

City of Jacksonville

117 W Duval St
Jacksonville, FL 32202



Meeting Minutes

Tuesday, August 6, 2019

9:30 AM

Council Chambers 1st Floor, City Hall

Finance Committee

Aaron Bowman, Chair
LeAnna Cumber, Vice Chair
Randy DeFoor
Terrance Freeman
Tommy Hazouri
Ju'Coby Pittman
Ron Salem, Pharm. D.

If a person decides to appeal any decision made by the Council with respect to any matter considered at such meeting, such person will need a record of the proceedings, and for such purposes, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Meeting Convened: 9:30 AM

Meeting Adjourned: 11:29 AM

NOTE: The next regular meeting will be held Tuesday, August 20, 2019.

**Council Auditor Kyle Billy to discuss:
Report #826 - MPS Redevelopment Agreement Audit**

Mr. Billy said that the 2004 MPS agreement to provide garages for the sports complex and new courthouse is a public/private partnership - the City issued debt to build the garages, MPS operates the facilities, and the City loans MPS money if their operational revenues don't cover expenses. As of December 31, 2017 the City had paid \$47 million in principal and \$9.9 million in interest on the bonds. The bonds will be paid off in 2031, after which the City starts getting repaid by MPS for the subsidies. The audit found that overall the contract is being properly administered and payments are being calculated and paid correctly. However the DIA doesn't have any SOPs for monitoring this contract and apparently the DIA's contract monitors are not reviewing the data thoroughly enough, as math errors were found in the calculations. Documentation was not being submitted by MPS timely or in proper format. Reports were not being submitted monthly as required and the annual financial reports were submitted late. City payments to MPS were not made within 40 days as required. The audit found that the number of spaces in the garages don't match the contract specifications, probably due to re-striping. The audit found that MPS has not been paying its property taxes on time, which accrues penalties and interest that the City then must cover in the operating expenses subsidy (\$480,990 cumulatively).

Council Member DeFoor said it seemed that some of these items would constitute default on the contract and asked if legal remedies are being explored. In response to a question from Council Member Salem about whether this is the first audit of the contract and why it isn't being periodically reviewed, Mr. Billy explained that his office chooses audit subjects via a risk assessment mechanism and this contract finally rose to a level that merited the audit. The City has a contract manager who's supposed to be keeping an eye on contract compliance. Mr. Salem felt that the Office of General Counsel needs to take action against MPS to recoup the late fees and penalties on property tax payments that got incorporated into the City's subsidy. He is interested in knowing if there is an estimate of when will the courthouse garage go cash-positive and wanted to hear the plan for the future of these garages and their full utilization. Chairman Bowman said he will invite the DIA to a future meeting to discuss the garages and the contract.

In response to a question from Council Member Hazouri about whether MPS is a local company, Mr. Billy said that company management is located in Ohio. Mr. Hazouri had questions about whether MPS has an obligation in the contract to actively promote the garages and whether income from the retail spaces on the ground floor is included in the contractual revenue stream (it is). He would like to know if there are legal avenues to force action on the part of MPS or to end the contract. Deputy General Counsel Peggy Sidman said that the DIA oversees downtown parking so they will need to be a part of the solution. She offered to meet with DIA and Mayor's Office to explore these issues.

Council Member Pittman felt that the City needs a policy or mechanism (such as a checklist) for following up on contract performance; fiduciary responsibility needs to be exercised and that takes appropriate infrastructure. Council Member Salem suggested that if the City is subsidizing losses in garage operations, then MPS has no incentive to be proactive and hustle to improve occupancy rates. Council Member DeFoor reiterated the need to explore contract default provisions and see if the City could get ownership of those garages. Chairman Bowman asked Mr. Billy for a report segmenting the \$480,990 into late fees, penalty, and interest charges.

Title History Item/File No.

1. [2018-0712](#) ORD-MC regarding Prohibition of the Approval, Grant, or Issuance of Certain Licenses, Permits, Certificates or Zoning Actions to Persons with Unpaid Civil Penalties or Current Violations of the Ord Code; Amend Chapt 307 (Historic Preservation and Protection), Pt 1 (Gen Provisions), Sec 307.111 (Enforcement; Civil Remedies); Amend Chapt 320 (Gen Provisions), Pt 4 (Permits), Sec 320.402 (Application for Permit); Amend Chapt 518 (Jax Propty Safety and Management Code), Pt 1 (Gen Provisions), Sec 518.103 (Applicability); Creating a new Sec 609.110 (Prohibition of Administrative Action); Amend Chapt 650 (Comprehensive Planning for future Development), Pt 4 (Amendments to the Comprehensive Plan), Sec 650.402 (Initiation of Proposal); Amend Chapt 654 (Code of Subdivision Regs), Sec 654.105 (Applicability); Amend Chapt 656 (Zoning Code), Pt 1 (Gen Provisions), Subpart B (Administration), Sec 656.109 (Administration and Enforcement; Interpretation of Zoning Code; Administrative Deviations), and Sec 656.111 (Violations and Penalties); Amend Chapt 780 (Property Tax), Pt 3 (Tax Exemption for Rehabilitation and Properties in Historic Districts), Sec 780.305 (Application). (Grandin) (Introduced by CM Crescimbeni)
 10/23/2018 CO Introduced: NCSPHS, F, LUZ
 11/5/2018 NCSPHS Read 2nd & Rerefer
 11/6/2018 F Read 2nd & Rerefer
 11/7/2018 LUZ Read 2nd & Rerefer
 11/13/2018 CO Read 2nd & Rereferred; NCSPHS, F, LUZ
 LUZ PH Pursuant to Sec 656.123, Ord Code - 1/3/19, 1/15/19, 2/5/19, 2/20/19, 3/5/19, 3/20/19, 4/2/19, 4/16/19, 5/7/19, 5/21/19, 6/4/19, 6/18/19, 7/16/19, 8/6/19, 8/20/19
 Public Hearing Pursuant to Chapt 166.041, (3) (a) F.S. & CR 3.601 - 12/11/18, 1/8/19, 1/22/19, 2/12/19, 2/26/19, 3/12/19, 3/26/19, 4/9/19, 4/23/19, 5/15/19, 5/28/19, 6/11/19, 6/25/19, 7/23/19, 8/13/19

