

City of Jacksonville

117 W Duval St
Jacksonville, FL 32202



Meeting Minutes

Tuesday, December 1, 2020

2:00 PM

Council Chambers 1st Floor, City Hall & Virtual

Rules Committee

Brenda Priestly Jackson, Chair
Garrett Dennis, Vice Chair, Excused Early Departure
Randy DeFoor
Matt Carlucci, Excused
Sam Newby
Ju'Coby Pittman
Michael Boylan

Legislative Assistant: Vonya Balogh
Legislative Assistant: Jessica Smith
Deputy General Counsel: Peggy Sidman
Research Assistant: 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: 2:01 PM

Meeting Adjourned: 3:26 PM

Attendance:

Item/File No.

Title History

1. [2020-0326](#) RESO Supporting the Passage of a Policy Designating City Hall as a “Hit Free Zone,” Training of Employees for an Appropriate Response, & Posting Signage at City Hall Identifying Property as a “Hit Free Zone” Area; Urging Creation of a Pilot Program. (Johnston) (Introduced by CM Dennis)
6/9/20 CO Introduced: NCSPHS, R
6/15/20 NCSPHS Read 2nd & Rerefer
6/16/20 R Read 2nd & Rerefer
6/23/20 CO Read 2nd & Rereferred: NCSPHS, R

DEFER (At request of CM Dennis)

2. [2020-0374](#) RESO Urging the Security & Emergency Preparedness Planning Council (SEPPC) to Develop Guidelines for Determining Essential Personnel Based on Nature of an Emergency. (Sidman) (Introduced by CM Freeman)
6/23/20 CO Introduced: NCSPHS, R
7/20/20 NCSPHS Read 2nd & Rerefer
7/21/20 R Read 2nd & Rerefer
7/28/20 CO Read 2nd & Rereferred: NCSPHS, R

DEFER (At request of CM Freeman)

3. [2020-0419](#) ORD MC Relating to JEA & Article 21 (JEA), Charter of the City of Jax; Repealing Sec 21.03 (Composition; Compensation; Officers; Meetings), 21.08 (Employees), & 21.09 (Awards of Contracts) of Article 21 (JEA), Charter of the City of Jax; Amending Article 21 (JEA), Charter of the City of Jax; Creating New Sec 21.03 (Composition; Compensation; Officers; Meetings), 21.08 (Employees; Managing Director; Employment Contract Restrictions), 21.09 (Procurement Generally; Contracts Generally), 21.11 (Privatization, Sale, Reorganization, Svc Territory Transfers Prohibited) & 21.12 (Public Engagement); Renumbering Existing Sec 21.11 (Legislative Authority of Council) & 21.12 (Severability) to 21.13 & 21.14 Respectively; Providing for Proviso Language re 2020-100-E; Providing for Codification Instructions; Providing for Effective Date. (Hodges) (Introduced by CM Boylan) (Co-Sponsored by CMs Bowman, DeFoor, Dennis, Ferraro, Priestly Jackson, Salem, Wilson, Pittman, Morgan, Hazouri, Newby, Diamond, Freeman & R.Gaffney)
 7/28/20 CO Introduced: TEU, R
 8/3/20 TEU Read 2nd & Rerefer
 8/4/20 R Read 2nd & Rerefer
 8/11/20 CO PH Read 2nd & Rereferred: TEU, R
 9/8/20 CO PH Only
 11/30/20 TEU Sub/Approve 6-0
 12/1/20 R Sub(TEU)/Approve 5-0
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 - 8/11/20
 Public Hearing Pursuant to Sec 21.11, City Charter & CR 3.601 – 9/8/20

SUB(TEU)/APPROVE

CM Boylan gave a presentation about JEA employment matters, procurement and compensation as related to work in the JEA workshops. The bill adds clarity to the Charter, and: designates that only the managing director may have an employment contract which is approved by the board, and some aspects of the pension/deferred compensation plan, specifies terms for bonuses, budget line item to reflect bonuses to council in budget process.

Lawsikia Hodges, OGC, talked about procurement and code changes in this bill related to the sale of JEA so that it may not effectively sell itself through procurement. Ms. Hodges said this bill makes so JEA procurement code will only be able to amended by the JEA Board, not the CEO. The bill, among other things, also requires an annual review and procurement report; and that all senior-level employees, including the managing director and senior-level officers, directors and managers of JEA, be trained by the Office of General Counsel, in consultation with the Ethics Office, at least annually.

CM DeFoor, Newby, Pittman, and Priestly Jackson commended CM Boylan for his diligent work on this bill.

