

1 Introduced by the Council President at the request of the Sheriff:
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4 **ORDINANCE 2024-634**

5 AN ORDINANCE AMENDING SECTION 17.06
6 (APPLICABILITY OF CIVIL SERVICE SYSTEM TO
7 EMPLOYEES OF CONSOLIDATED GOVERNMENT) OF
8 ARTICLE 17 (CIVIL SERVICE) OF THE CHARTER OF
9 THE CITY OF JACKSONVILLE AS AUTHORIZED BY
10 CHARTER SECTION 17.06 (EE), TO REPLACE OR
11 RENAME CURRENT EXEMPT EMPLOYMENT POSITIONS, OR
12 TO EXEMPT ESTABLISHED EMPLOYMENT POSITIONS
13 FROM CIVIL SERVICE; AMENDING CHAPTER 37
14 (OFFICE OF THE SHERIFF), PART 1
15 (ORGANIZATION), SECTION 37.101 (SHERIFF'S
16 POWERS AND DUTIES), *ORDINANCE CODE*, CHANGING
17 THE NAME FROM ASSISTANT CHIEFS TO SECTION
18 COMMANDERS AND APPOINTMENT AUTHORITY OF SAME;
19 AMENDING CHAPTER 37 (OFFICE OF THE SHERIFF),
20 PART 1 (ORGANIZATION), SECTION 37.102
21 (UNCLASSIFIED APPOINTMENTS), *ORDINANCE CODE*,
22 RENAMING POSITIONS FOR CONSISTENCY; AMENDING
23 CHAPTER 116 (EMPLOYEES AND EMPLOYEE BENEFITS),
24 *ORDINANCE CODE*, SECTION 116.901 (APPOINTED
25 OFFICIALS AND EMPLOYEES) TO CLARIFY AND
26 IDENTIFY CERTAIN EXEMPT EMPLOYMENT POSITIONS
27 IN THE CHARTER, AND THE MANNER OF HIRING AND
28 SEPARATION; AMENDING CHAPTER 121 (POLICE AND
29 FIRE PENSION PLAN), PART 1 (POLICE AND
30 FIREFIGHTERS PENSION FUND ADMINISTRATION)
31 SECTION 121.105 (PENSIONER'S RIGHTS UPON

1 REEMPLOYMENT BY CITY), ORDINANCE CODE, TO
2 CREATE TWO NEW EXEMPTIONS OF RETIREES; AN
3 ORDINANCE AMENDING THE SHERIFF'S POWERS AND
4 DUTIES; AMENDING SECTION 129.101 (PAY GRADES,
5 SALARY RANGES, AND SALARIES) TO MAKE
6 COMPLEMENTARY ADJUSTMENTS CONSISTENT WITH THE
7 SECTION 116.901 CHANGES; PROVIDING FOR
8 CODIFICATION INSTRUCTIONS; PROVIDING AN
9 EFFECTIVE DATE.

10
11 **BE IT ORDAINED** by the Council of the City of Jacksonville:

12 **Section 1. Amending Section 17.06 (Applicability of civil**
13 **service system to employees of consolidated government), Charter of**
14 **the City of Jacksonville.** By virtue of Section 17.06 (Applicability
15 of civil service system to employees of consolidated government),
16 Article 17 (Civil Service), *Charter of the City of Jacksonville*, is
17 hereby amended to read as follows:

18 **ARTICLE 17. CIVIL SERVICE**

19 * * *

20 **Sec. 17.06. Applicability of civil service system to employees**
21 **of consolidated government.** The civil service provisions of this
22 charter shall be applicable to all employees of the consolidated
23 government except:

24 * * *

25 (aa) The following persons employed by the office of the
26 sheriff:

27 * * *

28 (3) ~~Up to one s~~Sheriff's aides.

29 (5) ~~Up to 24 assistant division chiefs.~~Section
30 commanders.

31 * * *

1 (13) Executive assistants for department directors.

2 **Section 2. Amending Chapter 37 (Office of the Sheriff),**
3 **Part 1 (Organization), Section 37.101 (Sheriff's powers and**
4 **duties), Ordinance Code.** Chapter 37 (Office of the Sheriff), Part
5 1 (Organization), Section 37.101 (Sheriff's powers and duties),
6 *Ordinance Code*, is hereby amended to read as follows:

7 **CHAPTER 37. - OFFICE OF THE SHERIFF**

8 **PART 1. - ORGANIZATION**

9 **Sec. 37.101. - Sheriff's powers and duties.**

10 * * *

11 (g) To appoint department directors, divisions chiefs, section
12 commanders, and such other personnel authorized by Section
13 37.102 herein.

14 * * *

15 (l) ~~To have authority and responsibility for the fiscal management~~
16 ~~of the Sheriff's Office.~~ To transfer the appointed section
17 commanders between sections when it is deemed necessary and
18 essential to the efficient operation of the Sheriff's Office.

19 (m) To make and enter into cooperative agreements in connection
20 with the Sheriff's management, operation, and control of law
21 enforcement and traffic safety within the consolidated
22 government in order to promote the health and general welfare
23 of persons in Jacksonville, Florida, without further City
24 Council authorization; provided however such agreements:

- 25 (1) Are entered into with (i) other federal, state and local
26 governmental agencies or local independent authorities;
27 (ii) not-for-profit corporations; or (iii) for-profit
28 entities which are providing the Sheriff's Office access,
29 for the purposes described herein, to certain intangible,
30 tangible or real property owned or operated by the for-
31 profit corporation;

- 1 (2) Are not entered into for the purpose of procuring goods
2 or services from for-profit entities;
- 3 (3) Do not require additional funding from the City;
- 4 (4) Do not require the City to indemnify or hold harmless a
5 third party beyond existing statutory and common law
6 obligations;
- 7 (5) Provide for termination at will upon 90-day notice
8 clauses;
- 9 (6) Contain, near the signature block, reference to this
10 subsection as the authority for the Sheriff to make and
11 execute same;
- 12 (7) Are reviewed and approved as to form, by the Office of
13 General Counsel; and that
- 14 (8) A fully signed and executed copy or duplicate original
15 thereof is maintained by the Office of General Counsel;
16 and that
- 17 (9) The Sheriff maintains a depository, log and record of all
18 such agreements.
- 19 (n) To have authority and responsibility for the fiscal management
20 of the Sheriff's Office.

21 * * *

22 **Section 3. Amending Section 37.102, Ordinance Code.**

23 Section 37.102 (Unclassified appointments), Part 1 (Organization)
24 of Chapter 37 (Office of the Sheriff), *Ordinance Code*, is hereby
25 amended to read as follows:

26 **CHAPTER 37. OFFICE OF THE SHERIFF.**

27 **PART 1. ORGANIZATION**

28 **Section 37.102. Unclassified appointments.**

29 (a) The Undersheriff, department directors, ~~and~~—division
30 chiefs, and section commanders in the Sheriff's Office shall be in
31 the unclassified service of the City and shall not be subject to

1 the civil service laws affecting the City. They shall have a
2 college degree or at least five years' training and experience.
3 They shall be appointed by the Sheriff and may be removed at any
4 time by the Sheriff without cause but, upon removal, the official
5 shall be entitled to all of the civil service and pension rights to
6 which he was entitled prior to his appointment. The Undersheriff,
7 department director, or division chief appointed by the Sheriff
8 shall be confirmed by the Council before the appointment becomes
9 permanent.

10 (b) In addition, the Sheriff may appoint ~~up to 24 assistant~~
11 ~~division chiefs,~~ section commanders, ~~one~~ Sheriff's aides, one
12 ~~secretary~~ executive assistant for the Sheriff, one ~~secretary~~
13 executive assistant for the Undersheriff, and ~~up to four secretary~~
14 executive assistants for assignment to department directors
15 provided for in this Chapter. Each such position shall be in the
16 unclassified service of the City and shall not be subject to the
17 Civil Service laws affecting the City. Persons appointed to any of
18 these positions may be removed at any time by the Sheriff without
19 cause, but, upon removal, the appointee shall be entitled to each
20 of the civil service and pension rights to which the appointee was
21 entitled, if any, prior to the appointment.

22 (c) Appointments of the sheriff's aides and the ~~secretaries~~
23 executive assistants of the Sheriff, Undersheriff, and directors do
24 not need to be confirmed by Council.

25 (d) ~~Assistant division chiefs~~ Section commanders shall have a
26 college degree or at least five years training and experience.
27 The appointment of ~~assistant chiefs~~ section commanders shall
28 not be required to be confirmed by the Council; provided that,
29 the person appointed is, at the time of the appointment,
30 currently an employee of the Sheriff's office with at least
31 one year of service immediately prior to the appointment. The

1 Council, however, must confirm any appointment to ~~assistant~~
2 ~~division chief~~ section commander who is not a current employee
3 with one year of immediate prior service.

4 **Section 4. Amending Section 121.105, Ordinance Code.**

5 Section 121.105 (Pensioner's rights upon reemployment by City),
6 Part 1 (Police and Fire Pension Fund Administration) of Chapter 121
7 (Police and Firefighters Pension Plan), *Ordinance Code*, is hereby
8 amended to read as follows:

9 **CHAPTER 121. POLICE AND FIREFIGHTERS PENSION PLAN.**

10 **PART 1. POLICE AND FIRE PENSION FUND ADMINISTRATION**

11 **Section 121.105. Pensioner's rights upon reemployment by City.**

12 ***

13 (d) The provisions of subsections (a) through (c) shall not
14 apply to any retiree of the Jacksonville Police and Fire
15 Pension Fund employed in a full-time, part-time, or
16 temporary capacity by the City or any of its officers as
17 (i) court bailiff, (ii) logistical and technical support
18 officer, (iii) corrections bond custodian, (iv) chaplain,
19 (v) stable manager, (vi) corrections mail coordinator,
20 (vii) aviation supervisor, (viii) court bailiff
21 supervisor, ~~or~~ (ix) Community Projects inmates work crew
22 supervisor, (x) investigator for the Office of General
23 Counsel, or (xi) Mayoral protective officer. Being
24 employed in one of the positions identified in this
25 subsection (d) shall not prevent a retiree of this plan
26 from continuing to receive such retirement benefits as
27 would be available had the retiree not begun employment
28 in one of the previously-mentioned positions. Being
29 employed in one of the positions identified in this
30 subsection (d) shall not permit or require a retiree of
31 this plan to be a member of the pension plan created

1 pursuant to this Chapter 121 or a member of one of the
2 pension plans created by Part II or III of Chapter 120.
3 Being employed in one of the positions identified in this
4 subsection (d) shall not permit a retiree to acquire any
5 time-service credit in the pension plan created pursuant
6 to this Chapter 121 or in any one of the pension plans
7 created by Part II or III of Chapter 120.

8 **Section 5. Chapter 129 (Salaries of Public Officials and**
9 **Employees) amended.** Chapter 129 (Salaries of Public Officials and
10 Employees), section 129.101 (Pay Grades, Salary Ranges, and
11 Salaries)) is amended to read as follows:

12 **Chapter 129. SALARIES OF PUBLIC OFFICIALS AND EMPLOYEES**

13 ***

14 **Sec. 129.101. Pay Grades, Salary Ranges, and Salaries.**

15 (a) *Appointed officials Defined.* For purposes of this
16 section, an appointed official is:

- 17 (1) Any appointee of the Mayor or the Sheriff, whose
18 appointment is approved or confirmed by the City
19 Council; or
20 (2) ~~An Assistant Division Chief.~~ A Section Commander in
21 the Office of the Sheriff.

22 **Section 6. JSO Organizational Chart.** For informational
23 purposes only for this legislation, a JSO organizational chart is
24 attached hereto as **Exhibit 1.**

25 **Section 7. Approval of Ordinance.** Pursuant to Section
26 17.06(ee), Charter of the City of Jacksonville, enactment of
27 Section 1 of this ordinance requires approval by a majority plus
28 one vote of the Council.

29 **Section 8. Codification Instructions.** The Codifier and
30 the Office of General Counsel are authorized to make all chapter
31 and division "tables of contents" consistent with the changes set

1 forth herein. Such editorial changes and any others necessary to
2 make the Ordinance Code consistent with the intent of this
3 legislation are approved and directed herein, and the changes to
4 the Ordinance Code shall be made forthwith and when inconsistencies
5 are discovered.

6 **Section 9. Effective.** This ordinance shall become
7 effective upon signature by the Mayor or upon becoming effective
8 without the Mayor's signature.

9
10 Form Approved:

11
12 /s/ Cherry Pollock

13 Office of General Counsel

14 Legislation prepared by: Gaby Young

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