

City of Jacksonville

*117 W. Duval Street
Jacksonville, FL 32202*



Meeting Minutes

Monday, February 5, 2024

2:00 PM

**Council Chamber
1st Floor, City Hall**

Rules Committee

Terrance Freeman, Chair

Randy White, Vice Chair

Ken Amaro

Michael Boylan

Joe Carlucci

Rahman Johnson (Excused Late Arrival: 2:09 PM)

Chris Miller

Legislative Assistant: Steven Libby

Council Auditor's Office: Trista Carraher

Council Research: Colleen Hampsey

Office of General Counsel: Carla Lopera

Administration: Bill Delaney

Meeting Convened: 2:00 PM

Meeting Adjourned: 4:45 PM

Present: 7 - Chair Terrance Freeman, Vice Chair Randy White, Council Member Ken Amaro, Council Member Joe Carlucci, Council Member Rahman Johnson, Council Member Chris Miller and Council Member Michael Boylan

Attendance:

CP Salem - 2024-40, 2024-45, & 2024-46

CM Arias - Visiting

CM Howland - 2024-45 & 2024-46

Item/File No.	Title History
1. <u>2023-0307</u>	<p>ORD-MC re the Jax Police & Fire Pension Board of Trustees; Amend Sec 22.12 of the Charter of the COJ; Prov for Codification Instructions (Hodges) (Co-Introduced by CP Freeman at Req of Jax Police & Fire Pension Board of Trustees & CM White) (Co-Sponsor CM Pittman)</p> <p>5/9/23 CO Introduced: R, F 5/15/23 R Read 2nd & Rerefer 5/16/23 F Read 2nd & Rerefer 5/23/23 CO PH Read 2nd & Rerefer Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601- 5/23/23</p> <p>DEFER</p>
2. <u>2024-0031</u>	<p>ORD Approp \$229,962.47, in Grant Funds Awarded by the U.S. Election Assistance Commission Through the FL Dept of State, Div of Elections, to Provide Reimbursement to the City for the Costs of Purchasing Goods &/or Svcs for Voting Technology Upgrades or Enhancements; Prov for Carryover of Funds; Prov Oversight by SOE (B.T. 24-022) (Dillard) (Req of Mayor)</p> <p>1/10/24 CO Introduced: R, F 1/16/24 R Read 2nd & Rerefer 1/17/24 F Read 2nd & Rerefer 1/23/24 CO PH Read 2nd & Rerefer Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/23/24</p> <p>DEFER</p>

AMENDMENT

- 1. Revise appropriation year to FY 22/23 and amount to \$227,891.50 to reflect final grant award**
- 2. Include language authorizing the execution of the grant agreement**
- 3. Strike carryover language**
- 4. Attach Revised Exhibit 1 (BT) to correct appropriation amount, year, and accounts**
- 5. Place Revised Memorandum of Agreement on file to include missing attachments**
- 6. Correct scrivener's errors**

- **As amended, appropriates \$227,891.50 in grant funds received from the State of Florida Division of Elections in September 2023**
- **Grant funds were used to reimburse the City for voting equipment and security monitoring services purchased in FY 22/23**

Jerry Holland, Supervisor of Elections, asked for deferral of the bill pending further consultation with OGC and the Council Auditor about needed security expenditures other available grant funding.

3. [2024-0032](#) ORD Approp \$1,139,658.14 (\$1,100,000.00 from the Traffic Signalization - Countywide Proj & \$39,658.14 from the Countywide Intersection Imp - Intersection Proj) to the Projs Titled Monument Rd at Regency Square Blvd Intersection & ITS Improvements, Arlington Rd at Oakwood Dr Intersection Improvements & St. Johns Bluff at Bahia/Theresa Intersection Improvements; Amend the 24-28 5-Yr CIP Appvd by ORD 2023-505-E to Reflect this Approp of Funds to the Projs (B.T. 24-038) (Dillard) (Req of Mayor) (Co-Sponsor CM Clark-Murray)
 1/10/24 CO Introduced: R, F, TEU
 1/16/24 R Read 2nd & Rerefer
 1/17/24 F Read 2nd & Rerefer
 1/17/24 TEU Read 2nd & Rerefer
 1/23/24 CO PH Read 2nd & Rerefer
 2/5/24 R Withdraw 6-0
 2/6/24 F Withdraw 7-0
 2/6/24 TEU Withdraw 5-0
 Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/23/24

WITHDRAW

Aye: 6 - Freeman, White, Amaro, Johnson, Miller and Boylan

4. [2024-0038](#) ORD Appropriating \$200,000 From a Designated Contingency Acct to the Subsidies & Contributions to Private Orgs Acct to Prov Funding to Springfield Preservation & Revitalization Council, Inc. (SPAR), for the Springfield Cleanup Corps Prog Described Herein; Prov for Carryover to FY 24-25; Invoking the Exemption in Sec 126.107(g) (Exemptions), Pt 1 (General Regulations), Ch 126 (Procurement Code), Ord Code, to Allow for a Direct Contract With SPAR; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Ch 118 (City Grants), Ord Code, to Allow for a Direct Contract With SPAR; Waiving Sec 118.602 (Responsibility), Pt 6 (Cultural Service Grant Program), Ch 118 (City Grants), Ord Code, to Auth Award of this Funding to SPAR in Addition to Cultural Service Grant Funding Awarded by the Cultural Council; Apv, & Auth the Mayor, or Her Desig, & the Corp Sec to Execute & Deliver on behalf of the City an Agrmt btwn the City & SPAR For the Prog; Prov for Oversight by the Grants & Contracts Compliance Div of the Finance & Admin Dept (Staffopoulos) (Introduced by CM Miller) (Co-Sponsors CMs Peluso & Howland)
 1/10/24 CO Introduced: NCSPHS, R, F
 1/16/24 NCSPHS Read 2nd & Rerefer
 1/16/24 R Read 2nd & Rerefer
 1/17/24 F Read 2nd & Rerefer
 1/23/24 CO PH Read 2nd & Rerefer
 2/5/24 NCSPHS Approve 7-0
 2/5/24 R Approve 7-0
 2/6/24 F Approve 6-0
 Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

6. [2024-0040](#) ORD Prov Forgiveness to the Boselli Foundation, Inc., a FL Not-for-profit Corp, for Non-Compliance with the Reporting Requirements of Sec 118.201 (Release of Appropriations), Pt 2 (Disbursement of City Grants), Ch 118 (City Grants), Ord Code; Auth the Council Auditor to Remove the Boselli Foundation from the Chapter 118 Non-Compliance List; Prov for City Oversight by the Office of Grants & Contract Compliance (Brown) (Introduced by CM Salem) (Co-Sponsors CMs Freeman & Arias)
 1/10/24 CO Introduced: R, F
 1/16/24 R Read 2nd & Rerefer
 1/17/24 F Read 2nd & Rerefer
 1/23/24 CO PH Read 2nd & Rerefer
 2/5/24 R Approve 8-0
 2/6/24 F Approve 6-0
 Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

APPROVE

Aye: 8 - Freeman, White, Amaro, Carlucci, Johnson, Miller, Boylan and Salem

- **Boselli Foundation was placed on the Non-Compliance List on 8/29/17 for failing to provide an audit for the period ending April 30, 2017 and subsequently failed to provide an audit for the period ending April 30, 2018**

CP Salem explained the bill. CM Freeman asked for a list of organizations on the non-compliance list. Mr. Peterson said he will provide the list to the committee, which consists of roughly 30 nonprofits. CM Johnson asked about forgiveness for other entities on the list, specifically as related to seven nonprofits that applied for mini-grants from the Safety and Crime Reduction Commission.

CM Freeman asked to be added as a co-sponsor.

7. [2024-0041](#) ORD-MC Amend Sec 111.920 (Homelessness Initiatives Special Revenue Fund), Pt 9 (Neighborhood Development), Ch 111 (Special Revenue and Trust Accounts), Ord Code, to Prov for Funding of Homelessness Initiatives through Certain Economic Development Agrmt Incentives (Staffopoulos) (Introduced by CM J. Carlucci) (Co-Sponsors CMs Carlucci, Boylan, Arias, Amaro, Pittman, Freeman, Lahnen, Clark-Murray, Gaffney, Jr., Howland & Carrico)
 1/10/24 CO Introduced: NCSPHS, R, F
 1/16/24 NCSPHS Read 2nd & Rerefer
 1/16/24 R Read 2nd & Rerefer
 1/17/24 F Read 2nd & Rerefer
 1/23/24 CO PH Read 2nd & Rerefer
 2/5/24 NCSPHS Approve 7-0
 2/5/24 R Approve 7-0
 2/6/24 F Approve 5-0-1 (Pittman)
 Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

Scrivener's

Pg. 2, line 25: insert "to" before "be"

• Amends Code Sec. 111.920 (Homelessness Initiatives Special Revenue Fund) to:

1) Allow for disbursements from the Fund at the request of the Director of the Department charged with overseeing the initiative for which funding is sought (subject to appropriation by Council)

2) Designate funding for homelessness initiatives to be equal to 4% of approved economic development incentives located outside the boundaries of an established Community Redevelopment Area approved during previous calendar year to be included in next annual budget (similar to JUMP apprenticeship and workforce training programs dedicated 1%)

• Based on the economic development incentives approved in calendar year 2023, a total of \$1,240,000 would need to be appropriated in the FY 24/25 budget for the Homelessness Initiatives Special Revenue Fund (from General Fund revenues or other designated funds)

CM Freeman expressed excitement that this initiative is moving forward. CM J. Carlucci said it is much needed.

8. [2024-0043](#) ORD Approp \$75,000 From a Designated Contingency Acct Within the Gen Fund to the Subsidies & Contributions to Private Orgs Acct Within the KHA Fund to Prov Funding to Elevate Jax Inc. for the Elevate Jacksonville at Westside High School Prog Described Herein; Amend the 3rd Revised Schedule M to Ord 2023-511-E; Invoking the Exemption in Sec 126.107(g) (Exemptions), Pt 1 (General Regulations), Ch 126 (Procurement Code), Ord Code, to Allow for a Direct Contract With Elevate Jax; Waiving the Requirements of Sec 77.111(a) (Provider Contracts), Ch 77 (Kids Hope Alliance), Ord Code, to Exempt the Svc to be Provided by Elevate Jax From Competitive Procurement; Apv, & Auth the Mayor, or Her Desig, & the Corp Sec, &/or the CEO of KHA to Execute & Deliver an Agrmt btwn the City or KHA & Elevate Jax for the Prog (Staffopoulos) (Introduced by CM Carrico) (Co-Sponsors CMs Freeman, Miller & Johnson)
- 1/10/24 CO Introduced: NCSPHS, R, F
 1/16/24 NCSPHS Read 2nd & Rerefer
 1/16/24 R Read 2nd & Rerefer
 1/17/24 F Read 2nd & Rerefer
 1/23/24 CO PH Read 2nd & Rerefer
 2/5/24 NCSPHS Amend/Approve 7-0
 2/5/24 R Amend/Approve 7-0
 2/6/24 F Amend/Approve 6-0
 Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

