

LEGISLATIVE FACT SHEET

DATE: 10/24/22

BT or RC No: _____
(Administration & City Council Bills)

SPONSOR: Office of General Counsel
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentation: Jason Teal, General Counsel

Provide Name: Jason Teal

Contact Number: (904) 255-5050

Email Address: jteal@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation. (Minimum of 350 words - Maximum of 1 page.)

Following the release of the 2020 United States decennial census data, the City Council engaged in the redistricting of council and school board districts as required by Sections 5.02 and 13.03 of the Charter of the City of Jacksonville and enacted Ordinance 2022-01-E on March 22, 2022. The Jacksonville Branch of the NAACP and thirteen other plaintiffs filed suit against the City of Jacksonville and the Duval County Supervisor of Elections in the Middle District of Florida in case number 3:22-cv-493-MMH-LLL alleging the City Council violated the Fourteenth Amendment when it redrew the district lines by improperly taking race into consideration.

The Plaintiffs also sought a preliminary injunction preventing the City and the Duval County Supervisor of Elections from using the district lines in Ordinance 2022-01-E in the March 2023 elections and beyond.

On October 12, 2022, the District Court for the Middle District of Florida granted Plaintiffs' Motion for Preliminary Injunction in case number 3:22-cv-493-MMH-LLL and enjoined the City and the Duval County Supervisor of Elections from conducting any elections using the districts enacted in Ordinance 2022-01-E. The Court further ordered the City to enact and file with the Court no later than November 8, 2022, an interim remedial redistricting plan for use in all City Council and School Board elections held pending final judgment in the case.

Given the short timeframe within which the City must enact a remedial redistricting plan to comply with the Court's Order, an expedited process has been developed, which is the subject matter of the legislation.

APPROPRIATION: Total Amount Appropriated _____ as follows:
List the source name and provide Object and Subobject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s)	From: _____	Amount: _____
	To: _____	Amount: _____

Name of State Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____

Name of City of Jacksonville Fundir	From: _____	Amount: _____
	To: _____	Amount: _____

Name of In-Kind Contribution(s):	From: _____	Amount: _____
	To: _____	Amount: _____

Name & Number of Bond Account(s):	From: _____	Amount: _____
	To: _____	Amount: _____

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

N/A

ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

	Yes	No
Emergency?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Justification of Emergency: If yes, explanation must include detailed nature of emergency.

<p>The nature of the emergency is that the Court Order dated October 12, 2022, requires that Council complete the redistricting process to enact an interim remedial plan and submit the plan to the Court on or before November 8, 2022. Accordingly, the Council has created an expedited process, including the creation of a Special Committee and Redistricting to recommend an interim remedial plan and maps, and has noticed a Special Council meeting and public hearing on the interim remedial plan for November 4, 2022, all to comply with the Court Order.</p>
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Federal or State Mandate?	<input type="checkbox"/>	<input type="checkbox"/>
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Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.

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Fiscal Year Carryover?	<input type="checkbox"/>	<input type="checkbox"/>
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Note: If yes, note must include explanation of all-year subfund carryover language.

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CIP Amendment?	<input type="checkbox"/>	<input type="checkbox"/>
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Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.

Contract / Agreement Approval?	<input type="checkbox"/>	<input type="checkbox"/>
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Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted?

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Related RC/BT?	<input type="checkbox"/>	<input type="checkbox"/>
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Attachment: If yes, attach appropriate RC/BT form(s).

Waiver of Code?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.

Rule 2.102, Council Rules, provides that legislation on redistricting be referred to the Rules Committee. However, given the expedited process enumerated in the Court's Order dated October 12, 2022, the time allotted by the Court to Council to enact an interim remedial plan, and the creation of the Special Committee on Redistricting, it is necessary to waive Rule 2.102 so that the legislation can be assigned upon introduction to the Special Committee on Redistricting alone. The report from the Special Committee on Redistricted shall be treated as a committee report to the full Council without additional waivers or suspension of the Council Rules or discharge.

Code Exception?

Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.

Related Enacted Ordinances?

Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper.

2022-0001-E

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

	Yes	No
Continuation of Grant?	<input type="checkbox"/>	<input type="checkbox"/>

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?

Surplus Property Certification?	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Requirements?	<input type="checkbox"/>	<input type="checkbox"/>

Attachment: If yes, attach appropriate form(s).

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating

Division Chief: _____
(signature)

Date: _____

Prepared By: _____
(signature)

Date: _____

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Jasmine Jordan, Budget Office, St. James Suite 325

Thru: Rachel Zimmer, Director of Intergovernmental Affairs, Office of the Mayor
 (Name, Job Title, Department)
 Phone: 255-5006 E-mail: rachelz@coj.net

From: Rachel Zimmer, Director of Intergovernmental Affairs, Office of the Mayor
 Initiating Department Representative (Name, Job Title, Department)
 Phone: 255-5006 E-mail: rachelz@coj.net

Primary Contact: Rachel Zimmer, Director of Intergovernmental Affairs, Office of the Mayor
 (Name, Job Title, Department)
 Phone: 255-5006 E-mail: rachelz@coj.net

CC: Rachel Zimmer, Intergovernmental Affairs Liaison, Office of the Mayor
 Phone: 255-5006 E-mail: rachelz@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Mary E. Staffopoulos, Office of General Counsel, St. James Suite 480
Phone: 255-5055 E-mail: Mstaff@coj.net

From: _____
Initiating Council Member / Independent Agency / Constitutional Officer
Phone: _____ E-mail: _____

Primary Contact: Jason Teal, Office of General Counsel
(Name, Job Title, Department)
Phone: 255-5050 E-mail: jteal@coj.net

CC: _____
Phone: _____ E-mail: _____

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

Independent Agency Action Item: **Yes** **No**

Boards Action / Resolution?

Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED