

LEGISLATIVE FACT SHEET

DATE: 05/03/21

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

SPONSOR: Parks, Recreation and Community Services Department
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentation: Daryl T. Joseph

Provide Name: Daryl T. Joseph, Director

Contact Number: 255-7903

Email Address: djoseph@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.)

Authorization to draft legislation and execute new lease between the City and the Jacksonville Symphony Association.

APPROPRIATION: Total Amount Appropriated n/a 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 Fundin	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 type="checkbox"/>	<input checked="" type="checkbox"/>	Justification of Emergency: If yes, explanation must include detailed nature of emergency.
			<input type="text"/>
Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.
			<input type="text"/>
Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Note: If yes, note must include explanation of all-year subfund carryover language.
			<input type="text"/>
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.
Contract / Agreement Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	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?
			Parks, Recreation and Community Services will provide oversight. OGC will draft new lease based on negotiations between City/Jacksonville Symphony
Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Attachment: If yes, attach appropriate RC/BT form(s).
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.
			<input type="text"/>
Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.
			<input type="text"/>
Related Enacted Ordinances?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	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.
			2016-0157

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

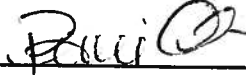
ACTION ITEMS:

	Yes	No	
Continuation of Grant?	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	Attachment: If yes, attach appropriate form(s).
Reporting Requirements?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	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

Director: 
(signature)

Date: 5-5-21

Prepared By: 
(signature)

Date: 5/5/21

ADMINISTRATIVE TRANSMITTAL

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

Thru: Daryl T. Joseph, Director, Parks, Recreation and Community Services Department
(Name, Job Title, Department)
Phone: 255-7903 E-mail: DJoseph@coj.net

From: Daryl T. Joseph, Director, Parks, Recreation and Community Services Department
Initiating Department Representative (Name, Job Title, Department)
Phone: 255-7903 E-mail: djoseph@coj.net

Primary Contact: Daryl T. Joseph, Director, Parks, Recreation and Community Services Department
(Name, Job Title, Department)
Phone: 255-703 E-mail: djoseph@coj.net

CC: Leeann Krieg, Director of Intergovernmental Affairs, Office of the Mayor
Phone: 255-5015 E-mail: leeannk@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To:

Phone: _____ E-mail: _____

From:

Initiating Council Member / Independent Agency / Constitutional Officer

Phone: _____ E-mail: _____

Primary

Contact: _____
(Name, Job Title, Department)

Phone: _____ E-mail: _____

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

(291) 5-10-2021

City of Jacksonville, Florida



ONE CITY. ONE JACKSONVILLE.

May 5, 2021

MEMORANDUM

Daryl Joseph, Director
Parks, Recreation and Community Services Department
214 N Hogan Street, 4th Floor
Jacksonville, FL 32202
(904) 255-7903
www.coj.net

**APPROVED BY:
MAYOR'S BUDGET
REVIEW COMMITTEE**

DATE _____ *MAY 10 2021*

TO: Brian Hughes, Chairman
Mayor's Budget Review Committee

FROM: Daryl Joseph, Director *[Signature]*

RE: **Approval Request for Legislation Authorization for a Lease with the Jacksonville Symphony**

The Parks, Recreation and Community Services Department (PRCS) respectfully requests authorization to submit legislation to enter into a new lease agreement with the Jacksonville Symphony. Current lease expires June 30, 2021.

If you need further information, please contact Daryl Joseph at 904-255-7903.

DJ/rh

Attachments:
White Paper
Legislative Fact Sheet

MBRC Request

Legislation Request for new lease agreement with Jacksonville Symphony Whitepaper

May 3, 2021

Background

The City and the Jacksonville Symphony Association entered into the current lease on June 30, 2016 for the lease term July 1, 2016 through June 30, 2021.

The City recognizes the benefit to the community for the Jacksonville Symphony to continue to operate from the downtown centralized location of the Performing Arts Center located at 300 West Water Street.

Recommended Action

The Parks, Recreation and Community Services Department (PRCS) respectfully requests approval to submit legislation to enter into a new lease agreement with the Jacksonville Symphony Association.

1 Introduced by the Council President at the request of the Mayor and
2 amended by the Finance Committee:
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4

5 **ORDINANCE 2016-157-E**

6 AN ORDINANCE APPROVING AND AUTHORIZING THE
7 MAYOR, OR HIS DESIGNEE, AND CORPORATION
8 SECRETARY TO EXECUTE AND DELIVER THAT CERTAIN
9 LEASE AGREEMENT BETWEEN THE CITY OF
10 JACKSONVILLE ("LANDLORD") AND THE JACKSONVILLE
11 SYMPHONY ASSOCIATION, INC. ("TENANT") FOR
12 PREMISES WITHIN THE PERFORMING ARTS CENTER,
13 LOCATED AT 300 WEST WATER STREET,
14 JACKSONVILLE, FLORIDA 32202 FOR A TERM OF FIVE
15 YEARS AT AN INITIAL MONTHLY BASE RENTAL RATE
16 OF \$7,507.24 COMMENCING JULY 1, 2016;
17 PROVIDING FOR OVERSIGHT BY THE OFFICE OF
18 SPORTS AND ENTERTAINMENT; PROVIDING AN
19 EFFECTIVE DATE.
20

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

22 **Section 1. Lease agreement approved and execution**
23 **authorized.** There is hereby approved, and the Mayor, or his
24 designee, and Corporation Secretary are hereby authorized to
25 execute and deliver, that certain Lease Agreement between the City
26 of Jacksonville ("Landlord") and the Jacksonville Symphony
27 Association, Inc. ("Tenant"), in substantially the same form as has
28 been placed **Revised On File** with the Office of Legislative
29 Services. Said lease is for premises within the Performing Arts
30 Center, located at 300 West Water Street, Jacksonville, Florida
31 32202 for a term of five years, at an initial monthly base rental

1 rate of \$7,507.24 commencing July 1, 2016. In addition, such
2 monthly rental rate shall be subject both to an annual increase and
3 also to an annual rent abatement in the event Tenant exceeds
4 certain thresholds for the number of paid single tickets sold.

