

City of Jacksonville

1st Floor - Council Chamber
117 W. Duval Street



Meeting Minutes

Wednesday, April 13, 2022

9:30 AM

Council Chambers 1st Floor, City Hall

Jacksonville Waterways Commission

CM Al Ferraro, Chair

CM Michael Boylan, Vice Chair

CM Garrett Dennis

CM Matt Carlucci, Alternate

Jon Michael Barker

Robert Birtalan

Lane Burnett

Senator Audrey Gibson

Mark Devereaux

Andrew Fraden

Marc Hardesty - Excused Absence

Richard Hartley

Jill D. Haskell

Raymond S. Pringle, Jr.

Marshall Adkison, Ex-Officio

Adam Hoyles, Ex-Officio

Maritza Sanchez, Legislative Assistant

Barbara Ireland Hobson, Legislative Assistant

Susan Grandin, Asst. General Counsel

Dr. Quinton White, Jacksonville University

Dr. Gerard Pinto, Jacksonville University

Richard Distel, Research Assistant

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 purpose, 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.

RULE 4.505 DISRUPTION OF MEETING

No member of the audience shall applaud nor make any noise or remarks that are audible to the Committee that would indicate approval or disapproval of anything being discussed. Any disregard of this rule may result in removal by the Sergeant at Arms.

REQUEST TO SPEAK:

1. Fill out a speaker card.
2. Sign it if you are going to speak.
3. Read the rules on the back of the card.
4. Place card in tray.

PARKING: If you park in the Library Garage (Entry on Duval St, W of Main St), Please see the Legislative Assistant for ticket validation.

You may attend the meeting in-person at the physical location- City Council Chambers, but CDC guidelines will be adhered to due to COVID-19. Concurrent with the expiration of Mayor Curry's Emergency Executive Proclamation 2020-005, any member of the public entering City-owned public buildings may choose to wear a mask inside the building. Council strongly encourages the use of masks for all employees and visitors, especially when social distancing at 6 feet (or more) is not possible. Council will make masks available for visitors and the public.

Note: Our next scheduled meeting is Wednesday, May 11, 2022.

Meeting Convened: 9:37 AM Meeting Adjourned: 12:13 PM

Presentation: JEA - Kurt Wilson (35 Minutes)

Kurt Wilson, JEA, gave a presentation on the JEA NGS Pet Coke Deliveries. Mr. Wilson talked about the March 8th incident and what is in pet coke. Mr. Hardesty asked if the spill of pet coke would have an environmental impact. Mr. Wilson said there would not be much of an environmental impact.

1. Call To Order
2. Roll Call
3. ADA Waterways Status Report - Kara Tucker

Kara Tucker, Chief of Disabled Services, gave an update on kayak launches and trainings.

4. Approval - Jacksonville Waterways Commission Minutes for Wednesday, March 9, 2022.

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes to approve the minutes.

Hand Vote: 12-0

5. St. Johns River Status Report on Water Quality and Manatees - Dr. White & Dr. Pinto (10 Minutes)

Dr. White said this month the city is 6 inches over normal rainfall, and there has been a drop in salinity. Dr. White talked about the upcoming warmer weather.

Dr. Pinto said that 2 manatees have died since the last meeting.

New Business

6. [2022-0060](#) ORD-MC Relocating the Derelict Vessel & Floating Structure Removal Fund from Chapt 110, Pt 4, Sec. 110.414 to Chapt 111, Pt 7, Sec. 111.787; Repealing Sec 110.414 (Derelict Vessel & Floating Structure Removal Trust Fund), Pt 4 (Continuing Approps), Chapt 110 (City Treasury), Ord Code; Creating a New Sec 111.787 (Derelict & Abandoned vessels & Floating Structure Enforcement & Removal Trust Fund), Pt 7 (Environment & Conservation), Chapt 111 (Special Revenue & Trust Accts), Ord Code. (Grandin) (Introduced by CM DeFoor) (Co-Sponsors CMs Pittman, Ferraro & Carlucci)
1/25/22 CO Introduced: NCSPHS, TEU, F, JWC
1/31/22 NCSPHS Read 2nd & Rerefer
1/31/22 TEU Read 2nd & Rerefer
2/1/22 F Read 2nd & Rerefer
2/8/22 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F,
5/2/22 NCSPHS Amend/Approve 4-0
5/2/22 TEU Amend/Approve 5-0
5/3/22 F Amend/Approve 5-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/8/22

DEFER

7. [2022-0061](#) ORD-MC Approp \$310,500 in the Derelict Vessel & Floating Structure Removal Fund from the Parks Dept to Neighborhoods Dept in order to Provide the Neighborhoods Dept Funding to Implement & Enforce the Newly Created Chapt 388, Ord Code (Boats & Waterways); Amend Chapt 388 (Boats & Waterways), Ord Code, to Create a New Pt 4 (Anchoring Limitation Areas); Providing that Council is Exercising County Powers; Providing for Codification Instructions; Providing Directive to Neighborhoods Dept. (Grandin) (Introduced by CM DeFoor) (Co-Sponsors CMs Pittman, Ferraro & Carlucci)
1/25/22 CO Introduced: NCSPHS, TEU, F, JWC
1/31/22 NCSPHS Read 2nd & Rerefer
1/31/22 TEU Read 2nd & Rerefer
2/1/22 F Read 2nd & Rerefer
2/8/22 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F
5/2/22 NCSPHS Substitute/Rerefer 4-0
5/2/22 TEU Substitute/Amend/Rerefer 5-0
5/3/22 F Substitute/Rerefer 6-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/8/22

DEFER

8. [2022-0207-E](#) ORD Appropriating Grant Funds in the Amt of \$35,000.00 from the FL Fish & Wildlife Conservation Commission (the "FWC") for Reimbursement of the COJ's costs to Remove & Dispose of 2 Derelict Vessels located in Public Waterways in the COJ; Purpose of Approp; Providing for Oversight by Neighborhoods Dept Environmental Quality Div. (B.T. 22-054) (Staffopoulos) (Introduced by CP Newby at Req of Mayor) (JWC Apv)
3/22/22 CO Introduced: NCSPHS, TEU, F, JWC
4/4/22 NCSPHS Read 2nd & Rerefer
4/4/22 TEU Read 2nd & Rerefer
4/5/22 F Read 2nd & Rerefer
4/12/22 CO PH Only
4/18/22 NCSPHS Approve 6-0
4/18/22 TEU Approve 6-0
4/19/22 F Approve 7-0
4/26/22 CO Approved 17-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/12/22

Melissa Long, Chief of Environmental Quality, explained the legislation which is directed at derelict vessel removal.

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Contact:
Melissa Long

Hand Vote: 12-0

9. [2022-0211-E](#) ORD Appropriating \$36,000.00 from the Environmental Protection Fund (the "Fund") to Provide Funding for Natural Resource Education Outreach Activities hosted by the Duval Soil & Water District (the "District"); Purpose of Approp; Providing for Carryover of Funds thru September 30, 2025; Apv & Auth the Mayor, or His Designee, & the Corp Sec to Execute & Deliver a Memorandum of Understanding btw the COJ Environmental Protection Board and the Duval Soil & Water Conservation District; Waiving Sec 110.112 (Advance of City Funds; Prohibition Against), Part 1 (The City Treasury), Chapt 110 (City Treasury), Ord Code, to Allow for a Partial Advance Payment by the City; Providing for Oversight by the Neighborhoods Dept; Requiring Annual Reporting to the Jax Environmental Protection Board (B.T. 22-055) (Staffopoulos) (Introduced by CP at Req of Mayor) (JWC Apv)
3/22/22 CO Introduced: NCSPHS, TEU, F, R, JWC
4/4/22 NCSPHS Read 2nd & Rerefer
4/4/22 TEU Read 2nd & Rerefer
4/5/22 F Read 2nd & Rerefer
4/5/22 R Read 2nd & Rerefer
4/12/22 CO PH Only
4/18/22 NCSPHS Amend/Approve 6-0
4/18/22 TEU Amend/Approve 6-0
4/19/22 F Amend/Approve 7-0
4/19/22 R Amend/Approve 7-0
4/26/22 CO Amend/Approved 19-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/12/22

James Richardson, Environmental Protection Board, explained the legislation.

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Contact:
James Richardson

Hand Vote: 12-0

10. [2022-0215-E](#) ORD Apv, & Auth the Mayor & Corp Secretary to Execute & Deliver, for & on behalf of the City, that certain Sovereignty Submerged Lands Lease (BOT File # 160359172) btwn the City of Jax, Jax University, & the Board of Trustees of the Internal Improvement Trust Fund of the State of FL (The "Lease"), for the Purpose of Securing Submerged Land for Construction & Operation of a 4-Slip (10,065 Sq Ft) Commercial Docking Facility on the St. Johns River in the Mayport Community for Mooring of Commercial Vessels & to Support the Jax University Ocearch Vessel, for a 10 Yr Initial Term Commencing 9/21/21, with an Initial Annual Lease fee of \$4, 960.10, plus a 25% Surcharge & Sales Tax, Subject to Annual Adjustments to the Lease Fee thereafter in Accord. With 18-21.011FL Admin Cod; Oversight of Acquisition, Execution & Recording of the Lease by the Real Estate Div., P.W. Dept., & Oversight of the Lease & Docking Facility by the Parks, Recreation & Community Svcs Dept. (Staffopoulos) (Introduced by CP at Req of Mayor) (JWC Apv)
3/22/22 CO Introduced: NCSPHS, TEU, F, JWC
4/4/22 NCSPHS Read 2nd & Rerefer
4/4/22 TEU Read 2nd & Rerefer
4/5/22 F Read 2nd & Rerefer
4/12/22 CO PH Only
4/18/22 NCSPHS Amend/Approve 6-0
4/18/22 TEU Amend/Approve 6-0
4/19/22 F Amend/Approve 7-0
4/26/22 CO Amend/Approved 19-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/12/22

Renee Hunter, Public Works, explained the legislation. Jill Enz, Chief of Natural and Marine Resources, clarified that the dock would be first come, first served for the public. Dr. White talked about the value this dock will add to the Mayport area.

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Contact:
Renee Hunter

Hand Vote: 11-0

11. [2022-0256](#) ORD Apv the Millers Creek Dependent Special District Proposed FY 2022-2023 Budget, Per Ord 2014-700-E & Sec 189.02, F.S. (Johnston) (Introduced by CP Newby, per Ord 2014-700-E) (JWC Apv)
4/12/22 CO Introduced: NCSPHS, F, JWC
4/18/22 NCSPHS Read 2nd & Rerefer
4/19/22 F Read 2nd & Rerefer
4/26/22 CO PH Only
5/2/22 NCSPHS Approve 4-0
5/3/22 F Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/26/22

Paige Johnston, Office of General Counsel, explained the next four bills will affirm the compliance of the listed special districts.

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Hand Vote: 12-0

12. [2022-0257](#) ORD Apv the Isle of Palms Dependent Special District Proposed FY 2022-2023 Budget, Per Ord 2011-724-E & Sec 189.02, F.S. (Johnston) (Introduced by CP Newby, per Ord 2011-724-E) (JWC Apv)
4/12/22 CO Introduced: NCSPHS, F, JWC
4/18/22 NCSPHS Read 2nd & Rerefer
4/19/22 F Read 2nd & Rerefer
4/26/22 CO PH Only
5/2/22 NCSPHS Approve 4-0
5/3/22 F Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/26/22

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Hand Vote: 12-0

13. [2022-0258](#) ORD Apv the Harbour Waterway Dependent Special District Proposed FY 2022-2023 Budget, Per Ord 2010-725-E & Sec 189.02, F.S. (Johnston) (Introduced by CP Newby, per Ord 2010-725-E) (JWC Apv)
4/12/22 CO Introduced: NCSPHS, F, JWC
4/18/22 NCSPHS Read 2nd & Rerefer
4/19/22 F Read 2nd & Rerefer
4/26/22 CO PH Only
5/2/22 NCSPHS Approve 4-0
5/3/22 F Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –4/26/22

Senator Gibson, Ms. Haskell, Mr. Barker, CM Boylan, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Hand Vote: 10-0 (Abstain CM Ferraro, Comm. Birtalan)

14. [2022-0259](#) ORD Apv the Tarpon Cove Dependent Special District Proposed FY 2022-2023 Budget, Per Ord 2017-154-E & Sec 189.02, F.S. (Johnston) (Introduced by CP Newby, per Ord 2017-154-E) (JWC Apv)
4/12/22 CO Introduced: NCSPHS, F, JWC
4/18/22 NCSPHS Read 2nd & Rerefer
4/19/22 F Read 2nd & Rerefer
4/26/22 CO PH Only
5/2/22 NCSPHS Approve 4-0
5/3/22 F Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/26/22

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Hand Vote: 12-0

15. Update from Coal Ash Barge Bridgeport Incident Review Committee
(30 Minutes)

Mr. Birtalan gave an update on the initial meeting and went over the topics discussed and the goals of the committee. Lindsey Brock gave a presentation covering oil spills and the vessel response plan and he covered what local resources Jacksonville has and what other cities have available. Ed Fleming talked about the now defunct Jacksonville Marine Transportation Exchange and its value and estimated cost to reactivate. Senator Gibson said she would like more clarity on who is in charge of what actions and support when there is an incident. Mr. Hartley suggested bringing JaxPort and the Mayor's Office to the next meeting. Mr. Birtalan made a motion to make a FOIA request for the report as a commission. The motion passed 12-0.

Senator Gibson, Mr. Birtalan, Ms. Haskell, Mr. Barker, CM Boylan, CM Ferraro, Mr. Hartley, Mr. Hardesty, Mr. Pringle, Mr. Devereaux, Mr. Burnett, Mr. Fraden voted yes.

Old Business

16. Discussion: Sandbar Resolution
(25 Minutes)

Mr. Hardesty gave an update on the process with the Corps of Engineers.

17. Discussion: Arlington River - Wake Zone Request
(25 Minutes)

Ms. Haskell talked about the background and history to what led up to this discussion. Captain Suber talked about placing signs between both bridges. The discussion was tabled in order for more information regarding permitting to be found.

Public Comment

Scott Shine talked about extending the hours at Huguenot Memorial Park.

Adjournment

Pursuant to the American with Disabilities Act, accommodations for persons with disabilities are available upon request. Please allow 1-2 business days notification to process; last minute requests will be accepted; but may not be possible to fulfill. Please contact Disabled Services Division at: V 904-255-5466, TTY-904-255-5476, or email your request to KaraT@coj.net.

Minutes: Richard Distel, Council Research
RDistel@coj.net 904.255.5140
Posted 5.6.2022 5:00 pm