

City of Jacksonville

117 W Duval St
Jacksonville, FL 32202



Meeting Minutes

Tuesday, June 2, 2020

2:00 PM

Virtual Meeting

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: Juliette Williams
Deputy General Counsel: Peggy Sidman
Research Asst.: Colleen Hampsey
Administration: Rachel Zimmer
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: 3:59 PM

Attendance:

CM Bowman (2020-0276)

CM Dennis (2020-0149)

Item/File No.

Title History

1. [2020-0149](#) RESO Conf Appt of Ercia L. Moore to Jax Housing & Community Dev Commission, Pursuant to Sec 34.203, Ord Code, Replac Teresa Durand-Stuebben for 1st Full Term to Exp 11/30/2022. (Sidman) (Req of Mayor)
2/25/20 CO Introduced: R
3/3/20 R Read 2nd & Rerefer
3/10/20 CO Read 2nd & Rereferred: R
3/17/20 R Meeting Cancelled COVID-19/Emergency-No Action
3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action
6/2/20 R Approve 7-0

APPROVE

CM Carlucci emphasized the importance of effective inspections of public housing.

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

APPOINTMENT

2. [2020-0150](#) RESO Conf Appt of Charles B. Garrison as a Discreet Citizen Rep to Environmental Protection Board, Replac Gabriel Dupree, Pursuant to Sec 73.101, Ord Code for Partial Term to Exp 9/30/2020. (Sidman) (Req of Mayor)
2/25/20 CO Introduced: R
3/3/20 R Read 2nd & Rerefer
3/10/20 CO Read 2nd & Rereferred: R
3/17/20 R Meeting Cancelled COVID-19/Emergency-No Action
3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action
6/2/20 R Approve 7-0

APPROVE

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

APPOINTMENT

3. [2020-0222](#) RESO Conf Appt of Jill C. Enz as Chief of Natural & Marine Resource
Div of City of Jax's Dept of Parks Recreation & Community Svcs
(McCain) (Req of Mayor)
4/14/20 CO Introduced: R
4/21/20 R Read 2nd & Rerefer
4/28/20 CO Read 2nd and Rereferred;R

DEFER (At request of the Administration)

4. [2020-0244](#) ORD MC-Concerning Equal Opportunity & Expanding the Citys' Equal Rights Laws to Prohibit Discrimination based upon Sexual Orientation or Gender Identity, Amend Sec. 60.105 (Functions, Powers & Duties), Ord Code; Amend Sec. 400.101 (Statement of Policy), Ord Code; Amend Chapt 402 (Equal Employment Opportunity), Ord Code; Amend Chapt 406 (Public Accommodations), Ord Code; Amend Chapt 408 (Fair Housing), Ord Code; Provide Legislative Intent; Provide for Exemption for Religious Institutions & Small Employers; Provide for Single-Sex Facilities & Dress Code; Amend Sec.'s 402.401, 402.402, 406.403 and 408.801 (G), Ord Code, to eliminate imprisonment as a penalty; Provide for interpretation; Auth the OGC to make codification changes (Sidman) (Introduced by CM Bowman)(Co-Sponsored by CM Cumber, Carlucci, Hazouri, Diamond, Priestly Jackson, Pittman & Morgan)
5/12/20 CO Introduced: NCSPHS, F, R
5/18/20 NCSPHS Read 2nd & Rerefer
5/19/20 F Read 2nd & Rerefer
5/19/20 R Read 2nd & Rerefer
5/26/20 CO PH Read 2nd & Rerefer; NCSPHS, F, R
6/1/20 NCSPHS Sub/Approve 5-2 (Newby, White)
6/2/20 F Sub/Approve 7-0
6/2/20 R Sub/Approve 6-1 (Newby)
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 5/26/20

SUB/APPROVE

(NCSPHS SUBSTITUTE)

There was some discussion about this bill. Peggy Sidman, Office of General Counsel, explained that the substitute changes the formatting of the ordinance but not the substance or content. Jason Teal, Office of General Counsel explained that the 2017 law is in effect, but has been deemed unenforceable because of improper adoption (in relation to state defined formatting). CM Boylan asked about the validity of the legislation, which according to the Human Rights Commission has been cited by a few grievances in employment and housing discrimination claims. There have been zero claims as to the law violating any religious liberties. CM Morgan said she requested a report from JSO regarding children and bathroom abuse as a result of the legislation but it has not been received yet. It was also stated that both the original version, and the current version (which are substantively the same) include exclusions for religious organizations.