DEFER

2. [2019-0380](#) ORD Calling a Special Election to Hold a referendum of the Qualified Electors residing in Duval County to be held on 11/5/19 on the Question of Apv a ½ Cent School Capital Outlay Sales Surtax as Levied by the Duval County School Board pursuant to Sec. 212.055 (6), F.S.; Directing the Council Secretary to provide notices to State Government. (Durden) (Req of Duval County School Board)
5/28/2019 CO Introduced: F,R
6/4/2019 F Read 2nd & Rerefer
6/4/2019 R Read 2nd & Rerefer
6/11/2019 CO PH Read 2nd & Rereferred; F, R
6/18/2019 F Amend/Approve 7-0
6/25/2019 CO REREFERRED; F, R
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 6/11/19

DEFER

3. [2019-0463](#) ORD-MC Approp \$10,000 from the Florida Boaters' Improvemt Prog (Sec.110.413) for Signage; Amend Chapt 614 (Public Order & Safety), Sec. 614.132 (Regulations on Operation of Boats), Ord Code to establish a Boating Safety Zone around the Shad's Creek Bridge. (Grandin)
 (Introduced by CM Ferraro)
 6/25/2019 CO Introduced: NCSPHS,F,JWW
 7/15/2019 NCSPHS Read 2nd & Rerefer
 7/16/2019 F Read 2nd & Rerefer
 7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, F
 8/5/2019 NCSPHS Sub/Approve 7-0
 8/6/2019 F Sub/Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

Council Member Ferraro gave background on the Shad Creek bank erosion and dock damage following the raising of a bridge which had the result of increasing boat traffic. Assistant General Counsel Susan Grandin explained state speed restriction regulations through the Florida Fish and Wildlife Commission, which can establish “Boating restricted areas” with slow speed/no wake signage. She explained the proposed substitute. Council Member Pittman said that there are other water bodies in the city that need this kind of speed restriction protection. Mr. Ferraro said the Jacksonville Waterways Commission, which he chairs, will discuss it, but doesn’t want to over-regulate speed zones where they’re not really needed. Ms. Grandin said the Waterways Commission could do a study citywide. In response to a question she said that the funds being appropriated in this bill come from a Florida Inland Navigation District Boater Improvement Grant (BIG) and that the General Fund could be another source for such signage. Council Member Salem asked about the enforcement process for these zones. Mr. Ferraro said that law enforcement can’t do anything without signage first being posted. Council Member Hazouri felt that speed zones need to be targeted and based on established criteria, not done ad hoc based on complaints. Assistant Council Auditor Kim Taylor said the City currently has \$49,000 available in its BIG fund. Council Member DeFoor said the City needs to deal with derelict boats and improving our waterway system, which is the city's greatest asset.

SUB(NCSPHS)/APPROVE 7-0

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

- 4. [2019-0465](#) ORD Apv Acceptance of portions of Ed Austin Regional Park peacefully yielded up to the City by the PAL of Jax; Inc. Pursuant to Lease Agreement of 5/13/99; Apv & Auth Mayor to Execute & Deliver the License Agreement btwn the City of Jax & PAL of Jax, Inc. for Ed Austin Regional Park. (McCain) (Req of Mayor) (Co-Sponsored by CM's Ferraro, Diamond, Newby, Morgan, Carlucci, White, R. Gaffney, Bowman, Freeman, Pittman & Hazouri)
 6/25/2019 CO Introduced: NCSPHS,F
 7/15/2019 NCSPHS Read 2nd & Rerefer
 7/16/2019 F Read 2nd & Rerefer
 7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, F
 8/5/2019 NCSPHS Amend/Approve 7-0
 8/6/2019 F Amend/Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

Daryl Joseph, Director of the Parks, Recreation and Community Services Department, said that the City would be absorbing approximately \$65,000 annually in utility costs, plus \$10-15,000 for annual inspections. PAL will be responsible for handling routine maintenance. Keisha Burton (PAL) said the building needs expensive capital improvements and PAL can't afford it. By the City taking over these costs, PAL can serve more children with programming. Council Members Bowman, Pittman, Freeman and Hazouri asked to be added as co-sponsors.

AMEND(NCSPHS)/APPROVE 7-0

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

5. [2019-0466](#) ORD Approp \$345,000.000 (a \$30,000.000 transfer of funds btwn projects in Subfund 32E and \$315,000.00 in available unapprop revenue in subfund 324) for the acquisition of 2 parcels along Orange Picker Rd & Brady Rd, Environmental Remediation & Demolition of any structures for the expansion of the parking lot at Alberts Field, & Rdwy Intersection Improvemts; Auth & Apv Mayor and Corp Sec to Execute & Deliver 1) the purchase & sale agreemt btwn City of Jax and Joseph H. Walsh, III, as personal rep to the estate of Samuel R. Burney, and all such other docs necessary or approp to effectuate the purpose of this Ord to acquire the propty on the corner of Orange Picker Rd & Brady Rd, Approx 1.3± Acre parcel appraised at \$200,000 & being acquired at a negotiated purchase price of \$200,000.00 (the "Burney Property") & 2) the purchase and sale agreemt btwn the City and Joseph H. Walsh, III & all such other docs necessary or approp to effectuate the purpose of this Ord to acquire propty on Orange Picker Rd & Brady Rd, contiguous to the Burney Propty, Approx 1.16 Acre appraised at \$105,000 & being acquired at a negotiated purchase price of \$105,000.00 (the "Walsh Property"); Oversight by Real Estate Div of the P.W. Dept; Amend 2019-2023 5-yr CIP Apv by Ord 2018-505-E to Provide Funding for Proj entitled "Orange Picker/Brady Rd". (B.T. 19-102)(McCain)(Req of Mayor)(Co-Sponsored by CM's Schellenberg & Hazouri)
 6/25/2019 CO Introduced: TEU,F,LUZ
 7/15/2019 TEU Read 2nd & Rerefer
 7/16/2019 F Read 2nd & Rerefer
 7/16/2019 LUZ Read 2nd & Rerefer
 7/23/2019 CO PH Read 2nd & Rereferred; TEU, F, LUZ
 8/5/2019 TEU Amend/Approve 7-0
 8/6/2019 F Amend/Approve 7-0
 8/6/2019 LUZ PH Amend/Approve 5-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

AMEND(TEU)/APPROVE 7-0

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

6. [2019-0467](#) ORD-MC re Code Enforcemt Citations; Amend Sec 609.104 (Procedures), Chapt 609 (Code Enforcemt Citations), Ord Code, to provide that a copy of a notice of violation be provided to a commercial property owner along with the tenant or lessee where the tenant or lessee has committed a civil infraction. (Johnston) (Introduced by CM Crescimbeni) (Co-Sponsored by CM Cumber)
6/25/2019 CO Introduced: NCSPHS,F
7/15/2019 NCSPHS Read 2nd & Rerefer
7/16/2019 F Read 2nd & Rerefer
7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, F
8/5/2019 NCSPHS Approve 7-0
8/6/2019 F Amend/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

Council Member Cumber offered an amendment to refer to an "alleged violator", to add a second notice provision, and to allow Code Enforcement to use best possible means to deliver notices using "reasonable steps", which was approved.

AMEND/APPROVE 7-0

Amendment:

- 1) Changes terminology throughout from "person who has committed a civil infraction" to "alleged violator";**
- 2) Includes that additional courtesy copy be sent to property owner if second notice of violation is sent to tenant;**
- 3) Provides for notice to be provided in any manner as allowed in Section 609.104(j);**
- 4) Inserts language that Code Enforcement make reasonable efforts to obtain property owner address when notifying them under this section.**

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

- 7. [2019-0468](#) ORD Auth & Apv Mayor & Corp Sec to Execute & Deliver, for & on behalf of the City, the Dev Agreemt for the Reconstrn of Palm Ave btwn the City and Southern Baptist Hospital of FL, Inc. (the "Developer") in order to provide the Developer Auth for the Planning, Design, Engineering, Permitting, CEI, & Constrn of the Palm Ave Improvemts & for City Cost reimbursemt to developer for undertaking said activities; Oversight by the Engineering & Constrn Mgmt Div of the P.W. Dept. (McCain) (Req of Mayor)
 - 6/25/2019 CO Introduced: NCSPHS,TEU,F
 - 7/15/2019 NCSPHS Read 2nd & Rerefer
 - 7/15/2019 TEU Read 2nd & Rerefer
 - 7/16/2019 F Read 2nd & Rerefer
 - 7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, TEU, F
 - 8/5/2019 NCSPHS Approve 7-0
 - 8/5/2019 TEU Approve 7-0
 - 8/6/2019 F Amend/Approve 7-0
 - Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

AMEND/APPROVE 7-0

Amendment:

Developer shall indemnify the City for its sole negligence only for construction of the Palm Avenue Improvements until the completion date

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

8. [2019-0469](#) ORD Approp \$1,600,000.00 from the Tree Protection & Related Trust Fund, Subfund 15F, for the County-Wide Prog called the "630-CITY Tree Planting Prog" also known as the "Level 1 Tree Planting Prog" to provide tree planting in the public r/w's in locations where adjacent propty owners have made requests thru 630-CITY; Apv & Req the Mayor, to Direct the P.W. Dept to continue to administer prog in accordance with criteria herein provided; Provide Carryover of Funds into Subsequent Fiscal Years. (Grandin) (Introduced by CM Crescimbeni) (Co-Sponsored by CM's Morgan, R. Gaffney, Newby, Carlucci, Bowman, Hazouri, Pittman, Salem & Freeman)
 6/25/2019 CO Introduced: NCSPHS,TEU,F
 7/15/2019 NCSPHS Read 2nd & Rerefer
 7/15/2019 TEU Read 2nd & Rerefer
 7/16/2019 F Read 2nd & Rerefer
 7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, TEU, F
 8/5/2019 NCSPHS Approve 7-0
 8/5/2019 TEU Approve 7-0
 8/6/2019 F Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

APPROVE 7-0

Council Members Bowman, Hazouri, Pittman, Freeman and Salem asked to be added as co-sponsors

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

9. [2019-0471](#) ORD Apv & Auth Mayor & Corp Sec to Execute & Deliver an amended & restated Economic Dev Agreeemt btwn The City of Jax & Fanatics Inc.; Oversight by OED. (Sawyer) (Req of Mayor)
 6/25/2019 CO Introduced: F
 7/16/2019 F Read 2nd & Rerefer
 7/23/2019 CO PH Read 2nd & Rereferred; F
 8/6/2019 F Amend/Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

AMEND/APPROVE 7-0**Amendment:**

Place a revised Amended and Restated Economic Development Agreement on file to clarify final year of REV grant.

