; Public Defender

Fiscal Impact: The annual rental fee is \$730,428.04 for the period October 1, 2009, through September 30, 2010, and it increases each year to \$798,158.44 for the period October 1, 2012, through September 30, 2013.

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-762

Sponsor: TEU Committee

Date of Introduction: September 22, 2009

Committee(s) of Reference: TEU

Date of Analysis: September 24, 2009

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and New Kings Road Development LLC for a commercial project known as Miller Commercial Complex II. The fair share assessment is \$799,456 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 293 p.m. peak hour trips being generated on links in fair share fund sector 6.2 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
Dunn Avenue – New Kings Road to VC Johnson Road	46
New Kings Road – Dunn Avenue to I-295	162
New Kings Road – Soutel Drive to Edgewood Avenue	68
Trout River Boulevard – New Kings Road to Lem Turner Road	17

Background Information: The project consists of a fast food restaurant, convenience store and gas station on 12.76 acres on New Kings Road between Dunn Avenue and Bowie Road in Council District 8.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$799,456 to the Sector 6.2 account.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-763

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 22, 2009

Committee(s) of Reference: R; TEU

Date of Analysis: September 24, 2009

Type of Action: Right-of-Way Closure and Conveyance/Ordinance Code Waiver

Bill Summary: This bill closes and abandons a portion of New Berlin Road right-of-way near the intersection of New Berlin Road and State Road 9A at the request of the Jacksonville Port Authority (JPA). Said parcel is further declared surplus to City needs, with the stated purpose of this ordinance being to convey the property to JPA at no cost. The provisions of Section 122.422, Ordinance Code, are waived to allow such conveyance to JPA at no cost, and the Mayor, or designee, and Corporation Secretary are authorized to execute necessary documents.

Background Information: The bill states that the closure area was transferred to the City by the Jacksonville Transportation Authority in 1990 via Quit Claim Deed of Dedication. No closure application fee has been paid, as JPA is an exempt agency. Any objections from governmental agencies have been resolved. The closure area contains approximately 7,627 square feet, and information from the Real Estate Officer states this excess right-of-way is of minimal value and has no assessed value by the Property Appraiser.

Policy Impact Area: Real Estate-Closures; JPA

Fiscal Impact: Undetermined; property is being conveyed to JPA at no cost

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-764

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

Date of Introduction: September 22, 2009

Committee(s) of Reference: R

Date of Analysis: September 24, 2009

Type of Action: Approval of combined and reduced voting precincts

Bill Summary: The bill approves the combination of 20 voting precincts into 10 revised precincts and establishes the polling locations for those newly reconstituted precincts as follows:

<u>Combined precincts</u>	<u>New number</u>	<u>Polling place</u>
01A and 01J	01A	St. Andrews Episcopal Church, 7801 Lone Star Road
01G and 01L	01G	Terry Parker Baptist Church, 7024 Merrill Road
03P and 03R	03R	Fire Station #59, 14097 W.M. Davis Parkway
04D and 04E	04E	Holiday Hill Baptist Church, 730 Mandalay Road
07K and 07L	07L	Brown Eastside Branch Library, 1390 Harrison Street
08F and 08Q	08Q	North Shore Presbyterian Church, 7700 Pearl Street N.
09K and 09T	09T	Beaver Street Enterprise Center, 1225 Beaver Street W.
10 and 10A	10A	Charles Clark Community Center, 8793 Sibbald Road
13C and 13V	13C	American Legion Post 129, 1151 4 th Street S.
14T and 14X	14T	Trinity Lutheran Church, 1415 McDuff Avenue S.

Background Information: The Supervisor of Elections, as part of his effort to reduce costs, has recommended combining adjacent precincts where polling places are relatively close to each other and where the number of voters in the combined precincts can be accommodated in a single precinct without overcrowding. The combination of precincts allows for a reduction in the number of poll manager and deputy manager positions, but will not reduce the number of voting booths or direct voter service personnel. The City Council, in its role as a county commission, must approve any changes to precincts or polling locations.

Policy Impact Area: Election operations

Fiscal Impact: The Supervisor estimates a savings of \$1,200 per election for each precinct eliminated.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-766

Sponsor: Land Use and Zoning Committee

Date of Introduction: September 22, 2009

Committee(s) of Reference: LUZ

Date of Analysis: September 24, 2009

Type of Action: Development Agreement Approval

Bill Summary: This bill approves a development agreement with William J. Joos, Trustee for the Joos Trust. Authorization is given for the Mayor and Corporation Secretary to execute said agreement.

Background Information: The agreement concerns a proposed development known as Normandy Glen, consisting of approximately 0.74 acres on the south side of Normandy Boulevard between Adams Lake Boulevard and Chaffee Road South. Plans are for 4,000 enclosed square feet of fast food restaurant uses, subject to a performance schedule and payment of an annual renewal fee for the purpose of reserving traffic circulation capacity.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-767

Sponsor: Land Use and Zoning Committee

Date of Introduction: September 22, 2009

Committee(s) of Reference: LUZ

Date of Analysis: September 24, 2009

Type of Action: Development Agreement Approval

Bill Summary: This bill approves a development agreement with 4851 Collins Road, LLC. Authorization is given for the Mayor and Corporation Secretary to execute said agreement.