5 **Section 2. Oversight.** The Office of Sports and
6 Entertainment shall oversee the project described herein.

7 **Section 3. Effective Date.** This ordinance shall become
8 effective upon signature by the Mayor or upon becoming effective
9 without the Mayor's signature.

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Form Approved:

 /s/ Paige Hobbs Johnston

Office of General Counsel

Legislation prepared by James R. McCain, Jr.

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CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY



JEFFREY R. CLEMENTS
Chief of Research
(904) 630-1377

117 West Duval Street
City Hall, Suite 425
Jacksonville, FL 32202
FAX (904) 630-3403

Bill Type and Number: Ordinance 2016-157

Introducer/Sponsor(s): Council President at the request of the Mayor

Date of Introduction: February 23, 2016

Committee(s) of Reference: F, TEU

Date of Analysis: February 25, 2016

Type of Action: Lease authorization; designation of oversight agency

Bill Summary: The bill authorizes the execution of a revised and renewed lease agreement between the City and the Jacksonville Symphony Association for the symphony's use of the Times-Union Center for the Performing Arts for a period of 5 years. The Office of Sports and Entertainment is designated as the City's oversight agency for the contract.

Background Information: The symphony has leased Jacoby Symphony Hall and additional spaces in the Times-Union Center (symphony administration offices, musicians' lounge, ticket office, music library, conductor's dressing room, chorus rehearsal room, instrument storage room) since 2001 when the Civic Auditorium was renovated and expanded into the Times-Union Center for the Performing Arts. The latest lease approved by City Council covered the period from July 2010 through June 2013 and has continued on the same terms since its expiration.

The new lease is for 5 years at a base monthly rental rate of \$7,507.24, which increases each October 1st thereafter by an inflation factor (the CPI for the preceding year for All Urban Consumers – South Urban Area). The symphony is eligible for an annual rent abatement based on the number of single tickets sold (excluding season ticket packages), ranging from a \$3,000 abatement for 27,000 paid single tickets sold to a \$9,000 abatement for 33,000 or more paid single tickets sold. The lease incorporates new naming rights and sponsorship provisions for interior portions of the facility from which the Symphony will retain all revenues. The City retains the rights to the revenues from naming and/or sponsorship rights to the entire building. The agreement provides that the Symphony will provide the City with 20 complimentary tickets to each event (subject to performer contractual requirements). The agreement provides that the Symphony may utilize a caterer of its choice to provide food and beverages for its patrons in conjunction with symphony events, and must use SMG's caterer for events with an attendance of 100 or more.

Policy Impact Area: Public facility lease

Fiscal Impact: The base monthly rental rate is \$7,507.24, with an annual inflation factor and a provision for rent abatement based on number of single tickets sold.

Analyst: Clements

LEGISLATIVE FACT SHEET

DATE: 02/16/16

BT or RC No: _____
(Administration Bills)

SPONSOR: Sports & Entertainment Office
(Department/Division/Agency/Council Member)

PURPOSE/SUMMARY:

The Sports and Entertainment Office seeks approval of the Jacksonville Symphony Lease.

APPROPRIATION: Total Amount Appropriated: \$0.00 as follows:

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

Name of Federal Funding Source: _____ Amount: _____

Name of State Funding Source: _____ Amount: _____

Name of City of Jax Funding Source: _____ Amount: _____

Name of In-Kind Contribution: _____ Amount: _____

Name of Bond Acct: _____ Amount: _____

Bond Account Number: _____

IMPACT - FINANICIAL / OTHER:

ACTION ITEMS:

	Yes	No	
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Justification of Emergency: <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
Federal or State Mandates?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	(Attach CIP Form(s))
Contract / Agreement (C/A) Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	(Attach a copy)
C/A Negotiations On-going?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Oversight Department Required?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Name of Dept.: <u>Sports & Entertainment</u>
Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	(Attach a copy)
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Identify Code: _____
Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Identify Code: _____
Continuation of Grant?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	(Attach a copy)
Related Enacted Ordinances?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Ordinance #: _____
Report Required to City Council or Council Auditors?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Date: _____ Frequency: _____

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Roselyn Chall, Budget Office, St. James Suite 325

Cc: Allison Korman Shelton, Director of Intergovernmental Affairs, Office of the Mayor

From: Dave Herrell, Sports & Entertainment Officer - Sports & Entertainment Office

(Name, Job Title, Department)

Phone: 904-630-3497

E-mail: DHerrell@coj.net

Contact Joey Bergman, Operations Coordinator- Sports & Entertainment Office

Person: (Name, Job Title, Department)

Phone: 904-630-3600

E-mail: JBergman@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman, Office of General Counsel, St. James Suite 480

Phone: 630-4647

E-mail: psidman@coj.net

From: _____

(Name, Job Title, Department)

Phone: _____

E-mail: _____

Contact _____

Person: (Name, Job Title, Department)

Phone: _____

E-mail: _____

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

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