

City of Jacksonville

117 W Duval St
Jacksonville, FL 32202



Meeting Minutes

Tuesday, March 1, 2022

2:00 PM

Council Chambers 1st Floor, City Hall

Rules Committee

Brenda Priestly Jackson, Chair

Randy DeFoor, Vice Chair

Aaron Bowman

LeAnna Cumber

Garrett Dennis

Rory Diamond

Randy White

Legislative Assistant: Barbara Ireland Hobson

Legislative Assistant: Maritza Sanchez

Chief Office of General Counsel: Paige Johnston

Research Assistant: Colleen Hampsey

Administration: Rachel Zimmer

Council Auditor's Office: Trista Carraher

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. Return the card to the Legislative 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.

Meeting Convened: 2:07 PM Meeting Adjourned: 3:18 PM

Visiting Council Members: CM Pittman & CM Becton (2022-0001)

Rules Committee Redistricting Matters and Public Hearings Updates

CM Bowman offered an amendment to shift a small portion of District 3 to District 13 (384 persons) in an area north of Atlantic Boulevard between San Pablo Road North and Greenfield Creek, east of the Queen's Harbor development. No action was taken on the amendment, which will be held over to the next meeting.

Trista Carraher of the Council Auditor's Office explained an amendment to remove unnecessary language and correct a scrivener's error.

Chairwoman Priestly Jackson said there will be another public hearing on the ordinance at the City Council meeting next week, after which it will be ready for final action at the Rules Committee.

Public Hearing

Carnell Oliver said another map should be drawn by the University of North Florida that is data-based and isn't based on protection of incumbents. He has lost respect for the City Council members for gaming the system for their own advantage. He will ask the Florida Legislature to make the state "fair districts" Constitutional amendment to apply to local governments as well as to the state.

Pastor R. L. Gundy said that the map as currently presented is unconstitutional because of racial gerrymandering that creates an apartheid system. He has emailed each council member about the history of consolidation and how the first districts were created. He believes more minority districts could be created by an independent consultant. He would like to hear the rationale from the council members who are defending the packed minority districts. The City will be forced to spend money unnecessarily defending an illegal map.

The Chair thanked the committee members for their participation in all of the public hearings to date.

Paige Johnston of the Office of General Counsel reviewed the City Charter and Ordinance Code requirements for the redistricting process for the benefit of the Rules Committee members who did not serve on one of the Special Committees on Redistricting. The Code provides that, if the Council President chooses to appoint a Special Committee, that committee develops a redistricting proposal and presents it to the City Council, which in turn refers it to the Rules Committee. The committee must hold at least 3 public hearings around the city to take comments on the proposal; the Rules Committee this year held 4 hearings. All comments, letters, and other input received from the public are included in the bill file for the committee's information. Ms. Johnston said that she will be providing the committee with a memo outlining the applicable legal guidance for the redistricting process.

The Rules Committee is now in the position of making a final recommendation on the proposed plan. The Ordinance Code requires the plan to be adopted by April 12th (8

1. [2021-0855](#) ORD Declaring 9216 1st Ave, Jax, FL 32208 (R.E. #-036499-0000), btwn Soutel Dr. & Belvedere St., to be surplus to needs of the City; Auth Convey of subject parcel to Christ the Living Cornerstone, Inc., a FL not for profit corp, at no cost; Auth Mayor & Corp Secretary to execute a quitclaim deed & other convey docs; Waiving Sec. 122.425 (dispo by auction or sealed bid), Pt 4 (Real Prop), Chpt 122 (Public Prop), Ord Code, to allow donation to Christ the Living Cornerstone, Inc.; Providing a right of reentry for failure to use subject parcel for the operation of a wellness clinic and/or Comm Outreach Ctr; Prov for City Oversight by the Dept of Public Works, Real Estate Div (Dist 8-Pittman)(Johnston) (Introduced by CMs Ferraro & Pittman) (Co-Sponsor CM R. Gaffney) 11/23/21 CO Introduced: TEU, F, R
12/6/21 TEU Read 2nd & Rerefer
12/7/21 F Read 2nd & Rerefer
12/7/21 R Read 2nd & Rerefer
12/14/21 CO PH Read 2nd & Rereferred:TEU, F, R
1/3/22 TEU Amend/Approve 6-1 (CM Cumber)
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-12/14/21