AMEND/APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

AMENDMENT

1. Correct scrivener's errors
2. Attach revised Exhibit 1 (BT) to correct account information

- Appropriates \$75,000 from a designated contingency account that was established as part of the FY 23/24 budget process to provide funding to Elevate Jacksonville Inc.
- Funding will be used to pay for the salary and benefits of a teacher-mentor and the partial cost of a site coordinator for the 2023-2024 school year at Westside High School who will teach accredited elective classes that focus on building character and life skills
- Waives the requirement in Sec. 77.111(a) that KHA provider contracts shall be competitively procured under Chapter 126, Ordinance Code, via an evaluated bid process in order to direct contract with Elevate Jacksonville

CM Boylan said the Council has been devolving in recent years to more and more district-specific projects being funded out of contingency accounts outside of the normal appropriation process. He recommends developing a formal process to make this happen in a transparent and consistent way without the need for so many waivers. CM Freeman explained the difference between the City and School Board fiscal years and the good work this program does.

9. [2024-0044](#) ORD re Ch 745 (Addressing & Street Naming Regulations) Ord Code; to Re-name Weaver Rd Extending From Ave "B" to a Dead End as "Charlie E. McClendon Road" in Council Dist 8; Recognizing the Achievements of Charlie E. McClendon; Waiver of Sec 745.105 (i)(2), Ord Code, Which Requires That the Honoree Be Deceased for at Least 5 Yrs; Directing the Legislative Services Div to Forward This Ord to the Planning & Dev Dept for Processing, Implementation, & Coordination With the Public Works Dept, Traffic Engineering Div, 911 Emergency, Fire & Rescue Dept, the Post Office & Other Affected Agencies & Orgs (Pollock) (Introduced by CM Pittman) (Co-Sponsor CM Amaro)
 - 1/10/24 CO Introduced: NCSPHS, R, TEU
 - 1/16/24 NCSPHS Read 2nd & Rerefer
 - 1/16/24 R Read 2nd & Rerefer
 - 1/17/24 TEU Read 2nd & Rerefer
 - 1/23/24 CO PH Read 2nd & Rerefer
 - 2/5/24 NCSPHS Withdraw 7-0
 - 2/5/24 R Withdraw 7-0
 - 2/6/24 TEU PH Withdraw 5-0
 - TEU PH Pursuant to Ch 745 Ord Code - 2/6/24
 - Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

WITHDRAW

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

10. [2024-0045](#) ORD-MC Amend Sec 112.307 (Claims & Suits Brought Against the City for Monetary Relief), Pt 3 (Settlement of Claims & Suits by & Against City), Ch 112 (Claims by & Against City), Ord Code, & Sec 128.313 (Settlement of Claims), Subpt C (Settlement & Special Counsel), Pt 3 (Self-insurance Program), Ch 128 (Risk Management Program), Ord Code, to Require Notice to & Appvl by Any Constitutional Officer of Any Settlement of Claims Brought Against Such Individual, Their Agency or Any of Their Employees for Whom Coverage is Provided Pursuant to Sec 128.104, Ord Code, or for Which Settlement is Auth Pursuant to Sec 112.307, Ord Code; Prov for Severability; Prov for Codification Instructions (Young) (Req of Sheriff) (Co-Sponsors CMs Howland, Miller, Arias, J. Carlucci, Amaro, Lahnen, Freeman, White & Carrico)
1/10/24 CO Introduced: R, F
1/16/24 R Read 2nd & Rerefer
1/17/24 F Read 2nd & Rerefer
1/23/24 CO PH Read 2nd & Rerefer
2/5/24 R Amend/Approve 6-1 (Johnson)
2/6/24 F Amend/Approve 8-0
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

AMEND/APPROVE

Aye: 6 - Freeman, White, Amaro, Carlucci, Miller and Boylan

Nay: 1 - Johnson

AMENDMENT

- 1. Clarify language in Sec. 128.313 regarding approval of employees**
- 2. Correct scrivener's errors**
- 3. Revise language in Sec. 128.313 to**
 - a) exclude claims for workers' compensation or property damage and**
 - b) clarify that only employees acting within the course and scope of their employment can approve settlements**
- 4. Amend Sec. 128.408 to reference applicable approvals required in Sec. 112.307 and 128.313**
- 5. Add provision requiring Council approval for settlements in which Risk Management and the applicable Constitutional Officer disagree**

- Amends Code Sec. 128.313 to require written approval of the appropriate Constitutional Officer (Sheriff, Clerk of Court, Property Appraiser, Tax Collector, or Supervisor of Elections) or their employees for all settlements of claims against them or their employees, regardless of amount (claims arising from any of the risks covered by the City's Self-Insurance Program – i.e. personal injury and property damage cases)**
- Amends Code Sec. 112.307 to require written approval of the appropriate Constitutional Officer (Sheriff, Clerk of Court, Property Appraiser, Tax Collector, or Supervisor of Elections) for settlements over \$10,000 (claims and suits against the City, whether in litigation or not, that are not covered by the Self-Insurance Program)**