Aye: 5 - Priestly Jackson, DeFoor, Newby, Pittman and Boylan

Excused: 2 - Dennis and Carlucci

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. [2020-0558](#) ORD re an Honorary Street Designation & Associated Roadway Markers; Establishing an Honorary Street Designation on Myrtle Ave N btwn 7th St W & 8th St W in Jax for Quenthon Anthony "Nick" Malpress; Providing for the Installation of 2 Honorary Roadway Markers to be Located in Appropriate Locations on the Designated Roadway; Honoring the Legacy Recognizing the Achievemnts of Quenthon Anthony "Nick" Malpress; Waiving Requiremnts of Sec 745.105(I)(2), Ord Code that the Honoree be Deceased for 5Yrs; Directing Legislative Svcs to Upon Enactment Forward the Ord to the Planning & Dev Dept. (Dist 8-Pittman) (Sidman) (Introduced by CM Priestly Jackson) (Co-Sponsored by CM Pittman)
 9/8/20 CO Introduced: NCSPHS, TEU, R
 9/14/20 NCSPHS Read 2nd & Rerefer
 9/14/20 TEU Read 2nd & Rerefer
 9/15/20 R Read 2nd & Rerefer
 9/22/20 CO Read 2nd & Rereferred: NCSPHS, TEU, R
 10/13/20 CO PH Only
 11/16/20 TEU Meeting Cancelled-No Action
 TEU PH - 10/19/20, 11/2/20, 11/16/20, 11/30/20, 1/4/21
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 10/13/20

DEFER (At request of Administration)

7. [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
 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)

8. [2020-0580](#) ORD-MC Amending Chapt 614, Ord Code; Specifically Amending Sec 614.106 (Loitering, Soliciting, Begging, Etc., in Public Offices or Buildings Open to the Public) to Prohibit Unlawful Gatherings, Lingerin, Loitering, Sitting or Standing In or Near Any Public R/W or Bldg; Deleting “Rooms;” Adding that the Owner, Lessee, Managing Agent or Person in Charge of a Bldg or Propty May Auth a Police Officer to Reasonably Request a Person to Disperse, Move or Leave the Public R/W or Building; Adding a New Subsection Makes it Unlawful for a Person to Refuse or Fail to Comply with a Request to Disperse, Move or Leave the Public R/W or Bldg; Amending Penalty to Class “D” Offense. (Pollock) (Introduced by CM Pittman) (Co-Sponsored by CM's Freeman, Diamond, White & Bowman)
 9/22/20 CO Introduced: NCSPHS, R
 10/5/20 NCSPHS Read 2nd & Rerefer
 10/6/20 R Read 2nd & Rerefer
 10/13/20 CO PH Read 2nd & Rereferred: NCSPHS, R
 10/19/20 NCSPHS Approve 6-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 10/13/20

DEFER (At request of CM Pittman)

Scrivener’s

1. Pg. 1, line 13: Insert “and” before “adding”
2. Correct title of Chapter 614 in section 1 of bill

9. [2020-0584](#) ORD-MC Creating a New Chapt 79 (Jacksonville City Council Citizen Review Board), Ord Code; Establishing a New Chapter Creating a Council-Appointed Citizen Review Board to make Recommendations to Council. (Johnston) (Introduced by CM Dennis)
 9/22/20 CO Introduced: NCSPHS, R
 10/5/20 NCSPHS Read 2nd & Rerefer
 10/6/20 R Read 2nd & Rerefer
 10/13/20 CO PH Read 2nd & Rereferred: NCSPHS, R
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 10/13/20

DEFER (At request of CM Dennis)

10. [2020-0596](#) RESO Supporting the Return of the Hemming Confederate Monument Statue & Plaque Dedicated to the City & State by the Hemming Family, at the Request of the Hemming Family; Directing Legislative Svcs to Forward the Reso Upon Adoption to State for Consideration of Returning the Confederate Monument Statue & Plaque to the Hemming Family. (Johnston) (Introduced by CM Dennis)
 9/22/20 CO Introduced: R
 10/6/20 R Read 2nd & Rerefer
 10/13/20 CO Read 2nd & Rereferred: R

DEFER (At request of CM Dennis)

11. [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)

12. [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)

- 13. [2020-0668](#) ORD-MC Amending Sec. 34.203 (JHCDC; Commission Members), Part 2 (Housing & Community Developmnt Commission Members), Pt 2 (Housing & Community Developmnt Div), Chap 34 (Neighborhoods Dept), Ord Code, to Modify the Composition of the Jax Housing & Community Dev. Commission (JHCDC) in accordance with Sec. 420.9076, F.S. as Amended. (Staffopoulos) (Req of Mayor)
 10/27/20 CO Introduced: NCSPHS, R
 11/2/20 NCSPHS Read 2nd Rerefer
 11/4/20 R Read 2nd Rerefer
 11/10/20 CO Meeting Cancelled-No Action
 11/16/20 NCSPHS Meeting Cancelled-No Action
 11/17/20 Rules Meeting Cancelled-No Action
 11/24/20 CO PH Read 2nd & Rereferred: NCSPHS, R
 11/30/20 NCSPHS Approve 7-0
 12/1/20 R Approve 6-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 11/10/20 & 11/24/20

APPROVE

Trista Carraher, Auditor's Office, explained the amendment which aligns the Ordinance Code with Florida Statute.