DEFER

2. [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

3. [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

4. [2022-0001](#) ORD-MC re Redistricting of JAX City Council Districts & Group At-Large Residence Areas, & Designating the Duval Co School Board Districts Following the 2020 Census of the City as Required by Sec 5.02 (Redistricting of Council Districts & Residence Areas) & 13.03 (Redistricting of School Board Districts), City Charter; Providing Legislative Findings & Recitals; Adopting & Enacting of a Redistricting Plan re City Council Districts, City Council Group At-Large Residence Areas, & School Board Districts Based on the 2020 Census Data; Amending the City Charter to Attach District Boundary Descriptions for 14 City Council District Boundaries & for 5 City Council Group At-Large Residence Area Boundaries Pursuant to Sec 5.01 (Council Membership, Residence Areas & Districts), City Charter; Amending the City Charter to Designate the 7 School Board Districts Pursuant to Sec 13.02 (School Board Districts), City Charter; Providing for an Index of Exhibits; Directing the Chief of Legislative Services to Send a Copy of this Legislation to Municode (Johnston) (Introduced by CP Newby at Req of Special Committee on Redistricting)
1/11/22 CO Introduced: R
1/19/22 R Read 2nd & Rerefer
1/25/22 CO PH Read 2nd & Rereferred: R
Rules PH-3/1/22
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22 & 3/8/22

PH OPEN/CLOSE

AMENDMENT

1. Strike lines 15-22 on pg. 4

2. Pg. 5, line 14: insert "on" after "based"

5. [2022-0034](#) ORD Concerning an Application for Assignment & Transfer of Residential Waste & Recycling Collection & Transportation Svcs Contract for Svc Area I (City Council Districts 7,8,9,10,12, & 14); Designating & Directing the Transportation, Energy & Utilities (TEU) Committee to hold a Noticed Public Hearing to Review & Make Recommendations Regarding Approval or Disapproval of Waste mgmnt Inc. of FL, a FL Corp & Successor by Merger to Advanced Disposal Svcs Jax, LLC ("Applicant"), Application for Assignment & Transfer of the Amended & Restated Agreement for Residential Waste & Recycling Collection & Transportation Svcs (Contract # 9165) btwn the COJ & Advanced Disposal Svcs Jax, LLC, in Accordance with Sec 382.308 (Contract Provisions; Exemption 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; Directing the City Council Legislative Svcs Div to Issue the Required Public Hearing Notice in Accordance w/Sec. 382.308 (Contract Provisions; Exemption 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; Adopting Recommended Findings & Conclusions of the TEU Committee; Auth the Mayor, or his Designee, & Corp Secretary to Execute & Deliver any Necessary Contract Docs to Effectuate the TEU Committee Recommendations.(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
- 1/25/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU, F, R
- 1/31/22 NCSPHS Amend/Approve 7-0
- 2/14/22 TEU Substitute/Rerefer 5-0
- 2/15/22 F Substitute/Rerefer 6-0
- 2/15/22 R Substitute/Rerefer 5-0
- 2/22/22 CO Substitute/Rereferred 18-0: NCSPHS, TEU, F, R
- TEU PH per Chapt 382-3/14/22
- Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22 & 3/8/22

DEFER

6. [2022-0090](#) ORD Approp \$600,000 from the Mental Health Offender Trust Fund to Provide Funding for the Mental Health Offender Program (“MHOP”); Providing for a Carryover of Funds Into FY 2022-2023; Apv, & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an Agreement btwn the COJ & the I.M. Sulzbacher Center for the Homeless Inc. (“Sulzbacher Center”) for \$407,850; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with I.M. Sulzbacher Center for the Homeless, Inc. to Provide Svcs to the MHOP & Manage the MHOP; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with Sulzbacher Center; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance Payments in Excess of 10% to Sulzbacher Center; Apv, & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an Agreement btwn the COJ & the 4th Judicial Circuit Courts of FL to Provide for a Mental Health Jail Initiative Coordinator for \$78,750; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with the 4th Judicial Circuit Courts of FL to Provide for a Mental Health Jail Initiative Coordinator; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with the 4th Judicial Circuit Courts of FL; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance Payments in Excess of 10% to the 4th Judicial Circuit Courts of FL; Apv & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an Agreement btwn the COJ & the Public Defender of the 4th Judicial Circuit, to Provide for .54 of a FTE Public Defender for the MHOP Program at \$56,700; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with the Public Defender of the 4th Judicial Circuit, to Provide for Svcs From the Public Defender’s Office; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluate Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with the Public Defender of the 4th Judicial Circuit; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance Payments in Excess of 10% to the 4th Judicial Circuit Courts of FL; Apv, & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an agreement btwn the COJ & the State Attorney’s Office of the 4th Judicial Circuit, to Provide for .54 of the FTE State Attorney for the MHOP Program at \$56,700; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with the State Attorney’s Office; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with the State Attorney’s Office, 4th Judicial Circuit; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance payments in Excess of 10% to the State Attorney’s Office, 4th Judicial Circuit; Providing for

