

# City of Jacksonville

117 W Duval St  
Jacksonville, FL 32202



## Meeting Minutes

Wednesday, November 4, 2020

9:30 AM

Council Chambers 1st Floor, City Hall & Virtual

### Finance Committee

*Matt Carlucci, Chair*

*Randy DeFoor, Vice Chair*

*Ron Salem, Pharm. D.*

*Brenda Priestly Jackson, Excused Late Arrival*

*Joyce Morgan*

*LeAnna Cumber*

*Scott Wilson*

*Legislative Assistant: Ladayija Nichols*

*Legislative Assistant: Crystal Shemwell*

*Council Auditor: Kim Taylor*

*Asst. Council Auditor: Phillip Peterson*

*Chief of Research: Jeff Clements*

*Deputy General Counsel: Peggy Sidman*

*Administration: Rachel Zimmer*

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: 9:31 AM**

**Meeting Adjourned: 11:23 AM**

**Attendance: Council Members Matt Carlucci (Chair), LeAnna Cumber, Randy DeFoor, Joyce Morgan, Brenda Priestly Jackson (arr. 9:55), Ron Salem, Scott Wilson**

**Also: Council Member Terrance Freeman; Peggy Sidman, Kealey West, Susan Grandin, Jon Phillips, Rita Mairs and Paige Johnston – Office of General Counsel; Jeff Clements and Yvonne Mitchell – Council Research Division; Ladayija Nichols and Vonya Balogh – Legislative Services Division; Melanie Wilkes, Eric Grantham and Steve Cassada – Council Staff Services; Phillip Peterson, Trista Carraher, Ed Linsky – Council Auditor’s Office; Rachel Zimmer – Mayor’s Office; James Richardson and Melissa Long – Environmental Quality Division; Joey Greive – Finance Department; -John Pappas – Public Works Department; Bill Clement – Sheriff’s Office; Keith Powers – Fire and Rescue Department; Tim Johnson – Police and Fire Pension Fund; Terry Wood – City Board of Pension Trustees; Sandy Homrighouse – Ethics Office; Mike Weinstein – Kids Hope Alliance**

**Item/File No. Title History**

- 1. [2020-0112](#) ORD Auth 5th Amend to Mgmt.Svcs. Agreemt btwn City of Jax & Cecil Field Golf Course, LLC Which: (1) Extends Term of Agreemt for 5 addtn’l Yrs; (2) Eliminates Base Fee & Percentage of Gross Revenues Payable to City in 2020; (3) Revises Pymt Schedule & Percentage of Gross Revenues Going Forward; (4) Deletes Existing Insur & Indemnification Language & Replaces it with New Insur & Indemnification Language; & (5) Updates Applicable Provisions Regarding Public Records Laws; Prov Oversight by Parks Recreation & Community Svcs. Dept. (Johnston)  
 (Introduced by CM's White & Salem)  
 2/11/20 CO Introduced: NCSPHS, F  
 2/18/20 NCSPHS Read 2nd & Rerefer  
 2/19/20 F Read 2nd & Rerefer  
 2/25/20 CO PH Read 2nd and Rereferred;NCSPHS, F  
 3/16/20 NCSPHS Meeting Cancelled COVID-19/Emergency-No Action  
 3/17/20 F Meeting Cancelled COVID-19/Emergency-No Action  
 3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601- 2/25/20

**DEFER (At request of CM White)**

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2. [2020-0181](#) ORD Auth Second Amend to Lease Agreement btwn City of Jax & Jax Golf Management, LLC to Waive Annual Rent & Gross Revenue Percentage Payment for Bent Creek Golf Course for 1 Yr to Allow Funds to be Utilized by Jax Golf Management, LLC for Renovations of the Greens; Oversight by Dept of Parks, Recreation & Community Services. (McCain) (Req of Mayor) (Co-Sponsored by CM Hazouri  
3/10/20 CO Introduced: NCSPHS, F  
3/16/20 NCSPHS Meeting Cancelled COVID-19/Emergency-No Action  
3/17/20 F Meeting Cancelled COVID-19/Emergency-No Action  
3/24/20 CO Meeting Cancelled COVID-19/Emergency-No Action  
4/6/20 NCSPHS Read 2nd & Rerefer  
4/7/20 F Read 2nd & Rerefer  
4/14/20 CO PH Read 2nd and Rereferred; NCSPHS, F  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 3/24/20,  
4/14/20

**DEFER (At request of the Administration)**

3. [2020-0490](#) ORD Approp \$15,000.00 (\$7,500.00 from CSX Transportation, Inc. (CSX) & \$7,500.00 from the FL Dept of Transportation (FDOT) for Closure of E. 59th St. Railroad-Highway Grade Crossing; Auth the Mayor & Corp Secretary to Execute & Deliver the Stipulation of Parties for the Closure of E. 59th St. FDOT Crossing #621069K Railroad-Highway Grade Crossing btwn City of Jax, CSX, & FDOT for Permanent Closing of a Railroad-Highway Public Grade Crossing at E. 59th St.; Oversight by Dept of Public Works; Amend 2020-2024 5-Yr Capital Improvemt Program Apv by Ord 2019-505-E to Provide Funding for the Project Entitled "Railroad Crossings." (McCain) (Req of Mayor)  
8/11/20 CO Introduced: NCSPHS, TEU, F  
8/17/20 NCSPHS Read 2nd & Rerefer  
8/17/20 TEU Read 2nd & Rerefer  
8/18/20 F Read 2nd & Rerefer  
8/25/20 CO PH Read 2nd & Rereferred; NCSPHS, TEU, F  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/25/20

**DEFER (At request of the Administration)**

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4. [2020-0528](#) ORD-MC Amending Sec.108.507 (Representation of City Officials & Employees in Civil Matters), Pt. 5 (Legal Svcs.), Chapt 108 (Central Svcs.), Ord Code, to Include a Provision for Notice to the Office of General Counsel if an Individual Intends to Seek Reimbursement for Outside Counsel Attorney's Fees from the City for Civil or Criminal Actions; Provision Regarding rights Under FL Common Law & Regarding Criminal Actions or Criminal Investigations. (Johnston) (Introduced by CM Dennis)  
8/25/20 CO Introduced: F, R  
9/1/20 F Read 2nd & Rerefer  
9/1/20 R Read 2nd & Rerefer  
9/8/20 CO PH Read 2nd & Rereferred;F, R  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 9/8/20