AUDITOR COMMENTS/CONCERNS:

- Requiring approval of a Constitutional Officer adds another layer to what is currently a business decision made by experts in the field of risk management that is designed to promote fiscal responsibility and protect the City**
- Unfavorable financial outcomes resulting from the decision to go to trial versus settle will ultimately be borne by the City, not the applicable Constitutional Officer**
- The City maintains excess insurance coverage for claims in excess of the self-insured retention amount. Per Risk Management, there may be negative impacts to the City's excess insurance coverage (such as denial of coverage or increased rates) if Constitutional Officers are required to approve settlements.**
- As proposed, the legislation does not provide the same settlement approval rights to**
 - 1) individual Council Members, who are also Constitutional Officers**
 - 2) City employees not reporting to a Constitutional Officer**

Trista Carraher, Auditor's Office, explained the amendment. CM White asked to be added as a co-sponsor.

There was a lengthy discussion on this bill, which pertains to a Code amendment to grant constitutional officers the authority to approve settlements of liability claims made against their agency/the City.

CM Howland spoke in support of the bill, and called it a 'common sense' bill.

Lara Mattina, JSO, said that a recent settlement of a suit against the City, naming JSO, was made without the Sheriff's consultation making codification of approval necessary. She spoke of the degradation of public trust, and the defamation of the officer involved. She said that Risk Management is not equipped to quantify reputational losses.

Gaby Young, OGC, explained White floor amendment #1.

CVP White offered floor amendment #1 that removes worker's compensation and property damage claims from the purview of constitutional officers approval, leaving only general liability claims.

The White amendment #1 was approved by a voice vote 6-1 (CM Johnson opposed)

Anna Brosche, CFO, spoke about the claim settlement process and sovereign immunity. Ms. Brosche noted that per Ordinance Code, the Risk Manager has the authority to settle claims against the City. She acknowledged that there was a communication issue on this particular claim settlement that will not re-occur. Ms. Brosche indicated that the written approval from constitutional officers is the problem with this bill. She talked about compromised insurability, increased legal and insurance costs, and insurance concerns associated with shifting settlement approval to the constitutional officers. She talked about the potential increase of premiums, cancellation of coverage, and the risk of disclosure of private information and methods. She proposed constitutional officers conveying their concurrence or non-concurrence instead of approval/disapproval.

CM Boylan asked the Auditors if the amendment fixes their concerns. Mr. Peterson said it addresses some but not all of the Auditor's concerns.

CP Salem noted a disconnection with the Administration and the Sheriff because no notice was given on the monument removal.

CM J. Carlucci asked about average settlement claims for JSO, and contributions to the risk management fund by JSO. He shared his doubts that coverage will be cancelled.

Mr. Peterson explained that JSO doesn't generate funds, the money for their claims come from the general fund and flow to JSO and then to Risk Management.

Tracy Flynn, Risk Manager, spoke about the City's excess liability insurance.

Josh Becksmith and Brenda Lewis-Lipscomb, Brown and Brown, talked about the adjudication of claims and the number of firms that provide coverage to large municipalities. Mr. Becksmith mentioned increases in 'nuclear verdicts' in last 5 years.

CM Amaro suggested constitutional officer collaboration in the settlement process, but not approval authority. He expressed concerns that approval authority of one individual could negatively impact consequences of claims.

Jerry Holland, SOE, said that the bill addresses something that is not a systemic problem. He said that constitutional officers should not be responsible for deciding on settlements using public funds, and that they should be part of the conversation but not the deciding party.

CM Johnson talked about the potential risks of veto authority for constitutional officers. Ms. Mattina disputed the threat of veto authority and said it would be handled at the ballot box if misused. CM

Johnson expressed opposition 1 person having veto power over settlements.

CM Boylan talked about exposure to individual officers and whether officers would be involved in making settlement choices. Sheriff Waters spoke about how settlement decisions are made. Sean Granatt, OGC said officers give their input on settlement decisions.

CM Freeman asked about other cities and the unique nature of consolidated government. He asked who decides to go to trial versus settling. Mr. Granatt said that decision is made by Risk Management, the CFO, and OGC. CM Freeman asked about the legal costs for trials, which depends if an employee was acting in good faith in duties of their job. Mr. Granatt said if the City thinks the employee acted properly within the scope of their job, the City defends the employee. If the jury finds the employee guilty and rules they did not act properly within their scope, the employee is liable for the judgment. CM J. Carlucci said the City should litigate more and settle less, if there is evidence of no wrong doing.

CM White asked Jerry Holland if he is OK with the proposed amendment. Mr. Holland said it's a good solution because it involves the constitutional officer in the process, which is most important.

CVP White offered floor amendment #2 for city council to make the final decision on liability claim settlements if the CFO, Risk Manger and Constitutional Officer do not agree. Ms. Young talked about Sunshine Law implications, and shade meetings associated with litigation discussions. The White floor amendment #2 was approved by a voice vote 6-1 (Johnson opposed).

All 3 amendments will be rolled into 1 Rules amendment.

