

CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2009-720

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 8, 2009

Committee(s) of Reference: F; TEU

Date of Analysis: September 8, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$250,000 from the United States Dept. of Energy's Energy Efficiency Conservation Block Grant, as authorized by the 2009 American Recovery and Reinvestment Act (ARRA). Provision is made for the carryover of appropriated funds to the 2010-2011 fiscal year. The Environmental and Compliance Dept. is required to oversee the project.

Background Information: Funds will be used to procure technical consulting services to create a citywide Energy Efficiency Conservation Strategy document outlining how the City will conserve energy by setting goals, priorities, and future projects. Under an agreement for program management services, Reynolds, Smith, and Hills has been named as the City's consultant. The award period is from July 27, 2009, through July 26, 2012. Upon completion of the Energy Efficiency Conservation Strategy document, it is anticipated that the City will be awarded an additional \$7,641,500 to complete various projects.

Policy Impact Area: Environmental Protection; Energy Efficiency; Grants

Fiscal Impact: Undetermined; \$250,000 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-721

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 8, 2009

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

Date of Analysis: September 11, 2009

Type of Action: Appropriation; Position Approval

Bill Summary: This ordinance appropriates \$733,164 in continuation grant funding, plus interest thereon, awarded by the U.S. Department of Justice through the Bureau of Justice Assistance pursuant to the 2009 Edward Byrne Memorial Justice Assistance Grant to implement and administer certain crime prevention and education programs, to wit: (1) \$32,851 to the Behavioral & Human Services Division, Victim Services Center, to continue the programmatic operations of the INVEST (Intimate Violence Enhanced Services) Program; (2) \$131,379 by contract with Communities In Schools of Jacksonville, Inc. for the Student Enrichment Career Development Program; (3) \$4,415 by contract with Court Administration for Dependency Drug Court; (4) \$48,367 by contract with Family Nurturing Center of Florida, Inc. for the Safe Swaps Program; (5) \$65,230 by contract with Gateway Community Services, Inc. to provide assessments at the Juvenile Assessment Center; (6) \$188,690 by contract with Jacksonville Area Legal Aid, Inc. for business opportunities for ex-offenders; (7) \$44,425 by contract with Northeast Florida Healthy Start Coalition, Inc. for the Azalea Project; (8) \$37,500 by contract with Northside Community Involvement, Inc. for working to improve neighborhoods – night basketball; (9) \$70,000 by contract with Managed Access to Child Health, Inc. for care coordination at the Juvenile Assessment Center; and (10) \$109,707 by contract with the State's Attorney's Community Prosecution Unit, all as initiated by B.T. 09-171; provides for a carryover of funds to future fiscal years; authorizes the Mayor and Corporation Secretary to execute all agreements and documents necessary to receive grant funds; approves position, as initiated by R. C. 09-446; provides for City oversight by the Department of Recreation and Community Services. The position of Planning Technician is authorized with the pay grade 16.13, pay range \$2,477.46-\$4,672.78.

Background: The City-sponsored programs and programs subcontracted with non-profit agencies are designed and intended to reduce crime and improve public safety. These programs serve violent and non-violent criminals, prevent crime and provide opportunities to adult and juvenile offenders, drug treatment and enforcement, and community law enforcement. Funding was authorized beginning October 1, 2008 and will expire on September 30, 2012. **NOTE:** In both the bill's title and in the text, Jacksonville Area Legal Aide, Inc. should read Jacksonville Area Legal Aid, Inc.

Policy Impact: Recreation and Community Services Department

Fiscal Impact: This ordinance appropriates \$733,164 in federal grant funding; no City matches required.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-722

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 8, 2009

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

Date of Analysis: September 10, 2009

Type of Action: Amendment of prior ordinance; authorization for 2 employee positions; request for emergency approval

Bill Summary: The bill amends prior Ordinance 2009-311-E to attach an amended Request for Change (RC) to authorize 2 additional positions in the Domestic Violence Court staff that were accidentally omitted from being listed in an attachment to the ordinance when originally passed. The bill requests emergency approval of this change.