**DEFER (At request of CM Dennis)**

5. [2020-0529](#) ORD-MC Amending Chapt 120 (General Employees & Correction Officer Pension Plans & all Employees Defined Contribution Retirement Plans), Pt. II (The General Employees Retirement Plan), Sec.120.206 (Time Svc Retirement Benefit; Cost of Living Adjustments), Ord Code, to Provide a 6 Month Window for Early Retirement as Follows: (1) Retirement at the Age of 60 w/5 Yrs Credited Svc; (2) Retirement at the Age of 55 w/10Yrs Credited Svc; & (3) Early Retirement w/20 Yrs. Credited Svc with a Reduced Benefit; Providing for Codification Instructions; Requirement of Actuarial Report; Requiring Collective Bargaining Where Applicable. (Sawyer) (Introduced by CM Dennis)  
8/25/20 CO Introduced: NCSPHS, TEU, F, R  
8/31/20 NCSPHS Read 2nd & Rerefer  
8/31/20 TEU Read 2nd & Rerefer  
9/1/20 F Read 2nd & Rerefer  
9/1/20 R Read 2nd & Rerefer  
9/8/20 CO PH Read 2nd & Rereferred;NCSPHS, TEU, F, R  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 9/8/20

**DEFER (At request of CM Dennis)**

6. [2020-0559](#) ORD-MC Creating a New Chapt 797 (Local Option Vessel Registration Fee), Ord Code, Adopting the Local Option Vessel Registration Fee Permitted by State Law; Setting Effective Date of New Local Option Vessel Registration Fee as 1/1/21; Directing the Chief of Legislative Svcs to Forward a Copy of the Ord Upon Enactment to the Tax Collector & to the Mayors of Baldwin, Atlantic Beach, Jax Beach & Neptune Beach; Directing the Tax Collector to Notify the State of Imposition of the New Local Option Vessel Registration Fee. (Johnston) (Introduced by CM Dennis)
- 9/8/20 CO Introduced: NCSPHS, TEU, F, R, JWC  
9/14/20 NCSPHS Read 2nd & Rerefer  
9/14/20 TEU Read 2nd & Rerefer  
9/15/20 F Read 2nd & Rerefer  
9/15/20 R Read 2nd & Rerefer  
9/22/20 CO PH Read 2nd & Rereferred; NCSPHS, TEU, F, R, JWC  
11/2/20 NCSPHS Sub/Approve 6-0  
10/28/20 JWC Approve 1-7 (Birtalan, Haskell, Burnett, Devereaux, Hardesty, Ferraro, White) (Fail)  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 9/22/20

**DEFER (At request of CM Dennis)**

7. [2020-0590](#) ORD Approp \$6,700.00 in Fund Balance from Environmental Protection Fund (The "Fund") to Provide Funding for Completion of 4-Yr, Comprehensive Study of Mercury in the Duval County Environment; Providing for Carryover of Fund thru 9/30/21; Provide for Waiver of Sec 111.755 (Environmental Protection Fund), Part 7, (Environment & Conservation), Chapt 111 (Special Rev & Trust Accounts), Ord Code, to Auth the Environmental Protection Board (EPB) to Utilize Funds from the Fund to Purchase Equipmnt to be Used During Mercury Study; Invoking the Exception of Sec 126.107(G), Chapt 126, Ord Code, to Allow for Direct Contract with Jacksonville University (JU) for the Mercury Study; Providing for Waiver of Sec 360.602, (Uses of Fund), Part 6 (Environmental Protection Fund), Chapt 360 (Environmental Regulation), Ord Code, to Auth EPB to Utilize Funds to Purchase Equipmnt to be Used During Mercury Study; Apv & Auth the Mayor, his Designee, & Corp Secretary to Execute & Deliver for & on behalf of the City, Any Amendmnts to Agreemnt btwn City of Jax & JU to Effectuate the Intent of this Ord; Oversight by Neighborhoods Dept, Environmental Quality Div; Requiring a Final Report. (B.T. 20-114) (Staffopolous) (Req of Mayor) (Co-Sponsored by CM's Morgan, Bowman, Ferraro, Carlucci, Salem & DeFoor)
- 9/22/20 CO Introduced: NCSPHS, TEU, F, R, JWC  
 10/5/20 NCSPHS Read 2nd & Rerefer  
 10/5/20 TEU Read 2nd & Rerefer  
 10/6/20 F Read 2nd & Rerefer  
 10/6/20 R Read 2nd & Rerefer  
 10/13/20 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F, R, JWC  
 10/14/20 JWC Approve 12-0  
 11/2/20 NCSPHS Amend/Approve 6-0  
 11/2/20 TEU Amend(NCSPHS)/Approve 7-0  
 11/4/20 F Amend(NCSPHS)/Approve 6-0  
 11/4/20 R Amend(NCSPHS)Approve 6-0  
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 10/13/20

Phillip Peterson explained the amendment.

**AMEND(NCSPHS)/APPROVE**

**Aye:** 6 - Carlucci, DeFoor, Salem, Morgan, Cumber and Wilson

**Excused:** 1 - Priestly Jackson

**AMENDMENT**

1. Clarify dollars will be used to purchase supplies and services
2. Attach Amendment to Agreement with JU to extend term of agreement to 9/30/21
3. Strike carryover language
4. Pg. 3, line 20: correct section reference

- Appropriates \$6,700 to purchase equipment to complete the study of mercury in the Duval County environment.
- Extends agreement with JU through 9/30/21 for completion of the study.
- Waives Sec. 111.755 (Environmental Protection Fund) & 360.602 (Uses of Fund) to utilize funds to purchase equipment.