11. [2024-0046](#) ORD-MC Amend Ch 106 (Budget & Accounting Code), Pt 4 (Fiscal Management), Subpt E (Miscellaneous Provisions), Sec 106.441 (Acceptance of Gifts, Donations, Etc.) Ord Code, to Limit the Use of Monetary & In-Kind Gifts or Donations for Capital Improvement Projs & Any Other Purposes Without Council Approp; Amend Ch 113 (Gifts to City), Ord Code, Pt 1 (Major Monetary Donations), Secs 113.101 (Scope) & 113.102 (Acceptance), & Part 2 (Non-major Monetary Donations), Secs 113.201 (Scope) & 113.202 (Acceptance), Ord Code, to Include In-Kind Donation of Goods or Svcs & Require City Council Approp; Prov Codification Instructions (Teal) (Introduced by CMs Salem, Gay, Howland, Miller & White) (Co-Sponsor CM Arias)
 1/10/24 CO Introduced: R, F
 1/16/24 R Read 2nd & Rerefer
 1/17/24 F Read 2nd & Rerefer
 1/23/24 CO PH Read 2nd & Rerefer
 2/5/24 R Substitute/Approve 7-1 (Johnson)
 2/6/24 F Substitute/Approve 7-1 (Pittman)
 Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 1/23/24

SUBSTITUTE/APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Miller, Boylan and Salem

Nay: 1 - Johnson

Scrivener's

1. Pg. 1, line 8: strike "GITS" and insert "GIFTS"
2. Pg. 2, line 1: strike ellipses
3. Pg. 2, line 4: strike extra period
4. Pg. 2, line 5: capitalize "chapter"
5. Pg. 3, lines 11 and 12: capitalize "sections"
6. Pg. 3, line 20: after "donation" insert "equal or"
7. Pg. 4, line 22: capitalize "section"

AS SUBSTITUTED:

- Amends Code Sec. 106.441 (Acceptance of gifts, donations, etc.) to prohibit the Mayor from accepting a donation without Council approval if the donation involves:
 - 1) the alteration, relocation, demolition, or removal of any portion of a statute, obelisk, or monument
 - 2) services for capital improvements, including, but not limited to capital improvements identified in the CIP
- Amends Code Sec. 111.105 to prohibit the Parks Director from using funding or in-kind services donated under the Parks Trust Fund for the demolition, alteration, relocation, or removal of any portion of a statue, obelisk or monument
- Amends Code Chapter 113 (Gifts to City) to:
 - 1) Allow the Mayor to accept in-kind services donations without Council approval except for the following:
 - a) In-kind services for capital improvements
 - b) In-kind services that include the demolition, alteration, relocation, or removal of any portion of a statue, obelisk, or monument
 - c) In-kind services with a monetary value exceeding \$100,000
 - 2) Allows the Mayor to execute contracts regarding in-kind services that do not require prior Council approval
 - 3) Allows the Mayor to recognize donors
- Amends Code Chapter 122, Part 6 (Capital Improvement Plan) to:
 - 1) Amend the definition of a capital improvement project to include the "removal, alteration, demolition, rehabilitation" of a capital asset
 - 2) Require a donation agreement and prior Council approval of an in-kind services donation for a Capital Improvement Project
- Amends Code Chapter 126 (both current language and prospectively) to require prior Council approval for in-kind services awards or contracts that required Council approval pursuant to Sec. 106.441 and Ch. 113, Part 5

CP Salem spoke on behalf of this bill and explained that it is necessary for future Mayors and to protect council's right to appropriate funds.

Lawsikia Hodges, OGC, explained the substitute.

CM Johnson suggested that the bill be deferred to allow time for additional amendments. CP Salem indicated he was ready to move forward with bill and not defer.

There was some discussion about executive powers.

The substitute was approved by a voice vote 6-1 (CM Johnson opposed).

- 12. [2024-0048](#) RESO Conf the Appt of Lake G. Ray III as a Member of the TRUE Commission, Filling a Seat Formerly Held by Gregory O. Rachal, Pursuant to Ch 57, Ord Code, for a 1st Full Term Ending 6/30/26 (Hampsey) (Introduced by CP Salem) (Co-Sponsors CMs Miller & Pittman)
 1/10/24 CO Introduced: R
 1/16/24 R Read 2nd & Rerefer
 1/23/24 CO Read 2nd & Rerefer
 2/5/24 R Withdraw 7-0

WITHDRAW

Aye: 7 - Freeman, White, Amaro, Carlucci, Miller, Boylan and Salem

Excused: 1 - Johnson

- 13. [2024-0049](#) RESO Conf the Mayor’s Appt of Lisa Strange Weatherby, a Duval County Resident, to the JHA, Replacing Andre Green, Pursuant to Sec 51A.103 (Appointment, Qualifications, & Tenure of Commissioners; Hiring of Employees), Ch 51A (Jacksonville Housing Authority), Ord Code, for a 1st Full Term to Exp 9/16/26 (Wilson) (Req of Mayor) (Co-Sponsors CMs Peluso & Pittman)
 1/10/24 CO Introduced: R
 1/16/24 R Read 2nd & Rerefer
 1/23/24 CO Read 2nd & Rerefer
 2/5/24 R Approve 6-0