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

Aye: 6 - Morgan, Diamond, Boylan, Carlucci, DeFoor and Priestly Jackson

Nay: 1 - Newby

As substituted:

- **Defines and codifies definition of religious organization (Sect. 6 of 2020-244)**
 - o **Code Sections: 402.107(r); 406.104(k); 408.105(s)**
- **Clarifies and codifies religious exemption as to sexual orientation and gender identity. (Sect. 6 of 2020-244)**
 - o **Code Sections: 402.209(d); 406.302(f); 408.202(b)**
- **Codifies exemption for single sex restrooms/dress code (Sect. 8 of 2020-244)**
 - o **Code Sections: 402.209(b) and (c); 406.302(d) and (e)**
- **Removes Section 12 and title reference regarding same (Authorizing the Office of General Counsel to make codification changes allowed by the ordinance).**
- **Various Auditor's scrivener's corrections**

5. [2020-0245](#) ORD MC-Relating to the Powers of the City Council & JEA; Setting a Public Referendum; Creating a New Sec. 4.04 & Amending Sec. 21.08 of the Charter of the City of Jax , in order to require that no Bonus or Incentive Program shall be Implemented unless Apvd Annually by the City Council; Providing for Referendum Approval; Providing for a Financial Impact Statement to be Developed & Placed on the ballot; Directing the Supervisor of Elections to Place the Referendum Question on the 2020 General Election Ballot on 11/3/2020. (Sidman) (Introduced by CM Salem)
- 5/12/20 CO Introduced: TEU, F, R
5/18/20 TEU Read 2nd & Rerefer
5/19/20 F Read 2nd & Rerefer
5/19/20 R Read 2nd & Rerefer
5/26/20 CO PH Read 2nd & Rerefered; TEU, F, R
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 5/26/20

DEFER (At request of CM Salem)

6. [2020-0251](#) ORD Approp \$785,000 from Reserves Acct for the Performing Arts Center-Downtown Visitor Center CIP Project to Duval County Tourist Developmnt Council ("TDC") Operations Acct; Purpose; Amend the TDC FY 2019-2020 Budget (Revised Schedule W) Apvd by Ord 2019-504-E (City's Annual Budget), to Provide Funding for TDC Operations to Offset the Anticipated Losses in Tourist Developmnt Taxes Due to COVID-19;Amend the 2020-2024 5 Yr CIP Apvd by Ord 2019-505-E to reduce funding for the "Performing Arts Center-Downtown Visitor Center" CIP Project; Providing for Waiver of Chapt 666 (Duval County Tourist Developmnt Plan),Sec 666.108(D)(1) (Developmnt Acct),Ord Code,to allow for any unallocated funds remaining from the \$785,000 Approp herein to transfer at the end of 2019-2020 FY to the TDC Contingency Acct;Providing a TDC Recommendation regarding the Downtown Visitor Center location Pursuant to Ord 2019-845-E;Oversight by the TDC (Hodges) (Req of TDC)
5/12/20 CO Introduced: NCSPHS, F,R
5/18/20 NCSPHS Read 2nd & Rerefer
5/19/20 F Read 2nd & Rerefer
5/19/20 R Read 2nd & Rerefer
5/26/20 CO PH Read 2nd & Rerefered;NCSPHS,F,R
6/1/20 NCSPHS Approve 7-0
6/2/20 F Approve 7-0
6/2/20 R Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 5/26/20

APPROVE

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

7. [2020-0253](#) RESO Conf the SE District CPAC's Appt of Ramon Day as a Member of the Taxation, Revenue & Utilization of Expenditures ("TRUE") Commission, Filling a Seat formerly held by James S. "Jimmy" Daniel, Jr., for a Partial term exp 6/30/21.(Distel) (Req of SE CPAC)
5/12/20 CO Introduced: R
5/19/20 R Read 2nd & Rerefer
5/26/20 CO Read 2nd & Rerefered;R
6/2/20 R Approve 7-0