8. [2020-0616](#) ORD Approp \$2,000,000 from the Tree Protection & Related Expenses Trust Fund, Fund 15304, to “630-City Tree Planting Program” to Provide Tree Planting Administered by Public Works in the Public Rights-of-Way in Locations Where Adjacent Propty Owners Have Made Requests thru 630-City; Apv, & Requesting the Mayor, or Designee, to Direct the Dept of Public Works to Continue to Administer the Program in Accordance w/Criteria herein Provided; Provided a Carryover of Funds Into the Subsequent FY’s. (Grandin) (Introduced by CM Salem) (Co-Sponsored by CM's Carlucci, DeFoor, Morgan & Wilson)  
 10/13/20 CO Introduced: NCSPHS, TEU, F, R  
 10/19/20 NCSPHS Read 2nd & Rerefer  
 10/19/20 TEU Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/20/20 R Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F, R  
 11/2/20 NCSPHS Approve 6-0  
 11/2/20 TEU Approve 7-0  
 11/4/20 F Approve 6-0  
 11/4/20 R Approve 6-0  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Chairman Carlucci asked to be added as a co-sponsor. Council Member Salem explained the bill and the need to replenish the fund due to the popularity of the tree planting program with citizens. Susan Grandin noted a link in the bill text to a web site showing where all the requested trees have been planted. Council Members Morgan and Wilson asked to be added as co-sponsors. Ms. Morgan announced that next Saturday there will be a tree giveaway sponsored by Greenscape and Keep America Beautiful and a community paper shredding event at the Prime Osborn Convention Center. Council Member DeFoor said that tree planting is a resilience issue since trees absorb amazing amounts of water.

**APPROVE**

**Aye:** 6 - Carlucci, DeFoor, Salem, Morgan, Cumber and Wilson

**Excused:** 1 - Priestly Jackson

9. [2020-0617](#) ORD Approp \$49,900 from the Special Law Enforcement Trust Fund for Donations to Annieruth Foundation, Inc. (\$10,000), The 1Eighty Group, Inc. (\$9,900), The Love Foundation, Inc. (\$10,000), Us & Our Children, Inc. (\$10,000) & Step-By-Step 4 Help Foundation, Inc. (\$10,000) in Accordance w/Sec 932.7055(5), F.S., for Projects That Meet the Crime Prevention and/or Safe Neighborhoods Goals & Objectives; City Oversight by Jax Sheriff's Office in Coordination w/KHA. (B.T. 20-116) (Staffopoulos) (Req of Sheriff)  
 10/13/20 CO Introduced: NCSPHS, F  
 10/19/20 NCSPHS Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred; NCSPHS, F  
 11/2/20 NCSPHS Amend/Approve 6-0  
 11/4/20 F Amend(NCSPHS)/Approve 6-0  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Bill Clement of the Sheriff's Office said KHA will administer the grants. Phillip Peterson explained the amendment. Council Member Morgan asked how much is left in the Law Enforcement Trust Fund after this appropriation; Mr. Clement will let her know. In response to a question about how community organizations know these funds are available and how to apply, Mr. Clement said the KHA put out an RFP for use of these funds instead of the JSO making the appropriations directly as they used to do. Mr. Peterson said there's about \$300,000 in the fund now and this will use \$40,000. Council Member DeFoor asked what specifically the RFP asked for. KHA Interim Executive Director Mike Weinstein said they advertised for a variety of crime prevention activities; the respondents are providing sports, financial literacy, drug counseling, and character building programming, all via summer programs. Each has deliverables and will be tracked. KHA is finally getting a formalized Memorandum of Understanding with the Duval County Schools to be able to track how well the participants in KHA programs do in school after these programs (attendance, grades). In response to a question from Ms. Morgan, Mr. Weinstein said this RFP was just for summer programming; using the rest of the Law Enforcement Trust Fund is at the discretion of the JSO and what they want it to go for.

Council Member Salem said he is very interested in the follow-up process - how it will be done and for how long. Ms. Weinstein said a true longitudinal study would be best, but these are very small grants for short-term programs this time. They do the best they can to track outcomes but this will be the first time they've had an MOU with the school system, which will be much improved over the old method. Mr. Salem said tracking outcomes is very important as the City needs to determine what works, not just who got funded last year, despite the difficulty of doing it. Mr. Weinstein said ideally the KHA would have goals in mind and recruit entities that do what is wanted rather than just fund anybody who applies with an idea and a program.

#### **AMEND(NCSPHS)/APPROVE**

**Aye:** 6 - Carlucci, DeFoor, Salem, Morgan, Cumber and Wilson

**Excused:** 1 - Priestly Jackson



**AMENDMENT**

1. Update organizations and amounts listed in bill and BT to those approved by KHA
2. Attach revised BT to reflect change in appropriation to \$40,000
3. Attach revised certification letter to correct dollar amount

As amended, appropriates dollars to the following organizations:

- Love Fellowship Christian Center - \$10,000
- Us and Our Children, Inc. - \$10,000
- Step by Step 4 Help Foundation, Inc. - \$10,000
- True Youth Association - \$10,000

10. [2020-0618](#) ORD Declaring 2133 Broadway Ave, Jax, FL 32209, R.E. # 077143-0000, to be Surplus to the Needs of the City; Auth Conveyance of Subject Parcel to Gateway Community Services, Inc., a FL Not for Profit Corp, at no Cost; Auth Mayor & Corp. Secretary to Execute a Special Warranty Deed & Other Conveyance Documents; Waiving Sec 122.425 (Disposition by Auction or Sealed Bid), Part 4 (Real Property), Chapt. 122 (Public Property), Ord Code, to Allow Donation to Gateway Community Service, Inc.; Providing a Right of Reentry for Failure to use Subject Parcel for Operation of a Behavioral Health Care Facility; Providing Oversight by the Dept of Public Works, Real Estate Div. (Dist. 9-Dennis) (Johnston) (Introduced by CM Dennis) (Co-Sponsored by CM Salem)
- 10/13/20 CO Introduced: NCSPHS, TEU, F, R  
10/19/20 NCSPHS Read 2nd & Rerefer  
10/19/20 TEU Read 2nd & Rerefer  
10/20/20 F Read 2nd & Rerefer  
10/20/20 R Read 2nd & Rerefer  
10/27/20 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F, R  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

**DEFER (At request of CM Dennis)**

11. [2020-0619](#) ORD Declaring 0 Line St, Jax, FL 32209, R.E. #077366-0000, to be Surplus to the Needs of the City; Auth Conveyance of Subject Parcel to Gateway Community Services, Inc., a FL Not for Profit Corp, at No Cost; Auth Mayor & Corp Secretary to Execute a Special Warranty Deed & Other Conveyance Documents; Waiving Sec 122.425 (Disposition by Auction or Sealed Bid), Part 4 (Real Property), Chapt 122, Ord Code, to Allow Donation to Gateway Community Services, Inc.; Providing a Right of Reentry for Failure to Use the Subject Parcel for Ancillary use Related to Operation of a Behavioral Health Facility; Providing for Oversight by the Dept of Public Works, Real Estate Div. (Dist 9-Dennis) (Johnston) (Introduced by CM Dennis) (Co-Sponsored by CM Salem)  
 10/13/20 CO Introduced: NCSPHS, TEU, F, R  
 10/19/20 NCSPHS Read 2nd & Rerefer  
 10/19/20 TEU Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/20/20 R Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F, R  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