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

10. [2019-0472](#) ORD Concerning Surplus Personal Property of the City; Declaring that certain 2010 Chevy Impalas (VIN 2G1WA5EK2A1199839, Vehicle # 8103-20) Valued at \$4,875; (VIN 2G1WD5EM6A1232110, Vehicle # 209-30) Valued at \$4,500; certain 2011 Chevy Impalas, (VIN 2G1WD5EMXB1189974, Vehicle # 169-30) Valued at \$5,300; (VIN 2G1WD5EM4B1185838, Vehicle # 185-40) Valued at \$4,750; certain 2012 Chevy Caprice (VIN 6G1MK5U3XCL638817, Vehicle # 1010-30) Valued at \$8,325; & 2012 Chevy Impala (VIN 2G1WD5E33C1197441, Vehicle # 4797-20) Valued at \$4,825; to be Surplus to the needs of the City & Auth the Approp Officials of the City to Transfer Title of Said Property to Nassau County School Board, located at 1201 Atlantic Ave, Fernandina Bch, FL as part of an assigned vehicle prog for the Nassau County School Dist Police, at no cost, in accord with 122.812 (C), Ord Code; Desig Fleet Mgmt Div of Finance & Admin Dept to Monitor Actual Use of Said Property; Providing for a Reverter. (Sidman) (Introduced by CM Hazouri)
- 6/25/2019 CO Introduced: TEU,F
7/15/2019 TEU Read 2nd & Rerefer
7/16/2019 F Read 2nd & Rerefer
7/23/19 CO PH Read 2nd & Rereferred; TEU, F
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

DEFER (At the request of CVP Hazouri)

11. [2019-0473](#) ORD Concerning Surplus Personal Property of the City; Declaring that Certain 2001 Chevy G3500 Van (VIN 1GAHG39R411167225, Vehicle # 8056-10) Valued at \$5,625 to be Surplus to the needs of the City; Authorize the Appropriate Officials of the City to transfer title of Said Property to Families of Slain Children of Jax, FL, Inc. for Use as a Transport Vehicle to aid in providing Transportation to assist kids to & from Programs as well as Scheduled trips, at No Cost, in Accord with Sec 122.812 (C), Ord Code; Designate Fleet Mgmt Div to Monitor Actual Use of Said Property. Providing for a Reverter; Authorize Mayor & Corp Sec to Execute Agreement for Surplus of City Personal Property between the City & Families of Slain Children of Jax, FL, Inc. (Sidman) (Introduced by CM Ferraro) (Co-Sponsored by CM's Pittman, Freeman, DeFoor, Hazouri, Salem, Bowman & Dennis)
 6/25/2019 CO Introduced: TEU, F
 7/15/2019 TEU Read 2nd & Rerefer
 7/16/2019 F Read 2nd & Rerefer
 7/23/2019 CO PH Read 2nd & Rereferred; TEU, F
 8/5/2019 TEU Approve 7-0
 8/6/2019 F Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

Council Member DeFoor asked if there is a process for dealing with surplus vehicles other than ad hoc legislation. Chairman Bowman said the administration sees the need and is working on developing a policy. Jordan Elsbury clarified that there are currently surplus vehicle policies in place but Council is waiving the Code and those policies to do these special directive bills. The administration is looking at doing something like a Public Service Grant grant application process when vehicles are requested by outside entities. Deputy General Counsel Peggy Sidman explained the current regulations. Surplus vehicles are offered for other uses in the City government, then unclaimed items are sold as surplus. Bills such as this one waive the sale requirement and make a no-cost donation. Council Member Ferraro wants to work on a policy for dealing with this kind of request in the future. He advocated for this specific surplus due to the nature of the recipient organization and the services it provides to the community. Council Member Freeman asked how council members can get the list of available surplus vehicles. Ms. Sidman gave a brief history of vehicle surplus in Jacksonville; a former Council committee came up with the current policy for directing surplus vehicles to particular agencies. She said the Council didn't do directed surplus for a number of years, but has recently re-started the practice.

