

LEGISLATIVE FACT SHEET

DATE: 04/19/23

BT or RC No: N/A
(Administration & City Council Bills)

SPONSOR: Council President at the request of the Office of General Counsel
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: _____

Provide Name: Helen Roberson

Contact Number: (904) 255-7762

Email Address: hroberson@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.)

To approve a settlement agreement, which resolves the claims raised in *Jacksonville Branch of the NAACP, et al v. City of Jacksonville, et al.*, pending in the Middle District of Florida, Jacksonville Division, Case No. 3:22-cv-493-MMH-LLL, as well as all related appellate proceedings.

APPROPRIATION: Total Amount Appropriated: \$100,000.00 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 Funding Source(s):	From: General Fund Operating - Council Operating Contingency	Amount: \$100,000.00
	To: General Fund Operating - GCAD Judgments, Claims & Losses - Other General Governmental Services	Amount: \$100,000.00
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.)

Plaintiffs' would be entitled to recover attorneys' fees and costs if they prevailed in the litigation and related appellate matters. As part of the Settlement Agreement, Plaintiffs have agreed to limit their attorneys' fees and costs to \$100,000. The funds, which are coming from the General Fund Operating - Council Operating Contingency, will be used to pay this agreed upon settlement amount.

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

ACTION ITEMS:

Emergency? **Yes** **No**

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

The nature of the emergency is that the litigation and related appeals engendered confusion and uncertainty regarding the legal boundaries of City Council and School Board Districts among voters, elected representatives, and candidates in the March 2023 elections, and may continue to do so in the upcoming May 2023 elections, and beyond. This legislation seeks to resolve the litigation and appeals in an expeditious and efficient manner thereby eliminating the citizenry's confusion and uncertainty, while also bringing this ongoing and expensive litigation to a close

Federal or State Mandate? **X**

Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.

[Empty box for explanation]

Fiscal Year Carryover?

Note: If yes, note must include explanation of all-year subfund carryover language.

CIP Amendment?

Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.

Contract / Agreement Approval?

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?

Related RC/BT?

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

Waiver of Code?

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

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 and 2022-800-E. 2022-0001-E set forth the initial Council and School Board boundaries which were challenged by the Plaintiffs. 2022-800-E set forth the proposed revised boundaries, which were subject to Court approval. This Ordinance approves the Settlement Agreement which contains new Council and School Board boundaries to be used for the remainder of the 2020 census term.

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?

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 checked="" type="checkbox"/>
Reporting Requirements?	<input type="checkbox"/>	<input checked="" 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

Deputy: /s/ Jon Phillips
(signature)

Date: 4/19/2023

Prepared By: /s/ Helen Roberson
(signature)

Date: 4/19/2023

ADMINISTRATIVE TRANSMITTAL

To: MBRC, Budget Office, St. James Suite 325

Thru: N/A
(Name, Job Title, Department)
Phone: _____ E-mail: _____

From: N/A
Initiating Department Representative (Name, Job Title, Department)
Phone: _____ E-mail: _____

Primary Contact: N/A
(Name, Job Title, Department)
Phone: _____ E-mail: _____

CC:
Phone _____ E-mail: _____

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Mary Staffopoulos, Office of General Counsel, St. James Suite 480
Phone: (904) 255-5062 E-mail: mstaff@coj.net

From: Helen Roberson, Office of General Counsel, St. James Suite 480
Initiating Council Member / Independent Agency / Constitutional Officer
Phone: (904) 255-7762 E-mail: hroberson@coj.net

Primary Contact: Helen Roberson, Office of General Counsel
(Name, Job Title, Department)
Phone: 255-7762 E-mail: hroberson@coj.net

CC: Rachel Zimmer, Director of Intergovernmental Affairs, Office of the Mayor
904-255-5006 E-mail: rachelz@coj.net

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