**DEFER (At request of CM Dennis)**

12. [2020-0620](#) ORD-MC Creating a New Part 1 Possession of Twenty Grams or Less of Cannabis or Paraphernalia), Chapt 606 (Drugs), Ord Code, to Create A Civil Citation Within the City of Jax Ord. Code for Possession of 20 Grams or Less of Cannabis or Paraphernalia; Amending Sec. 609.109 (Applicable Chapters and Parts), Chapt. 609,(Code Enforcement Citations),Ord. Code, to Establish New Class Fines in Schedule “A” for Violations of Part 1, Chapt. 609 (Code Enforcement Citations), Ord Code, to Establish New Class of Fines in Schedule “A” for Violations of Part 1 (Possession of 20 Grams or Less of Cannabis or Paraphernalia),Chapt. 606 (Drugs), Ord. Code.Providing for Severability. (Johnston) (Introduced by CM Dennis)  
 10/13/20 CO Introduced: NCSPHS, F  
 10/19/20 NCSPHS Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred; NCSPHS, F  
 Public Hearing Pursuant to Chapt. 166, F.S. & CR 3.601 –10/27/20

**DEFER (At request of CM Dennis)**

- 13. [2020-0622](#) ORD Approp \$20,100 in Grant Funding from U.S. Dept. of Transportation Federal Railroad Administration (“FRA”), w/No Local Match, for the Railroad Trespassing Enforcement Program Within the City of Jax Sheriff’s Office; Approving & Auth the Mayor, or His Designee, & the Corp Secretary, to Execute & Deliver on Behalf of the City That Certain Grant Agreemnt Btwn FRA & the City; Providing for City Oversight by the Jax Sheriff’s Office, Patrol Div. (B.T. 20-117) (Staffopoulos) (Req of Sheriff) (Co-Sponsored by CM Ferraro)  
 10/13/20 CO Introduced: NCSPHS, TEU, F  
 10/19/20 NCSPHS Read 2nd & Rerefer  
 10/19/20 TEU Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred; NCSPHS, TEU, F  
 11/2/20 NCSPHS Approve 6-0  
 11/2/20 TEU Approve 7-0  
 11/4/20 F Approve 7-0  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

A representative of the Sheriff’s Office explained the education and enforcement effort that will take place on railroad crossings and properties covering a 15 mile corridor from Northwest through downtown to the Southeast. JSO will patrol crossings and rail lines to enforce no trespassing laws.

**APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

14. [2020-0623](#) ORD Approp \$14,240,160 FY 2019 Staffing for Adequate Fire & Emergency Response (“Safer”) Grant from the U.S. Dept of Homeland Security (“DHS”)/Federal Emergency Management Agency (“FEMA”), w/No Local Match, to Fund 60 Firefighter Positions Within the Jax Fire & Rescue Dept; Auth Said Positions; Apv & Auth the Mayor, or His Designee, & the Corp Secretary to Execute & Deliver Agreement #EMW-2019-FF-01640 Btwn DHS/FEMA & the City; Providing for Oversight by the Jax Fire & Rescue Dept, Emergency Preparedness Div. (B.T. 21-007) (R.C. 21-007) (Staffopoulos) (Req of Mayor) (Co-Sponsored by CM's Ferraro, White, Hazouri, R. Gaffney, Salem, Diamond, Pittman, Priestly Jackson, Newby, Wilson, Freeman, Becton, Morgan, DeFoor & Dennis)  
 10/13/20 CO Introduced: NCSPHS, F  
 10/19/20 NCSPHS Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred; NCSPHS, F  
 11/2/20 NCSPHS Approve 6-0  
 11/4/20 F Approve 7-0  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Fire Chief Keith Powers said this time, unlike in the past, the SAFER grant does not have any local match for 3 years, after which the City will pay full cost for the positions. The additional positions will allow 4 personnel instead of 3 on 38 of 50 engine companies and 5 personnel instead of 4 on ladder trucks to meet the national staffing standard.

**APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

- Grant will fund 60 firefighter positions for 3 years
- Authorizes 60 new full time positions

15. [2020-0625](#) ORD Making Certain Findings & Auth: (1) Borrowing up to an Addn'l Amt of \$41,500,000 in Addition to Borrowing Authorized by Ord 2020-\_\_ for the Lot J Development Project, to Provide Immediate Funding for Certain CIP Projects Throughout the City & (2) Appropriation of \$41,500,000 of Borrowed Funds to Move up the Funding of & Provide Addn'l Funding for Certain Projects Included in the City's 5 Yr 2021-2025 CIP; Revising Ord 2020-505-E, the City's 5 Yr 2021-2025 CIP to Move up the Funding of & Provide Addn'l for Certain Projects Enumerated Herein; Requesting that the Finance & Administration Dept Administer the Borrowing Authorized Herein.(Johnston) (Introduced by CM Dennis)  
 10/13/20 CO Introduced: F  
 10/20/20 F Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred; F  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