Background Information: Ordinance 2009-311-E appropriated a U.S. Department of Justice grant to establish a dedicated Domestic Violence Court in the local court system. The attachments to the bill authorizing the positions assigned to the court accidentally omitted two positions: an AMIO Court Program Specialist I and an AMIO Court Program Specialist II. This bill corrects the oversight by authorizing these two additional grant-funded positions.

Policy Impact Area: Domestic Violence Court operations

Fiscal Impact: None – the positions are funded by the federal grant via Ordinance 2009-311-E.

Analyst: Clements

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Bill Type and Number: Ordinance 2009-724

Sponsor: TEU Committee

Date of Introduction: August 25, 2009

Committee(s) of Reference: TEU

Date of Analysis: August 25, 2009

Type of Action: Approval of fair share agreement

Bill Summary: The bill approves a fair share agreement between the City and TRC Ken, LLC for a retail project known as TRC 103rd Retail Development. The fair share assessment is \$176,892 with a 2-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 20 p.m. peak hour trips being generated on links in fair share fund sector 4.1 as follows:

<u>Road segment</u>	<u>Peak p.m. hour trips</u>
103 rd Street – Old Middleburg Road S. to I-295	20

Background Information: The project consists of a 9,180 square foot discount store on 0.98 acres on Ken Road between 103rd Street and April Street in Council District 12.

Policy Impact Area: Economic development; concurrency management

Fiscal Impact: The fair share assessment is \$176,892 to the Sector 4.1 account.

Analyst: Clements

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Bill Type and Number: Resolution 2009-727

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 8, 2009

Committee(s) of Reference: R

Date of Analysis: September 4, 2009

Type of Action: Reappointment Confirmation

Bill Summary: This bill confirms the Mayor's reappointment of Frances Padgett as a member of the Jacksonville-Duval County Council on Elder Affairs, for a second two-year term ending June 30, 2011.

Background Information: Section 82.101, *Ordinance Code*, provides that five of the members of the Council on Elder Affairs shall be appointed by the Mayor and confirmed by the City Council. Ms. Padgett has been a resident of Arlington since 1950 and previously served on the Council on Elder Affairs from 2001 to 2005. She resides in the Arlington Hills area within City Council District #1.

Policy Impact Area: Jacksonville-Duval County Council on Elder Affairs operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2009-730

Sponsor: Council Member Joost

Date of Introduction: September 8, 2009

Committee(s) of Reference: R

Date of Analysis: September 10, 2009

Type of Action: Support for new Sister Cities relationship

Bill Summary: The bill supports the "twinning" of Jacksonville with San Juan, Puerto Rico as new Sister Cities.

Background Information: Puerto Rico is the Port of Jacksonville's largest trading partner and there are historic business ties between the two cities. San Juan would be Jacksonville's eighth Sister City, joining Bahia Blanca, Argentina; Curitiba, Brazil; Yingkou, China; Nantes, France; Masan, Korea; Murmansk, Russia and Port Elizabeth, South Africa.

Policy Impact Area: International relations

Fiscal Impact: Undetermined

Analyst: Clements

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Bill Type and Number: Ordinance 2009-733

Sponsor: Council Member Brown:

Date of Introduction: September 8, 2009

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

Date of Analysis: September 11, 2009

Type of Action: Appropriation; Ordinance Code Waiver

Bill Summary: This ordinance appropriates \$35,000 from the Council District 10 ETR funds for the installation of HVAC (\$24,000) and fire alarm (\$10,000) in Metro Kids Konnection, Inc. Building located at 5020 Cleveland Road, in Council District 10; finds a municipal purpose; waives the requirements of the Autumn Bond, Ordinance 2004-998-E, as amended by 2005-1044-E and Section 106.315, *Ordinance Cod*, that bond funds be used on City property and be open to the public; requires that The Kids Konnection, Inc. comply with the provisions of Section 106.204 and 106.205 and Chapter 118, Parts 1, 3, 4 and 5, *Ordinance Code*, unless otherwise waived herein; authorizes the Mayor and the Corporate Secretary to execute a contract; appoints the Department of Public Works to oversee the project; provides for direct procurement of contractual services pursuant to Section 126.107 (G), *Ordinance Code*.

