

1 Introduced by the Council President at the Request of the Mayor and
2 Council Member Hazouri & Co-Sponsored by Council Members Salem,
3 Diamond, Becton, Newby, Carlucci, Pittman, Cumber, R. Gaffney,
4 Morgan, DeFoor, Ferraro, Wilson, Boylan, White, Priestly Jackson,
5 Bowman, Freeman and Dennis:

6
7
8 **ORDINANCE 2020-235-E**

9 AN ORDINANCE MAKING CERTAIN FINDINGS AND
10 ACCEPTING AND APPROPRIATING: (1)
11 \$146,550,942.50 OF CARES ACT GRANT FUNDING
12 RECEIVED FROM THE U.S. DEPARTMENT OF TREASURY
13 TO SPECIAL REVENUE FUND - EMERGENCY INCIDENTS
14 - EOC (\$40,025,000 OF THE CARES GRANT TO BE
15 DISBURSED TO ELIGIBLE CITIZENS OF DUVAL COUNTY
16 PURSUANT TO THE COVID-19 MORTGAGE, RENT AND
17 UTILITY RELIEF PROGRAM AUTHORIZED HEREBY,
18 \$35,525,942.50 OF THE CARES GRANT TO PROVIDE
19 FUNDING TO ESTABLISH AND OPERATE COVID-19
20 TESTING AND OTHER HEALTH NEEDS SITES WITHIN
21 DUVAL COUNTY, \$26,000,000 FROM THE CARES GRANT
22 TO FULLY FUND THE COVID-19 SMALL BUSINESS
23 RELIEF AND EMPLOYEE RETENTION GRANT PROGRAM AS
24 PREVIOUSLY AUTHORIZED BY ORDINANCE 2020-201-E,
25 \$25,000,000 OF CARES GRANT FUNDING ("COVID-19
26 RESPONSE FUNDS") TO PROVIDE FUNDING DUE TO
27 ECONOMIC HARM AND INCREASED EXPENDITURES
28 INCURRED BY THE CITY AS A RESULT OF THE
29 ECONOMIC IMPACT OF COVID-19 RESPONSE MEASURES,
30 THE COST TO THE CITY OF THE WAIVERS AUTHORIZED

1 HEREIN AND LOSS OF RENTAL REVENUES, \$4,000,000
2 OF WHICH WILL BE USED TO REIMBURSE FOR THE
3 COST OF THE MOBILITY FEE MORATORIUM AUTHORIZED
4 HEREIN, AND \$5,000,000 OF WHICH WILL BE USED
5 TO REIMBURSE FOR THE COST OF THE BUILDING
6 INSPECTION FEE MORATORIUM AUTHORIZED HEREIN,
7 AND \$20,000,000 OF CARES GRANT FUNDING (THE
8 "BUSINESS GRANT FUNDS") TO PROVIDE ADDITIONAL
9 FUNDING TO FOR-PROFIT AND NON-PROFIT
10 BUSINESSES WITHIN DUVAL COUNTY NEGATIVELY
11 IMPACTED BY COVID-19 RESPONSE MEASURES,
12 SUBJECT TO FUTURE APPROPRIATION BY COUNCIL,
13 WITH ALL OF THE FOREGOING APPROPRIATIONS AS
14 INITIATED BY REVISED B.T. 20-067), AND (2)
15 \$12,500,000 OF CARES ACT GRANT FUNDING
16 RECEIVED FROM THE U.S. DEPARTMENT OF TREASURY
17 TO THE COVID-19 EMERGENCY INCIDENTS ACCOUNT
18 FOR ANTICIPATED CITY COSTS NOT REIMBURSED BY
19 THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND/OR
20 THE STATE OF FLORIDA RELATED TO THE COVID-19
21 EMERGENCY (COLLECTIVELY, IN THE AMOUNT OF
22 \$159,050,942.50, THE "CARES GRANT"); PURPOSE
23 OF APPROPRIATIONS; PROVIDING A CARRYOVER OF
24 FUNDS FROM YEAR TO YEAR UNTIL SUCH FUNDS ARE
25 EXPENDED OR LAPSE, AND PROVIDING THAT ANY
26 CARES GRANT FUNDING NOT EXPENDED PURSUANT TO
27 THIS ORDINANCE BY NOVEMBER 1, 2020 SHALL
28 REVERT TO THE FUND OF ORIGIN FOR
29 REAPPROPRIATION FOR AUTHORIZED EXPENDITURES
30 UNDER THE TERMS OF THE CARES GRANT; REPEALING
31 SECTIONS 2, 3 AND 4 OF ORDINANCE 2020-201-E

1 THAT APPROPRIATED \$9,000,000 TO THE COVID-19
2 SMALL BUSINESS RELIEF AND EMPLOYEE RETENTION
3 GRANT PROGRAM; WAIVING PORTIONS OF SECTION
4 106.304 (MAYOR'S TRANSFER POWER), SUBPART A
5 (GENERAL PROVISIONS), PART 3 (APPROPRIATIONS),
6 CHAPTER 106 (BUDGET AND ACCOUNTING CODE),
7 *ORDINANCE CODE*, TO AUTHORIZE THE MAYOR TO
8 TRANSFER THE \$25,000,000 OF COVID-19 RESPONSE
9 FUNDS WITHOUT FURTHER COUNCIL ACTION;
10 AUTHORIZING THE CITY TO DISBURSE MORTGAGE,
11 RENT AND UTILITY RELIEF PROGRAM GRANTS IN
12 ACCORDANCE WITH THE CRITERIA AUTHORIZED
13 HEREIN; WAIVING PORTIONS OF SECTION 655.503
14 (MOBILITY FEE REQUIREMENT, CERTIFICATE,
15 APPLICATION PROCESS AND CALCULATION), PART 5
16 (MOBILITY FEE), CHAPTER 655 (CONCURRENCY AND
17 MOBILITY MANAGEMENT SYSTEM), *ORDINANCE CODE*,
18 TO AUTHORIZE A TEMPORARY WAIVER, UNDER CERTAIN
19 CIRCUMSTANCES, OF MOBILITY FEES FOR 6 MONTHS
20 AND A PARTIAL WAIVER FOR AN ADDITIONAL 3
21 MONTHS; PROVIDING FOR A REQUIREMENT OF
22 CERTIFICATE OF OCCUPANCY BY DATE CERTAIN FOR
23 PROJECTS BENEFITTED BY THE MOBILITY FEE
24 WAIVERS; ESTABLISHING A SIX MONTH MORATORIUM
25 ON THE FOLLOWING PERMIT, INSPECTION AND
26 APPLICATION FEES AS TO: (1) THE BUILDING CODE,
27 SECTION 320.402 (APPLICATION FOR PERMIT), PART
28 4 (PERMITS), CHAPTER 320 (GENERAL PROVISIONS),
29 AND SECTION 320.409 (SCHEDULE OF PERMIT FEES),
30 PART 4 (PERMITS), CHAPTER 320 (GENERAL
31 PROVISIONS); (2) THE CODE OF SUBDIVISION