Oversight by the Office of Grants & Contract Compliance. (Sidman)
(Introduced by CM Salem) (Co-Sponsor CM's R. Gaffney, Morgan,
Bowman, Priestly Jackson, Pittman, White, Boylan, Freeman & DeFoor)
2/8/22 CO Introduced: NCSPHS, F, R
2/14/22 NCSPHS Read 2nd & Rerefer
2/15/22 F Read 2nd & Rerefer
2/15/22 R Read 2nd & Rerefer
2/22/22 CO PH Read 2nd & Rereferred: NCSPHS, F, R
2/28/22 NCSPHS Substitute/Approve 6-0
3/1/22 F Substitute/Approve 7-0
3/1/22 R Substitute/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/22/22

SUBSTITUTE/APPROVE

Trista Carraher, Council Auditor's Office, explained that the waiver is required to permit direct contracting for services with the Sulzbacher Center.

CM DeFoor asked to be added as a co-sponsor.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

As substituted,

- **Corrects appropriation amount to \$152,500**
 - **Revises the funding amounts to \$447,500 for the Sulzbacher Center (appropriated through previous legislation), \$62,500 for the Courts, \$45,000 to the Public Defender, and \$45,000 to the State Attorney to provide funding for one year of the Mental Health Offender Program**
 - **Removes the Code Sec. 118.107 waiver for the Courts, Public Defender and State Attorney**
 - **Removes the Code Sec. 118.201(f)(7) waiver for all 4 organizations**
 - **Attaches a revised Exhibit 1 (BT) to correct the appropriation amount**
 - **Attaches a revised Exhibit 2 (Scope of Services) to revise the breakdown of funding**
 - **Places revised services contracts on file to correct amounts, maximum indebtedness, program period dates, attach revised scope of services, and make other technical corrections**
-
- **Waives Code Sec. 118.107 to allow direct contract with the Sulzbacher Center for the Mental Health Offender Program**

7. [2022-0093](#) ORD Making Certain Findings & Approp \$156,290 from the General Fund Balance to Historic Stanton, Inc. to be used for Bldg Improvements at the Historic Stanton School Bldg, at 521 W. Ashley St.; Apv, & Auth the Mayor, or his Designee, & Corp. Secretary to Execute & Deliver, an Agreement btwn the City of Jax & Historic Stanton, Inc. to provide Bldg Improvements at the Historic Stanton School Bldg, at 521 W. Ashley St.; Invoking the Exception in Sec.126.107 (G), Ord Code, to allow Direct Contract with Historic Stanton, Inc. to provide for Bldg Improvements; Waiving Sec. 118.107 (Nonprofits to Receive Funding through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to allow Direct Contract with Historic Stanton, Inc.; Waiving Sec.118.201 (F) (7) (Release of Appropriations),Ord Code, to allow for Advance Payments in Excess of 10% to Historic Stanton, Inc.; Providing Oversight by the Dept. of Finance & Admin. (Sidman) (Introduced by CMs R. Gaffney & Priestly Jackson) (Co-Sponsor CMs Pittman, Morgan, Bowman, Salem, Freeman DeFoor & Dennis)
 2/8/22 CO Introduced: NCSPHS, F, R
 2/14/22 NCSPHS Read 2nd & Rerefer
 2/15/22 F Read 2nd & Rerefer
 2/15/22 R Read 2nd & Rerefer
 2/22/22 CO PH Read 2nd & Rereferred:NCSPHS,F, R
 2/28/22 NCSPHS Amend/Approve 6-0
 3/1/22 F Amend/Approve 7-0
 3/1/22 R Amend/Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 –2/22/22

AMEND/APPROVE

Trista Carraher explained the amendment, which now includes carryover language added in Finance committee.

CMs DeFoor and Dennis asked to be added ass co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

FINANCE AMENDMENT

- 1. Correct funding source account
- 2. Correct scrivener’s errors
- 3. Place revised grant agreement on file to correct audit requirements, strike an inapplicable provision, and allow carryover of funds through 9/30/23
- 4. Authorize carryover of \$156,290 and balance in Historic Stanton contingency account (\$143,710) through 9/30/23

- Ord. 2021-382-E appropriated \$300,000 from the Social Justice and Community Investment Special Committee Contingency to establish a contingency account to be used for building improvements at the historic Stanton School
- Appropriates \$156,290 from the historic Stanton contingency account to fund the boarding up of windows and roof repair at the historic Stanton School
- Waives Code Sec. 118.107 to allow a direct contract with Historic Stanton, Inc. for the building improvements
- Waives Code Sec. 118.201(f)(7) to allow an advance payment in excess of 10% to Historic Stanton, Inc.