APPROVE

Aye: 6 - Freeman, White, Amaro, Carlucci, Miller and Boylan

Excused: 1 - Johnson

APPOINTMENT

- 14. [2024-0050](#) RESO Conf the Mayor’s Appt of Teresa Kinstle as Div Chief of Fire Training Pursuant to Sec 31.402 (Division Chief), Pt 4 (Fire Training Division), Ch 31 (Fire & Rescue Department), Ord Code (Wilson) ((Req of Mayor) (Co-Sponsors CMs Clark-Murray, White, Freeman, Boylan & Miller)
 1/10/24 CO Introduced: R
 1/16/24 R Read 2nd & Rerefer
 1/23/24 CO Read 2nd & Rerefer
 2/5/24 R Approve 8-0

APPROVE

Aye: 8 - Freeman, White, Amaro, Carlucci, Johnson, Miller, Boylan and Salem

APPOINTMENT

CMs White, Freeman, Boylan and Miller asked to be added as co-sponsors.

15. [2024-0051](#) RESO Conf the Mayor's Reappt of Bernard E. Smith, a Duval County Resident, to the Jacksonville Housing Finance Authority in Accordance with Sec 52.106 (Membership; Terms; Renewal; Vacancy; Etc), Ch 52 (Jacksonville Housing Finance Authority), Ord Code, for a 2nd Full Term Expiring on 11/30/27 (Hodges) (Req of Mayor)
 1/10/24 CO Introduced: R
 1/16/24 R Read 2nd & Rerefer
 1/23/24 CO Read 2nd & Rerefer
 2/5/24 R Amend/Approve 7-0

AMEND/APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

REAPPOINTMENT

Has attended 26 of 26 or 100% of meetings during first full term of 12/10/19 – 11/30/23

AMENDMENT

1. Revise term end date to 6/30/27
2. Correct scrivener's errors

16. [2024-0052](#) RESO Conf the Mayor's Appt of Ali Marar, a Duval County Resident, to the Jax Housing & Comm Dev Commission, Representing the Local Planning Agency, Replacing David J. Hacker, Pursuant to Sec 34.203 (Jacksonville Housing & Community Development Commission; Commission Members), Pt 2 (Housing & Community Development Division), Ch 34 (Neighborhoods Department), Ord Code, for a 1st Full Term to Exp 11/30/27 (Wilson) (Req of Mayor)
 1/10/24 CO Introduced: R
 1/16/24 R Read 2nd & Rerefer
 1/23/24 CO Read 2nd & Rerefer

DEFER

APPOINTMENT

Scrivener's

Pg. 1, line 25: correct spelling

This item was deferred due to the absence of the appointee.

Bill Delaney said Mr. Marar is intended to be the Planning Commission member on the board and was interviewed by the Rules Committee when was appointed to that body 5 months ago; he may not need to come to the committee again. Merriane Lahmeur, Chief of Legislative Services, said he does need to be interviewed again. Carla Lopera said the Code specifically says the interview is to take place at the Rules Committee, not at a City Council meeting.

17. [2024-0069](#) ORD Amend Sec 2 of ORD 2021-838-E Which Established a Dependent Special Dist Known as the “Baymeadows Community Improvement District” (BCID); Amend BCID Charter Sec 2 to Auth Issuance of Bonds; Deleting the Limit on Annual Adjustments to Assessments; Rev the Updated Annual Maxims for Assessments; Adding & Incorporating by Reference the Proposal Special Assessment Allocation Report; Removing the Ex Officio Requirement; Amend the Initial Election Date (Bowles) (Introduced by CM Arias)
1/23/24 CO Introduced: NCSPHS, R, F
2/5/24 NCSPHS Read 2nd & Rerefer
2/5/24 R Read 2nd & Rerefer
2/6/24 F Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 2/13/24

READ 2ND & REREFER

18. [2024-0073](#) ORD Approp \$122,091.00 in Fund Bal from the Environmental Protection Fund to Assist in the Ecological Restoration of Hogans Creek by Prov Funding to Groundwork Jacksonville, Inc. for a Water Quality Credit Pilot Proj in the Branches Off of Hogans Creek; Prov a Carryover of Funds thru 9/30/25; Invoking the Exception of Sec 126.107(g) (Exemptions), Ch 126 (Procurement Code), Ord Code, to Direct Contract With Groundwork Jacksonville, Inc.; Apv & Auth the Mayor, or Her Desig, & the Corp Sec to Execute & Deliver That Certain Funding Agrmt btwn the City & Groundwork Jacksonville, Inc.; Waiving Sec 110.112 (Advance of City Funds; Prohibition Against), Pt 1 (the City Treasury), Ch 110 (City Treasury), Ord Code, to Allow for a Partial Advance Payment by the City; Prov for City Oversight by the Neighborhoods Department, Environmental Quality Div; Req Annual Reports & a Final Report to Jacksonville Environmental Protection Board (B.T. 24-054) (Dillard) (Req of Mayor) (Co-Sponsor CM Clark-Murray)
1/23/24 CO Introduced: R, F, TEU, JWC
2/5/24 R Read 2nd & Rerefer
2/6/24 F Read 2nd & Rerefer
2/6/24 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 2/13/24