**DEFER (At request of CM Dennis)**

16. [2020-0626](#) ORD Approp \$250,000 from Contingency Funds Within the Office of General Counsel (OGC) to OGC's Ancillary Legal Fees Acct in Order to Provide Funding for Reimbursemt of Attorney's Fees for City of Jax Employees & Officials Who Have Retained Outside Counsel. (B.T. 21-015) (Sidman) (Req of Office of General Counsel)  
10/13/20 CO Introduced: F  
10/20/20 F Read 2nd & Rerefer  
10/27/20 CO PH Read 2nd & Rereferred; F  
11/4/20 F Approve 7-0  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Deputy General Counsel Peggy Sidman explained the use of the funding for legal counsel fees for elected and appointed officials and City employees who are interviewed as part of a legal matter or an investigation, assuming no wrongdoing is found. In response to a question from Council Member Cumber about whether the \$250,000 is all for legal expenses relating to the Special Investigatory Committee on JEA's ongoing investigations, Ms. Sidman stated that the appropriation is not specific to the JEA SIC and could be used for any approved outside counsel billings. At this time pending outside counsel invoices totaling \$60,000 have been remitted to OGC. Ms. Cumber received confirmation that the \$250,000 is not specific to JEA-related claims. Council Member Salem asked how outside counsel expenses can be reimbursed since it is not yet known if the employees/officials hiring outside counsel are eligible for reimbursement since that will depend on whether or not they are exonerated of wrongdoing. Deputy General Counsel Jon Phillips said if there are indictments then reimbursements will not be authorized for their legal expenses until resolution of the matter. No determination to pay any SIC-related bills has been made yet. Mr. Salem asked why \$250,000 is being appropriated rather than the \$60,000 for bills currently pending. He was told that is an estimate of what will be needed by the end of the fiscal year for expenses related to the JEA SIC and another ongoing investigation. Regarding who makes the determination that outside counsel bills are appropriate to be paid, Mr. Phillips said that it is ultimately General Counsel Jason Gabriel's call to make, with advice from his staff. Chairman Carlucci said the Finance Committee Chair signs off on some kinds of legal settlements, but he doesn't know if that includes attorney fee decisions.

**APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

Council Member Priestly Jackson said her understanding is that this appropriation will be in an OGC professional services account for whatever bills may be submitted for later approval and payment. Jon Phillips said that one case has been resolved and the employee exonerated so that bill will be paid. Ms. Priestly Jackson said the OGC is involved on the front end of the hiring process for outside attorneys so knows generally what is coming. Mr. Phillips said that is the case for the \$60,000 of invoices already submitted, but the OGC doesn't know about hirings 100% of the time; sometimes someone will hire an attorney without telling OGC and then submit a bill later. Ms. Priestly Jackson said the \$190,000 allocation (the portion of the requested \$250,000 appropriation not needed for the \$60,000 of pending invoices) is not solely due to the activities of the SIC; a number of people got subpoenas from JEA and got attorneys for inquiries unrelated to what the SIC was doing. In response to a question from Council Member Morgan about whether there is a possibility that the OGC might need more than \$250,000, Mr. Phillips said his best assessment is that this will be sufficient, but that can't be known for sure.

Council Member DeFoor asked the amount of the non-JEA-related pending invoice - it is \$14,296. Ms. DeFoor asked if any of the bills are for legal services for Aaron Zahn related to his case against JEA. Mr. Phillips said they are not. Mr. Zahn's claim for reimbursement would be to the JEA, not the City, if he prevails. Ms. DeFoor asked if this type of outside counsel reimbursement applies to both criminal and civil case costs; it does. In response to another question from Ms. DeFoor, Mr. Phillips said that hiring of 4 attorneys with regard to JEA-related issues has approved so far. Ms. Cumber again asked for clarity on whether any of the pending bills are SIC related. Mr. Phillips said 4 of the invoices making up the \$60,000 in pending bills are SCI-related, 1 is not. Ms. Cumber asked what balance will be left in the OGC pension contingency fund if this \$250,000 is approved. Phillip Peterson said it will be \$439,000 after this appropriation is approved. Ms. Priestly Jackson said she will follow up with Mr. Phillips about the 4 JEA-related outside counsels - she wants to know which were due to SIC interviews and which were due to JEA/Aaron Zahn subpoenas, the cost of which should be borne by JEA, not the City.

17. [2020-0627](#) ORD Providing for & Auth the Issuance by the City of Jax, FL of Its Educational Facilities Rev Bonds (Jax Alliance for Kipp Schools, Inc. Project), Series 2020, In One or More Series, In an Aggregate Principal Amt not Exceeding \$23,000,000 for the Purpose of Obtaining Funds to Loan to Jax Alliance for Kipp Schools, Inc., a FL Not for Profit Corp, to Finance, Including Through Reimbursement, or Refinance a Part of the Cost of Acquiring, Constructing & Equipping Various Educational Facilities for Such Corp & Its Affiliates, Kipp Jacksonville, Inc. & McDuff Qalib2, Inc., In the City of Jax, FL; Providing That Such Bonds Shall Not Constitute a General Debt or Liability of the City or a Debt Liability or Obligation of Duval County, FL, or of the State of FL or Any Political Subdivision Thereof, but Shall be Payable Solely from the Revenues Herein Provided; Providing for the Rights of the Holders of the Bonds; Making Certain Covenants & Agreeemnts in Connection w/the Issuance of Such Series 2020 Bonds; Apv & Auth the Execution & Delivery of a Financing Agreement w/Respect to the Bonds; Apv & Auth the Execution & Delivery of Certain Other Documents Required in Connection w/the Foregoing; Auth the Chief Economic Officer of the City of Jax, FL to Award the Placemnt of the Bonds of BBVA USA or an Affilate Thereof, & Apv the Conditions of Such Placemnt; & Providing Certain Other Details in Connection Therewith (Foley & Lardner LLP & Assistant General Counsel) (Req of Mayor)
- 10/13/20 CO Introduced: NCSPHS, TEU, F, R  
10/19/20 NCSPHS Read 2nd & Rerefer  
10/19/20 TEU Read 2nd & Rerefer  
10/20/20 F Read 2nd & Rerefer  
10/20/20 R Read 2nd & Rerefer  
10/27/20 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F, R  
11/2/20 NCSPHS Amend/Approve 6-0  
11/2/20 TEU Amend(NCSPHS)/Approve 7-0  
11/4/20 F Amend(NCSPHS)/Approve 7-0  
11/4/20 R Amend(NCSPHS)Approve 5-0  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Phillip Peterson explained the amendment. Council Member Priestly Jackson asked if this bill affects the City's debt capacity. Mr. Peterson said it does not; the City is strictly a conduit for lending but has no liability for the bonds. Council Member Salem said he has been hearing from constituents about why the City is helping charter schools. Economic Development Officer Kirk Wendland said the City has no liability for the bonds and is just a conduit for non-taxable borrowing. It is a mechanism available to whatever qualifying entity wants to use it. These bonds have been used for health care facilities and are also available for industrial uses, but rarely used for that due to restrictions on what size of project can be assisted. Council Member Morgan asked how entities know to ask the City for issuance of these bonds and whether their availability is advertised. Mr. Wendland said this is a federal, not a City, program. There is an application that requires an opinion from bond counsel on the legality of the use under the federal tax code.