8. [2022-0098](#) ORD-MC Amend Chapt 672 (Public Nuisance Abatement Board), Sec. 672.02 (Creation; Composition; Term of Office) to Exempt the Appointments of Board Members from the JFRD & the Neighborhoods Dept from Council Confirmation. (Young) (Introduced by CM Cumber)
 2/8/22 CO Introduced: NCSPHS, F, R
 2/14/22 NCSPHS Read 2nd & Rerefer
 2/15/22 F Read 2nd & Rerefer
 2/15/22 R Read 2nd & Rerefer
 2/22/22 CO PH Read 2nd & Rereferred:NCSPHS, F, R
 2/28/22 NCSPHS 2-4 (Fail) (CMs Bowman, Morgan, Pittman, Priestly Jackson)
 3/1/22 F Approve 6-1 (CM Pittman)
 3/1/22 R Approve 5-2 (CMs Priestly Jackson, Bowman)
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 –2/22/22

APPROVE

- Aye:** 5 - DeFoor, Cumber, Dennis, Diamond and White
- Nay:** 2 - Priestly Jackson and Bowman

Public Nuisance Abatement Board members from JSO, JFRD, and the Neighborhoods Department will no longer require Council confirmation

9. [2022-0099](#) RESO Confirm the Appt of Mary Pat Wallmeyer, a Duval County Resident with Grant Experience, to the Public Svc Grant Council, Replacing Lara K. Diettrich, Pursuant to Chapt 80, Ord Code, for a 1st Full Term Exp 12/31/24. (Distel) (Introduced by CP Newby) (Co-Sponsor CM R. Gaffney)
2/8/22 CO Introduced: R
2/15/22 R Read 2nd & Rerefer
2/22/22 CO Read 2nd & Rereferred:R
3/1/22 R Approve 7-0

APPROVE

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

APPOINTMENT

10. [2022-0100](#) RESO Appt Jane Evans, as a Member of the Jax-Duval County Council on Elder Affairs, filling the Seat formerly held by Marcelle Bessman, PH.D., as the Council Dist Rep., Pursuant to Chapt 82, Ord Code, for a 1st Term Exp 6/30/23. (Distel) (Introduced by CP Newby) (Co-Sponsor CM R. Gaffney)
2/8/22 CO Introduced: R
2/15/22 R Read 2nd & Rerefer
2/22/22 CO Read 2nd & Rereferred: R
3/1/22 R Approve 7-0

APPROVE

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

APPOINTMENT**Scrivener's****Correct bill introducer to Council Member Diamond**

11. [2022-0103](#) RESO re: COJ's 2022 List of Priority Projects related to Transportation Improvements; Prov a Recommendation to the North FL Transportation Planning Organization (TPO). (Staffopolous) (Introduced by CP Newby & CM White) (Co-Sponsor CM Morgan)
2/22/22 CO Introduced: TEU, R
2/28/22 TEU Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

12. [2022-0118](#) ORD Making Certain Findings, & Apv & Auth the Execution of an Economic Dev Agreemt (“Agreement”) btwn the COJ (“City”) & Pritchard Hospitality, LLC (“Company”), to Support the Dev of an 82 Unit Limited-Service Motel Proj Gen Located at 4142 Perimeter Industrial Pkwy W. in the City (“Project”); Auth a \$290,000 Recapture Enhanced Value Prog Grant (“Rev Grant”); Apv & Auth the Execution of Docs by the Mayor, or his Designee, & Corp Sec; Auth Apv of Technical Amendments by the Executive Director of the Office of Economic Dev (“OED”); Providing for Oversight by OED; Waiver of that Portion of the Public Investment Policy Adopt by Ord 2016-382-E Which Would Require That in Order for a Proj to Receive a Rev Grant the Company is Required to be in a Targeted Industry & Pay Wages Equal to 100% of the State of FL Average Wage; Req 2-Reading Passage Pursuant to Council Rule 3.305 (Sawyer)(Introduced by CP Newby at Req of Mayor)
2/22/22 CO Introduced: F, R
3/1/22 F Amend/Approve 5-1 (CM Becton)
3/1/22 R Amend/Approve 6-1 (CM Diamond)
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 3/8/22

AMEND/APPROVE

Aye: 6 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis and White

Nay: 1 - Diamond

AMENDMENT

1. Correct scrivener’s in bill

2. Place revised development agreement on file to correct project scope in Sections 6.2, 6.4 and 6.5

• Waives the Public Investment Policy requirements that a company must be in a Targeted Industry Category and wages must be greater than or equal to 100 percent of the State of Florida average wage in order to receive a REV grant