Aye: 6 - Priestly Jackson, Dennis, DeFoor, Newby, Pittman and Boylan

Excused: 1 - Carlucci

Scrivener's

- 1. Insert ellipses after pg. 2, line 11
- 2. Pg. 2, line 16: insert "(a)" before "There"

Requires membership of one current City Council member on the JHCDC

14. [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) (Co-Sponsored by CM DeFoor)
 10/27/20 CO Introduced: F, R
 11/4/20 F Read 2nd Rerefer
 11/4/20 R Read 2nd Rerefer
 11/10/20 CO Meeting Cancelled-No Action
 11/17/20 Finance Meeting Cancelled-No Action
 11/17/20 Rules Meeting Cancelled-No Action
 11/24/20 CO PH Read 2nd & Rereferred: F, R
 12/1/20 F Sub/Approve 6-0
 12/1/20 R Sub/Approve 6-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 11/10/20 & 11/24/20

SUB/APPROVE

This bill codifies the Chief Resiliency position and Office of Resiliency who reports to the Director of Planning. There was some discussion about the Administration's perspective as to legislative overreach and the separation of powers, as well as the equal sharing of information. Tabled for later in the meeting.

Stephanie Burch, Deputy Chief Administrative Officer, said the Administration accepts the language in substitute. CM Priestly Jackson said she would like that consent reflected in the legislation, to be added as an amendment. Peggy Sidman, OGC, said it will be rolled into a Rules substitute and the committee agreed.

Aye: 6 - Priestly Jackson, Dennis, DeFoor, Newby, Pittman and Boylan

Excused: 1 - Carlucci

Finance Substitute

Create codified position of Chief Resiliency Officer that reports directly to the Director of the Planning and Development Department

15. [2020-0674](#) RESO Conf Appt of Matt Swanson, to the Jacksonville Housing Finance Authority, Replacing James P. Citrano, Jr., in Accordance with Chapt 52, Ord. Code, for a 1st Full Term Ending 6/30/24. (Sidman) (Req of Mayor)
10/27/20 CO Introduced: R
11/4/20 R Read 2nd Rerefer
11/10/20 CO Meeting Cancelled - No Action
11/17/20 R Meeting Cancelled - No Action
11/24/20 CO Read 2nd & Rereferred: R
12/1/20 R Approve 6-0

APPROVE

Aye: 6 - Priestly Jackson, Dennis, DeFoor, Newby, Pittman and Boylan

Excused: 1 - Carlucci

APPOINTMENT

16. [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
 11/10/20 CO Meeting Cancelled - No Action
 11/16/20 NCSPHS Meeting Cancelled - No Action
 11/16/20 TEU Meeting Cancelled - No Action
 11/17/20 F Meeting Cancelled - No Action
 11/17/20 R Meeting Cancelled - No Action
 11/24/20 CO Read 2nd & Rereferred: NCSPHS, TEU, F, R
 11/30/20 NCSPHS Approve 7-0
 11/30/20 TEU Approve 6-0
 12/1/20 F Approve 6-0
 12/1/20 R Approve 6-0

APPROVE

Aye: 6 - Priestly Jackson, Dennis, DeFoor, Newby, Pittman and Boylan

Excused: 1 - Carlucci

17. [2020-0695](#) ORD-MC re Chapt 656 (Zoning Code), & Chapt 55 (DIA) , Ord Code; Amending Sec 656.314 (Central Business District Category) to Delete Reference to the Consolidated Downtown Development of Regional Impact (DRI); Amending Sec 656.361.4 (General Standards) to Delete Reference to the Consolidated Downtown DRI Development Order & to Reference the CBD Future Land Use Category & the City's Mobility Plan & Public Facility Level of Service Standards in the Capital Improvements Element of the City's Comp Plan; Amending Sec 656.361.7.1.F (Procedures to be Followed by the DDRB) to Delete Reference to the Consolidated Downtown DRI Development Order & to Reference the CBD Future Land Use Category, the Business Investment & Development (BID) Plan & the Public Facility Level of Service Standards in the Capital Improvements Element of the City's Comp Plan; Amending Sec 656.361.9.C (Powers & Duties) to Delete Reference to the Consolidated Downtown DRI Development Order & to Reference the CBD Future Land Use Category & the Public Facility Level of Service Standards in the Capital Improvements Element of the City's Comp Plan; Amending Sec 656.1601 (Definitions) to Correctly Identify the Name of the DIA; Amending Sec 55.106 (Definitions) & Sec 55.108 (Powers & Duties) to Delete Reference to the Consolidated Downtown DRI Development Order; Providing for Consistency w/the City of Jax 2030 Comp Plan; & Providing Severability (Eller) (Req of Mayor)
(Companion 2020-693 & 2020-694)
11/24/20 CO Introduced: R, LUZ
12/1/20 R Read 2nd & Rerefer
12/1/20 LUZ Read 2nd & Rerefer
LUZ PH – 1/5/21
Public Hearing Pursuant to Sec.166.041(3)(c)(2) F.S. – 12/8/20 & 1/12/21

READ 2ND & REREFER

18. [2020-0696](#) RESO of the City of Jacksonville, FL, Stating Its Intent to Use the Uniform Method for the Levy, Collection, & Enforcement of a Non-Ad Valorem Assessment, Pursuant to Sec 197.3632, F.S., for Certain Residential Solid Waste Collection Svcs within the General Svcs Dist of the Consolidated City of Jacksonville, Excluding Urban Svcs Dists 2, 3, 4, & 5, as Auth by, & Defined in, Chapt 382 & Chapt 715, Ord Code, & Ord 2010-446-E & 2010-673-E; Stating the Need for Such Levy; Directing Distribution of this Resolution to the Property Appraiser, Tax Collector, & the State of FL Dept of Revenue, Property Tax Oversight Div. (Eller) (Introduced by CM Carlucci & Salem)
11/24/20 CO Introduced: NCSPHS, TEU, F, R
11/30/20 NCSPHS Emergency/Amend/Approve 0-7 (failed) (White, Pittman, Becton, Diamond, Bowman, Freeman, Carrico)
11/30/20 TEU Emergency/Amend(NCSPHS)/Approve 2-4 (failed) (Cumber, Carrico, Gaffney, Becton)
12/1/20 F Emergency/Amend(NCSPHS)/Approve 5-1 (Cumber)
12/1/20 R Emergency/Amend(NCSPHS)/Approve 6-0
Public Hearing Pursuant to Sec. 197.3632 F.S.– 12/8/20

EMERGENCY/AMEND(NCSPHS)/APPROVE

Shannon Eller, OGC, explained that the emergency which relates to a upcoming deadline, and the process of Non-Ad Valorem Assessment changes.

Aye: 6 - Priestly Jackson, Dennis, DeFoor, Newby, Pittman and Boylan

Excused: 1 - Carlucci

AMENDMENT

Add one cycle emergency language

19. [2020-0703](#) ORD Approp \$26,500.00 from Special Events – FL GA Game Contingency to Provide Funding to Robert Charles Lesser & Co., LLC (“RCLCO”) for Lot J Consulting & Related Professional Svcs; Auth the Mayor, or His Designee, & the Corp Secretary to Execute an Agreemnt btwn the City of Jax & RCLCO for Strategic Review & Analysis of the Lot J Dev Proj; Invoking the Exception of Sec 126.107(G) (Exemptions), Part 1 (General Regulations), Chapt 126 (Procurement Code), Ord Code, to Allow for a Direct Contract with RCLCO; Waiving Sec 110.112 (Advance of City Funds; Prohibition Against), Part 1 (The City Treasury), Chapt 110 (City Treasury), Ord Code, to Allow for a Partial Advance Paymnt by the City; Requesting Emergency Passage Upon Introduction; Requesting the Mayor Expedite Signature of this Legislation & Related Contract to Afford Time for RCLCO to Review the Lot J Dev Proj; Providing for Oversight by the Office of the Council Secretary. (Sidman) (Introduced by CM Carlucci and DeFoor)
- 11/24/20 CO Introduced: NCSPHS, TEU, F, R
11/30/20 NCSPHS Read 2nd & Rerefer
11/30/20 TEU Read 2nd & Rerefer
12/1/20 F Read 2nd & Rerefer
12/1/20 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 12/8/20

READ 2ND & REREFER

20. [2020-0705](#) ORD -MC Regarding the Jacksonville Ethics Code; Amending Chapt 602 (Jacksonville Ethics Code), Part 8 (Lobbying), Ord Code, to Rename Part 8, Establish Subpart A, & to Add a New Subpart B (Political Consultants) to Provide for a City Registration Process for Political Consultants. (Johnston) (Introduced by CM Dennis)
- 11/24/20 CO Introduced: R
12/1/20 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 12/8/20