APPROVE

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

APPOINTMENT

8. [2020-0261](#) ORD Supplementing Ord 2006-888-E Auth Issuance of City's Special Revenue & Refunding Bonds in 1 or More series in Amount Necessary to Provide (A) For Refunding of All or a Portion of City's Outstanding (1) Special Rev Bonds, Series 2010A, (2) Special Rev Bonds Series 2010B, (3) Special Rev Bonds, Series 2011A, & (4) Special Rev Bonds, Series 2011B, & (B) Not in Excess of \$110,000,000 of Net Proj Funds in Order to Finance & Refinance Acquisition & Constructn of Certain Capital Equipmnt & Improvemnts (The "Series 2020 Project"); Prov Authority for this Ord; Prov for Certain Definitions; Making Certain Findings; Prov that Ord Shall Constitute a Contract btwn Issuer & Bondholders; Auth Mayor to Award Sale of Said Bonds on a competitive Basis, on a Negotiated Basis, or as a Private Placemt, as Provided Herein; Auth Acquisition of Debt Svc Reserve Fund Products with Respect to Such Bonds, if Deemed Necessary; Auth Acquisition of Credit Facilities with Respect to Such Bonds if Deemed Necessary; Auth Preparation of Preliminary & Final Official Statements &/or Offering Memoranda with Respect to Such Bonds; Auth Execution of Continuing Disclosure Undertaking or Agreemnt with Respect to Such Bonds; Auth Designation of Deputy Registrar & Paying Agent & Providers of Other Svcs with Respect to Such Bonds; Providing for Application of Such Bond Proceeds; Auth Execution of Bond Terms Agreemnt with Respect to Said Bonds; Providing Certain Addtn'l Details & Authorizations in Connection therewith; Waiving Provisions of Sec 104.211 (Procedure for Sale of Bonds) of Chapt 104 (Bonds), Ord Code, so as to Allow City to Award Sale of Said Bonds on a Negotiated Sale, or as a Private Placemt. (Traurig) (Req of Mayor)
5/26/20 CO Introduced: F, R
6/2/20 F Read 2nd & Rerefer
6/2/20 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 6/9/20

READ 2ND & REREFER

9. [2020-0268](#) RESO Conf Marcia N. Saulo as Chief of the Accounting Div of Dept of Finance & Admin of City of Jax Pursuant to Sec 24.302, Ord Code. (McCain) (Req of Mayor)
5/26/20 CO Introduced: R
6/2/20 R Read 2nd & Rerefer

READ 2ND & REREFER

10. [2020-0269](#) RESO Conf Appt of Kevin Goff as Chief of Human Resources Div. in Office of Sheriff, Pursuant to Sec 37.110 (C) (1), Ord Code; Providing Retroactive Appt & Conf. (Sidman) (Req of Sheriff)
5/26/20 CO Introduced: R
6/2/20 R Read 2nd & Rerefer

READ 2ND & REREFER

11. [2020-0270](#) RESO Conf Appt of Lawrence Schmitt, as Director of Dept of Personnel & Professional Standards in Office of Sheriff, Pursuant to Sec 37.110, Ord Code; Providing Retroactive Appt & Conf. (Sidman) (Req of Sheriff) (Co-Sponsored by CM's Diamond, Newby, DeFoor, Carlucci, Priestly Jackson, & Boylan)
5/26/20 CO Introduced: R
6/2/20 R Read 2nd & Rerefer

READ 2ND & REREFER

12. [2020-0272](#) RESO Celebrating & Honoring Life of Grammy-Nominated American Gospel Musician Troy Sneed. (Distel) (Introduced by CM Freeman) (Co-Sponsored by CM Morgan, Becton & Bowman)
5/26/20 CO Introduced: R
6/2/20 R Amend/Approve 7-0

AMEND/APPROVE

CMs DeFoor, Carlucci, Diamond, Priestly Jackson and Boylan asked to be added as co-sponsors.

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

AMENDMENT

Insert missing text after pg. 1, line 30.