REGULATIONS, SECTION 654.108(E) (APPROVAL OF
PRELIMINARY SITE PLAN; PROCEDURES FOR APPROVAL
OF PRELIMINARY AND FINAL ENGINEERING PLANS FOR
REQUIRED IMPROVEMENTS), AND SECTION
654.138(A), (C) AND (D) (FEES), EACH OF
CHAPTER 654 (CODE OF SUBDIVISION REGULATIONS);
(3) CHAPTER 744 (STREET CONSTRUCTION
REGULATIONS), SECTION 744.110 (STREET
EXCAVATIONS; WORK IN RIGHTS-OF-WAY; PERMIT;
VIOLATIONS, CIVIL PENALTIES, ENFORCEMENT AND
ABATEMENT); (4) THE ZONING CODE, SECTION
656.109 (ADMINISTRATION AND ENFORCEMENT;
INTERPRETATION OF ZONING CODE;
ADMINISTRATIVE), SUBPART B (ADMINISTRATION),
PART 1 (GENERAL PROVISIONS); (5) THE ZONING
CODE, SECTION 656.121 (INITIATION OF
AMENDMENTS TO THE ZONING CODE), SUBPART C
(PROCEDURES FOR REZONING AND AMENDMENTS TO THE
ZONING CODE), PART 1 (GENERAL PROVISIONS); (6)
THE ZONING CODE, SECTION 656.147 (SCHEDULE OF
FEES), SUBPART D (ZONING EXCEPTIONS, VARIANCES
AND WAIVERS, AMENDMENTS TO FINAL ORDER,
APPEALS OF WRITTEN INTERPRETATIONS OF THE
DIRECTOR AND APPEALS OF FINAL ORDERS OF THE
COMMISSION), PART 1 (GENERAL PROVISIONS); (7)
THE ZONING CODE, SECTION 656.152(B)
(CERTIFICATE OF USE APPLICATION FEE), SUBPART
E (CERTIFICATES OF USE), PART 1 (GENERAL
PROVISIONS); (8) THE ZONING CODE, SECTION
656.1206 (PERMIT PROCEDURE AND CRITERIA FOR
TREE REMOVAL, RELOCATION AND REPLACEMENT OF

PROTECTED TREES), SUBPART B (TREE PROTECTION),
PART 12 (LANDSCAPE AND TREE PROTECTION
REGULATIONS); (9) COMPREHENSIVE PLANNING,
SECTION 650.413 (SCHEDULE OF FEES), PART 4
(AMENDMENTS TO THE COMPREHENSIVE PLAN),
CHAPTER 650; (10) SOLID WASTE MANAGEMENT,
SECTION 380.303 (RATES FOR DISPOSAL), PART 3
(GARBAGE DISPOSAL), SOLELY AS TO TIPPING FEES
CHARGED DIRECTLY TO CUSTOMERS AT THE TRAIL
RIDGE LANDFILL, AND NOT THOSE FEES INCLUDED IN
THE SOLID WASTE USER FEES; (11) JACKSONVILLE
FIRE AND RESCUE DEPARTMENT, SECTION 123.102
(FEES ESTABLISHED), PART 1 (IN GENERAL),
CHAPTER 123 (PUBLIC FEES), SOLELY AS TO FIRE
AND RESCUE PLAN REVIEWS FEES; AUTHORIZING AN
UP TO SIX MONTH MORATORIUM ON THE COLLECTION
OF RENT, ADDITIONAL RENT, AND OTHER SUMS OWED
BY ELIGIBLE TENANTS OR LICENSEES UNDER ANY
LEASE OR LICENSE AGREEMENT TO WHICH THE CITY
IS A PARTY AS LANDLORD OR LICENSOR FOR TENANTS
AND LICENSEES NEGATIVELY IMPACTED BY COVID-
19; ESTABLISHING A SIX MONTH MORATORIUM ON
LOAN PAYMENTS FOR ELIGIBLE BORROWERS OF THE
CITY PURSUANT TO EXISTING LOAN DOCUMENTS
BETWEEN THE BORROWER AND THE CITY FOR
BORROWERS NEGATIVELY IMPACTED BY COVID-19;
WAIVING SECTION 122.202 (PARKING RATES AT
MUNICIPAL PARKING LOTS), PART 2 (MUNICIPAL
PARKING LOTS), CHAPTER 122 (PUBLIC PROPERTY),
ORDINANCE CODE, TO AUTHORIZE THE CEO OF THE
DOWNTOWN INVESTMENT AUTHORITY TO ESTABLISH

DISCOUNT PARKING RATES AT CITY-OWNED PARKING FACILITIES FOR INDIVIDUALS AND BUSINESSES NEGATIVELY IMPACTED BY COVID-19; WAIVER OF PORTIONS OF SECTION 662.104 (FEES AUTHORIZED IN CERTAIN INSTANCES), CHAPTER 662 (LIBRARY SYSTEM AND SERVICES), TO WAIVE COLLECTION OF OUTSTANDING DUVAL COUNTY PUBLIC LIBRARY FINES CURRENTLY DUE AND PAYABLE, AND PROVIDING FOR TWELVE-MONTH RETROACTIVE APPLICABILITY AS TO FORGIVENESS OF OUTSTANDING LIBRARY FINES; PROVIDING FOR MONTHLY REPORTING TO COUNCIL; APPROVING AND AUTHORIZING THE MAYOR OR HIS DESIGNEE AND CORPORATION SECRETARY TO EXECUTE AND DELIVER AN AGREEMENT ("AGREEMENT") WITH FIDELITY NATIONAL INFORMATION SERVICES, INC. ("FIS") TO PROVIDE PAY CARDS TO THE CITY TO DISBURSE TO ELIGIBLE RECIPIENTS UNDER THE COVID-19 MORTGAGE, RENT AND UTILITY RELIEF PROGRAM, AND OTHERWISE TAKE ALL NECESSARY ACTION TO EFFECTUATE THE PURPOSES OF THE AGREEMENT AND THIS ORDINANCE; INVOKING THE EXCEPTION OF 126.107(G) (EXEMPTIONS), CHAPTER 126 (PROCUREMENT CODE), *ORDINANCE CODE*, TO DIRECT CONTRACT WITH FIDELITY NATIONAL INFORMATION SERVICES, INC. ("FIS") TO PROVIDE PAYMENT CARDS TO THE CITY TO BE PROVIDED TO APPROVED GRANT RECIPIENTS UNDER THE COVID-19 MORTGAGE, RENT AND UTILITY RELIEF PROGRAM; REQUESTING THAT THE FINANCE AND ADMINISTRATION DEPARTMENT AND OFFICE OF ECONOMIC DEVELOPMENT OVERSEE THE COVID-19 MORTGAGE, RENT AND

1 UTILITY RELIEF PROGRAM, AND THE DOWNTOWN
2 INVESTMENT AUTHORITY TO OVERSEE THE DISCOUNT
3 PARKING PROGRAM AUTHORIZED HEREIN; REQUESTING
4 INTRODUCTORY EMERGENCY PASSAGE; PROVIDING AN
5 EFFECTIVE DATE.
6

7 **WHEREAS**, the Novel Coronavirus Disease 2019 ("COVID-19") is a
8 severe, acute respiratory illness that can spread among humans
9 through respiratory transmission and presents with symptoms similar
10 to those of influenza; and

11 **WHEREAS**, the World Health Organization previously declared
12 COVID-19 a public health emergency of international concern; and

13 **WHEREAS**, on March 9, 2020 the Governor of the State of Florida
14 declared a state of emergency exists in the State of Florida in
15 regard of COVID-19; and

16 **WHEREAS**, on March 13, 2020, Mayor Lenny Curry of the City of
17 Jacksonville proclaimed and declared a state of emergency exists in
18 Duval County associated with COVID-19; and

19 **WHEREAS**, also on March 13, 2020, President Donald J. Trump
20 declared a national emergency to combat COVID-19; and

21 **WHEREAS**, as elsewhere in the country, the citizens and
22 businesses of Duval County are suffering severe economic impacts
23 stemming in part from national, state and local measures closing
24 certain businesses, public schools, public beaches, imposing
25 emergency work-at-home requirements and limiting public gatherings
26 (the "Emergency Measures") in an effort to slow the infection rate
27 of COVID-19; and

28 **WHEREAS**, as a result of COVID-19 and the resulting Emergency
29 Measures, the City desires to provide \$1,000 COVID-19 Mortgage,
30 Rent and Utility Relief Program grants ("MRU Grants") in the up to,
31 maximum, cumulative amount of \$40,025,000, including the costs of

1 administering the program, to eligible residents of Duval County
2 in an effort to assist affected individuals to remain solvent and
3 sheltered while the state of emergency exists; and

4 **WHEREAS**, as a result of COVID-19 and the resulting Emergency
5 Measures, the City also desires to appropriate \$35,525,942.50 of
6 CARES Grant funding to establish and operate COVID-19 Testing and
7 other health needs sites within Duval County for Duval County
8 residents; and

9 **WHEREAS**, as a result of COVID-19 and the resulting Emergency
10 Measures, the City also desires to: (i) appropriate \$12,500,000 of
11 CARES Grant funding to reimburse the City for disaster expense
12 losses not expected to be reimbursed by the Federal Emergency
13 Management Agency and/or the State of Florida related to the COVID-
14 19 emergency; (ii) appropriate \$26,000,000 from the CARES Grant to
15 fully fund the COVID-19 Small Business Relief and Employee
16 Retention Grant Program (the "COVID-19 Relief Program") previously
17 authorized by Ordinance 2020-201-E; (iii) appropriate \$25,000,000
18 of CARES Grant funding to fund the costs of the fee moratorium and
19 other COVID-19 economic stimulus measures (the "COVID-19 Response
20 Funds"); and (iv) appropriate \$20,000,000 to be used to provide
21 additional funding to non-profit and for-profit businesses located
22 in Duval County that have suffered economic harm as a result of
23 COVID-19 (the "Business Grant Funds"), subject to future
24 appropriation by Council; and (v) repeal Sections 2, 3 and 4 of
25 Ordinance 2020-201-E to de-appropriate the \$9,000,000 of City funds
26 previously appropriated to the COVID-19 Small Business Relief and
27 Employee Retention Program; and

28 **WHEREAS**, as a result of COVID-19 and the resulting Emergency
29 Measures, the City also desires to temporarily waive certain fees
30 in order to mitigate the disruption to the development and
31 construction industries and support the local economy; and

1 **WHEREAS**, disbursement of the MRU Grant funds and other
2 appropriations and disbursements set forth herein is intended to
3 lessen the severe economic impacts of COVID-19 to residents and
4 businesses located in Duval County and assist in the economic
5 recovery in Duval County from the impacts of COVID-19; now
6 therefore

7 **BE IT ORDAINED** by the Council of the City of Jacksonville:

8 **Section 1. Findings.** It is hereby ascertained,
9 determined, found and declared as follows:

10 (a) The recitals set forth herein are true and correct.

11 (b) By waiving certain fees and incentivizing job creation
12 and retention of employees and providing MRU Grant funds to the
13 citizens of the City, the actions and programs authorized hereby is
14 designed to benefit both individuals and businesses and will
15 promote and further the public and municipal purposes of the City
16 and serve to limit the severe economic impacts of COVID-19.

17 (c) The MRU Grants and the waiver and moratoriums authorized
18 herein are designed to provide rapid economic relief to individuals
19 and businesses in the City in order to maintain the viability of
20 such businesses and the employment of individuals thereof, thus
21 maintaining the City's tax base and revenues, and provide economic
22 assistance to individuals financially harmed from the impacts of
23 COVID-19.

24 (d) Enhancement of the City's tax base and revenues, are
25 matters of State and City policy and State and City concern in
26 order that the State and its counties and municipalities, including
27 the City, shall not continue to be endangered by unemployment,
28 underemployment, economic recession, poverty, crime and disease,
29 and consume an excessive proportion of the State and City revenues
30 because of the extra services required for police, fire, accident,
31 health care, elderly care, charity care, hospitalization, public

1 housing and housing assistance, and other forms of public
2 protection, services and facilities.

3 (e) The grants, programs and actions authorized hereby will
4 provide economic relief to businesses and individuals, thus
5 encouraging ongoing compliance with the Emergency Measures and
6 benefitting the health, safety and welfare of the citizens of Duval
7 County.

8 (f) The provision of the City's assistance as set forth
9 herein is necessary and appropriate, and the City's assistance is
10 reasonable and not excessive, taking into account the extent of the
11 public benefits expected to be derived from the grants and programs
12 authorized hereby, and taking into account all other forms of
13 assistance available.

14 (g) The authorizations provided by this Ordinance are for
15 public uses and purposes for which the City may use its powers as a
16 county, municipality and as a political subdivision of the State of
17 Florida and may expend public funds, and the necessity in the
18 public interest for the provisions herein enacted is hereby
19 declared as a matter of legislative determination.

20 (h) This Ordinance is adopted pursuant to the provisions of
21 Chapters 163, 166 and 125, Florida Statutes, as amended, the City's
22 Charter, and other applicable provisions of law.

23 **Section 2. Appropriation.** For the 2019-2020 fiscal year,
24 within the City's budget, there are hereby appropriated the
25 indicated sum(s) from the account(s) listed in subsection (a) to
26 the account(s) listed in subsection (b):

27 (Revised B.T. 20-067 attached hereto as **Revised Exhibit 1**, labeled
28 as "Revised Exhibit 1, Revised B.T. 20-067, April 27, 2020 - Floor"
29 and incorporated herein by this reference)

30 (a) Appropriated from:

31 See attached **Revised Exhibit 1** \$159,050,942.50

(b) Appropriated to:

See attached **Revised Exhibit 1** \$159,050,942.50

(c) **Explanation of Appropriation:**

\$159,050,942.50 of the funding above is the Federal CARES Act grant funding received by the City from the Federal government pursuant to the CARES Act. The funds will be used to provide economic incentive grants to citizens residing in Duval County, to fund various economic incentive waivers of certain City imposed fees, provide funding to business within Duval County economically harmed by COVID-19 response measures, reimburse the City for anticipated expenditures not reimbursed by Federal Emergency Management Agency and/or the State of Florida, and to fully fund the COVID-19 Small Business Relief Program.

Section 3. Purpose. The purpose of the appropriation in Section 2 is to: (1) provide \$1,000 COVID-19 Mortgage, Rent and Utility Relief Program grants ("MRU Grants") to eligible citizens of Duval County, in the maximum, cumulative amount of \$40,025,000, including the costs of administering the program; (2) provide up to \$35,525,942.50 to establish and operate COVID-19 test sites within the City; (3) reimburse the City \$12,500,000 for anticipated costs not reimbursed by the Federal Emergency Management Agency and/or the State of Florida; (4) provide \$26,000,000 to fully fund the COVID-19 Relief Program previously authorized by Ordinance 2020-201-E; (5) fund up to \$25,000,000 of COVID-19 economic stimulus response measures due to the economic impact of COVID-19 emergency response measures, with \$4,000,000 thereof to be applied to fund the mobility fee moratorium authorized herein, and \$5,000,000 to fund the building inspection fees moratorium authorized herein; and (6) providing up to an additional \$20,000,000 of grant funding,

1 subject to future appropriation, to business entities located in
2 Duval County that have suffered economic harm as a result of COVID-
3 19 and the response measures thereto. Such funding and uses is
4 intended to partially combat the economic impacts on individuals
5 and businesses of the COVID-19 disease.

6 **Section 4. Carryover.** The funds appropriated herein shall
7 not lapse but shall carryover as appropriated from year to year
8 until such funds are expended or lapse according to the terms of
9 the Agreement and the Program. Funds appropriated in this Ordinance
10 must be disbursed before November 1, 2020, failure to do so will
11 cause funds to revert to accounts of origin subject to future
12 Council approval.

13 **Section 5. Repealing Sections 2, 3 and 4 of Ordinance**
14 **2020-201-E.** Sections 2 (Appropriation), 3 (Purpose) and 4
15 (Carryover) of Ordinance 2020-201-E are hereby repealed to de-
16 appropriate the \$9,000,000 of City funds previously appropriated to
17 the COVID-19 Small Business Relief and Employee Retention Grant
18 Program, which funds will be replaced by CARES Act grant funding in
19 the same amount as authorized herein.

20 **Section 6. Waiving Section 106.304(b) and (c) (Mayor's**
21 **transfer power), Subpart A. (General Provisions), Part 3**
22 **(Appropriations), Chapter 106 (Budget and Accounting Code),**
23 **Ordinance Code.** The provisions of Chapter 106 (Budget and
24 Accounting Code), Part 3 (Appropriations), Subpart A (General
25 Provisions), Section 106.304(b) and (c) (Mayor's transfer power)
26 that: (i) limits the Mayor's transfer authority to \$500,000 during
27 a fiscal year; and (ii) caps the Mayor's authority to increase the
28 fund and/or sub-fund budget to recognize additional revenue at
29 \$100,000, respectively, are hereby waived through December 31, 2020
30 as to the \$25,000,000 of COVID-19 Response Funds, to authorize the
31 Mayor without further Council action to transfer the COVID-19

1 Response Funds otherwise consistent with the requirements of
2 Section 106.304, *Ordinance Code*, and consistent with the authorized
3 uses of such funds under the CARES Act grant received by the City.
4 Consistent with Section 14.03 of the City Charter, the remaining,
5 applicable provisions of Section 106.304, *Ordinance Code*,
6 authorizes the Mayor to transfer funds from any agency, non-
7 departmental or departmental line item to any other agency, non-
8 departmental or departmental line item, subject to the limitations
9 and other requirements of Section 106.304 without prior notice to
10 Council, and requires that the Mayor shall provide to the Council
11 Auditor, within three working days after the effective date
12 thereof, a copy of written documentation of all transfers of funds
13 made during the applicable fiscal year. For the purposes of
14 clarity, and subject to the remaining requirements of Section
15 106.304, *Ordinance Code*, and the CARES Act, the Mayor's transfer
16 authority authorized in this Section may be used only to fund the
17 costs of the fee moratoriums, rent forgiveness and loan forgiveness
18 as authorized herein.

19 **Section 7. Mortgage, Rent and Utility Relief Program**
20 **grants approved.** By this Ordinance, the City is authorized and
21 directed to issue to individual residents of Duval County the
22 Mortgage, Rent and Utility Relief Program Grants (the "MRU Grants")
23 to residents of Duval County in the amount of \$1,000 to approved
24 applicants in accordance with the criteria attached hereto as
25 **Exhibit 2** and incorporated herein by reference. The criteria
26 include the requirements that: (i) the applicant reside in Duval
27 County; (ii) have an annual household income of \$75,000 or lower at
28 the time of application; (iii) must document employment and salary
29 level as of February 29, 2020; (iv) applicant shall demonstrate
30 that since February 29, 2020 he/she has experienced a reduction in
31 work hours or pay of 25% or more as a direct result of the COVID-19

1 crisis; and (v) the applicant must sign an affidavit certifying the
2 foregoing eligibility criteria.

3 **Section 8. Section 655.503 (Mobility fee requirement,**
4 **certificate, application process and calculation) Fees Temporarily**
5 **Waived.**

6 (a) *Six-Month Waiver Period.* The provisions of Chapter 655
7 (Concurrency and Mobility Management System), Part 5 (Mobility
8 Fee), Section 655.503 (Mobility fee requirement, certificate,
9 application process and calculation) which require the payment of
10 the mobility fee prior to approval of final construction and/or
11 engineering plans under Chapter 320, Ordinance Code, or building
12 permits for single family residential construction, are hereby
13 temporarily waived for the earlier of six (6) months from the
14 effective date of this Ordinance, or such shorter time frame if
15 sooner repealed by Council (the "Six-Month Waiver Period"). In all
16 other respects, Section 655.503 (Mobility fee requirement,
17 certificate, application process and calculation) shall remain in
18 full force and effect. Application for mobility fee calculation
19 certificate, and mobility fee calculation, are still required, and
20 applicants must demonstrate the number of jobs created or retained
21 in connection with the project. The application form for the waiver
22 is attached hereto as **Exhibit 3** and incorporated herein by this
23 reference. The temporary waiver will only be applicable to those
24 mobility fees set forth in a mobility fee calculation certificate
25 issued by the City within the Six-Month Waiver Period. Thus, during
26 the Six Month Waiver Period, and notwithstanding anything to the
27 contrary in Chapter 655, Ordinance Code, approval of final
28 construction and/or engineering plans under Chapter 320, Ordinance
29 Code, or building permits for single family residential
30 construction may be obtained without the obligation to pay the
31 mobility fee set forth in the mobility fee calculation certificate,

1 and construction may thereafter commence.

2 (b) *Additional Three-Month Partial Waiver Period.*

3 An additional three months, providing a waiver of fifty
4 percent (50%) of the calculated mobility fee, is hereby allowed for
5 projects whose final construction and/or engineering plans under
6 Chapter 320, or building permits for single family residential
7 construction, are not ready for approval within the Six Month
8 Waiver Period, but are eligible for approval within an additional
9 three months after the termination of the Six Month Waiver Period
10 (the "Additional Three Month Waiver Period"). Upon payment of 50%
11 of the mobility fee set forth in a mobility fee calculation
12 certificate, the project may be approved and thereafter
13 construction may commence. Upon the termination of the Additional
14 Three-Month Waiver Period, mobility fees shall be charged at the
15 one hundred percent (100%) rate as currently expressed in Section
16 655.503, Ordinance Code.

17 **Section 9. Requirement for Certificate of Occupancy by**
18 **Time Certain.** The waiver of the requirement for payment of a
19 mobility fee for six months, or partial payment for an additional
20 three months is intended to assist the development of projects that
21 would have otherwise been initiated and constructed but for the
22 COVID-19 emergency. Accordingly, the waivers authorized in Section
23 7 above are intended to be tied to the completion of the
24 construction project and obtaining a Certificate of Occupancy (or
25 Final Inspection, as applicable) for that project within a
26 reasonable amount of time. Because of the difference in
27 complexities of development of various types of projects, the
28 following time frames are allowed within which a Certificate of
29 Occupancy or Final Inspection must be obtained, or else the full
30 amount of the mobility fee, as calculated in the mobility fee
31 calculation certificate, shall become immediately due and payable.

1 (a) Single family residential homes and non-single family
2 residential projects that have a value of less than \$1,000,000.00 -
3 no later than twenty-four (24) months from the effective date of
4 this Ordinance.

5 (b) Non-single family residential projects that exceed a
6 value of \$1,000,000.00 - no later than thirty-six (36) months after
7 the effective date of this Ordinance.

8 In determining the value, the project value may include all
9 phases of development associated with the final construction and/or
10 engineering plans or non-single family residential building permits
11 even if not obtained within the same six month temporary partial
12 waiver rate period or within the overall temporary partial waiver
13 period. However, the mobility fee waiver rate percentage will be
14 determined based upon the temporary/partial waiver rate period
15 within which the final construction and/or engineering plans were
16 approved. In the event a certificate of occupancy or final
17 inspection, as applicable, is not obtained within the time frames
18 set forth in subsections (a) and (b) of this Section 8, the entire
19 amount of the mobility fee (less any portion previously paid, if
20 any), as calculated in the mobility fee calculation certificate,
21 shall become immediately due and payable and no certificate of
22 occupancy or final inspection shall be approved until such payment
23 is made in full.

24 **Section 10. Temporary Moratorium Imposed and Duration of**
25 **Moratorium as to certain Building Inspection Permit Fees imposed by**
26 **Section 320.402 (Application for Permit) and Section 320.409**
27 **(Schedule of Permit Fees), each under Part 4 (Permits), Chapter 320**
28 **(General Provisions).** The provisions of Chapter 320 (General
29 Provisions) within the Constructions Regulations and Building
30 Codes, Part 4 (Permits), Section 320.402 (Application for Permit)
31 and Section 320.409 (Schedule of permit fees), that would otherwise

1 require the payment of permit fees, including the following: (1)
2 New buildings, (2) Foundation only, (3) New construction other than
3 buildings, (4) Alterations, (5) Window/door replacement, (6) Moving
4 buildings, (7) Roofing, (8) Swimming pools, (9) Demolition of
5 buildings, (10) Demolition of structures other than buildings, (11)
6 Sign erections, (12) Site clearing with protected trees, (13) Site
7 clearing without protected trees, (14) Removal or relocation of
8 private protected trees, (15) Electrical permit, (16) Plumbing
9 permit, (17) Mechanical permit, and, (18) Miscellaneous fees, are
10 hereby temporarily waived for the earlier of six (6) months from
11 the effective date of this Ordinance, or such shorter time frame if
12 sooner repealed by Council (the "Waiver Period"). Fees related to
13 violations of the Florida Building Code and the renewal permits for
14 off-site signs are specifically not waived or affected by this
15 moratorium.

16 **Section 11. Temporary Moratorium Imposed and Duration of**
17 **Moratorium as to certain Application Fees imposed regarding the**
18 **subdivision of land, the approval and filing of plats, and the**
19 **approval of final engineering plans, as required by Section 654.108**
20 **(Approval of Preliminary Site Plan: Procedures for Approval of**
21 **Preliminary and Final engineering plans for required improvements),**
22 **and Section 654.138(a), (c) and (d) (Fees), each of Chapter 654**
23 **(Code of Subdivision Regulations).** The provisions of Chapter 654
24 (Code of Subdivision Regulations), Section 654.108 (Approval of
25 Preliminary Site Plan: Procedures for Approval of Preliminary and
26 Final engineering plans for required improvements), and Section
27 654.138(a)(c) and (d) (Fees) that would otherwise require payment
28 of application and recording fees for plat review and civil site
29 plan review are hereby temporarily waived for the earlier of six
30 (6) months from the effective date of this Ordinance, or such
31 shorter time frame if sooner repealed by Council (the "Waiver

1 Period"). These fees are referenced in Section 123.102, Ordinance
2 Code, as the "Review Group" within the Planning Department category
3 and consist of the Site Development Review (10-set) Subdivision,
4 and the Site Development Review (10 Set) Non-Subdivision" reviews.
5 Fees related to a violation of the Code of Subdivision Regulations
6 are specifically not waived or affected by this moratorium.

7 **Section 12. Temporary Moratorium Imposed and Duration of**
8 **Moratorium as to certain Application Fees imposed by Section**
9 **744.110 (Street excavations; work in rights-of-way; permit;**
10 **violations, civil penalties, enforcement and abatement), Chapter**
11 **744 (Street Construction Regulations).** The provisions of Chapter
12 744 (Street Construction Regulations), Section 744.110 (Street
13 excavations; work in rights-of-way; permit; violations, civil
14 penalties, enforcement and abatement) that would otherwise require
15 the payment of certain application fees for construction in the
16 public right-of-way, are hereby temporarily waived for the earlier
17 of six (6) months from the effective date of this Ordinance, or
18 such shorter time frame if sooner repealed by Council (the "Waiver
19 Period"). Fees related to a violation of this Chapter 744 are
20 specifically not waived or affected by this moratorium.

21 **Section 13. Temporary Moratorium Imposed and Duration of**
22 **Moratorium as to certain Application Fees imposed by Section**
23 **656.109 (Administration and enforcement; interpretation of Zoning**
24 **Code; administrative deviations), Subpart B (Administration), Part**
25 **1 (General Provisions), Chapter 656 (Zoning Code).** The provisions
26 of Chapter 656 (Zoning Code), Part 1 (General Provisions), Subpart
27 B (Administration), Section 109 (Administration and enforcement;
28 interpretation of Zoning Code; administrative deviations) that
29 would otherwise require payment of certain application fees,
30 including (1) administrative deviations, and (2) Request for
31 Written Interpretation of the Director, are hereby temporarily

1 waived for the earlier of six (6) months from the effective date of
2 this Ordinance, or such shorter time frame if sooner repealed by
3 Council (the "Waiver Period"). Fees related to a violation of the
4 Zoning Code are specifically not waived or affected by this
5 moratorium.

6 **Section 14. Temporary Moratorium Imposed and Duration of**
7 **Moratorium as to certain Application Fees imposed by Section**
8 **656.121 (Initiation of amendments to the Zoning Code), Subpart C**
9 **(Procedures for Rezoning and Amendments to the Zoning Code), Part 1**
10 **(General Provisions), Chapter 656 (Zoning Code).** The provisions of
11 Chapter 656 (Zoning Code), Part 1 (General Provisions), Subpart C
12 (Procedures for Rezoning and Amendments to the Zoning Code),
13 Section 121 (Initiation of amendments to the Zoning Code) that
14 would otherwise require payment of certain application fees,
15 including (1) conventional rezoning, and (2) Planned Unit
16 Development (PUD) rezoning, are hereby temporarily waived for the
17 earlier of six (6) months from the effective date of this
18 Ordinance, or such shorter time frame if sooner repealed by Council
19 (the "Waiver Period"). Fees related to a violation of the Zoning
20 Code are specifically not waived or affected by this moratorium.

21 **Section 15. Temporary Moratorium Imposed and Duration of**
22 **Moratorium as to certain Application Fees imposed by Section**
23 **656.147 (Schedule of Fees), Subpart D (Zoning exceptions, variances**
24 **and waivers, amendments to final order, appeals of written**
25 **interpretations of the director and appeals of final orders of the**
26 **commission), Part 1 (General Provisions), Chapter 656 (Zoning**
27 **Code).** The provisions of Chapter 656 (Zoning Code), Part 1 (General
28 Provisions), Subpart D (Zoning exceptions, variances and waivers,
29 amendments to final order, appeals of written interpretations of
30 the Director and appeals of final orders of the commission),
31 Section 656.147 (Schedule of Fees), that would otherwise require

1 payment of certain application fees including zoning exceptions,
2 zoning variances, zoning waivers, appeals of Written
3 Interpretations of the Director, are hereby temporarily waived for
4 the earlier of six (6) months from the effective date of this
5 Ordinance, or such shorter time frame if sooner repealed by Council
6 (the "Waiver Period"). Fees related to a violation of the Zoning
7 Code are specifically not waived or affected by this moratorium.

8 **Section 16. Temporary Moratorium Imposed and Duration of**
9 **Moratorium as to certain Application Fees imposed by Section**
10 **656.152(b) (Certificate of use application fee), Subpart E**
11 **(Certificates of Use), Part 1 (General Provisions), Chapter 656**
12 **(Zoning Code).** The provisions of Chapter 656 (Zoning Code), Part 1
13 (General Provisions), Subpart E (Certificates of Use), Section
14 656.152(b) (Certificate of use application and fee) that would
15 otherwise require payment of certain application fees are hereby
16 temporarily waived for the earlier of six (6) months from the
17 effective date of this Ordinance, or such shorter time frame if
18 sooner repealed by Council (the "Waiver Period"). Fees related to
19 a violation of the Zoning Code are specifically not waived or
20 affected by this moratorium.

21 **Section 17. Temporary Moratorium Imposed and Duration of**
22 **Moratorium as to certain Application Fees imposed by Section**
23 **656.1206 (Permit Procedure and Criteria for Tree Removal,**
24 **Relocation and Replacement of Protected Trees), Subpart B (Tree**
25 **Protection), Part 12 (Landscape and Tree Protection Regulations),**
26 **(Chapter 656 (Zoning Code)).** The provisions of Chapter 656 (Zoning
27 Code), Part 12 (Landscape and Tree Protection Regulations), Subpart
28 B (Tree Protection), Section 656.1206 (Permit Procedure and
29 Criteria for Tree Removal, Relocation and Replacement of Protected
30 Trees) that require payment of certain application fees relating to
31 the removal, relocation and replacement of protected trees are

1 hereby temporarily waived for the earlier of six (6) months from
2 the effective date of this Ordinance, or such shorter time frame if
3 sooner repealed by Council (the "Waiver Period"). Fees related to a
4 violation of the Zoning Code are specifically not waived or
5 affected by this moratorium.

6 **Section 18. Temporary Moratorium Imposed and Duration of**
7 **Moratorium as to certain Application Fees imposed by Section**
8 **650.413 (Schedule of fees), Part 4 (Amendments to the Comprehensive**
9 **Plan), Chapter 650 (Comprehensive Planning for Future Development).**

10 The provisions of Chapter 650, (Comprehensive Planning for Future
11 Development), Part 4 (Amendments to the Comprehensive Plan),
12 Section 650.413 (Schedule of fees) that would otherwise require the
13 payment of application fees for Large Scale and Small Scale
14 Comprehensive Plan Amendments are hereby temporarily waived for the
15 earlier of six (6) months from the effective date of this
16 Ordinance, or such shorter time frame if sooner repealed by Council
17 (the "Waiver Period"). Fees related to a violation of Chapter 650
18 are specifically not waived or affected by this moratorium.

19 **Section 19. Temporary Moratorium Imposed and Duration of**
20 **Moratorium as to certain Fees imposed by Section 380.303 (Rates for**
21 **Disposal), Part 3 (Garbage Disposal), (Chapter 380 (Solid Waste**
22 **Management).** Chapter 380 (Solid Waste Management), Part 3 (Garbage
23 Disposal), Section 380.303 (Rates for Disposal) that requires
24 payment of certain tipping fees for solid waste disposal are hereby
25 temporarily waived for the earlier of six (6) months from the
26 effective date of this Ordinance, or such shorter time frame if
27 sooner repealed by Council (the "Waiver Period"). The waivers
28 authorized by this Section shall apply solely as to tipping fees
29 charged directly to customers at the Trail Ridge Landfill, and not
30 those fees included in the Solid Waste User Fees. Fees related to a
31 violation of the Chapter 380 are specifically not waived or

1 affected by this moratorium.

2 **Section 20. Temporary Moratorium Imposed and Duration of**
3 **Moratorium as to certain Jacksonville Fire and Rescue Department**
4 **Plan Reviews Fees imposed by Section 123.102 (Fees established),**
5 **Part 1 (In General), Chapter 123 (Public Fees).** Chapter 123 (Public
6 Fees), Part 1 (In General), Section 123.102 (Fees established) that
7 requires payment of certain Fire and Rescue Plan Reviews Fees are
8 hereby temporarily waived for the earlier of six (6) months from
9 the effective date of this Ordinance, or such shorter time frame if
10 sooner repealed by Council (the "Waiver Period"). The Fire and
11 Rescue Plan Reviews Fees being waived by this Section are as set
12 forth on **Exhibit 4** attached hereto and incorporated herein.

13 **Section 21. Temporary Moratorium Imposed on the Collection**
14 **of Rent, Additional Rent, and other sums owed by eligible tenants**
15 **or licensees under any lease or license agreement to which the City**
16 **is a party as landlord or licensor.** The Mayor, or his designee, on
17 behalf of the City, for a period of up to 6 months from the
18 effective date of this Ordinance, may forgive rental payments due
19 from eligible tenants or licensees (individually, a "Tenant" and
20 collectively, "Tenants") pursuant to duly executed lease or license
21 agreement between the Tenant and the City that is in effect as of
22 the effective date of this Ordinance. In order to be eligible for
23 rent forgiveness, a Tenant must make application for rent
24 forgiveness to the City substantially in the form attached hereto
25 as **Exhibit 5** and incorporated herein by this reference, and must
26 provide the documentation and information requested on the
27 application form to demonstrate that its lease or license with the
28 City is not then in a state of default and that it has been
29 negatively impacted financially from COVID-19. The rent forgiveness
30 authorized herein does not waive an eligible Tenant's obligation to
31 make any common area maintenance or other maintenance or other

1 fees, surcharges or payments that may be required to be made to the
2 City pursuant to the terms of the particular lease or license
3 agreement. Short term leases or licenses entered into for the use
4 of the City's sports and entertainment facilities are ineligible to
5 apply for rent forgiveness.

6 **Section 22. Temporary Moratorium Imposed on loan payments**
7 **for eligible borrowers of the City pursuant to existing loan**
8 **documents between the City and the borrower.** The Mayor, or his
9 designee, on behalf of the City, for a period of up to 6 months
10 from the effective date of this Ordinance, may forgive loan
11 payments due from eligible borrowers of the City (individually, a
12 "Borrower" and collectively, "Borrowers") pursuant to duly executed
13 loan documents between a Borrower and the City that are binding and
14 in effect as of the effective date of this Ordinance. In order to
15 be eligible for loan forgiveness, a Borrower must make application
16 for loan forgiveness to the City substantially in the form attached
17 hereto as **Exhibit 5** and incorporated herein by this reference, and
18 must provide the documentation and information requested on the
19 application form to demonstrate that its loan documents with the
20 City are not then in a state of default or that an event which,
21 with the giving of notice or the passage of time, or both, would
22 constitute an event of default under the loan documents has not
23 occurred, and that it has been negatively impacted financially from
24 COVID-19.

25 **Section 23. Temporary Moratorium Imposed and Duration of**
26 **Moratorium as to Section 122.202 (Parking Rates at Municipal**
27 **Parking Lots), Part 2 (Municipal Parking Lots), Chapter 122 (Public**
28 **Property), Ordinance Code.** The City hereby waives the provisions of
29 Section 122.202 (Parking Rates at Municipal Parking Lots), Part 2
30 (Municipal Parking Lots), Chapter 122 (Public Property), *Ordinance*
31 *Code*, in order to authorize the Chief Executive Officer ("CEO") of

1 the Downtown Investment Authority ("DIA") to establish discounted
2 parking rates for current business and individuals users of City-
3 owned parking facilities for a period of not longer than six (6)
4 months of the effective date of this Ordinance, or such time as
5 repealed by Council, whichever shall occur first.

6 (a) Individual users of City-owned parking facilities may
7 apply for a discounted parking rate on the form attached hereto as
8 **Exhibit 6** and incorporated herein by this reference. An individual
9 applicant must demonstrate a salary reduction of 25% or more as a
10 result of the impacts of COVID-19, calculated against the
11 applicant's standard salary as of February 29, 2020. Each approved
12 applicant will receive a rate reduction in the amount of 50% of the
13 parking rate applicable to the applicant as of February 29, 2020.

14 (b) Business users of City-owned parking facilities that are
15 deemed essential and are operating at the time of application are
16 eligible to apply for a discounted parking rate on the form
17 attached hereto as **Exhibit 7** and incorporated herein by this
18 reference. Such applicants must demonstrate financial harm it has
19 suffered as a result of the impacts of COVID-19, and shall be
20 eligible for up to a 50% parking rate reduction based on a ratio of
21 the applicant's demonstrated revenue losses and the existing
22 parking rate at the time of application.

23 (c) Business users of City-owned parking facilities that
24 have been ordered closed as a result of COVID-19 are eligible to
25 apply for a discounted parking rate on the form attached hereto as
26 **Exhibit 8** and incorporated herein by this reference. Such approved
27 applicants shall be eligible for 100% rate forgiveness for each
28 unused space.

29 **Section 24. Temporary Moratorium Imposed and Duration of**
30 **Moratorium as to Section 662.104(b) and (c) (Fees authorized in**
31 **certain instances) Chapter 662 (Library System and Services);**

1 **providing for twelve months retroactive applicability.** The City
2 hereby waives subparagraphs (b) and (c) of Section 662.104 (Fees
3 authorized in certain instances) Chapter 662 (Library System and
4 Services) in order to waive fees imposed on library patrons for the
5 inconvenience and disruption of services caused by the late return
6 of library books and materials, and to replace books and other
7 library materials which have been taken by a patron and not
8 returned within the time prescribed by the Board or upon demand of
9 the Board or an authorized employee. This waiver shall apply
10 retroactively for a period of twelve (12) months from the effective
11 date of this Ordinance.

12 **Section 25. Providing for monthly reporting of CARES Act**
13 **grant fund expenditures to Council.** The Mayor, or his designee,
14 shall provide monthly written reports to Council and the Council
15 Auditors regarding the expenditure of all CARES Act grant funds
16 appropriated herein.

17 **Section 26. Approving and Authorizing a Grants**
18 **Administration Agreement with Fidelity National Information**
19 **Services, Inc.** There is hereby approved, and the Mayor and
20 Corporation Secretary are authorized to enter into an agreement
21 ("Agreement") between the City and Fidelity National Information
22 Services, Inc. ("FIS"), substantially in the form placed **On File**
23 with the Legislative Services Division. Pursuant to the Agreement,
24 FIS will provide pay cards in the amount of \$1,000 each for the
25 City to provide to grant recipients under the MRU Program.

26 **Section 27. Invoking the exception to Section 126.107(g),**
27 **Ordinance Code.** The City is hereby authorized to enter into the
28 Agreement with Fidelity National Information Services, Inc. for the
29 purposes described in Section 25. Pursuant to Section 126.107(g)
30 (Exemptions), Part 1 (General Regulations), Chapter 126
31 (Procurement Code), *Ordinance Code*, such procurement is exempted

1 from competitive solicitation because the supplies or services are
2 to be provided by those specifically prescribed within authorizing
3 legislation that appropriates the same. With the exception of the
4 foregoing, all other provisions of Chapter 126, *Ordinance Code*,
5 shall remain in full force and effect.

6 **Section 28. Oversight Department.** The Finance and
7 Administration Department and Office of Economic Development shall
8 provide oversight for the Program, and the Downtown Investment
9 Authority shall provide oversight regarding parking rates as set
10 forth in Section 22 herein.

11 **Section 29. Requesting Emergency Passage Upon Introduction**
12 **pursuant to Council Rule 4.901.** Emergency passage of this
13 legislation is requested upon introduction. The nature of the
14 emergency is that the negative health and economic impacts of
15 COVID-19 are ongoing and immediate economic assistance will assist
16 in maintaining the viability of businesses and financial needs of
17 the citizens of Duval County impacted by COVID-19.

18 **Section 30. Effective Date.** This ordinance shall become
19 effective upon signature by the Mayor or upon becoming effective
20 without the Mayor's signature.

21 Form Approved:

22
23 /s/ John Sawyer

24 Office of General Counsel

25 Legislation prepared by: John Sawyer

26 GC-#1362913-v1-2020-235-E.docx
27
28
29
30
31

1

2