

# City of Jacksonville

117 W Duval St  
Jacksonville, FL 32202



## Meeting Minutes

Tuesday, May 5, 2020

2:00 PM

Virtual Meeting

## Rules Committee

*Joyce Morgan, Chair*  
*Rory Diamond, Vice Chair*  
*Michael Boylan*  
*Matt Carlucci*  
*Randy DeFoor*  
*Brenda Priestly Jackson*  
*Sam Newby*

*Legislative Assistant: Jessica Smith*  
*Legislative Assistant: Juliette Williams*  
*Deputy General Counsel: Peggy Sidman*  
*Research Asst.: Colleen Hampsey*  
*Administration: Rachel Zimmer*  
*Council Auditor's Office: Trista Carraher*

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: 2:00 PM**

**Meeting Adjourned: 2:47 PM**

**Attendance:**

**Item/File No. Title History**

**Prior to the agenda items. Peggy Sidman, Office of General Counsel, reminded the committee about the procedure for passing amendments with unanimous consent in the virtual meeting environment. Amendments will pass with unanimous consent without the objection of one of the committee members.**

1. [2020-0149](#) RESO Conf Appt of Ercia L. Moore to Jax Housing & Community Dev Commission, Pursuant to Sec 34.203, Ord Code, Replac Teresa Durand-Stuebben for 1st Full Term to Exp 11/30/2022. (Sidman) (Req of Mayor)  
2/25/20 CO Introduced: R  
3/3/20 R Read 2nd & Rerefer  
3/10/20 CO Read 2nd & Rereferred: R  
3/17/20 R Meeting Cancelled COVID-19/Emergency-No Action  
3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action

**DEFER (At request of the Administration)**

2. [2020-0150](#) RESO Conf Appt of Charles B. Garrison as a Discreet Citizen Rep to Environmental Protection Board, Replac Gabriel Dupree, Pursuant to Sec 73.101, Ord Code for Partial Term to Exp 9/30/2020. (Sidman) (Req of Mayor)  
2/25/20 CO Introduced: R  
3/3/20 R Read 2nd & Rerefer  
3/10/20 CO Read 2nd & Rereferred: R  
3/17/20 R Meeting Cancelled COVID-19/Emergency-No Action  
3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action

**DEFER (At request of the Administration)**

3. [2020-0185](#) ORD-MC Concerning Contracts with City, Including Contracts & Compensation of City Employees & Officers; Amend Chapt 129 (Salaries of Public Officials & Employees), Ord Code, to Rename the Chapt; Creating New Sec 129.113 (Unlawful Compensation), Ord Code, to Prohibit Various Compensation Provisions; Creating New Sec 601.409 (Unlawful Contracts), Chapt 601 (Offenses Against Operation of Govt), Ord Code, to Prohibit Various Contracts & Contract Provisions). (Durden) (Introduced by CM Priestly Jackson) (Co-Sponsored by CM's Diamond, Morgan, Newby, Carlucci, Salem, Hazouri, Pittman, DeFoor, Bowman & Freeman)
- 3/10/20 CO Introduced: F, R  
 3/17/20 F Meeting Cancelled COVID-19/Emergency-No Action  
 3/17/20 R Meeting Cancelled COVID-19/Emergency-No Action  
 3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action  
 4/7/20 F Read 2nd & Rerefer  
 4/7/20 R Read 2nd & Rerefer  
 4/14/20 CO PH Read 2nd and Rereferred; F, R  
 5/5/20 F Sub/Approve 7-0  
 5/5/20 R Sub/Approve 7-0  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –  
 3/24/20,4/14/20

#### **SUB/APPROVE**

**The committee moved the bill as substituted. CM Boylan also noted another scrivener's error on page 3, line 16 where it reads 'contact' but should read 'contract'. As substituted, the bill will address issues raised by the JEA privatization process, particularly the Performance Unit Plan and the senior management team contracts.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### **As substituted:**

- **Changes references from “contracts and contractual provisions” to “types of compensation”**
- **Adds language prohibiting contract language that restricts the City’s termination power for exempt employees**
- **Adds language to provide for bonus programs approved by the City through ordinance or collective bargaining**
- **Corrects scrivener’s errors**

4. [2020-0202](#) ORD Appt Susan McCullough as Member of Jax – Duval County Council on Elder Affairs, Dist 14 Rep, Filling Seat Formerly Held by Henry W. Cook, for 1st Full Term End 6/30/21; Waiving Sec 82.102 (A) (2) (Composition of Membership; Officers), Ord Code, as to Requirement that Members Should not be Providers of Svcs or Employees of Local, State or Federal Govt. (Sidman) (Introduced by CM DeFoor)  
4/14/20 CO Introduced: R  
4/21/20 R Read 2nd & Rerefer  
4/28/20 CO Read 2nd and Rerefered; R  
5/5/20 R Approve 7-0  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/28/20

**APPROVE**

**The candidate was in attendance remotely and spoke about her enthusiasm for the position.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**APPOINTMENT**