13. [2022-0121](#) ORD Adopting by Reference the 45th -55th Supplements to the 1990 Edition of the Ord Code of the City of Jax and the City Charter, including all State Laws, Voted Laws & Ords of Gen & Permanent Nature Enacted by Council & Considered by Mayor thru 1/10/2022; Repealing Gen & Permanent Ords so Adopted & Considered before 1/10/2021 (Sidman) (Introduced by CP Newby at Req of Council Secretary)
2/22/22 CO Introduced: R
3/1/22 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 3/8/22

READ 2ND & REREFER

14. [2022-0123](#) ORD Relating to the Elections & Terms of the City Council, Sheriff, Sup of Elections, Propty Appraiser, Tax Collector, Clerk of the Court & Duval Co School Board; Setting a Public Referendum; Amend the Charter of the COJ, Chapt 92-341, Laws of FL, as Amended, to Change the 2 Term Consecutive Limit Provisions to 2 Term Total Limit Provisions for Sec 5.041 (The Council-Limitation of Term of Office), 6.01 (Mayor-Qualifications & Term of Office); 8.04 (Sheriff-2 Term Limit), 9.04 (Supervisor of Elections-2 Term Limit), 10.04 (Propty Appraiser-2 Term Limit), 11.04 (Tax Collector-2 Term Limit), 12.11 (Clerk of Courts-2 Term Limit) & 13.15 (Duval Co School Board-2 Term Limit), of the Charter of the COJ; Providing for Referendum Apv of This Ord; Providing for a Financial Impact Statement to be Developed & Placed on the Ballot; Directing the Sup of Elections to Place the Referendum Question on the 2022 Primary Election Ballot on Aug 23, 2022. (Johnston) (Introduced by CM Diamond) (Co-Sponsor CM Cumber)
2/22/22 CO Introduced: NCSPHS, TEU, F, R
2/28/22 NCSPHS Read 2nd & Rerefer
2/28/22 TEU Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-3/8/22

READ 2ND & REREFER

15. [2022-0124](#) ORD-MC Apv & Auth the Execution & Delivery of an Agreement to Settle Nuisance Liens "After-the-Fact" btwn the COJ ("City") & Christ the Living Cornerstone, Inc. ("Owner"), in Connection with the Demolition & Improvement of the Vacant Propty Located at 2111 Phoenix Ave, Real Estate #114915-0000, ("Property"), Which Lien Agreeemnt Auth a Reduction of the Nuisance Liens "After-the-Fact" on the Subject Propty in the Amount of \$4,771.39 Plus Accrued Interest; Waiving the Requirements of Sec 518.145 (D), Ord Code (Collection & Settlement of Nuisance Abatement & Demolition Liens); Directing the Finance & Administration Dept & the Neighborhoods Department to Administer the Lien Agreement. (Johnston) (Introduced by CMs Ferraro & Pittman)
2/22/22 CO Introduced: NCSPHS, F, R
2/28/22 NCSPHS Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-3/8/22

READ 2ND & REREFER

16. [2022-0125](#) RESO Commending Stephanie Burch for her Outstanding Svc to the COJ. (Hampsey) (Introduced by CM Diamond) (Co-Sponsor CMs Becton, Salem, Morgan, Carrico, DeFoor, White, Cumber, Bowman & Priestly Jackson)
2/22/22 CO Introduced: R
3/1/22 R Approve 7-0

APPROVE

CMs Cumber, DeFoor, Bowman, White and Priestly Jackson asked to be added as co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

17. [2022-0126](#) RESO Honoring & Commending Jax Native Leroy Butler on his Election to the Pro Football Hall of Fame (Clements) (Introduced by CM's Salem, Pittman, Becton, Morgan, Carrizo, Priestly Jackson & Bowman)
2/22/22 CO Introduced: R
3/1/22 R Approve 7-0

APPROVE

CMs Priestly Jackson and Bowman asked to be added as co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

18. [2022-0127](#) RESO Concerning City Council's Top Budget Priorities for the 2022-2023 FY & Encouraging the Mayor to Inc the Council Priorities into the 2022-2023 Budget (Sidman) (Introduced by Finance Committee; CM's Salem, Becton, Boylan, R. Gaffney, Carlucci, Freeman, Pittman, Morgan & Bowman)
2/22/22 CO Introduced: F, R
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

19. [2022-0128](#) RESO Conf the Mayor's Appt of Chandler Fussell as Chief of the Sports & Entertainment Div of the Department of Parks, Rec & Community Svc of the COJ Pursuant to Sec. 28.202, Ord Code (McCain, Jr.) (Introduced by the CP Newby at Req of Mayor) (Co-Sponsor CMs Salem & White)
2/22/22 CO Introduced: R
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