Background: This ordinance appropriates funding from district bond money to install a High Volume Air Conditioner and fire alarm system in the building housing Metro Kids Konnection on Cleveland Road in Council District 10. The ordinance authorizes a contract that stipulates the conditions for the installment and maintenance of the air condition system and fire alarm system. Waivers to provisions of the *Ordinance Code* required to implement the purpose of this ordinance automatically relegates the bill to the Rules Committee for review.

Policy Impact: District Bond Funds

Fiscal Impact: This ordinance appropriates \$35,000 in District Bond funds.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-734

Sponsor: Council Member Holt

Date of Introduction: September 8, 2009

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

Date of Analysis: September 8, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$55,551 (\$49,786 from a Tree Protection and Related Expenses Trust Fund account and \$5,765 from an Autumn Bond-District 11 account) to provide assistance to Greenscape of Jacksonville, Inc., relative to the planting of trees and other incidentals for the Oceanway Middle School Outdoor Classroom/Learning Center. Unused funds are to be returned to the account of origin in proportionate shares. Authorization is given to procure the services of Greenscape to perform the tree planting, landscaping, and project management, with such procurement being exempted from competitive solicitation pursuant to Section 126.107(g). The Mayor, or designee, and Corporation Secretary are authorized to execute a contract for services with Greenscape, and take further action to effectuate the purposes of this ordinance. The Mayor is requested to appoint the Public Works Dept. to insure compliance with the agreement and other appropriate laws.

Background Information: The Oceanway Middle School Outdoor Classroom/Learning Center is located at 143 Oceanway Avenue, and it is a joint collaboration of Greenscape of Jacksonville, Inc., JaxPort, Reynolds, Smith, and Hills, Inc., and the Oceanway Middle School administrators. The proposed project is intended to complement the schools' science studies and provide teachers a unique opportunity to conduct classes in an outdoor setting. A joint-use agreement between the City and the Duval County School Board is anticipated, allowing the neighboring community to benefit from the project. The City funds are to be used for tree planting, landscaping, sodding, and two benches.

Policy Impact Area: Landscaping and Tree Protection; Duval County Public Schools

Fiscal Impact: Undetermined; \$55,551 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Resolution 2009-735

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 8, 2009

Committee(s) of Reference: R

Date of Analysis: September 4, 2009

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of Philip Schatz as a member of the Jacksonville-Duval County Council on Elder Affairs, in the slot formerly held by Hugh Howton, for a first full two-year term ending June 30, 2011.

Background Information: Section 82.101, *Ordinance Code*, provides that five of the members of the Council on Elder Affairs shall be appointed by the Mayor and confirmed by the City Council. Mr. Schatz received a bachelor's degree from Syracuse University and is a retired computer programmer. He resides in the Southwood area within City Council District #6.

Policy Impact Area: Jacksonville-Duval County Council on Elder Affairs operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Resolution 2009-736

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 8, 2009

Committee(s) of Reference: R

Date of Analysis: September 4, 2009

Type of Action: Appointment Confirmation

Bill Summary: This bill confirms the Mayor's appointment of James P. Citrano as a member of the Jacksonville Port Authority, replacing William Mason, for a first full four-year term ending September 30, 2013.

Background Information: §5.01(2), *Jacksonville Charter, Part B*, provides that four of the members of the Jacksonville Port Authority shall be appointed by the Mayor with the confirmation of the Council of the City of Jacksonville. Mr. Citrano received a bachelor's degree from Colgate University and is a licensed Real Estate Broker. He currently serves on the Duval County Research and Development Authority and has previously served on the Downtown Development Authority. Mr. Citrano is a managing director with *CB Richard Ellis* and resides in the San Jose Forrest area within Council District #5.