READ 2ND & REREFER

21. [2020-0707](#) ORD Making Certain Findings, & Auth the Mayor, or His Designee, to Execute a Redevelopment Agreement (“Redevelopment Agreement”) btwn the City of Jacksonville (“City”), the Downtown Investment Authority (“DIA”), & PEP10 LLC (“Developer”), to Support the Renovation by Developer of the Former Independent Life Building (“Building”) Located at 233 W. Duval St & Associated Parking Lot in the Northbank Downtown Community Redevelopment Area (“Project”); Auth a Downtown Historic Preservation & Revitalization Trust Fund Grant in the Amount of \$3,000,000.00 to the Developer in Connection with the Renovations to the Building, to be Approp by Subsequent Legislation; Waiving the Downtown Historic Preservation & Revitalization Trust Fund Guidelines Auth by 2002-395-E to Auth Grants in Excess of \$1,000,000.00 for the Project; Designating the DIA as Contract Monitor for the Redevelopment Agreement; Providing for City Oversight of the Project by the Dept of Public Works & the DIA; Auth the Execution of All Documents Relating to the Above Agreement & Transactions, & Auth Technical Changes to the Documents. (Sawyer) (Req of DIA)
11/24/20 CO Introduced: NCSPHS, TEU, F, R
11/30/20 NCSPHS Read 2nd & Rerefer
11/30/20 TEU Read 2nd & Rerefer
12/1/20 F Read 2nd & Rerefer
12/1/20 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 12/8/20

READ 2ND & REREFER

22. [2020-0710](#) RESO Appt Simon Guillermo, P.E., C.F.M., to the Environmental Protection Board, as a Registered Professional Engineer, Replacing Amy Y. Fu, P.E., Pursuant to Chapt 73, Ord Code, for a 1st Term Ending 9/30/24. (Distel) (Introduced by CP Hazouri)
11/24/20 CO Introduced: R
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

23. [2020-0711](#) RESO Appt Isaac Rhodes Robinson as a Member of the Duval County Research & Development Authority, Pursuant to Chapt 67, Ord Code, & Sec 159.703, F.S., Filling a Seat Formerly Held by Julie A. Dion, for a 1st Full Term Ending 10/17/23. (Distel) (Introduced by CP Hazouri)
(Co-Sponsored by CM Salem)
11/24/20 CO Introduced: R
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

24. [2020-0712](#) RESO Appt Clarence Stephens Moore as a Member of the Duval County Research & Developmnt Authority, Pursuant to Chapt 67, Ord Code, & Sec 159.703, F.S., Replacing Steven R. Merten for a Partial Term Ending 10/17/22. (Distel) (Introduced by CP Hazouri)
11/24/20 CO Introduced: R
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

25. [2020-0727](#) RESO Making Certain Findings, & Apv & Auth the Execution of an Economic Dev Agreeemnt ("Agreement") btwn the City of Jax ("City") & Malnove Holding Company, Inc. ("Company"), to Support the Expansion of the Company's Operations at Its Existing Distribution Facility Generally Located at 10500 Canada Dr. in the City ("Project"); Auth a 5-Yr Recapture Enhanced Value (REV) Grant of \$160,000.00; 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"); Providing for Oversight by OED; Providing a Deadline for Company to Execute the Agreeemnt; Waiver 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)
11/24/20 CO Introduced: F, R
12/1/20 F Amend/Approve 6-0
12/1/20 R Amend(Finance)/Approve 5-0

AMEND(FINANCE)/APPROVE

(See Auditor's Summary on pg. 19)

Ms. Carrahar explained the amendment, which includes claw back provisions for REV grants if jobs are not created.

Aye: 5 - Priestly Jackson, DeFoor, Newby, Pittman and Boylan

Excused: 2 - Dennis and Carlucci

FINANCE AMENDMENT

Place revised economic development agreement on file to include an additional clawback provision related to REV grant payments paid prior to job creation deadline

26. [2020-0729](#) ORD- MC Regarding the Planning Commission Recommendations to the LUZ Committee & the Council; Amending Chapt 30 (Planning & Development Department), Part 2 (Planning Commission), Sec 30.203 (Conduct of Business), Ord Code, Regarding Minimum Number of Votes at the Planning Commission for Recommendation; Amending Chapt 650 (Comprehensive Planning for Future Development), Part 4 (Amendments to the Comprehensive Plan), Sec 650.405 (Planning Commission Advisory Recommendation & Public Hearing), Ord Code, Regarding the Timing of the PC Recommendation; Amending Chapt 656 (Zoning Code), Part 1 (General Provisions), Sec 656.129 (Advisory Recommendation on Amendment to the Zoning Code or Rezoning of Land), Ord Code, Regarding the Timing of the Planning Commission Recommendation. (Eller) (Introduced by CM R. Gaffney)
11/24/20 CO Introduced: R, LUZ
12/1/20 R Read 2nd & Rerefer
12/1/20 LUZ Read 2nd & Rerefer
LUZ PH – 1/20/21
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/12/21