Council Members Pittman, Freeman, DeFoor, Hazouri, Salem, Bowman asked to be added as co-sponsors

APPROVE 7-0

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12. [2019-0474](#) ORD Apv & Auth Mayor & Corp Sec to Exec & Deliver, for & on behalf of the City, the Interlocal Agreement btwn City of Jax & City of Jax Beach for Advanced Life Support & Fire Svcs; Oversight by JFRD; Auth Positions. (R.C. 20-004) (McCain) (Req of Mayor)
6/25/2019 CO Introduced: NCSPHS,F
7/15/2019 NCSPHS Read 2nd & Rerefer
7/16/2019 F Read 2nd & Rerefer
7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, F
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 7/23/19

DEFER (At the request of the Administration)

13. [2019-0475](#) ORD Apv & Auth Mayor & Corp Sec to Exec & Deliver a Purchase & Sale Agreement (Agreement) btwn City of Jax & Janice R. Nelson (Seller) & all Closing Docs Relating thereto, & Otherwise take All Necessary Action to Effectuate the Purpose of the Agreement, for the acquisition by the Buyer at the Appraised Value of \$357,000.00 of Real Propty, on Edgewood Ave W, Comprised of Approx 2.64 Acre Parcel for Fire Station 36; Oversight by the Real Estate Div of the Dept of P.W. (Dist 10-Freeman) (McCain) (Req of Mayor)
6/25/2019 CO Introduced: NCSPHS,F
7/15/2019 NCSPHS Read 2nd & Rerefer
7/16/2019 F Read 2nd & Rerefer
7/23/2019 CO PH Read 2nd & Rereferred; NCSPHS, F
8/5/2019 NCSPHS Approve 7-0
8/6/2019 F Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601- 7/23/19

APPROVE 7-0

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

14. **2019-0491** RESO Auth Economic Dev Agreement with "Project Quail" to Support Creation of Company's New Regional Headquarters in Jax; Recommend Apv by Fla Dept of Economic Opportunity as a QTI Pursuant to Sections 288.106-108, F.S.; Evidence City's Local Financial Support of \$300,000 under QTI Tax Refund Prog Payable over multiple years per guidelines set by the State Dept of Economic Opportunity with State Match of \$1,200,000 for Total of City & State QTI of \$1,500,000 for 300 Jobs; Designate Oversight by OED; Timeline for Execution of Agreement by Company; Affirm Proj's Compliance with Public Investmt Policy; Request 2-Reading Passage. (Sawyer) (Req of Mayor)
7/23/2019 CO Introduced:F
8/6/2019 F Amend/Approve 7-0

AMEND/APPROVE 7-0**Amendment:**

- 1. Correct amount in reference to City's obligation**
- 2. Correct grammar**

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

15. [2019-0501](#) ORD Levying Annual Taxes for 2019 Calendar Yr on Real & Personal Propty in Gen Svcs Dist, Except Urban Svcs Dists 2-5 (the Beaches & Town of Baldwin); Stating Percentage Increase from 2019 Rolled-Back Rate; Auth Assessmt & Collection; Providing for Use of Revenues Generated. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Sec 200.065, F.S. - 9/10/19 & 9/24/19

READ 2ND AND REREFER

16. [2019-0502](#) ORD Levying Annual Taxes for 2019 Calendar Yr on Real & Personal Propty for Only the Urban Svcs Dists 2-4 to wit: (Atlantic, Neptune & Jacksonville Beaches); Stating Percentage Increase from 2019 Rolled-Back Rate; Auth Assessmt & Collection. Providing for Use of Revenues Generated. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Sec 200.065, F.S. - 9/10/19 & 9/24/19

READ 2ND AND REREFER

17. [2019-0503](#) ORD Levying Annual Taxes for 2019 Calendar Yr on Real & Personal Propty for Only the Urban Svcs Dist 5 to wit: (town of Baldwin); Stating Percentage Increase from 2019 Rolled-Back Rate; Auth Assessmt & Collection. Providing for Use of Revenues Generated. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Sec 200.065, F.S. - 9/10/19 & 9/24/19

READ 2ND AND REREFER

18. [2019-0504](#) ORD-MC Approp Funds & Estab City of Jax, JEA, JAA, JPA, JTA, Police & Fire Pension Fund, Jax Housing Finance Auth & Downtown Vision Business Improvemt Dist Budgets & Capital Improvemt Budget for 2019-2020 FY, Public Svc Grants, Capital Outlays, Carryovers, Fed Public Svc Grants, State & Fed Grant Progs; Provide for Gen Fund/GSD Funding for Salaries & Benefits; Employee Cap; Position Allocations & Temp Hrs, Projections of Gen Fund Rev & Expenditures, Estab CIP Budget for 2019-2020 FY, the All Years Budget City Debt Mgmt Fund, Septic Tank Failure Schedule, Estab IT System Dev Plan & Budget; Estab Budget Restrictions; Provide for Capital Projs; Auto Allowance Restrictions, Pension Contributions, Non-Ad Valorem Assessmts for Stormwater Mgmt & for Solid Waste Svcs & Annual Hearing at City Council; Waiving 10.105 re Postage & Communication Expenses of Council Members; 126.622 as to JSEB/MBE Funding Requiremts; Sec 111.183 (Taye Brown Regional Park Improvemt Trust Fund), to use Trust Funds for Equestrian Ctr Operational Costs; Chapt 126 as to SMG Management Inc. Procuremt Policies; 106.112 (Annual Review of Fees) to Maintain Fees at 2018-2019 Level; Waive Sec 754.112 (Annual Budget for Stormwater User Fees) to allow Pymt from Gen Capital Projs Pay Go Funding for Stormwater Projs instead of Referenced Stormwater Revenues; 129.103 to allow Base Salary of the Mayor for FY 2019-2020 to Remain at the 2015-2016 FY Base Salary; Sec 77.113 (Annual Operating Budget; Budget Transfers), Chapter 77 (Kids Hope Alliance) to Allow for Budget Transfers within the Essential Service Plan Categories; To allow funds received for certain loan repayments of VCP-Lynch, LTD. To be deposited into the Northeast Tax Increment Dist – USD1C, Subfund 181; Provide for Kids Hope Alliance Board Comprehensive Budget Transfer Powers, Public Works Charge Back Limitations; Estab Municipal Purpose (Per Sec 106.203[b]), re Food & Beverage Purchasing; Limits on Pymts to JALA; Expenditures of Stormwater Fee for Time, Equipmt, Material & Personnel; Pymt to Shands Jacksonville of \$26,275,594 for Indigent Care for 2019-2020; Transmit CRA Board Resos to City's CAO; Provide for 2019-2020; Recapture Review for Contribution to Subfunds with Negative Cash Balances; Providing for Use of Emerg Funds from Public Bldgs; Provide Allotmt of City Council Postage; Providing \$1,191,423 to Gateway Community Svcs and up to 7 Emerg Depts, Auth Direct Contracting & Invoking Exception to 126.107, Ord Code, and Desig JFRD and CFO to Oversee Agreemts; Providing \$400,000 to Prisoners of Christ, Inc. Auth Direct Contracting & Invoking Exception to 126.107(G), Providing \$100,000 to New Hope Education and Addiction Svcs, Inc., Auth Direct Contracting & Invoking Exception 126.107(G); Providing \$400,000 to Operation New Hope; Providing \$161,300 to Edward Waters College for the New Town Success Zone; Providing \$50,000 to Groundwork Jax; Providing \$150,000 to United Way; Auth Amend to incorporate funds approp by Council with Jax Zoological Society, Inc., and Desig the Public Wks to Oversee Proj; Auth Amend to incorporate funds approp by Council with Shands Jax Medical

Ctr, Inc., and design Public Works Dept to Oversee Proj; Provide \$150,000 to Agape Comm Health Ctr, Inc.; Provide \$270,000 to I.M. Sulzbacher Ctr, Inc., Providing \$1,000,000 to Florida Theatre Performing Arts Ctr.; Approp Funds & Adopt 2019-2020 FY CRA Budgets (Renew Arlington, KingSoutel Crossing, JIA, & DIA); Approp Funds & Adopt Budget for TDC 2019-2020 FY; Incorporating Schedules. (Sidman) (Req of Mayor)

7/23/2019 CO Introduced: F

8/6/2019 F Read 2nd and Rerefer

Finance Comm PH on DVI Budget - 8/20/19

Public Hearing Pursuant to Sec 200.065, F.S. - 9/10/19 & 9/24/19

READ 2ND AND REREFER

19. [2019-0505](#) ORD Adopting FY's 2020-2024 CIP; Providing Specificity Requiremnts; Directing Revisions & Update of the Capital Improvemts Element of the 2030 Comp Plan; Waive Sec 122.602(a) (Definitions), Ord Code; Complying with Sec 106.309 (Capital Improvemt Approps Carried Over) & Sec 106.312 (Lapse of Approps), Ord Code; Providing for Reconciliation of Schedules, Text, Codification, Journal Entries. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

20. [2019-0506](#) ORD Auth (a) Agreemt with Shands Jacksonville Medical Center, Inc & (b) Ltr of Agreemt with State of FL thru its Agency for Health Care Administration, Both re Pymt & Distribution of City's Indigent Health Care Funds in amt of \$26,275,594 for FY 2019-2020. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

21. [2019-0507](#) ORD Adopting FY's 2020-2024 Inclusive IT System Dev Prog (The "ITECH Projs) pursuant to Sec 106.207, Ord Code; providing for Reconciliation of Schedules, Text, Codification, Journal Entries. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

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22. [2019-0508](#) RESO Adopting the Annual Growth Rate as Recommended by the Administration for the Future Pension Liability Surtax Proceeds. (Sidman) (Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer

READ 2ND AND REREFER

23. [2019-0509](#) ORD re Public Svc Grants approp \$2,841,196 from Spec Designated Council Contingency Acct for PSG's; Waiving Conflicting Provision of §118.802 (Annual lump sum approp for Public Svc Grants), Ord Code, due to need for Separate Legislation from Annual Budget Ord to apv Lump Sum Approp for Public Svc Grants. Designate Oversight by Ofc of Grants & Compliance of Dept of Finance & Admin.(Sidman) (Introduced by CP Wilson)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

Council Member Pittman declared a conflict of interest on this bill.

24. [2019-0510](#) ORD Approp \$400,000 from a Designated Spec Council Contingency to fund City's Contribution to Jax Chamber of Commerce. (Sidman) (Introduced by CP Wilson)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

25. [2019-0512](#) ORD Approp \$100,000 Gen Fund/Gen Svc Dist to Clara White Mission Feeding Prog; Auth Apv of Tech Amends b Exec Dir of OED; Invoking Exception of Sec 126.107 (G), Ord Code; Providing Carryover of funds from year to year until such funds are expended or lapse according to agreement. Designate Oversight by Ofc of Grants & Compliance of Dept of Finance & Admin. (Sidman) (Introduced by CP Wilson)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

Council Member Pittman declared a conflict of interest on this bill.

