

# **City of Jacksonville**

*117 W Duval St  
Jacksonville, FL 32202*



## **Meeting Minutes**

**Tuesday, December 3, 2019**

**2:00 PM**

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

### **Rules Committee**

*Joyce Morgan, Chair  
Rory Diamond, Vice Chair  
Michael Boylan  
Matt Carlucci  
Randy DeFoor  
Brenda Priestly Jackson  
Sam Newby*

*Legislative Assistant: Jessica Smith  
Legislative Assistant: Crystal Shemwell  
Deputy General Counsel: Peggy Sidman  
Research Asst.: Richard Distel  
Administration: Jordan Elsbury  
Council Auditor's Office: Trista Carraher*

If a person decides to appeal any decision made by the Council with respect to any matter considered at such meeting, such person will need a record of the proceedings, and for such purposes, such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

**Meeting Convened: 2:00 PM**

**Meeting Adjourned: 2:42 PM**

**NOTE: The next regular meeting will be held Tuesday, January 7, 2020**

**Item/File No.**

**Title History**

- 1.     [2019-0693](#)   ORD-MC Regarding JEA; Amend Sec 21.07 (Fiscal & Budgetary Functions), Article 21 (JEA), City Charter, to create a New Subsection M to provide for a sharing of dividends to JEA customers based on JEA’s change in net position. (Sidman)(Introduced by CM Dennis)  
9/24/2019 CO Introduced: TEU, F, R  
9/30/2019 TEU Read 2nd & Rerefer  
10/1/2019 F Read 2nd and Rerefer  
10/1/2019 R Read 2nd and Rerefer  
10/8/2019 CO PH Addnl Read 2nd and Rerefered;TEU,F,R  
Public Hearing Pursuant to Chapt 166, F.S.& to Sec. 21.11, City Charter & CR 3.601 – 10/8/19 & 11/12/19

DEFER

Pursuant to  
Section 21.11  
City Charter  
Public Hearing

2. [2019-0725](#) ORD-MC Amend Sec 120.203 (Contributions: Refund of Contributions), Pt.2(Gen Employees Retirement Plan), Chapt. 120 (Gen Employees & Corrections Officers Pension Plans & all Employees Defined Contribution Retirement Plans), Ord Code, to provide for payment of JEA's unfunded actuarial accrued liability upon JEA recapitalization event; Making amendment contingent upon recapitalization event for a sunset date . (Sidman) (Introduced by CM Carlucci)  
10/8/2019 CO Introduced: TEU, F, R  
10/14/2019 TEU Read 2nd & Rerefer  
10/15/2019 F Read 2nd & Rerefer  
10/15/2019 R Read 2nd & Rerefer  
10/22/2019 CO PH Read 2nd and Rerefered;TEU,F,R  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 -10/22/19

DEFER

At the request of  
CM Carlucci

3. [2019-0785](#) RESO Appt Mark Devereaux as a Member of the Jax Waterways Commission, Replacing Steven C. Davis, PH.D., as a General Public Rep. for a Partial Term to Exp. 12/31/2022 (Sidman) (Introduced by CP Wilson)  
10/22/2019 Introduced: R  
11/5/2019 R Read 2nd and Rerefer  
11/12/19 CO Read 2nd and Rerefered;R

DEFER

At the request  
of the Appointee

4. [2019-0805](#) ORD-MC Amend Chapt 602 (Jax Ethics Code), Pt 4 (Conflicts of Interest), Sub Pt A. (Conflicting Relationships), Sec 602.401 (Misuse of Position, Information, Resources etc.) Ord Code to Insert "Independent Contractor" in Subsecs (A) thru (D) as addtn'l group subj to Sec 602.401; Amend Sec 602.411 to change design from "Head of the Unit of Government" to Jacksonville City Council as Authority to issue Exemptns from Post-Emplymt restrictions in Sec 602.411. (Pollock) (Req. of Jax Ethics Commission)(Co-Sponsored by CM Carlucci, Hazouri & Morgan  
11/12/19 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO PH Read 2nd & Rereferred;R  
12/3/2019 R Amend/Approve 7-0  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –11/26/19

AMEND/APPROVE

**CM Diamond detailed his amendment which was handed out to the Council Members. The amendment changes the language of the legislation and will allow for more checks and balances. Kirby Oberdorfer, Ethics Office, said that she has seen the amendment and Carla Miller, Director of Ethics Office, has spoken with CM Diamond about the amendment and she is supportive of its aim.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### AMENDMENT

**Change the designation to the head of the unit of government concerned with the matter, Executive Director of the Office of Ethics, Compliance and Oversight or their designee, and the City Council President or their designee as the authority to issue exemptions from post-employment restrictions in Code Sec. 602.411.**

5. [2019-0820](#) RESO Conf Appt of Bernard E. Smith to the Jacksonville Housing Finance Auth., Replacing William I. (Tripp) Gulliford, III, for 1st Full Term to Exp 11/30/23.(Sidman) (Req of Mayor)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rereferred;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### APPOINTMENT

6. [2019-0821](#) RESO Conf Reappt of Joann Manning to the Jacksonville Human Rights Commission for 2nd Full Term to Exp 12/31/22.(Sidman) (Req of Mayor)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### REAPPOINTMENT

**Has attended 12 out of 13 meetings or 92%**

7. [2019-0822](#) RESO Conf Reappt of Oliver J. Barakat to the Downtown Investment Authority Brd for 2nd Full Term Exp 6/30/23. (Sidman) (Introduced by CP Wilson)(Co-Sponsored by CM Hazouri, Carlucci & Salem)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### REAPPOINTMENT

**Has attended 49 out of 50 meetings or 98%**

8. [2019-0824](#) RESO Conf Reappt of Brad Goodwin to the Public Service Grant Council for 1st Full Term to Exp 12/31/22. (Sidman) (Req of Mayor)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### REAPPOINTMENT

**Has attended 9 out of 11 meetings or 82%**

9. [2019-0825](#) RESO Conf Reappt of Mary "Marcie" Turner to the Public Service Grant Council for 2nd Full Term to Exp 12/31/22. (Sidman) (Req of Mayor)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

### REAPPOINTMENT

**Has attended 35 out of 36 meetings or 97%**

10. [2019-0826](#) RESO Conf Reappt of Joshua Garrison to the Planning Commission as an At-Large Rep for 2nd Full Term to Exp 10/1/22. (Sidman) (Req of Mayor) (Co-Sponsored by CM Salem)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

### REAPPOINTMENT

**Has attended 56 out of 58 meetings or 97%**

11. [2019-0827](#) RESO Conf Appt of Adam Hoyles to the Environmental Protection Brd Replac Dr. Lucinda B. Sonnenberg for 1st Full Term to Exp 9/30/23. (Sidman) (Req of Mayor)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

### APPOINTMENT

12. [2019-0828](#) RESO Conf Reappt of Imani A. Boykin to the Jacksonville Ethics Commission for 1st Full Term to Exp 12/31/22. (Pollock) (Req of Jacksonville Ethics Commission)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

### REAPPOINTMENT

Has attended 8 out of 11 meetings or 73%

13. [2019-0829](#) RESO Conf Appt of Nicole Padgett to the Jacksonville Transportation Authority (JTA), Replacing Jeanne M. Miller for 1st Full Term exp 5/31/23. (Sidman) (Req of Mayor) (Co-Sponsored by CM Salem)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

### APPOINTMENT

14. [2019-0830](#) RESO Conf Reappt of Charles Griggs to the Jax Housing Authority (JHA), for 2nd Full Term to expire 9/16/23. (Sidman) (Req of Mayor) (Co-Sponsored by CM Salem)  
11/12/2019 CO Introduced: R  
11/19/2019 R Read 2nd & Rerefer  
11/26/2019 CO Read 2nd & Rerefered;R  
12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**REAPPOINTMENT**

Has attended 29 out of 32 meetings or 91%

**Scrivener's**

**Pg. 1, lines 8 and 17: strike "Section" and insert "Chapter"**

15. [2019-0831](#) RESO Conf Reappt of Jamie Shelton to the Jax Port Authority (JPA) for 2nd Full Term exp 9/30/23. (Sidman) (Req of Mayor) (Co-Sponsored by CM Newby & Salem)  
 11/12/2019 CO Introduced: R  
 11/19/2019 R Read 2nd & Rerefer  
 11/26/2019 CO Read 2nd & Rerefered;R  
 12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**REAPPOINTMENT**

Has attended 25 out of 28 meetings or 89%

16. [2019-0857](#) RESO Conf Appt of Keith Powers as Dir of Fire & Rescue Dept of COJ; Prov Retroactive Salary increase to \$160,000.00 Effective 6/1/19. (McCain) (Req of Mayor) (Co-Sponsored by CM's Hazouri & Boylan)  
 11/26/2019 CO Introduced: R  
 12/3/2019 R Read 2nd & Rerefer