Policy Impact Area: Jacksonville Port Authority Board operations

Fiscal Impact: Anticipated to be minimal

Analyst: Welsh

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Bill Type and Number: Ordinance 2009-739

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

Date of Introduction: September 8, 2009

Committee(s) of Reference: F

Date of Analysis: September 10, 2009

Type of Action: Approval of eminent domain settlement agreement

Bill Summary: The bill approves an eminent domain settlement agreement in the amount of \$1,076,502.77 between the City and Southern Region Industrial Realty, Inc. for the City's acquisition of property for construction of an overpass on New Kings Road which damaged the access to several properties from New Kings Road.

Background Information: The settlement amount includes \$860,000 for damages to the plaintiff's property, recoverable costs of \$81,502.77 and attorney's fees of \$135,000. The Ordinance Code requires that the City Council approve settlement agreements exceeding \$50,000.

Policy Impact Area: Eminent domain settlement

Fiscal Impact: The bill provides for a settlement agreement (property damages, recoverable costs and attorney's fees) of \$1,076,502.77

Analyst: Clements

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Bill Type and Number: Ordinance 2009-740

Sponsor: Council Member Graham

Date of Introduction: September 8, 2009

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

Date of Analysis: September 8, 2009

Type of Action: Appropriation/CIP Amendment

Bill Summary: This bill appropriates \$499,320 from a Tree Protection and Related Expenses Trust Fund account to provide funding for the landscape design and median tree plantings on Southside Boulevard from J. Turner Butler Boulevard to the I-95 overpass. Unused funds are to revert to the source of origin. The Five-Year Capital Improvement Program is amended for the Southside Boulevard Medians Landscaping project, and the Public Works Dept. is required to oversee the project. It is stated that the Council recognizes that R-A-M Professional Group, Inc., an approved contractor for citywide landscaping and design, is authorized to perform certain design services and it is required that the Procurement Division effectuate the contract through the Administrative Award Procedure. Further, the Procurement Division is requested to solicit bids for the tree planting and other services described as new construction.

Background Information: Of the total appropriation, \$36,600 is for landscaping design and \$462,720 is for tree planting.

Policy Impact Area: Landscaping and Tree Protection

Fiscal Impact: Undetermined; \$499,320 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-741

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 8, 2009

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

Date of Analysis: September 11, 2009

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$48,000 in U.S. Department of Education Grant Funds for the Improvement of Education Grant Program to be used to hire one social worker for the Jacksonville Journey Out of School Suspension Center Programs for the 2010 Fiscal Year, for the grant period from July 28, 2009 to September 30, 2010, as initiated by B.T. 09-___; approves and authorizes the Mayor and Corporation Secretary to execute and deliver documents and to take further action to implement the purpose of this legislation. Provides for City oversight by the Office of the Mayor in coordination with the Jacksonville Children's Commission. **Requests emergency action.** The grant period for this funded position is from July 28, 2009 to September 30, 2010. *The nature of the emergency is that the grant funds must be appropriated prior to October 1, 2009.*

Background: There are five school suspension centers. The sites are: St. Paul Missionary Baptist Church; Southside Middle School; The Beaches Boys & Girls Club; Peterson Academy on the Westside; The B.R.I.D.G.E. If the student attends every day and does the class work provided, his suspension is recorded as excused absences, reducing the students' risk of failure.

Policy Impact: Mayor's Office/Jacksonville Journey

Fiscal Impact: This ordinance appropriates \$48,000 in a U.S. Department of Education grant.

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-742

Sponsor: Council President at the request of the Mayor:

Date of Introduction: September 8, 2009

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

Date of Analysis: September 11, 2009

Type of Action: Appropriation

Bill Summary: This ordinance appropriates \$332,999 in U.S. Department of Education Grant Program to be used to hire four teachers and once social worker and to purchase consumable office supplies for the Jacksonville Journey Out of School Suspension Center Programs for the 2010 Fiscal Year, for the grant period from July 28, 2009 to September 30, 2010, as initiated by B.T. 09-___; approves and authorizes the Mayor and Corporation Secretary to execute and deliver documents and take further action to implement the purpose of this ordinance. Provides for City oversight by the Office of the Mayor in coordination with the Jacksonville Children's Commission. Emergency passage is requested; grant funds must be appropriated prior to October 1, 2009.