Background Information: The agreement concerns a proposed development known as Collins Apartments, consisting of approximately 13.45 acres located at 4851 Collins Road. Plans are for 192 multi-family units, subject to a performance schedule and payment of an annual renewal fee for the purpose of reserving traffic circulation capacity.

Policy Impact Area: Planning and Development

Fiscal Impact: Undetermined

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-768

Sponsor: Council Member Jones:

Date of Introduction: September 22, 2009

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

Date of Analysis: September 25, 2009

Type of Action: Appropriation; CIP Amendment; Ordinance Waiver; Agreement Approval

Bill Summary: This ordinance appropriates \$508,676.00 from the Tree Protection and Related Expenses Trust Fund to contribute to JTA as part of the Edward Waters Landscaping Project for landscape improvements along Kings Road between Spires Avenue and Whitner Street; provides for a procurement directive; amends the 2009-2014 Capital Improvement Program, approved by Ordinance 2009-513-E, for the "Kings Road Streetscape Enhancement @ Edward Waters College" project; waives Section 111.76, *Ordinance Code*, to allow the planting on Florida Department of Transportation property; approves and authorizes the Mayor and Corporation Secretary to execute an Interlocal Agreement for the aforesaid project.

Background: This legislation supplements Ordinance 2005-193-E that appropriated \$590,000 to expend Florida Department of Transportation Local Agency Program Funding for tree planting at Edward Waters College. The funds appropriated in 2005 emanated from a grant from the State of Florida Department of Transportation. The project site and the college are located in Council District 9.

Policy Impact: Landscaping/Edward Waters College/FDOT

Fiscal Impact: This ordinance appropriates \$508,676.00

Analyst: Jackson

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Bill Type and Number: Resolution 2009-769

Sponsor: Council President at the request of the Sheriff

Date of Introduction: September 22, 2009

Committee(s) of Reference: R

Date of Analysis: September 17, 2009

Type of Action: Appointment Confirmation with Retroactive Effective Date

Bill Summary: This bill confirms the Sheriff's appointment of Michele Lee Remolde as Chief of Professional Standards, within the Sheriff's Office, retroactively effective to October 3, 2009.

Background Information: Section 37.102(a), *Ordinance Code*, provides that the division chiefs, within the Office of the Sheriff, shall have a college degree or at least five years' training and experience.

Asst. Chief Remolde has been employed with the Sheriff's Office since 1988, working her way up from Police Officer to Police Lieutenant in 1999, a position she held until her appointment as Assistant Chief in 2004. She received a master's degree in criminal justice management from the University of North Florida. Assistant Chief Remolde resides in Clay County.

Policy Impact Area: Jacksonville Sheriff's Office operations

Fiscal Impact: According to Human Resources, the salary range for this position is \$82,422 - \$131,875 annually.

Analyst: Welsh

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Bill Type and Number: Resolution 2009-770

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 22, 2009

Committee(s) of Reference: R

Date of Analysis: September 17, 2009

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of William E. Simpson, Jr. as a member of the Construction Trades Qualifying Board, as a roofing contractor, for a second full three-year term ending September 30, 2012.

Background Information: Section 62.101, *Ordinance Code*, provides that each of the 18 members of the Construction Trades Qualifying Board shall reside in Duval County and one of the members shall be a certified roofing contractor. Mr. Simpson is a state licensed roofing contractor and owns *Bill Simpson Roofing, Inc.* He resides in the Little Marsh Hill area within Council District #11.

Policy Impact Area: Construction Trades Qualifying Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2009-771

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 22, 2009

Committee(s) of Reference: R

Date of Analysis: September 17, 2009

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Robert "Bobby" E. Hazouri as a member of the Construction Trades Qualifying Board, as an electrical contractor, for a second full three-year term ending September 30, 2012.

Background Information: Section 62.101, *Ordinance Code*, provides that each of the 18 members of the Construction Trades Qualifying Board shall reside in Duval County and one of the members shall be a certified electrical contractor. Mr. Hazouri is a state licensed electrical contractor and is the President/Owner of *Hazouri Electric, Inc.* He resides in the Del Rio area within Council District #6.

Policy Impact Area: Construction Trades Qualifying Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2009-772

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 22, 2009

Committee(s) of Reference: R

Date of Analysis: September 17, 2009

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Adrienne L. Conrad, as an at-large member of the Planning Commission, for a second full three-year term ending September 30, 2012.

Background Information: Sec. 30.201(a), *Ordinance Code*, provides that three of the members of the Planning Commission shall be at-large residents appointed by the Mayor and confirmed by Council. Ms. Conrad received a law degree from Cornell University and is an attorney with *McGuire Woods, LLP*. She resides in the Deerwood area within Council District #13.

Policy Impact Area: Planning Commission operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh