

City of Jacksonville

117 W Duval St
Jacksonville, FL 32202



Meeting Minutes

Tuesday, January 18, 2022

2:00 PM

Council Chambers 1st Floor, City Hall

Transportation, Energy & Utilities Committee

Joyce Morgan, Chair
Al Ferraro, Vice Chair
Danny Becton
Matt Carlucci
LeAnna Cumber
Randy DeFoor
Terrance Freeman

Legislative Assistant: Melodi Murray
Legislative Services Manager: Bernadette Smith
Deputy General Counsel: Peggy Sidman
Research Assistant: Richard Distel
Asst. Council Auditor: Phillip Peterson
Council Auditor's Office: Edward Linsky
Administration: Rachel Zimmer
Planning Dept.: Laurie Santana

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: 2:01 PM Meeting Adjourned: 3:03 PM

Attendance:

Excused Absence: CM Carlucci

Presentation from JAXPORT to be provided by Nick Primrose, Chief of Regulatory Compliance

Al Ferraro was called to speak.

Nick Primrose, Chief of Regulatory Compliance at JAXPORT, went over a PowerPoint presentation detailing the work being done at JAXPORT. Mr. Primrose talked about their ability to manage through supply chain issues and covid-19 without having any congestion. JAXPORT is a port of significance which mean military cargo and other important cargo moves through the port. Mr. Primrose talked about the harbor deepening project which will allow for more vessels to travel along the waterways. Mr. Primrose talked about the usage of cleaner marine fuels and the port's goals around environmental stewardship. Mr. Primrose outlined the places JAXPORT is looking to expand to in the next few years.

Item/File No.

Title History

1. [2021-0841](#) ORD-MC Amend Sec 656.1218 (Intersection Visibility), Subpart C (Landscaping Requirements), Pt 12 (Landscape & Tree Protection Regulations), Chapt 656 (Zoning Code), Ord Code, to Clarify the Measurement of Sight Triangles; Amend Sec 804.617 (Obstructing Visibility), Pt 6 (Misc Driving Rules), Chapt 804 (Jax Traffic Code), Ord Code, to Clarify the Difference in Measurement btwn an Obstruction within a Sight Visibility Triangle Created by a Sign, Poster or Vegetation & the Measurement for Sight Visibility Relative to a Structure (Grandin) (Introduced by CM Morgan)
11/23/21 CO Introduced: TEU,LUZ
12/6/21 TEU Read 2nd & Rerefer
12/7/21 LUZ Read 2nd & Rerefer
12/14/21 CO Read 2nd & Rereferred:LUZ
1/11/22 CO PH Only
LUZ PH-1/19/22, 2/1/22
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-1/11/22

DEFER

2. [2021-0853](#) ORD Declaring that Certain Parcel of Real Prop, a Tax Reverted Parcel, Located at 714 Jessie St (The "Subject Parcel"), to be Surplus to the Needs of the City; Waiving Sec 122.423 (Disposition for Affordable Housing), Pt 4 (Real Propty) of Chapt 122 (Public Propty), Ord Code, to Allow for the Conveyance of the Subject Parcel to in the Word International, Inc., the Neighboring Propty Owners, at no Cost; Auth the Mayor & the Corp Sec to Execute any & all Documents Necessary for Such Conveyance; Providing a Right of Reentry for Failure to use the Subject Parcel for the Operation for Community Service Out Reach Programs; Providing for City Oversight by the Dept of Public Works, Real Estate Div (R.E. #122274-000)(Dist 7-R.Gaffney) (Sidman)(Introduced by CM R. Gaffney)
11/23/21 CO Introduced: NCSPHS, TEU, R
12/6/21 NCSPHS Read 2nd & Rerefer
12/6/21 TEU Read 2nd & Rerefer
12/7/21 R Read 2nd & Refefer
12/14/21 CO PH Read 2nd & Rereferred: NCSPHS, TEU, R
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-12/14/21

DEFER

3. [2021-0880](#) ORD Closing & Abandoning &/or Disclaiming an Open & Improved Portion of the Edgewood Dr r/w Estab in the Biltmore No. 8A Plat, as Recorded in Plat Bk, 14, Pg 19 of the Current Public Records of Duval Co, FL, at the Request of Norfolk Southern Railway Co, Subj to Reservation Unto the COJ & JEA of an All Utilities & Facilities Easement Over the Closed Portion of the r/w; (Dist 10-Priestly Jackson) (Staffopoulos) (Introduced by CM Newby at Req of Mayor)
12/14/21 CO Introduced: TEU
1/3/22 TEU Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred:TEU
1/18/22 TEU Approved 6-0
TEU Public Hearing Pursuant to Sec 336.10, F.S. – 1/18/22
Public Hearing Pursuant to Chapt 166 F.S. & CR 3.601 – 1/11/22

Renee Hunter, Public Works, explained the legislation.

APPROVE 6-0

Aye: 6 - Morgan, Ferraro, Becton, Cumber, DeFoor and Freeman

Excused: 1 - Carlucci

- **The closure is being requested to expand the applicant's trailer lot parking**

4. [2021-0881](#) ORD Closing & Abandoning &/or Disclaiming an Open & Unimproved Portion of the Shad Rd r/w, Estab in the Sunbeam Pines Plat, as Recorded in Plat Bk 24, Pg 19 of Duval Co, FL, at the Req of Lockett Jones (Dist 6-Boylan) (Staffopoulos) (Introduced by CM Newby at Req of Mayor)
12/14/21 CO Introduced: TEU
1/3/22 TEU Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred: TEU
1/18/22 TEU Approved 6-0
TEU Public Hearing Pursuant to Sec 336.10, F.S. – 1/18/22
Public Hearing Pursuant to Chapt 166 F.S. & CR 3.601 – 1/11/22

Renee Hunter, Public Works, explained the legislation.

APPROVE 6-0

Aye: 6 - Morgan, Ferraro, Becton, Cumber, DeFoor and Freeman

Excused: 1 - Carlucci

- **The closure is being requested to secure the land and make an area for trees and gardening**

5. [2021-0882](#) ORD re Chapt 745 (Addressing & Street Naming Regulations) Ord Code; Estab an Honorary St Designation & Assoc'd Roadway Markers for Lt Mario J. Moya, a Fallen Fire & Rescue Officer Who Died While in the Line of Duty; Estab an Honorary St Designation on Ricky Dr for Lt Mario J. Moya; Prov for the Roadside Markers for Lt. Mario J. Moya be Depicted as Contemplated in Sec 745.105 (J) (9) (B); Prov for the Installation of 2 Honorary Roadway Markers to be Located in Approp Locations on the Designated Roadway; Waiver of Sec 745.105 (I) (2) Which Requires that the Honoree be Deceased for at least 5 Yrs; Waiver of Sec 745.105 (J) (10), Ord Code Which Requires that the Planning & Dev Dept Send 2 Written Notifications to Affected Propty Owners; Directing the Legislative Serv Div to Forward this Ord to the Planning & Dev Dept for Processing, Implementation, & Coord with the Public Works Dept, Traffic Engineering & Other Affected Agencies & Orgs (Dist 6-Boylan) (Pollock) (Introduced by CM Boylan)(Co-Sponsored by CMs White, Ferraro, Carrico, Bowman, Pittman, Morgan, Salem, Cumber, Becton, Freeman & DeFoor)
12/14/21 CO Introduced: NCSPHS, TEU, R
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 R Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred:NCSPHS,TEU, R
1/18/22 NCSPHS Approve 4-0
1/18/22 TEU Approve 6-0
1/19/22 R Approve 5-0
TEU Public Hearing Pursuant to Chapt 745 Ord Code – 1/18/22
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/11/22

CM Morgan, Becton, Cumber, DeFoor & Freeman added as co-sponsors.

Edward Linsky, Auditor's Office, explained the scrivener's errors. All the members of TEU present at the meeting asked to be added as co-sponsors.

APPROVE 6-0

Aye: 6 - Morgan, Ferraro, Becton, Cumber, DeFoor and Freeman

Excused: 1 - Carlucci

Scrivener's

Pg. 1, line 31: insert "Division" after "Engineering"

- **Waives Code Section 745.105(i)(2) requiring the honoree be deceased for at least 5 years and Code Section 745.105(j)(10) requiring notice be provided to affected property owners**

6. [2021-0883](#) ORD Approp Grant Funds in the Amt of \$4,300.000 From the National Fish & Wildlife Foundation (“NFWF”) for the McCoy’s Creek Restoration Proj (The “Project”), Purpose of Approp; Amend the 2022-2026 5-Yr CIP Apvd by Ord 2021-505-E to Reflect NFWF Grant Funding for the Proj; Auth the Mayor, or his Designee, & the Corp Sec to Execute & Deliver, for & on Behalf of the City, the NFWF Grant Agreemt btwn the COJ & NFWF: Prov for City Oversight by the Public Works Dept, Engineering & Construction Mgmt Div (B.T. 22-018) (Staffopoulos) (Introduced by CM Newby by Req of Mayor) (JWC Apv)
12/14/21 CO Introduced: NCSPHS, TEU, F, JWC
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 F Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU,F
1/18/22 NCSPHS Amend/Approve 4-0
1/18/22 TEU Amend/Approve 6-0
1/19/22 F Amend/Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/11/22

Edward Linsky, Auditor's Office, explained the amendment. Robin Smith, Public Works, explained the legislation.