READ 2ND & REREFER

27. [2020-0730](#) ORD-MC Regarding Chapt 656 (Zoning Code), Ord Code; Amending Sec 656.401 (Performance Standards & Development Criteria), Part A (Performance Standards & Development Criteria), Part 4 (Supplementary Regulations), Chapt 656 (Zoning Code, Ord Code, to Permit Swimming Lessons as a Home Occupation, Subject to Performance Standards & Development Criteria. (Eller) (Introduced by CM Freeman)
11/24/20 CO Introduced: NCSPHS, R, LUZ
11/30/20 NCSPHS Read 2nd & Rerefer
12/1/20 R Read 2nd & Rerefer
12/1/20 LUZ Read 2nd & Rerefer
LUZ PH – 1/20/21
Public Hearing Pursuant to Chapt 166.041(3)(c)(2) F.S. & CR 3.601–
1/12/21 & 1/26/21

READ 2ND & REREFER

28. [2020-0733](#) ORD Approp \$400,000 (\$200,000 from the Social Justice & Community Investment Special Committee Contingency & \$200,000 from the Office of the Sheriff Pre-Trial Operations – Health Services) for the Mental Health Offender Program (“MHOP”); Apv, & Auth the Mayor, or Designee, & Corp Secretary to Execute & Deliver, an Agreemnt btwn the City of Jax & the I.M. Sulzbacher Center for the Homeless, Inc. (“Sulzbacher Center”); Invoking the Exception in Sec 126.107(G), Ord Code, to Allow Direct Contract w/Sulzbacher Center to Provide Svcs to the MHOP & Manage the MHOP; Apv, & Auth the Mayor, or Designee, & Corp Secretary to Execute & Deliver, an Agreemnt btwn the City of Jax & the 4th Judicial Circuit Courts of FL to Provide for a Mental Health Jail Initiative Coordinator; Invoking the Exception in Sec 126.107(G), Ord Code, to Allow Direct Contract with the 4th Judicial Circuit Courts of FL to Provide for a Mental Health Jail Initiative Coordinator; Providing Oversight by the Office of Grants & Contract Compliance; Req 1 Cycle Emergency Passage. (Sidman) (Introduced by CM Salem)
 11/24/20 CO Introduced: NCSPHS, F, R, SJCIC
 11/30/20 NCSPHS Emergency/Amend/Approve 7-0
 12/1/20 F Emergency/Amend(NCSPHS)/Approve 5-1 (Priestly Jackson)
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 12/8/20

DEFER (At request of the Rules Committee)

AMENDMENT

1. Pg. 2, line 17: strike “Services” and insert “Operations”
2. Attach revised Exhibit 4 (Courts Agreement) to correct funding amount in whereas clause

29. [2020-0735](#) ORD Approp \$3,865,827.00 in Community Dev Block Grant (CDBG) Funding from U.S. Dept of Housing & Urban Dev Auth by the Coronavirus Aid, Relief, & Economic Security (CARES) Act to be Used to Prevent, Prepare for, & Respond to (COVID-19) by Providing Aid & Assistance to Eligible Low- & Moderate- Income Individuals & Families, or Those who Live in Areas Designated as Low- & Moderate- Income, to Mitigate the Impacts of COVID-19. (B.T. 21-023) (Staffopoulos) (Req of Mayor)
 11/24/20 CO Introduced: NCSPHS, TEU, F, R
 11/30/20 NCSPHS Read 2nd & Rerefer
 11/30/20 TEU Read 2nd & Rerefer
 12/1/20 F Read 2nd & Rerefer
 12/1/20 R Read 2nd & Rerefer
 Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 12/8/20

READ 2ND & REREFER

30. [2020-0736](#) RESO Supporting JEA's Efforts to Address Surface Discharge Elimination & Encouraging the Legislature to Consider Suggestions Offered by JEA to Eliminate the Disposal of Effluent, Reclaimed Water, or Reuse Water from Wastewater Treatment Facilities (WWTF) Via Surface Water Discharge but in a Responsible & Timely Manner which is Financially Feasible; Directing Legislative Svcs to Forward Copies of this Resolution Upon Adoption to the Duval Delegation, the Senate President & the Speaker of the House of Representatives. (Johnston) (Introduced by CM DeFoor)
11/24/20 CO Introduced: NCSPHS, TEU, F, R
11/30/20 NCSPHS Read 2nd & Rerefer
11/30/20 TEU Read 2nd & Rerefer
12/1/20 F Read 2nd & Rerefer
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