In response to a question from Ms. Morgan about whether the City has any say over where these projects go, Mr. Wendland said it does not; the applicant brings a project to the City. Ms. Morgan asked if there is any coordination with the Duval Schools or any way to condition the use of the bonds. Mr. Wendland said the user would have to go through all the usual charter school steps and requirements, regardless of how they borrowed the funds for the project. Mr. Carlucci said he had spoken to a School Board member and told them that the City is just a conduit borrower and doesn't have any regulatory authority over the project. There is a City/School District Coordinating Committee and that's probably where questions or concerns should go about the project itself and its potential effect on public schools.

#### **AMEND(NCSPHS)/APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

#### **AMENDMENT**

**1. Update newspaper name**

**2. Place revised composite documents on file to include proof of publication for notice of hearing and report of hearing officer**

- **City is acting as a conduit issuer for Jacksonville Alliance for KIPP Schools, Inc.**
- **Bonds are the full obligation and responsibility of Jacksonville Alliance for KIPP Schools, Inc.**
- **Bonds will be used for the acquisition, construction, installation and equipping of an elementary charter school to be located at 813 Golfair Blvd., refinancing a loan which financed capital improvements to a K-8 facility located at 1440 McDuff Ave. N., refinancing a loan which financed the acquisition, construction, installation and equipping of an elementary charter school located at 2525 W. 1st St, and to fund capitalized interest and cost of issuance of the Series 2020 Bonds.**



18. [2020-0628](#) ORD-MC Creating a New Chapt 754 (Stormwater Management Utility Code), Part 3 (Water Quality Compensatory Credits), Ord Code, to Permit the City to Sell Water Quality Compensatory Credits Throughout the City; Providing for the Deposit of the Proceeds Derived from the Sale of Water Quality Compensatory Credits Into a Designated Project Acct Within the Stormwater Service Capital Projects Fund; Providing for Codification Instructions. (Hodges) (Req of Mayor)  
 10/13/20 CO Introduced: TEU, F  
 10/19/20 TEU Read 2nd & Rerefer  
 10/20/20 F Read 2nd & Rerefer  
 10/27/20 CO PH Read 2nd & Rereferred: TEU, F  
 11/2/20 TEU Approve 7-0  
 11/4/20 F Approve 7-0  
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Public Works Director John Pappas explained the concept of selling water quality compensatory credits that are a by-product of building stormwater ponds that have a water quality benefit in addition to the primary water quantity purpose. He clarified his response to a question from Council Member Salem at a meeting yesterday that credits sold to private developers must be used within the drainage basin where the credits were created. Council Member DeFoor asked if there is any reason for the City to keep the credits for itself. Mr. Pappas said they could be useful in some circumstances but there are other ways to reach the City's water quality goals and monetizing these credits to do more drainage work is very valuable. Ms. DeFoor asked about the plan for using the \$23 million in revenue it looks like these credits could produce if sold. Mr. Pappas said the use of the credits is restrictive so the City might not sell them all and generate the full \$23M. The funds generated from the sales can be used anywhere in the city. Chairman Carlucci expressed concerned that credits generated from a project in one place can be used on projects elsewhere, which doesn't seem quite fair to the area where the credits were generated. Mr. Pappas said new developments using the credits do need to provide at least minimal treatment (i.e. baffle boxes), but not the full-blown pond development usually required.

#### **APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

- **Creates a Water Quality Compensatory Credit program for the sale/use of City excess credits**
- **Funds received from the sale of credits will be deposited into a designated account within the Stormwater Services Capital Projects Fund for future Council appropriation**
- **City currently has 657.52 acres of surplus credits**
- **The value of a credit is \$34,948.25**

19. [2020-0629](#) ORD Apv the Settlement of Pending Litigation, John Keane, Plaintiff, V. Jax Police & Fire Pension Fund Board of Trustees & the City of Jax, Defendants, Case #16-2018-CA-5925 Regarding Alleged Claims Pertaining to the Legality of the Jax Police & Fire Pension Fund Senior Staff Voluntary Retirement Plan; Auth the General Counsel or His Designee to Take Further Action to Conclude the Litigation. (Mairs) (Req of Office of General Counsel)  
10/13/20 CO Introduced: F  
10/20/20 F Read 2nd & Rerefer  
10/27/20 CO PH Read 2nd & Rereferred; F  
11/4/20 F Amend/Approve 6-1 (Cumber)  
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 –10/27/20

Rita Mairs of the Office of General Counsel explained the amendment, which was not marked on the agenda. It substitutes a signed release in place of an unsigned release, adds a payment date, and takes care of several cleanup issues. Council Member DeFoor asked if the payment date for the true-up to a widow beneficiary of the plan could be moved up a few days to precede the holiday season. CFO Joey Greive said the modification of the payment amounts has already been done; this bill only addresses John Keane's legal settlement. Terry Wood representing the City Board of Pension Trustees said as soon as the City gave payment control over the pension fund back to the PFPF, they made the adjustments to the participants immediately.

Council Member Cumber said she opposes the settlement and will be voting "no" on the bill. She asked on what issues the City compromised (as referenced in the settlement agreement). Ms. Mairs said Mr. Keane made several demands that were more than what is covered by this settlement, so the compromise settlement was a benefit to the City. Ms. Cumber said it seems to her like Mr. Keane got almost everything he wanted and it's a terrible deal for the City. The court's ruling points out the need to deal with the concept of what it means for an authority board to "fix compensation" and how smart people will figure out ways to take advantage of that language. The Council needs to find a way, while it is amending the JEA charter, to rein in potential loopholes and wrongdoing in the future for JEA and all the other authorities. She is considering introducing legislation to that effect. Ms. Mairs said that Ordinance 2015-304-E enshrined an agreement with PFPF to put future employees into existing City pension plans and to clarify that the OGC is the counsel for the fund on all routine matters (excluding specialized pension issues). Ordinance 2017-257-E closed out new membership in all defined benefit pension plans as of 2017 and required that PFPF employees be members of the General Employees Retirement Plan. Ms. Cumber said that the fear of having to pay an opponent's attorney fees should not be a reason to not pursue litigation when we think the City is in the right.

Phillip Peterson posed a question from the Auditor's Office about the settlement's impact on Mr. Keane's cost-of-living adjustment. If it is discovered that the COLA has been miscalculated, would this settlement prevent rectifying that? Ms. Mairs said it was not intended to prevent that and a calculation error could be corrected. She said the agreed-upon wording was intended to prevent a future mayor or council from deciding to change the calculation methodology.

Council Member Salem said he requested legislation saying that only CEOs of authorities should have employment contracts, but had to do it as a resolution rather than an ordinance because of the way the other authorities are structured. He asked what happens if another authority tries to create a separate pension plan tomorrow – how could the Council stop that? Ms. Mairs said the authorities are all created differently so no blanket solution will work. It would be necessary to craft individual restrictions for each authority based on what authority the City has with regard to that authority. Ms. Salem asked the OGC to determine for each authority what would need to be done to prevent side-compensation and pension deals. Ms. Mairs said she is ready and willing to help in that effort because it's important to prevent this situation from happening again.

Council Member Priestly Jackson said she is troubled by Judge Roberson’s ruling in this case and is glad that the City achieved this settlement despite what that could have allowed by that ruling. She thinks the Council needs an advisory opinion from OGC on what the City Council can and cannot do with regard to controlling each of the authorities with regard to management compensation. Council Member DeFoor said she was not happy with the outcome but is glad the settlement is as favorable to the City as it is. She will convey this committee’s message to JEA so they can include it in their current board policy rewrite process. She agrees with getting legal opinions on what can be done with the other authorities.

**AMEND/APPROVE**

**Aye:** 6 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan and Wilson

**Nay:** 1 - Cumber

1. On page 1, line 18, strike “in 2000”;
2. On page 1, lines 23-25, strike “the City of Jacksonville’s (“City”) auditors discovered the Senior Staff Plan during a 2012 audit of the Pension Fund, and on August 10,” and insert “following a City audit, in”;
3. On page 2, line 4, after plan insert “, which resulted in a reduction of Keane’s pension benefit for his PFPF Board service”;
4. On page 2, line 12, strike “Court” and insert “trial court”;
5. On page 2, lines 16-18, strike “on June 4, 2020,” and after Board insert “restored Keane’s Senior Staff Plan pension benefits to the amount authorized by the Senior Staff Plan, and on June 4, 2020”;
6. On page 2, line 25, after recalculation insert “except as currently authorized by the Senior Staff Plan”;
7. On page 3, line 17, strike “Exhibit 1” and insert “Revised Exhibit 1, labeled as Revised Exhibit 1, Revised Complete Release, November 4, 2020 Finance”;
8. On page 3, line 22, after settlement insert “Further action also includes ensuring Plaintiff receives payment within ten (10) calendar days of the Mayor signing this ordinance.”;
9. Remove Exhibit 1 and replace with Revised Exhibit 1 attached hereto, which attaches the Revised Complete Release;
10. On page 1, line 1, amend the introductory sentence to add that the bill was amended as reflected herein.

**Settlement payment of \$250,000 to Mr. Keane is in addition to the back pay amount (approximately \$450,000) to three participants of the Senior Staff Voluntary Retirement Plan**

- 20. [2020-0667](#) RESO Making Certain Findings, & Apv & Auth the Execution of an Economic Dev Agreeemnt (“Agreement”) btwn the City of Jax (“City”) & the Hillman Group, Inc. (“Company”), to Support the Expansion of the Company’s Operations at its Existing Distribution Facility Generally Located at 3650 Port Jacksonville Pkwy in the City (“Project”); Auth a 5-Yr Recapture Enhanced Value (REV) Grant of \$200,000; Apv & Auth the Execution of Documents by the Mayor, or his Designee, & Corp Secretary; Auth Approval of Technical Amendmnts by Executive Director of Office of Economic Dev (“OED”); Oversight by OED; Providing a Deadline for Company to Execute the Agreeemnt; Wavier of that Portion of the Public Investment Policy Adopted by Ord 2016-382-E which Would Require that In Order For a Proj to Receive a REV Grant the Wages of the Jobs Created Must be Greater than or Equal to the State of FL Average Wage; Requesting 2-Reading Passage Pursuant to C.R. 3.305. (Sawyer) (Req of Mayor)  
10/27/20 CO Introduced: F  
11/4/20 F Amend/Approve 7-0

Phillip Peterson explained the amendment. Kirk Wendland described the project and its benefits and the requested waiver of a PIP policy regarding the minimum wages for jobs assisted by a REV grant. There is a clawback for failure to create at least 50 jobs. Council Member Morgan asked about the benefit package for employees, since a waiver of the standard policy is being considered. Mr. Wendland said it includes health care and paid vacation, but he doesn’t know about anything else.

**AMEND/APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

**See Auditor’s Summary on pg. 19**

**AMENDMENT**

**Place revised economic development agreement on file to:**

- 1. Change base year from 2019 to 2020**
- 2. Update base year value to \$5,953,222**
- 3. Correct exhibit reference in Section 7.1(b)**
- 4. Attach completed Exhibit E (Improvements)**

21. [2020-0669](#) ORD Approp \$450,000 Transitional Housing Assistance Grant from the Dept of Justice, Office on Violence Against Women, with No Local Match, to Provide Transitional Housing Assistance & Supportive Svcs to Victims of Certain Types of Crimes; Auth Mayor, or his Designee, & Corp. Secretary to Execute & Deliver Contracts btwn with Changing Homelessness, Inc., Hubbard House, Inc. & Other Qualified Local Svc Providers Who Will Partner with the City to Provide Svcs Described in this Ord; Oversight by the Parks, Rec & Community Svcs Dept, Social Svcs Div. (B.T. 21-009) (Staffopoulos) (Req of Mayor)  
10/27/20 CO Introduced: NCSPHS, F  
11/2/20 NCSPHS Read 2nd Rerefer  
11/4/20 F Read 2nd & Rerefer  
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 11/10/20

**READ 2ND & REREFER**

22. [2020-0670](#) ORD Approp \$62,912.88 from the Vystar Veterans Memorial Arena Trust Fund for Disbursement in the Form of Mini-Grants Awarded in Conjunction with the Veterans Council of Duval County to Various Local Organizations Providing Svcs to Veterans Residing in Duval County, FL; Oversight by Military Affairs & Veterans Dept; Requesting 1 Cycle Emergency Passage. (B.T. 21-011) (Staffopoulos) (Req of Mayor)  
10/27/20 CO Introduced: NCSPHS, F  
11/2/20 NCSPHS Emergency/Amend/Approve 6-0  
11/4/20 F Emergency/Amend/Approve 7-0  
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 11/10/20

Phillip Peterson explained the amendment. Harrison Conyers of Military Affairs and Veterans Department explained the reason for the Code waiver due to the COVID pandemic shutdown preventing the Veterans Affairs Council from meeting and recommending uses for these funds.