20. [2022-0129](#) RESO Recognizing the Month of March as Nat'l Red Cross Month & Commending the Volunteers & Staff of the N. FL Region for their Svc (Clements) (Introduced by CM White) (Co-Sponsors CM Salem, Morgan, Becton, Bowman, Diamond, DeFoor & Priestly Jackson)
2/22/22 CO Introduced: R
3/1/22 R Approve 7-0

APPROVE

CMs Priestly Jackson, Diamond, DeFoor and Bowman asked to be added as co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

21. [2022-0130](#) RESO Honoring & Commending Jax Jaguars Great Tony Boselli on the Honor of being Elected to the Pro Football Hall of Fame & for his Outstanding Contributions to the Jax Community (Clements) (Introduced by CM Salem) (Co-Sponsor CMs Becton, Morgan, Carrico, DeFoor, Diamond & Bowman)
2/22/22 CO Introduced: R
3/1/22 R Approve 7-0

APPROVE

CMs Diamond, DeFoor and Bowman asked to be added as co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

22. [2022-0131](#) RESO Honoring & Commending Jax Sherriff's Off Asst Chief Lakesha Burton for her Decades of Svc on Occasion of her Retirement (Clements) (Introduced by CM Pittman) (Co-Sponsor CMs Becton, Salem, Morgan Ferraro, Carrico, Priestly Jackson, DeFoor, Bowman & Dennis)
2/22/22 CO Introduced: R
3/1/22 R Approve 7-0

APPROVE

CMs Priestly Jackson, Diamond, DeFoor and Bowman asked to be added as co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

23. [2022-0132](#) RESO Honoring & Commemorating the Life & Achievements of Renowned Ribault High School Band Director Clifford M. Buggs, Sr. (Clements) (Introduced by CM Priestly Jackson) (Co-Sponsor CMs Becton, Morgan, Bowman, Diamond, Dennis & DeFoor)
2/22/22 CO Introduced: R
3/1/22 R Approve 7-0

APPROVE

CMs Priestly Jackson, Diamond, DeFoor and Bowman asked to be added as co-sponsors.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

24. [2022-0133](#) RESO Upon an acknowledgement of due Auth & the Making of Findings, Approving the Issuance by the Jax Housing Finance Auth of its Multifamily Housing Rev Bonds (Ashley Sq), Series 2022, In an Aggregate Principal Amnt not to Exceed \$1,670,000 for the Purpose of Financing a Portion of the Costs Related to the Const of a Multifamily Residential Housing Facility for Persons of Family of Low, Mid, or Moderate Income, at 650 Newnan St N, Jax, Duval County, FL , 32202, & to be Commonly Known as "Ashley Square Apartments"; Determining Credit Not Being Pledged (Hodges) (Introduced by CP Newby at Request of JHFA)
2/22/22 CO Introduced: F, R
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

25. [2022-0134](#) RESO Recognizing & Supporting Reso 2022-01, as Adopted by the Jax Waterways Comm, requesting that the City Petition the US Army Corps of Engineers ("USACE") to Undertake a Study to Determine the Cause & Solution for a Sandbar/Shoal Formed in the St. John's River, Adjacent to the Fulton Cut & Blount Island; Req the Mayor Exec & Deliver a Written Letter to the USACE for the Purposes Set Forth Herein (Grandin) (Introduced by CM Ferraro)
2/22/22 CO Introduced: TEU, R, JWC
2/28/22 TEU Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