AMEND/APPROVE 6-0

Aye: 6 - Morgan, Ferraro, Becton, Cumber, DeFoor and Freeman

Excused: 1 - Carlucci

AMENDMENT

- 1. Attach Revised Exhibit 1 (BT) to correct account codes**
- 2. Attach Revised Exhibit 2 (CIP) to correct prior years appropriation amount**

• The required match of \$15,000,000 has been previously appropriated as part of the CIP

7. [2021-0884](#) ORD Transfer \$1,300,000.00 From the Debt Mgmt Fund to the Bit Fishweir Creek – Ecosystem Proj (The “Project”) to Pay Increased Costs for Completion the Proj; Purpose of Approp; Amend the 2022-2026 5-Yr CIP Apvd by Ord 2021-505-E to Reflect this Transfer of Funds to the Proj; Prov for City Oversight by the Public Works Dept, Engineering & Construction Mgmt Div (B.T. 22-030) (Staffopoulos) (Introduced by CP Newby at Req of Mayor) (JWC Apv) (Co-Sponsor CMs DeFoor, R. Gaffney & Pittman)
12/14/21 CO Introduced: NCSPHS, TEU, F, JWC
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 F Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F
1/18/22 NCSPHS Amend/Approve 4-0
1/18/22 TEU Amend/Approve 6-0
1/19/22 F Amend/Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/11/22

Al Ferraro was called to speak.

Randy DeFoor was called to speak.

Edward Linsky, Auditor's Office, explained the amendment. Robin Smith, Public Works, explained the legislation.

AMEND/APPROVE 6-0

Aye: 6 - Morgan, Ferraro, Becton, Cumber, DeFoor and Freeman

Excused: 1 - Carlucci

AMENDMENT

- 1. Strike references to transferring and insert appropriating**
- 2. Pg. 1, line 8: insert "OF" after “COMPLETION”**
- 3. Include amendment of 2021-504-E, the FY 2022 budget ordinance, to replace the Second Revised B4 and Second Revised B4b schedules to reflect the additional borrowing and attach new Exhibits 3 and 4**
- 4. Attach Revised Exhibit 2 (CIP) to correct footing error**

- City is responsible for 35% of project, which is being performed by ACOE**
- City has previously appropriated \$2,816,375 for the project**

8. [2021-0885](#) ORD Apv & Auth the Mayor, or His Designee, & the Corp Sec to Pursue or Seek Waiver of Collection of the Local Option Gas Tax Within the 2021-2022 Budget Yr Consistent with a Period of Time to Align with the State Suspension of the State Gas Tax Collection Should the State Allow for Waiver of the Prov of Sec 336.025 & 336.021, FL Statutes, so that Local Govts Have the Ability to Suspend Collection of Local Option Gas Taxes; Offering Findings & Statemnts of Fact; Directing Legislative Services Div to Forward to the FL Legislature, the Duval Legislative Delegation, & the FL Dept of Revenue (Johnston) (Introduced by CM Dennis)
12/14/21 CO Introduced: NCSPHS, TEU, F, R
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 F Read 2nd & Rerefer
1/4/22 R Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU,F, R
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/11/22

DEFER

9. [2021-0898](#) RESO Encouraging the State to Allow Local Govs to Waive the Provision of Sec 336.025 & 336.021 FL Statutes, to Allow Local Govs the Ability to Suspend Collection of Local Option Gas Taxes if the State Suspends the State Gas Tax for a Period of that time is Consistent with The State's Suspension; Offering Findings & Statements of Fact; Addn'l Apv & Auth Required to Execute Docs Related to the Waiver of State Statutes to Suspend Collection of the LOGT and Transfer of Funds to Prevent Funding Lapse; Directing Legislative Services Div to Forward to the FL Legislature, the Duval Legislative Delegation & the FL Dept of Revenue (Johnston) (Introduced by CM Dennis)
12/14/21 CO Introduced: NCSPHS, TEU, F, R
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 F Read 2nd & Rerefer
1/4/22 R Read 2nd & Rerefer
1/11/22 CO Read 2nd & Rereferred:NCSPHS,TEU,F, R

DEFER

10. [2022-0024](#) ORD Approp \$25,000 From Contingency FIND Match to the Downtown Landscape Enhancements Proj (The “Project”) for Completion of Irrigation Installation on Water St Medians; Purpose of Approp; Amending the 2022-2026 5-Yr CIP Apv’d by Ord 2021-505-E to Reflect this Transfer of Funds to the Project (B.T. 22-039) (Staffopoulos) (Introduced by CP Newby at Req of Mayor) (JWC Apv)
1/11/22 CO Introduced: NCSPHS, TEU, F, JWC
1/18/22 NCSPHS Read 2nd & Rerefer
1/18/22 TEU Read 2nd & Rerefer
1/19/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22