READ 2ND & REREFER

19. [2024-0076](#) ORD Conf the Appt of Amber J. Sahbudak, as a Member of the PSG Council, Filling a Seat Formerly Held by Sherry Jackson, Pursuant to Sec 80.102 (Composition; Member Qualifications; Terms; Annual Training Requirement; Responsibilities), Ch 80 (Public Service Grant Council), Ord Code, for a Partial Term to Exp on 12/31/24, Followed by a First Full Term to Exp on 12/31/27; Waiving CR 4.1101 (Appearance Before Committee), Council Rules, as to the Requirement That the Appointee, Prior to Confirmation, Shall Appear Before the Comm to Which Consideration of the Appt Has Been Referred; Req Emergency Passage Upon Intro (Wilson) (Req of Mayor)
1/23/24 CO Introduced: R
2/5/24 R Emergency/Amend/Approve 7-0
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 2/13/24

EMERGENCY/AMEND/APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

APPOINTMENT

AMENDMENT

1. Change to one cycle emergency
2. Correct name of person being replaced to Ryan Ertel
3. Correct term to first full term ending 12/31/26
4. Correct residency to Clay County and establish appointee's substantial business and/or philanthropic interest in Duval County
5. Include waiver of Sec. 50.102(c) requiring the bill sponsor to appear before the Rules Committee prior to the appearance of the appointee
6. Remove Council Rules waiver

- A one cycle emergency has been requested so that the appointee can participate in member training and the grant process.
- Waives Council Rule 4.1101 (Appearance Before Committee) which requires the appointee to appear before the Rules Committee prior to confirmation (Note: this waiver was included because this bill was filed as an emergency upon introduction. This bill is now moving as a one-cycle emergency and the waiver is not required if the appointee attends the 2/5 Rules Committee meeting).
- A waiver of Code Sec. 50.102(c) is necessary since the appointee is not a resident of Duval County and the bill sponsor did not appear before the Rules Committee at a meeting separate and prior to the appearance of the appointee to establish and debate the requirements of the substantial business and/or philanthropic contribution of the appointee and/or the reason for the waiver of the requirements of Section 50.102.

CM Freeman requested a list of board appointees who are non-Duval residents. Trista Carraher, Auditor's Office, explained the amendment and emergency request.

20. [2024-0077](#) ORD Conf the Appt of Nicole Hamm, as a Member of the PSG Council, With Grant Experience, Replacing Dogan Tozoglu, Pursuant to Sec 80.102 (Composition; Member Qualifications; Terms; Annual Training Requirement; Responsibilities), Ch 80 (Public Service Grant Council), Ord Code, for a 1st Term to Exp on 12/31/26; Waiving CR 4.1101 (Appearance Before Committee), Council Rules, as to the Requirement That the Appointee, Prior to Confirmation, Shall Appear Before the Committee to Which Consideration of the Appt Has Been Referred; Req Emergency Passage Upon Intro (Wilson) (Req of Mayor) (Co-Sponsors CMs Clark-Murray, Johnson & Carlucci)
1/23/24 CO Introduced: R
2/5/24 R Emergency/Amend/Approve 7-0
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 2/13/24

EMERGENCY/AMEND/APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

APPOINTMENT

AMENDMENT

1. Change to one cycle emergency
2. Remove Council Rules waiver

- A one cycle emergency has been requested so that the appointee can participate in member training and the grant process.
- Waives Council Rule 4.1101 (Appearance Before Committee) which requires the appointee to appear before the Rules Committee prior to confirmation (Note: this waiver was included because this bill was filed as an emergency upon introduction. This bill is now moving as a one-cycle emergency and the waiver is not required if the appointee attends the 2/5 Rules Committee meeting).

Trista Carraher, Auditor's Office, explained the amendment and the emergency request.

21. [2024-0078](#) ORD Appt Wen Raiti, a Duval County Resident, as a Member of the Better Jax Plan Financial Admin Comm, as a Private Citizen Member, Pursuant to Sec 761.107, Ord Code, for a 1st Full Term Ending 3/31/28; Waiving Sec 761.107 (Committees), Ch 761 (The Better Jax Plan), Ord Code, as to the Requirement That Citizen Members Reside Within the City of Jax (Hampsey) (Introduced by CM Salem) (Co-Sponsor CM Johnson)
1/23/24 CO Introduced: R
2/5/24 R Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 2/13/24

READ 2ND & REREFER

22. [2024-0084](#) RESO Honoring & Commending Mandarin High School for Its Recent Academic & Athletic Accomplishments (Webb) (Introduced by CMs Boylan & Carrico) (Co-Sponsors CMs Freeman, Miller, Lahnen, Johnson, White & Amaro)
1/23/24 CO Introduced: R
2/5/24 R Approve 7-0

APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

Scrivener's

Pg. 2, line 3: strike "Miami University" and insert "University of Miami"

CMs Johnson, White and Amaro asked to be added as co-sponsors.