5. [2020-0221](#) ORD Approp \$1,880,120.00 from General Fund to KHA Subfund for Programs & Svcs for At-Hope Children & Youth in Jax Invoking the Exception of Sec 126.107(g) (Exemptions), Pt 1 (General Regulations), Chapt 126 (Procurement Code), Ord Code re: Children Svcs Prog Contracts to be Provided by Providers Specified in Ord; Apv & Auth the Mayor & Corp Sec & CEO of the KHA to execute Children's Svcs contracts w/ Providers Specified in Ord; Waiving Requirements of Sec 77.111(a) (Provider Contracts), Chapt 77 (KHA) Ord Code, to Exempt Children's Svcs Programming to be Provided by Providers Specified in Ord from Competitive Procurement. (B.T. 20-064) (Davis) (Req of Mayor)  
4/14/20 CO Introduction: NCSPHS, F,R  
4/20/20 NCSPHS Read 2nd & Rerefer  
4/21/20 F Read 2nd & Rerefer  
4/21/20 R Read 2nd & Rerefer  
4/28/20 CO Read 2nd and Rerefered;NCSPHS,F,R  
5/4/20 NCSPHS Amend/Approve 7-0  
5/5/20 F Amend/Approve 6-0-1 (Freeman-Abstain)  
5/5/20 R Amend/Approve 7-0  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 4/28/20

**AMEND/APPROVE (See Auditor Concern Below)**

**Kim Taylor, Council Auditor's Office, was present to speak about the Auditor's concern about fund balance (i.e. operating reserves) is being used to fund recurring program costs. The legislation authorizes KHA to execute the appropriate children's services program contracts with the designated providers. These programs passed the RFP process in early fall 2019; however, they were not funded or received partial funding due to the depletion of funds.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**Concern:**

**General Fund – GSD fund balance (i.e. operating reserves) is being used to fund recurring program costs. As part of the FY 2018/19 year-end close out, \$1,880,120 was recaptured from Kids Hope Alliance fund balance to the General Fund – GSD operating reserve. This amount is now being appropriated back to the Kids Hope Alliance to fund the programs outlined in this legislation.**

**AMENDMENT**

1. Clarify funding source is General Fund – GSD fund balance
2. Correct transposed amounts in Section 2 of bill

6. [2020-0222](#) RESO Conf Appt of Jill C. Enz as Chief of Natural & Marine Resource Div of City of Jax's Dept of Parks Recreation & Community Svcs (McCain) (Req of Mayor)  
4/14/20 CO Introduced: R  
4/21/20 R Read 2nd & Rerefer  
4/28/20 CO Read 2nd and Rereferred;R

**DEFER (At request of the Administration)**

7. [2020-0233](#) RESO Honoring & Commemorating the Life & Accomplishments of Sharon Siegel Cohen. (Clements) (Introduced by CM Morgan) (Co-Sponsored by CM's Salem, Pittman & Becton)  
4/28/20 CO Introduced: R  
5/5/20 R Amend/Approve 7-0

**AMEND/APPROVE**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**AMENDMENT**

**Insert missing text on pg. 1, line 31 after "personally,"**

8. [2020-0234](#) RESO Honoring & Commemorating the Life & Accomplishments of LISC Executive Director Janet L. Owens. (Clements) (Introduced by CM Morgan) (Co-Sponsored by CM's Boylan, Hazouri, Salem, Pittman, Dennis, Becton, Diamond, Carlucci, DeFoor, Priestly Jackson, & Newby)  
4/28/20 CO Introduced: R  
5/5/20 R Amend/Approve 7-0

**AMEND/APPROVE**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**AMENDMENT****Insert missing text on pg. 1, line 31 after "and"**

9. [2020-0236](#) RESO Pursuant to Sec 5.10, Charter of City of Jax, Appt Kim Taylor to the Position of City Council Auditor; Prov for a Prospective Effective Date; Prov For Recommendation for Salary. Req 1 Cycle Emergency Passage (Introduced by City Council Personnel Committee) (Co-Sponsored by CM Ferraro, Becton, DeFoor, Newby, Carlucci, Priestly Jackson, Morgan & Boylan)  
4/28/20 Introduced: R  
5/5/20 R Emergency/Approve 7-0

**EMERGENCY/APPROVE**

**The committee members expressed support for Ms. Taylor in her appointment as the sixth Council Auditor.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**APPOINTMENT****Scrivener's**

1. Pg. 1, line 21: strike "his" and insert "her"
  2. Pg. 2, line 6: insert "Ordinance Code" before "Section"
  3. Pg. 2, line 8: strike "Approval" and insert "approval"
10. [2020-0237](#) RESO Concerning Dist 4 Council Member Vacancy; Providing for a Special Election that shall be held Pursuant to Sec 5.06, Charter, to Fill Vacancy; Prov for a Qualifying Period from 12:00 P.M. Monday 6/8/20 thru 12:00 P.M. Friday 6/12/20 for a Special Election to be Held in Conjunction w/ the General Primary Election on Tuesday, 8/18/20, & in Conjunction w/ the General Election to be Held on Tuesday 11/3/20; Providing for the Establishment of a Qualifying by Petition Deadline; Req 1 Cycle Emerg Passage (Sidman) (Introduced by CP Wilson)  
4/28/20 Introduction: R  
5/5/20 R Emergency/Amend/Approve 7-0

**EMERGENCY/AMEND/APPROVE**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**AMENDMENT****Clarify whether the seat is vacant or anticipated to be vacant**

**NOTE: The next regular meeting will be held Tuesday, May 19, 2020.**

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

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### **Rollcall**

**Present:** 7 - Chair Joyce Morgan, Vice Chair Rory Diamond, Council Member Michael Boylan, Council Member Matt Carlucci, Council Member Randy DeFoor, Council Member Brenda Priestly Jackson and Council Member Sam Newby

Minutes: Colleen Hampsey, Council Research

CHampsey@coj.net 904.251.5151

Posted: 5.8.2020 5:00 pm