13. [2020-0273](#) RESO Upon Acknowledgement of Due Auth & Making of Findings, Apv Issuance by Jax Housing & Finance Authority of its Homeowner Mortgage Revenue Bonds in 1 More Series, in Aggregate Face Amt Not to Exceed \$50,000,000 for Purpose of Purchasing Mortgage Loans Originated by Participating Local Lending Institutions to Finance Purchase or Rehab of New or Existing Owner-Occupied Single-Family Residences Situated within Duval County, FL by Persons or Families of Low, Moderate or Middle Income, or Purchasing Securities from a Master Servicer Evidencing Interests in or Backed by Pool of Such Mortgage Loans; Including without Limitation, Securities Guaranteed by Federal Govn't or agencies thereof (The "Project") or for Purpose of Refunding Portions of Previously Issued Homeowner Mortgage Revenue Bonds to thereby Make Funds Available for Financing of Project; Auth Submission of Request for Private Activity Bond Volume Cap Allocation; Determining Credit Not Being Pledged. (Migut) (Req of Jax Housing Finance Authority)
5/26/20 CO Introduced: NCSPHS, F, R
6/1/20 NCSPHS Read 2nd & Rerefer
6/2/20 F Read 2nd & Rerefer
6/2/20 R Read 2nd & Rerefer

READ 2ND & REREFER

14. [2020-0276](#) ORD making certain findings & Approp \$1,000,000 from Cares Act funds previously Approp in Ord 2020-235-E to the COVID-19 Senior & Disabled Financial Assistance Prog; Auth the City to enter into an agreement w/Fidelity National Information Svcs; Invoking the Exception of 126.107 (G) (Exemptions), Chapt 126 (Procurement Code), Ord Code, to Direct Contract w/Fidelity National Information Svcs, Inc. ("FIS") to provide payment cards to the City to be provided to apvd grant recipients under the COVID-19 Senior & Disabled Financial Assistance Prog; Providing for monthly reports to City Council; Req that the Finance & Administration Dept & OED Oversee the Grant Process & Prog; Req 1 Cycle
Emergency Passage (Sidman) (Introduced by CM Bowman, Freeman, R. Gaffney, Carlucci, Cumber, Salem, Diamond, Newby, Boylan, Morgan, White, DeFor, Hazouri & Pittman)
5/26/20 CO Introduced: NCSPHS, F, R
6/1/20 NCSPHS Emergency/Amend/Approve 7-0
6/2/20 F Emergency/Amend/Approve 7-0
6/2/20 R Emergency/Amend/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 6/9/20

EMERGENCY

NCSPHS AMEND

Contact:

CM Bowman

EMERGENCY/AMEND/APPROVE

(EMERGENCY NCSPHS AMENDMENT)

CM Bowman was in attendance to speak on behalf of this bill, which provides a one time payment of \$300 to eligible low income seniors and those receiving disability benefits to offset financial needs due to the pandemic using federal CARES Act funds.

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

NCSPHS AMENDMENT

1. Attach Revised Exhibit 1 to correct BT

2. Delete requirements for signed certifications that recipient received the debit card and meets all eligibility requirements

3. Attach Revised Exhibit 2 to delete the two eligibility requirements mentioned above

Public Comment

Several attendees spoke on behalf of and against 2020-244. Comment cards are on file.

Committee Council Rules Assignment- CM Diamond and Dr. Brown

CM Diamond and Dr. Brown, Council Secretary, spoke about the conflict related to Council Rule 4.602 wherein council members are required to vote if present but also that if they leave chambers during session and miss a vote that the vote will be counted in the affirmative but also proxy voting is prohibited. Dr. Brown expressed concerns with staff pushing vote buttons for absent council members, as they are not elected officials. All council members agreed that they did not want someone to vote for them, but the group could not reach consensus on how to resolve the issue. CM Priestly Jackson noted an incident in 1989 in which several black council members refused to vote on the budget because it ignored the needs of their districts, they were then compelled to return to chambers to vote against their will. It was mentioned that a council member may deliberately leave chambers to avoid a controversial vote and if that is the case he/she would have to answer to their constituents about that choice. There was inquiry as to the history of the rule and why it was established in the first place. CM Morgan said that this rule will be discussed further at the next committee meeting.

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

NOTE: The next regular meeting will be held Tuesday, June 16th, 2020.

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: Colleen Hampsey, Council Research
CHampsey@coj.net 904.251.5151
Posted: 6.4.2020 5:00 pm