Background: There are five school suspension centers. The sites are: St. Paul Missionary Baptist Church; Southside Middle School; The Beaches Boys & Girls Club; Peterson Academy on the Westside; The B.R.I.D.G.E. If the student attends every day and does the class work provided, his suspension is recorded as excused absences, reducing the students' risk of failure.

Policy Impact: Mayor's Office/Jacksonville Journey

Fiscal Impact: This ordinance appropriates a federal grant in the amount of \$332,999

Analyst: Jackson

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Bill Type and Number: Ordinance 2009-743

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 8, 2009

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

Date of Analysis: September 8, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates \$3,016,863 from the United States Dept. of Justice to the Edward Byrne Memorial Justice Assistance Grant Program. Provision is made for the carryover of appropriated funds to future fiscal years. Authorization is given for the Mayor, or designee, and Corporation Secretary to execute necessary documents and agreements, and to take further action to effectuate the purposes of this ordinance. Positions are authorized, and the Dept. of Recreation and Community Services is required to oversee the projects. Emergency passage is requested, as the grant funds must be appropriated prior to October 1, 2009.

Background Information: Funds are to be used for Jacksonville Journey programs as follows: \$301,686-Recreation and Community Services administrative award; \$800,000-Jacksonville Reentry Ex-Offender Center; \$328,236-Juvenile Assessment Center; \$321,600-Youth Crisis Center; \$125,391-Jacksonville Legal Aid Ex-Offender Employment Program; \$349,609-Operation New Hope Ex-Offender Employment Program; \$210,000-Clara White Mission Ex-Offender Training Program; \$528,000-WorkSource Ex-Offender Training Program; and, \$52,341-Jacksonville Children's Commission Out-of-School Suspension Center Program. The grant period is from March 1, 2009, to February 28, 2013, and the approved positions are for a Project Manager/SPE and an Accountant/SPE. Funding is from the FY 2009 Recovery Act Justice Assistance Grant Program.

Policy Impact Area: Jacksonville Journey; Community Services

Fiscal Impact: Undetermined; \$3,016,863 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-744

Sponsor: Council President at the Request of the Mayor

Date of Introduction: September 8, 2009

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

Date of Analysis: September 8, 2009

Type of Action: Appropriation

Bill Summary: This bill appropriates a \$1,200,000 United States Dept. of Justice, Bureau of Justice Assistance, Congressionally Selected Grant Award to provide funding for Jacksonville Journey Team-Up programs and Summer Camp Site slots in fiscal year 2010. Authorization is given for the Mayor, or designee, and Corporation Secretary to execute necessary documents and to take further action to effectuate the purposes of this ordinance. The Office of the Mayor, in coordination with the Jacksonville Children's Commission, is required to oversee the project. Positions are authorized. Emergency passage is requested, as the grant funds must be appropriated prior to October 1, 2009.

Background Information: The grant period is from October 1, 2009, to September 30, 2010. The authorized positions include a Project Manager/SPE, an Accountant/SPE, 7 Resource Specialists/SPE, and 2 Clerical Support Aides III/SPE.

Policy Impact Area: Jacksonville Journey; Community Services; Child Services

Fiscal Impact: Undetermined; \$1,200,000 is appropriated by this ordinance

Analyst: Campbell

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Bill Type and Number: Ordinance 2009-745

Sponsor: Council President at the request of the Mayor

Date of Introduction: September 8, 2009

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

Date of Analysis: September 10, 2009

Type of Action: Appropriation; employee position authorization; emergency approval request

Bill Summary: The bill appropriates \$9,212,250 in federal COPS grant funds to hire 50 new police officers and authorizes an increase in the Sheriff's Office employee cap to accommodate those 50 positions. The bill requests emergency approval of the appropriation.

Background Information: The COPS program is a mechanism by which the federal government incentivizes local governments to hire needed law enforcement officers by paying the salaries and benefits of those officers for a period of 3 years, after which the full funding responsibility returns to the local government.

Policy Impact Area: Sheriff's Office staffing

Fiscal Impact: The bill appropriates \$9,212,250 in federal grant funds for the first of three annual appropriations for the salaries and benefits of these officers.

Analyst: Clements