31. [2020-0737](#) RESO Conf the Appt of Erich David Freiburger, PH.D., as a Member of the Jax Ethics Commission Replacing Gaylord George Candler, PH.D. for a Full Term Exp 12/31/24. (Pollock) (Introduced by CP Hazouri)
11/24/20 CO Introduced: R
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

32. [2020-0738](#) RESO Conf Appt of Scott B. Dingee, as Chief of Professional Standards Div, in the Office of the Sheriff, Pursuant to Sec 37.110(C)(2), Ord Code; Providing a Retroactive Appt & Conf. (Sidman) (Req of Sheriff).
11/24/20 CO Introduced: R
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

33. [2020-0739](#) RESO Appt Council Member Matt Carlucci as a Member of The Duval County Tourist Dev Council, Pursuant to Chapt 70, Ord Code, Replacing Council Member Scott Wilson, for a Partial Term Ending 6/30/22; Req 1 Cycle Emergency Passage. (Sidman) (Introduced by CP Hazouri)
11/24/20 CO Introduced: R
12/1/20 R Emergency/Approve 5-0

EMERGENCY/APPROVE

Ms. Sidman, OGC, explained the emergency is due to the open seat because CM Wilson is no longer on council.

Aye: 5 - Priestly Jackson, DeFoor, Newby, Pittman and Boylan

Excused: 2 - Dennis and Carlucci

APPOINTMENT

34. [2020-0740](#) ORD Apv & Auth the Mayor, & Corp Secretary to Execute & Deliver, for & On Behalf of the City, the Cecil Field Connector Rd Cost Sharing & Mobility Fee Credit Agreement for Construction of a 4-Lane Blvd from Branam Field Extension Rd to the Southern Boundary of Cecil Commerce Center btwn the City & Developer in Order to Provide Terms for Sharing in the Cost of Design & Construction of the R/W Improvements, & Providing the Developer Authority for the Planning, Design, Engineering, Permitting, & Construction of the R/W Improvements, & for the Authorization & Memorialization of Mobility Fee Credits in the Amount of \$731,227.00; Waiving the Provisions in Sec 655.507(B) (Credit Against Mobility Fee), & Sec 655.507(C) (Calculation of Credit), Chapt 655 (Concurrency & Mobility Management System), Ord Code, to Allow Mobility Fee Credit to be Provided & Calculated for a Transportation Benefit to the City Other than the Construction of a Transportation Improvement Project Funded Entirely by the Developer; Waiving the Provisions in Sec 655.508 (Mobility Fee Contract), Chapt 655 (Concurrency & Mobility Management System), Ord Code, to Allow a Mobility Fee Contract to Originate & Contain Exhibits Other than as Prescribed in the Section Waived; Providing for Oversight by the Engineering & Construction Management Division of the Public Works Department Regarding the Road Construction; Providing for Oversight by the Planning & Development Department Regarding the Mobility Fee Credits. (Grandin & Wilson) (Introduced by CM White)
11/24/20 CO Introduced: TEU, F, R
11/30/20 TEU Read 2nd & Rerefer
12/1/20 F Read 2nd & Rerefer
12/1/20 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 12/8/20

READ 2ND & REREFER

35. [2020-0742](#) RESO Requesting the Downtown Investment Authority (“DIA”) to Perform Powers & Duties Required by Chapt. 55, Ord. Code, Concerning the Proj. Entitled Lot J; Directing the DIA to Review, Analyze & Negotiate the Contracts on File with ord. 2020-648; Requesting DIA to Review the Lot J Plan with all the Developer’s Proposed Financial Information; Requesting that the City Designate the Chief Executive Officer (“CEO”) of the DIA or his or her Designee to be the Proj. Coordinator for the Lot J Proj; Providing for DIA Approval; Providing DIA Time to Review; Providing for Report of Findings to Council from DIA, as well as Filing of Applicable Legislation, Upon Completion of a Review of the Lot J Project, Including Review of the Rev Grant, with the Overall Marketing Plan for Downtown; Req Emergency Action Upon Introduction. (Sidman) (Introduced by CM Carlucci)
- 11/24/20 CO Introduced: NCSPHS, F, R
11/30/20 NCSPHS Read 2nd & Rerefer
12/1/20 F Read 2nd & Rerefer
12/1/20 R Read 2nd & Rerefer

READ 2ND & REREFER

**Council Auditor's Office
2020-727**

One or Two Read Resolution - Two

Date provided to Council Auditor – 11/18/20

Company Name – Malnove Holding Company, Inc.

Project Location – 10500 Canada Drive, Jacksonville, FL 32218

Incentives Provided – \$160,000 REV grant at 50% over 5 years

Number of Jobs to be Created –

- **10 new jobs no later than Dec. 31, 2024**
- **Average wage – \$36,500 plus benefits**

Number of Jobs to be Retained – 182

Capital Investment – \$7,400,000

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 \$7,000,000 of private funding by December 31, 2022, the REV grant will be proportionately reduced. If the Company fails to invest at least \$3,000,000 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 10 new jobs at an average wage of no less than \$36,500 by December 31, 2024, and to maintain the 10 permanent jobs at an average annual salary of \$36,500 and the 182 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 192 job retention requirement.**

ROI – 2.99

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

For discussion regarding requests from two applicants to waive review by the Jacksonville Waterways Commission regarding certain wetlands (Section 95.105(a), Ordinance Code; Section 95.106(e), Ordinance Code; Policy 7.1.2, Future Land Use Element, 2030 Comprehensive Plan):

36. [2020-0598](#) ORD Transmitting a Proposed Large Scale Revision to FLUM of the 2030 Comp Plan at 0 U.S. Hwy 301 S. & 0 Normandy Blvd & 0 Maxville Macclenny Hwy, btwn I-10 & Maxville Macclenny Hwy (7002.25± Acres) – AGR-I, AGR-II & AGR-III to MU – 301 Capital Partners, LLC. (Appl# L-5457-20A) (Dist 12-White) (Kelly) (LUZ) (PD & PC Apv)
 10/13/20 CO Introduced: LUZ, JWC (added to JWC on 10/12/20)
 10/20/20 LUZ Read 2nd & Rerefer
 10/27/20 CO Read 2nd & Rereferred; LUZ
 11/10/20 CO Meeting Cancelled - No Action
 11/17/20 LUZ Meeting Cancelled-No Action
 11/24/20 CO PH Cont'd 12/8/20
 12/1/20 LUZ PH Amend/Approve 7-0
 LUZ PH – 11/17/20 & 12/1/20
 Public Hearing Pursuant to Sec 163.3184(3), F.S. & Chapt 650, Pt 4, Ord Code – 11/10/20 & 11/24/20, 12/8/20

RULES COMMITTEE VOICE VOTED 6-0 TO WAIVE SEC 95.105(a), ORD CODE, SEC 95.106(e), ORD CODE; POLICY 7.1.2 FLUM, 2030 COMPREHENSIVE PLAN

Shannon Eller, OGC, spoke about land use map amendments and Waterways Commission recommendations about wetland designations. Two different applicants, one is a transmittal which is a lengthier process because it goes to the State to review and then back to council, and one is a small-scale which only requires one council hearing.

CM Boylan talked about the importance of the role of Waterways in the process.

37. [2020-0608](#) ORD Small-Scale FLUM Amendmnt to 2030 Comp Plan at 3029 New Berlin Rd., btwn New Berlin & Yellow Bluff Rd. (3.14± Acres) – LDR to CGC – Timothy H. Joy & Laurie A. Joy. (Appl# L-5473-20C) (Dist 2-Ferraro) (McDaniel) (LUZ) (PD & PC Apv)
 (Rezoning 2020-609)
 10/13/20 CO Introduced: LUZ, JWC (added to JWC on 10/12/20)
 10/20/20 LUZ Read 2nd & Rerefer
 10/27/20 CO Read 2nd & Rereferred; LUZ
 11/10/20 CO Meeting Cancelled - No Action
 11/17/20 LUZ Meeting Cancelled-No Action
 11/24/20 CO PH Cont'd 12/8/20
 LUZ PH – 11/17/20 & 12/1/20, 1/5/21
 Public Hearing Pursuant to Sec 163.3187, F.S. & Chapt 650, Pt 4, Ord Code – 11/10/20 & 11/24/20, 12/8/20

NOTE: The next regular meeting will be held Tuesday, January 5, 2021.

*******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.

Rollcall

Present: 5 - Chair Brenda Priestly Jackson, Council Member Randy DeFoor, Council Member Sam Newby, Council Member Ju'Coby Pittman and Council Member Michael Boylan

Excused: 2 - Vice Chair Garrett Dennis and Council Member Matt Carlucci

Minutes: Colleen Hampsey, Council Research
CHampsey@coj.net 904.255.5151
Posted: 12.4.2020 5:00 pm