26. [2022-0137](#) ORD Supplementing Ord 2006-888-E Auth Issuance of City's Special Revenue Bonds, in 1 or More Series in Amount not in Excess of \$33,500,000 of Net Proj Funds in Order to Refinance Acquisition & Constructn of Metropolitan Parking Solutions Parking Garages & Finance Certain Capital Equipmnt & Improvements Thereto (The "Series 2022B Project"); Prov Authority for this Ord; Prov for Certain Definitions; Making Certain Findings; Prov that Ord Shall Constitute a Contract btwn Issuer & Bondholders; Auth of Financing the Series 2022B Proj; Auth & Terms of the Series 2022B Bonds; Auth Mayor to Award the Sale of Said Bonds on a Limited Competitive Basis, on a Negotiated Basis, or as a Private Placement, as Provided Herein; Auth the Acquisition of Debt Svc Reserve Fund Products with Respect to Such Bonds, if Deemed Necessary; Auth Acquisition of Credit Facilities with Respect to Such Bonds if Deemed Necessary; Auth Preparation of Preliminary & Final Official Statements &/or Offering Memoranda with Respect to Such Bonds; Auth Execution of Continuing Disclosure Undertaking or Agreemnt with Respect to Such Bonds; Auth Designation of Deputy Registrar & Paying Agent & Providers of Other Svcs with Respect to Such Bonds; Providing for Application of Such Bond Proceeds; Auth Execution of Bond Terms Agreemnt with Respect to Said Bonds; Providing Certain Addtn'l Details & Authorizations in Connection therewith; Waiving Provisions of Sec 104.211 (Procedure for Sale of Bonds) of Chapt 104 (Bonds), Ord Code, so as to Allow City to Award Sale of Said Bonds on a Limited Competitive Basis as a Negotiated Sale, or as a Private Placement; Auth Borrowing From the City's Commercial Paper Facility &/or Issuance of Fixed-Rate Debt in the Cumulative, Not-to-Exceed Amount of \$33,500,000, or Such Lesser Amount as Determined Pursuant to the Settlement Agreemnt (Defined Below) as of the Time of Closing, & Approp Thereof to Provide Funding to Defease Existing Bond Debt Related to Construction of the Metropolitan Parking Solutions ("MPS") Parking Garages ("Parking Garages") Pursuant to Settlemnt Ageemt, & Approp up to \$4,000,000 of Net Proj Funds, & \$700,000 Payable From MPS at Closing Under the Settlemnt Agreemnt, to Establish a Reserve Account for Leasehold Improvemts to the Parking Garages, & Deapprop Funds in Amount of \$32,905,000 from the MPS Garage Purchase Proj Previously Auth by 2021-179-E, Amend 2021-504-E, the FY 2022 Budget Ord, to Replace 3rd Revised Schedule B4, the FY 2021-2022 Debt Management Fund Detail, to : (1) Remove the Project Entitled "Downtown Garages – MPS 2021-179-E"; & (2) Auth the Borrowing &/or Issuance of Debt to Allow for the "MPS Settlement – Debt Defeasance" Funding in the Amount not in Excess of \$29,500,000 & the "MPS Settlement – Leasehold Improvements" Funding in the Amount of \$4,000,000; Request 1-Cycle Emerg Action. (B.T.#22-052) (Greenberg Traurig/Sawyer)(Introduced by CP Newby at Req of Mayor) 2/22/22 CO Introduced:TEU, F, R 2/28/22 TEU Emergency/Approve 7-0 3/1/22 F Emergency/Approve 6-0

3/1/22 R Emergency/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 3/8/22

EMERGENCY/APPROVE

Lori Boyer, DIA, was in attendance to speak on this bill. She provided the historical background and said that this bill and 2022-138 were products of the litigation mediation settlement. The balance on the loan of net operating costs is now almost \$80 million.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

- **Waives Section 104.211 requiring bonds be offered for public sale to allow bonds to be sold on a limited competitive basis, on a negotiated basis, or as a private placement to institutional investors**

27. [2022-0138](#) ORD-MC Making Certain Findings & Apv & Auth the Mayor, or his Designee, & Corp Sec to Execute a Settlement Agreemt, Amended & Restated Mortgage, Amended & Restated Promissory Notes, a Lease Agreemnt for Lease by the DIA of the 3 Downtown Parking Garages (“Parking Garages”) Owned by Metropolitan Parking Solutions, LLC (“Developer”) for a Lease Term Through 9/202051, Sublease & Vendor Assignment Agreemts & Related Closing Docs & Other Agreemts as Set Forth in the Settlement Agreemnt, to Auth the Settlement of Certain Litigation btwn the City & Developer; Subj to Appropriation of Funds Therefore via Separate Legislation, the Settlement Agreemnt Auth the City to Provide Funding in the Not-to Exceed Amount of \$33,500,000 to Defease the Existing Bond Debt of Developer in an Amount Not to Exceed \$29,500,000 & to Pay for Certain Closing Costs & Other Costs & Expenses as Set Forth in the Settlement Agreemnt; Repealing in its Entirety Ord 2021-179-E, Which Auth Borrowing from the City’s Commercial Paper Facility &/or Issuance of Fixed-Rate Debt in the Cumulative, Not to Exceed Amount of \$32,905,000 to Provide Funding for the Purchase of the Developer’s Parking Garages; Amend the 2022-2026 CIP Apv’d by Ord 2021-505-E to Remove the Proj Entitled “MPS Garage Purchase”; Waiving Provisions of Chapt 126, (Procurement Code), Ord Code for a Period of 6 Months from the Closing Date Under the Settlement Agreemnt with Respect to the Maintenance, Repair & Operation of the Parking Garages, to allow the DIA to Directly Procure Contracts for a Term of No Longer than 1 Yr for the Purposes of Addressing Needed Repairs, Maintenance & Life-Safety Issues for the Parking Garages; Waiving Chapt 122 (Public Property), Pt 4 (Real Property), Subpart A (Acquisition of Interest in Real Property), Sec 122.411 (A) (Fee Purchases), Ord Code, to Auth the Purchase of the Parking Garages Without the Requirement to Obtain 2 Appraisals in Connection with the Purchase Option or Right of 1st Refusal Included in the Lease Agreemnt; Waiving Chapt 55 (Downtown Investment Authority), Pt 1 (Downtown Investment Authority), Sec 55.115 (Procedures for Acquisition & Disposition of Downtown Property), Ord Code, to Allow for the Exercise of the Purchase Option or Right of 1st Refusal Included in the Lease Agreement; Auth & Creating a New Pt 4 (DIA-Leased Parking Garages), Chapt 55 (Downtown Investment Authority), Ord Code, to Auth Management & Maintenance Obligations for the Parking Garages to the DIA & Auth the DIA to Enter into Retail & Commercial Subleases & Parking Subleases for Use of Retail & Commercial Spaces & Parking Spaces Within the Parking Garages at Rates as Established by the DIA Board; Auth the General Counsel, or his Designee, to take Further Action to Conclude the Litigation; Requesting 1-Cycle Emerg Action (Sawyer) (Introduced by CP Newby at Req of Mayor)
- 2/22/22 CO Introduced: TEU, F, R
2/28/22 TEU Emergency/Amend/Approve 7-0
3/1/22 F Emergency/Amend/Approve 6-0