READ 2ND & REREFER

**CM Boylan asked to be added as a co-sponsor.**

17. [2019-0858](#) RESO Conf Reappt of Ray Alfred to Jax Aviation Authority for 2nd Full Term Exp 9/30/23. (Sidman) (Req of Mayor)  
 11/26/2019 CO Introduced: R  
 12/3/2019 R Read 2nd & Rerefer

READ 2ND & REREFER

18. [2019-0859](#) RESO Conf Appt of Beth Leaptrott, P.E., to Environmental Protection Board, Replac Bobby L. Baker for 1st Full Term Exp 9/30/23. (Sidman) (Req of Mayor)  
 11/26/2019 CO Introduced: R  
 12/3/2019 R Read 2nd & Rerefer

READ 2ND & REREFER



- 19. [2019-0860](#) RESO Honoring Shawana Boyer for Winning 2019 2nd Runner up Ms. World International, Winning the 2019 most Stylish Award, & for being a Pillar of the Local Fashion & Business Communities. (Baltiero) (Introduced by CM Dennis) (Co-Sponsored by CM's Morgan, DeFoor, Carlucci, Diamond & Pittman) 11/26/2019 CO Introduced: R 12/3/2019 R Approve 7-0

APPROVE

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

- 20. [2019-0861](#) RESO Honoring & Commemorating Life of Racecar Driver Wendell Scott for Breaking Racial Barriers as 1st African American Nascar Driver & Winner of 1964 Jacksonville 200 Race. (Baltiero) (Introduced by CM Dennis) (Co-Sponsored by CM's Morgan, Hazouri, Pittman, R. Gaffney, DeFoor, Carlucci, Diamond, Newby & Freeman) 11/26/2019 CO Introduced: R 12/3/2019 R Approve 7-0

APPROVE

**CM Newby asked to be added as a co-sponsor.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

**Scrivener's**

- 1. Pg. 1, line 15: strike "stems" and insert "stemmed"
- 2. Pg. 2, line 7: strike "that"
- 3. Pg. 2, line 24: strike "is" and insert "in"

- 21. [2019-0862](#) RESO Appt W. Marc Hardesty P.E., to Jax Waterways Commission, Replac Stephen C. Swann, for 1st Full Term Exp 12/31/22. (Sidman) (Introduced by CP Wilson) 11/26/2019 CO Introduced: R 12/3/2019 R Read 2nd & Rerefer

READ 2ND & REREFER

22. [2019-0864](#) RESO Strongly Opposing the Passage of House Bill 653 which would prohibit Municipal Electric Utilities from using specified revenues to Finance General Governmental Functions: Directing Legislative Svcs. to circulate the Reso to the FL. Legislature; Requesting Emergency Passage Upon Introduction (Johnston)(Introduced by CM Carlucci) (Co-Sponsored by CM's Ferraro, Freeman, Priestly Jackson, Newby, DeFoor, Morgan, Hazouri & Dennis)  
 11/26/2019 CO Introduced:TEU,F,R  
 12/02/2019 TEU Emergency/Amend/Approve 7-0  
 12/03/2019 F Emergency/Amend/Approve 7-0  
 12/3/2019 R Emergency/Amend/Approve 7-0

EMERGENCY/  
 AMEND/  
 APPROVE

**CM Priestly Jackson, Morgan, DeFoor and Newby asked to be added as co-sponsors. CM Carlucci gave some background to the legislation which would strongly oppose the passage of House Bill 653.**

**Aye:** 7 - Morgan, Diamond, Boylan, Carlucci, DeFoor, Priestly Jackson and Newby

#### **AMENDMENT**

1. Clarify language concerning JEA assessments
2. Revise emergency language to one-cycle

#### **Concern:**

**If House Bill 653 became law and it is determined to apply to Jacksonville, JEA would no longer be allowed to contribute to the City General Fund from the electric system. Under the current agreement, this would create a hole in the budget of approximately \$94 million per year. It could impact the current fiscal year as its effective date is July 1, 2020.**

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

#### **Attendance:**

NOTE: 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.

Rollcall

**Present:** 7 - Chair Joyce Morgan, Vice Chair Rory Diamond, Council Member Michael Boylan, Council Member Matt Carlucci, Council Member Randy DeFoor, Council Member Brenda Priestly Jackson and Council Member Sam Newby

Minutes: Richard Distel, Council Research Assistant  
rdistel@coj.net 904-255-5140  
Posted December 6, 2019 3:00 p.m