23. [2024-0085](#) RESO Conf the Appt of Andrea Letizia as a Member of the TRUE Commission, Filling a Seat Formerly Held by Carter Jones, Pursuant to Ch 57, Ord Code, for a Partial Term Ending 6/30/24 (Hampsey) (Introduced by CP Salem) (Co-Sponsor CM Johnson)
1/23/24 CO Introduced: R
2/5/24 R Read 2nd & Rerefer

READ 2ND & REREFER

24. [2024-0086](#) RESO Conf the Appt of Pablo Diaz De Sandi as a Member of the Public Service Grant Council, Pursuant to Sec 80.102, Ord Code, Replacing Beth C. Mixson, for a 1st Full Term Ending 12/31/25; Req 1 Cycle Emergency Passage (Hampsey) (Introduced by CP Salem)
1/23/24 CO Introduced: R
2/5/24 R Emergency/Approve 8-0

EMERGENCY/APPROVE

Aye: 8 - Freeman, White, Amaro, Carlucci, Johnson, Miller, Boylan and Salem

APPOINTMENT

• **A one cycle emergency has been requested so that the appointee can participate in the upcoming selection of the Public Service Grant Council chairperson.** Ms. Carraher explained the emergency.

25. [2024-0087](#) RESO Conf the Mayor's Appt of Brandon Cornellier, a Duval County Resident, to the Construction Trades Qualifying Brd as a Roofing Contractor Rep, Replacing Ralph Anthony Decicco, Pursuant to Sec 62.101 (Board Established), Ch 62 (Construction Trades Qualifying Brd), Ord Code, for a Partial Term to Exp on 9/30/24, Followed by a 1st Full Term to Exp on 9/30, /27 (Wilson) (Req of Mayor)
1/23/24 CO Introduced: R
2/5/24 R Read 2nd & Rerefer

READ 2ND & REREFER

26. [2024-0088](#) RESO Conf the Mayor's Appt of Tina Ahn Pham, a Duval County Resident & a for-profit Provider of Affordable Housing, as a Member of the JHCD Comm, Replacing Curtis L. Hart, Pursuant to Sec 34.203 (Jacksonville Housing & Comm Dev Comm; Comm Members), Pt 2 (Housing & Comm Dev Div), Ch 34 (Neighborhoods Dept), Ord Code, for a Partial Term to Exp on 11/30/24, Followed by a 1st Full Term to Exp on 11/30/2028 (Wilson) (Req of Mayor)
1/23/24 CO Introduced: R
2/5/24 R Read 2nd & Rerefer

READ 2ND & REREFER

27. [2024-0089](#) RESO Conf the Mayor's Reappt of Ercia L. Moore, a Duval County Resident, to the JHCD Comm, Pursuant to Sec 34.203 (Jacksonville Housing & Comm Dev Comm; Comm Members), Pt 2 (Housing & Comm Dev Div), Ch 34 (Neighborhoods Dept), Ord Code, for a 2nd Full Term to Exp on 11/30/26 (Wilson) (Req of Mayor)
1/23/24 CO Introduced: R
2/5/24 R Read 2nd & Rerefer

READ 2ND & REREFER

28. [2024-0090](#) RESO Conf the Mayor's Appt of Tracy Thompson, a Duval County Resident, to the Construction Trades Qualifying Brd as an Apartment Industry Rep, Replacing Kristine Millerschone, Pursuant to Sec 62.101 (Brd Established), Ch 62 (Construction Trades Qualifying Brd), Ord Code, for a 1st Full Term to Exp on 9/30/25 (Wilson) (Req of Mayor)
1/23/24 CO Introduced: R
2/5/24 R Read 2nd & Rerefer

READ 2ND & REREFER

29. [2024-0091](#) ORD Conf the Mayor's Appt of Linda King, as a Member of the Public Service Grant Council, Filling a Seat Formerly Held by Brad Goodwin, Pursuant to Sec 80.102 (Composition; Member Qualifications; Terms; Annual Training Requirement; Responsibilities), Ch 80 (Public Service Grant Council), Ord Code, for an Initial Term to Expire on 12/31/25, Followed by a 1st Full Term to Expire on 12/31/28; Waiving Council Rule 4.1101 (Appearance Before Committee), Council Rules, as to the Requirement That the Appointee, Prior to Confirmation, Shall Appear Before the Committee to Which Consideration of the Appt Has Been Referred; Req 1-Cycle Emergency Passage (Wilson) (Req of Mayor)
1/23/24 CO Introduced: R
2/5/24 R Emergency/Amend/Approve 7-0
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 2/13/24

EMERGENCY/AMEND/APPROVE

Aye: 7 - Freeman, White, Amaro, Carlucci, Johnson, Miller and Boylan

APPOINTMENT**AMENDMENT**

- 1. Correct term to first full and second full term**
- 2. Remove Council Rules waiver**

- **A one cycle emergency has been requested so that the appointee can participate in member training and the grant process.**
- **Waives Council Rule 4.1101 (Appearance Before Committee) which requires the appointee to appear before the Rules Committee prior to confirmation (Note: this waiver is not required if the appointee attends the 2/5 Rules Committee meeting).**

Trista Carraher, Auditor's Office, explained the amendment and the emergency request.

Public comment: Carol Eichley said she strongly favors the 2024-69 BCID amendment ordinance.

NOTE: The next regular meeting will be held Tuesday, February 20, 2024.

*******Note: Items may be added at the discretion of the Chair.*******

Pursuant to the American with Disabilities Act, accommodations for persons with disabilities are available upon request. Please allow 1-2 business days notification to process; last minute requests will be accepted; but may not be possible to fulfill. Please contact Disabled Services Division at: V 904-255-5466, TTY-904-255-5476, or email your request to KaraT@coj.net.

Minutes: Colleen Hampsey, Council Research
CHampsey@coj.net 904.255.5151
Posted: 2.8.24 5:00 pm