3/1/22 R Emergency/Amend/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 3/8/22

EMERGENCY/AMEND/APPROVE

When asked, Ms. Boyer said that the change in garage operations will not impact the jury parking in the courthouse garage. Trista Carraher, Auditor's Office, explained that the procurement waiver is temporary (6 months) to expedite immediate safety repairs and upgrades.

Aye: 7 - Priestly Jackson, DeFoor, Bowman, Cumber, Dennis, Diamond and White

TEU AMENDMENT

- 1. Allow for technical amendments to assigned agreements that do not extend the term of agreements and do not increase the DIA's financial obligations**
- 2. Clarify the limitations of DIA's authority to direct contract**

NOTE:

The Procurement Code (except JSEB Program provisions) is being waived for a period of six months for the repair, operation, and maintenance of the Parking Garages to provide an expedited procurement process for DIA during a transition period. Any contract entered into in this period shall be for no longer than one year.

- Waives Chapter 126 Procurement Code (except portion pertaining to JSEB Program) for the repair, operation and maintenance of the Parking Garages for a period of six months provided the term of such contracts shall be no longer. DIA shall obtain a minimum of three bids for all such contracts with the winning bid as selected by the DIA Board.**
- Waives requirement of Section 122.411(a) to obtain two appraisals prior to exercising purchase option or right of first refusal outlined in Lease Agreement**
- Waives Section 55.115 regarding DIA's procedures for acquisition of property to exercise the purchase option or right of first refusal outlined in Lease Agreement**

**Council Auditor's Office
2022-118**

One or Two Read Resolution - Two

Date provided to Council Auditor – 2/16/22

Company Name – Pritchard Hospitality, LLC

Project Location – 4142 Perimeter Industrial Parkway West

Incentives Provided – \$290,000 REV grant at 50% over 5 years

Jobs to be Created –

- **10 new jobs created by December 31, 2024**
- **Average salary of \$38,000**

Performance Schedule –

- **Commencement of construction by June 1, 2022**
- **Completion of construction by December 31, 2023**

Number of Jobs to be Retained – N/A

Capital Investment – \$13,300,000

Records Retention/Audit Clause – Yes

Clawback Language –

- **In the event reporting requirements are not met in the time period specified in the agreement, the City will be entitled to withhold disbursements of the REV grant**
- **If the Company fails to document at least 10 permanent jobs at an average wage of no less than \$38,000 for the term of the REV grant, the City will be entitled to withhold the annual installment of the REV grant**
- **If by December 31, 2023, the Company fails to invest the amounts listed below, the REV grant will be reduced by the corresponding amount:**
 - **Fails to invest at least \$12,500,000 – REV grant is reduced proportionately**
 - **Fails to invest at least \$10,000,000 – REV grant is terminated and any amounts paid to the Company will be repaid to the City**

ROI – 4.19

Waives the Public Investment Policy requirements that a Company must be in a Targeted Industry Category and wages must be greater than or equal to 100 percent of the State of Florida average wage in order to receive a REV grant

NOTE: The next regular meeting will be held March 15, 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.

Rollcall

Present: 7 - Chair Brenda Priestly Jackson, Vice Chair Randy DeFoor, Council Member Aaron Bowman, Council Member LeAnna Cumber, Council Member Garrett Dennis, Council Member Rory Diamond and Council Member Randy White

Minutes: Colleen Hampsey, Council Research
CHampsey@coj.net 904.255.5151
Posted: 3.3.22 5:00 pm