READ 2ND & REREFER

11. [2022-0025](#) ORD Approp \$30,000.00 in Grant Funding from the FL Fish & Wildlife Conservation Commission (The “FWC”) for Reimbursement of the COJ’s Costs to Remove 2 Derelict Vessels Located in Public Waterways in the COJ; Purpose of Approp; Providing for Oversight by the Neighborhoods Dept, Environmental Quality Div (B.T. 22-031) (Staffopoulos) (Introduced by CP Newby at Req of Mayor) (JWC Apv)
1/11/22 CO Introduced: NCSPHS, TEU, F, JWC
1/18/22 NCSPHS Read 2nd & Rerefer
1/18/22 TEU Read 2nd & Rerefer
1/19/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22

READ 2ND & REREFER

12. [2022-0032](#) ORD Auth the Mayor, or his Designee, & the Corp Sec to Execute & Deliver a Locally-Funded Agreeemt (Lump-Sum) btwn the State of FL Dept of Transportation (“FDOT”) & the COJ Pursuant to Which the City Agrees to Pay FDOT \$1,200,000 for Certain Roadway Improvemts; Providing for Oversight by the Engineering & Construction Mgmt Div of the Dept of Public Works (Staffopoulos) (Introduced by CP Newby at Req of Mayor)
1/11/22 CO Introduced: NCSPHS, TEU, F
1/18/22 NCSPHS Read 2nd & Rerefer
1/18/22 TEU Read 2nd & Rerefer
1/19/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22

READ 2ND & REREFER

13. [2022-0033](#) ORD Apv, & Auth the Mayor & Corp Sec to Execute & Deliver, for & on Behalf of the City, that Certain Sovereignty Submerged Lands Lease Modification btwn the COJ & the Board of Trustees of the Internal Improvemt Trust Fund of the State of FL (The "Lease") to Reflect a Change in Upland Ownership, to add the City as a New Party to the Lease in Place of the Previous Lessee, & to Allow for Removal of an Existing Dock Structure; Providing for Oversight of the Lease & Docking Facility by the Parks, Rec & Community Svcs Dept; Req 1 Cycle Emerg Passage (BOT File #161181122) (Staffopoulos) (Introduced by CP Newby at Req of Mayor) (JWC Apv)
1/11/22 CO Introduced: NCSPHS, F, TEU, JWC
1/18/22 NCSPHS Emergency/Approve 4-0
1/18/22 TEU Emergency/Approve 6-0
1/19/22 F Emergency/Approve 5-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22

Danny Becton was called to speak.

Renee Hunter, Public Works, explained the emergency and the legislation. Brian Burket, Parks Department, explained the ownership of the new marina and that the development would be responsible for the cost of the new marina.

EMERGENCY/APPROVE 6-0

Aye: 6 - Morgan, Ferraro, Becton, Cumber, DeFoor and Freeman

Excused: 1 - Carlucci

14. [2022-0034](#) ORD Apv & Auth the Mayor, or his Designee, & Corp Sec to Execute & Deliver an Assumption Document re the Amended & Restated Agreement for Residential Waste & Recycling Collection & Transportation Svcs (Contract #9165) (“Amended & Restated Agreement”) btwn the COJ (“City”) & Waste Mgmt Inc. of FL (“Waste Management”), a FL Corp (The “Assumption Document”); Approving the Transfer by Corp Merger of the Amended & Restated Agreement to Waste Mgmt with Contingency; Waiving Certain Transferability Requirements of Sec 382.308 (Contract Provisions; Exemptions from Purchasing Code, Extension of Contracts), Pt 3 (Selection of Waste Collection & Disposal Svc Areas & Contractors), Chapt 382 (Waste Collection & Disposal Svc by Contractors & City), Ord Code, to Allow for the Assumption Document btwn the City and Waste Mgmt; Providing for City Oversight by the Solid Waste Div of the Dept of Public Works (Hodges) (Introduced by CP Newby at Req of Mayor)
1/11/22 CO Introduced: NCSPHS, TEU, F, R
1/18/22 NCSPHS Read 2nd & Rerefer
1/18/22 TEU Read 2nd & Rerefer
1/19/22 F Read 2nd & Rerefer
1/19/22 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22

READ 2ND & REREFER

Public Comment:

Carnell Oliver expressed a desire for a change in leadership.

NOTE: The next regular meeting will be held Monday, January 31, 2022.

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

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.

Meeting went into Recess

Minutes: Richard Distel, Council Research
RDistel@coj.net 904.255.5140
Posted 1.21.2022 5:00 pm