26. [2019-0519](#) ORD Approp \$206,183.00 from Gen Fund – Economic Grant Prog to Auth Capital Projs in order to Fully Fund the Boone Park North Proj to Upgrade the Electrical Grid in support of Electrical & Tennis Ct Lighting Upgrades at Boone Park (B.T. 19-104)(McCain)(Req of Mayor)
7/23/2019 CO Introduced: NCSPHS, TEU, F
8/5/2019 NCSPHS Read 2nd and Rerefer
8/5/2019 TEU Read 2nd and Rerefer
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

READ 2ND AND REREFER

27. [2019-0520](#) ORD Concerning Continuation Grant; Approp \$395,915.00 (\$296,936.25 from the FEMA through the FDEM & a 25% City Match of \$98,978.75 from the reserve for Fed Funds) under the Hazard Mitigation Grant Prog to Acquire & Demolish a Flood-Prone Propty & return it to Green Space; Amend 2019-2023 5 Yr CIP Apvd Ord 2018-505-E to Provide Funding for Proj Entitled "Acquisition & Demo of Floodprone Propty"; Auth Mayor & Corp Sec to Execute & Deliver, the Federally-Funded Subaward & Grant Agreemt btwn FDEM & City of Jax; Oversight by Emergency Preparedness Division. (B.T. 19-101)(McCain)(Req of Mayor)
7/23/2019 CO Introduced: NCSPHS, F
8/5/2019 NCSPHS Read 2nd and Rerefer
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt. 166, F.S. & CR 3.601 – 8/13/19

READ 2ND AND REREFER

28. [2019-0521](#) ORD Approp \$256,921.95 from the Tree Protection & Related Expenses Trust Fund, Ord Subfund 15F, for the planting of trees in 3 locations: 1) Yancey Park at 3301 Soutel Dr, (2) Pritchard Rd Median at Old Kings Rd, & (3) along Moncrief-Dinsmore Rd btwn Trout River Blvd & Dunn Ave, for a project known as "District 8 Tree Planting Project"; providing PW to oversee the Project; Directive to utilize the City's countywide Tree Planting Contract CP-0100-19. (Dist 8-Pittman)(Grandin)(Introduced by CM Pittman) (Co-Sponsored by CM Hazouri)
7/23/2019 CO Introduced: NCSPHS, F
8/5/2019 NCSPHS Read 2nd and Rerefer
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 8/13/19

READ 2ND AND REREFER

29. [2019-0522](#) ORD Auth & Apv Mayor & Corp Sec to Execute & Deliver the Corrective Quit Claim Deed btwn VyStar Credit Union ("VyStar") & the City of Jacksonville to properly reflect VyStar's ownership of a parcel at Cecil Commerce Center; Oversight by OED. (McCain)(Req of Mayor)
7/23/2019 CO Introduced: F
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 8/13/19

READ 2ND AND REREFER

30. [2019-0523](#) ORD Approp \$400,000.00 in surplus funds from the General Fund – Economic Grant Program to the General Fund – Public Service Grants to fund a 1-time contribution to MHRC to help it through financial difficulties so that it may continue providing important Mental Health Svcs to the Duval County Community. (B.T. 19-105)(McCain)(Req of Sheriff)
7/23/2019 CO Introduced: NCSPHS, F
8/5/2019 NCSPHS Read 2nd and Rerefer
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 8/13/19

READ 2ND AND REREFER.

31. [2019-0525](#) ORD Concerning Continuation Grant; Approp \$496,965.00 (\$372,723.75 from FEMA through FDEM & a 25% City Match of \$124,241.25 from the Gen Fund) under the Hazard Mitigation Grant Prog to Acquire & Demolish Flood-Prone Property & return them to Green Space; Auth Mayor & Corp Sec to Execute & Deliver, the Federally-Funded Subaward & Grant Agreeemt btwn FDEM & City of Jax; Amend 2019-2023 5 Yr CIP Apvd Ord 2018-505-E to Provide Funding for Proj. Entitled "Acquisition & Demo of Floodprone Property": Oversight by Emergency Preparedness Division. (McCain) (Req of Mayor)
7/23/2019 CO Introduced: NCSPHS, F
8/5/2019 NCSPHS Read 2nd and Rerefer
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt. 166, F.S. & CR 3.601 – 8/13/19

READ 2ND AND REREFER

32. [2019-0526](#) ORD Auth Transfer of \$49,200 from City Council Operating Contingency to be used for Proj Costs for Historical Data Migration to Granicus Platform. Providing a Carryover of Funds into Fiscal Yr 2019-2020. Requesting 1 Cycle Emergency Passage. (Johnston) (Introduced by C/P Wilson)
7/23/2019 CO Introduced: F
8/6/2019 F Emergency/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/13/19

EMERGENCY/APPROVE 7-0

Aye: 7 - Bowman, Cumber, DeFoor, Freeman, Hazouri, Pittman and Salem

33. [2019-0527](#) ORD Approp \$2,600,000 from Debt Management Fund – Loan Repayment to the Capital Project Entitled “Fire Station #5 Land Purchase”, to provide funding for the purchase of certain real property located in Council District 7, comprised of 2 adj parcels at 347 Riverside Ave and 0 Alfred DuPont PI (1.21± acres) – the Old Fire Station Site (the “property”), to allow for the realignment of Forest St & to provide addl parking for Sidney J. Gefen Riverwalk Park; providing a carryover of funds into subsequent fiscal years; providing for reverter of unspent funds; Apv & Auth Mayor & Corp Sec to Exec & Deliver a Purchase & Sale Agreemt (Agreement) btwn City of Jax & Fidelity National Financial, Inc. (“Seller”) and all deeds and closing docs relating thereto, & Otherwise take All Necessary Action to Effectuate the Purpose of the Agreemt; Amend 2019-2023 5-Yr CIP Apv by Ord 2018-505-E to add the project “Fire Station #5 Land Purchase FR0029-02”; Oversight by Real Estate Div of P.W. (Dist 7-Gaffney)(B.T. 19-109)(Sawyer)(Req of Mayor) 7/23/2019 CO Introduced: NCSPHS, F
8/5/2019 NCSPHS Read 2nd and Rerefer
8/6/2019 F Read 2nd and Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601- 8/13/19