**EMERGENCY/AMEND(NCSPHS)/APPROVE**

**Aye:** 7 - Carlucci, DeFoor, Salem, Priestly Jackson, Morgan, Cumber and Wilson

**AMENDMENT**

1. Pg. 1, line 30: strike "cummulative" and insert "cumulative"
2. Include waiver of Sec. 111.255 requiring list of grants be provided by April 1 for inclusion in the annual budget ordinance
3. Attach revised Exhibit 2 to correct organization names/programs

**Appropriation provides for grants to 15 organizations ranging from \$3,000 to \$10,000**

23. [2020-0671](#) ORD Approp \$255,852.00 From Within the Office of the Propty Appraiser's Fund Balance for the Provision of Computer Assisted Mass Appraisal (CAMA) System Svcs; Apv & Auth the Mayor, or his Designee, & Corp. Secretary to Execute & Deliver, For & On Behalf of the City, that Certain Single Source Contract btwn the City & Manatron, Inc., N/K/A Aumentum Technologies, F/K/A Thomson Reuters Aumentum, ("Aumentum") for the Provision of Svcs Described in this Ord; Oversight by the Office of the Propty Appraiser. (B.T. 21-016) (Staffopoulos) (Req of Mayor)  
10/27/20 CO Introduced: NCSPHS, F  
11/2/20 NCSPHS Read 2nd Rerefer  
11/4/20 F Read 2nd Rerefer  
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 11/10/20

**READ 2ND & REREFER**

24. [2020-0672](#) ORD-MC Amending Title III (Executive Branch), Chapt 30 (Planning & Dev Dept), Part 1 (Organization), Sec 30.101 (Establishment; Director of the Planning & Dev Dept), Sec 30.103 (Definitions) Sec 30.104 (Functions) & Creating a New Part 9 Resiliency Div. (Grandin) (Introduced by CM Carlucci)  
10/27/20 CO Introduced: F, R  
11/4/20 F Read 2nd Rerefer  
11/4/20 R Read 2nd Rerefer  
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 11/10/20

**READ 2ND & REREFER**



25. [2020-0678](#) RESO Upon an Acknowledgment of Due Authorization & the Making of Findings, Approving the Issuance by the Jacksonville Housing Finance Authority of Its Homeowner Mortgage Revenue Bonds, In One or More Series, In an Aggregate Face Amount Not to Exceed \$100,000,000 for the Purpose of Purchasing Mortgage Loans Originated By Participating Local Lending Institutions to Finance the Purchase or Rehabilitation of New or Existing Owner-Occupied Single-Family Residences Situated Within Duval Co, FL, by Persons or Families of Low, Moderate or Middle Income, or Purchasing Securities from a Master Servicer Evidencing Interests In or Backed By a Pool of Such Mortgage Loans; Including, Without Limitation, Securities Guaranteed By the Federal Govt or Agencies Thereof (The "Project") or for the Purpose of Refunding Portions of Previously Issued Homeowners Mortgage Revenue Bonds to thereby Make Funds Available for the Financing of the Project; Auth the Submission of a Request for a Private Activity Bond Volume Cap Allocation; Determining Credit Not Being Pledged. (Migut) (Req of JHFA)  
10/27/20 CO Introduced: NCSPHS, TEU, F, R  
11/2/20 NCSPHS Read 2nd Rerefer  
11/2/20 TEU Read 2nd & Rerefer  
11/4/20 F Read 2nd Rerefer  
11/4/20 R Read 2nd Rerefer

#### **READ 2ND & REREFER**

Chairman Carlucci announced that a bill he is sponsoring calling for an independent Lot J market feasibility study will be filed for introduction today. Council Member DeFoor asked to be added as a co-sponsor.

**Council Auditor's Office  
2020-667**

**One or Two Read Resolution - Two**

**Date provided to Council Auditor – 10/21/20**

**Company Name – The Hillman Group, Inc.**

**Project Location – 3650 Port Jacksonville Parkway, Jacksonville, FL 32226**

**Incentives Provided – \$200,000 REV grant at 50% over 5 years**

**Number of Jobs to be Created –**

- **50 new jobs no later than Dec. 31, 2023**
- **Average wage – \$30,000**
- **Retaining 90 jobs**

**Number of Jobs to be Retained – 90**

**Capital Investment – \$8,450,000**

**Records Retention/Audit Clause – Yes**

**Clawback Language –**

- **Section 9.2(a) – In the event reporting requirements are not met, the City will be entitled to withhold the annual installment of the REV grant for any year during which any reporting requirements are not met.**
- **Section 9.2(b) – If the Company fails to invest at least \$8,450,000 of private funding by December 31, 2022, the REV grant will be proportionately reduced. If the Company fails to invest at least \$7,000,000 by December 31, 2022, the REV grant will be terminated and the Company will repay the City the entire amount of the REV grant that has been previously paid to the Company, if any.**
- **Section 9.2(c) – In the event the Company fails to create and maintain a minimum of 50 new jobs at an average wage of no less than \$30,000 by December 31, 2023, and to maintain the 50 permanent jobs at an average annual salary of \$30,000 and the 90 retained jobs for the length of the REV grant, the annual payment of the REV grant will be reduced pro-rata for each year the Company is under the 140 job retention requirement.**

**ROI – 4.29**

**Waives Public Investment Policy requirement that wages must be greater than or equal to 100% of the State of Florida average wage in order to provide the REV grant**

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

**NOTE: The next regular meeting will be held Tuesday, November 17, 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 Matt Carlucci, Vice Chair Randy DeFoor, Council Member Ron Salem, Council Member Brenda Priestly Jackson, Council Member Joyce Morgan, Council Member LeAnna Cumber and Council Member Scott Wilson

Jeff Clements - Council Research Division  
jeffc@coj.net 904-255-5137  
Posted 11.6.20 3:30 p.m.