READ 2ND AND REREFER

Council Member Hazouri asked if there is a policy or process for how to refer to confidential economic development incentive applicants when there is open speculation in the media about who the company is and when some public officials seem to know the identity of the company. Chairman Bowman said the the Florida Statutes allow confidentiality until a deal is finalized and approved. Companies may want that confidentiality for a number of reasons, including competing cities, competitive advantage reasons with regard to other companies, impact on stock price, and the potential impact on employees. Mr. Hazouri noted that economic development competition among cities is fierce and that other jurisdictions often make large cash offers, which Jacksonville does not do.

At the end of the meeting the committee discussed the proposed school district local option sales tax for capital projects referendum. Chairman Bowman expressed thanks to all council members who posed questions to the School Board and said that it is the Council's job to protect the community's finances. He is disappointed in the answers received from the board, which didn't directly address what he wanted to know in some cases. He is looking for a binding legal opinion next week from the General Counsel that will go to Florida Attorney General for a definitive ruling on Council's role in the referendum process.

Council Member Salem said he's interested in broad-based issues and in establishing a monitoring committee. He's still unsure from the school district's response how the plan will be changed in the future as conditions change (finances, enrollment, etc.). Who will make changes in the plan – the School Board, the Superintendent or the Monitoring Committee? Council Member Cumber said that all the questions that were posed were legitimate and the School Board should have asked all of them itself. She is looking forward to the joint meeting with the School Board and more specific answers to very specific questions.

Council Member Ferraro said agrees with everyone else that the questions weren't taken seriously by the school district. He conveyed questions that his constituents have been asking him and they deserve serious consideration and not dismissal as being "stupid" questions. Council Member Hazouri said that City Council has a responsibility to debate and vote on bills that come before it and not be a rubber stamp. The November 2020 ballot will be very crowded if this issue and a JEA sale referendum go on a Presidential election ballot. He wondered if there will be organized, funded opposition against the tax. He said he hopes the joint meeting next week will solve lots of questions, but at some point the Council will have to stop asking questions and just vote on the issue. There are lots of tough decisions looming (Lot J incentives, JEA sale, Landing redevelopment, etc.) and Council will get a black eye if it delays this issue too long. Council Member Pittman said there are still lots of unanswered questions and a clear plan is needed that works for everyone. Her district faces a lot of school closures and some people are unhappy about what will happen to their communities if that happens. It's a very emotional issue with big impacts for people and communities. Council Member DeFoor expressed disappointment that the School Board didn't prepare well enough in advance to make it an easy decision for City Council to approve the referendum. From a business perspective, the school plan is insufficient and doesn't address all needs around the community. Council Member Hazouri announced that a notice "sunshine" meeting on the referendum bill will be held today at 3 p.m. with Council Member Priestly Jackson and anyone else who is interested to talk about the referendum. Council Member Freeman said that he's talked with lots and lots of parents and students and feels like the issue is getting too emotional and pitting one elected body against another, which is detrimental to everyone. Everyone is in favor of dealing with the needs of students, but need to get egos out of the way and deal with each other from a position of mutual respect. The best interests of the community as a whole need to take precedence over individual feelings.

Public Comment

Stanley Scott said the African American Economic Recovery Think Tank has developed a plan for fighting crime in the community and presented it to City Council but received almost no response from anyone. The Council seems unconcerned with the hundreds of deaths the community has suffered over the past 5 years. His organization is active on the ground and their plan deserves consideration.

Ashley Smith Juarez (School Board member) said the School Board sent its referendum proposal in May and still not gotten final action from City Council. The board members and superintendent have attended many meetings at City Hall and have not been given the opportunity to present answers to the questions being posed by the Council. They want to move the process forward and to overcome the communication disconnects with Council. All participants need to get serious and get the job done together.

Henry Rogers said his daughter lives in a flood zone and will benefit from 2019-525 which is on the agenda for 2nd reading today.

Michael Anderson said he supports the sales tax referendum in November 2019; the School Board has done its due diligence and held over 20 community meetings which city council members did not attend. Charter school advocates seem to be running the show in this debate.

*******Note: Items may be added at the discretion of the Chair.*******

Also in attendance: Council Members Al Ferraro and Randy White; Jordan Elsbury and Leeann Krieg - Mayor's Office; John Pappas - Public Works Department; Daryl Joseph - Parks, Recreation and Community Services Department; Kirk Wendland - Office of Economic Development; Peggy Sidman, Paige Johnston and Susan Grandin - Office of General Counsel; Jeff Clements - Council Research Division; Paula Shoup and Steve Cassada - Staff Services Division; Crystal Shemwell and Staci Lopez - Legislative Services Division

Jeff Clements, Research Division
jeffc@coj.net 904-255-5137

Posted 8.7.19 5:30 p.m.

Rollcall

Present: 7 - Chair Aaron Bowman, Vice Chair LeAnna Cumber, Council Member Randy DeFoor, Council Member Terrance Freeman, Council Member Tommy Hazouri, Council Member Ju'Coby Pittman and Council Member Ron Salem