

City of Jacksonville

117 W Duval St
Jacksonville, FL 32202



Meeting Minutes

Tuesday, March 1, 2022

9:30 AM

Council Chambers 1st Floor, City Hall

Finance Committee

Ron Salem, Pharm. D., Chair

Danny Becton, Vice Chair

Michael Boylan

Matt Carlucci

Terrance Freeman

Reggie Gaffney

Ju'Coby Pittman

Legislative Assistant: Maritza Sanchez

Legislative Services Manager: Bernadette Smith

Council Auditor: Kim Taylor

Asst. Council Auditor: Phillip Peterson

Chief of Research: Jeff Clements

Chief Office of General Counsel: Paige Johnston

Administration: Rachel Zimmer

RULE 4.505 DISRUPTION OF MEETING

No member of the audience shall applaud nor make any noise or remarks that are audible to the Committee that would indicate approval or disapproval of anything being discussed. Any disregard of this rule may result in removal by the Sergeant at Arms.

REQUEST TO SPEAK:

1. Fill out a speaker card.
2. Sign it if you are going to speak.
3. Read the rules on the back of the card.
4. Return the card to the Legislative Assistant.

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 purpose, 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.

Present: 7 - Chair Ron Salem, Vice Chair Danny Becton, Council Member Michael Boylan, Council Member Matt Carlucci, Council Member Terrance Freeman, Council Member Reggie Gaffney and Council Member Ju'Coby Pittman

Meeting Convened: 9:30 AM

Meeting Adjourned: 11:28 PM

- **Police & Fire Pension Fund 10/1/2021 Actuarial Valuation Report – Tim Johnson**
- **Council Auditor Kim Taylor to discuss Report #855: Independent Agency Quarterly Summary for the Three Months Ended December 31, 2021 (Postponed to next meeting)**

Tim Johnson, Executive Director and Plan Administrator Police & Fire Pension Fund, gave a presentation on the Actuarial Valuation Report.

Surtax funding policy:

Growth Rate (4.25%) -2.15% (2020) 14.36% (2021)

Net Present Value \$1,560 million (2020) \$1,938 million (2021)

PFPF Portion (\$) \$909 million (2020) \$1,130 million (2021)

PFPF Portion (%) 58.3% (2020) 58.3% (2021)

Liquidity Ratio (5:1) 9.01:1 (2020) 10.76:1 (2021)

Pension health:

Funded Ratio 48.0% (2020) 48.2% (2021)

Unfunded Liability \$2,212 million (2020) \$2,367 million (2021)

Net Amortization 52.98% (2020) 56.21% (2021)

COJ Contribution w/o Surtax \$222.7 million (2020) \$236.7 million (2021)

COJ Contribution w/ Surtax \$157.4 million (2020) \$156.4 million (2021)

CM Salem asked when the plan would be fully funded (80-100%). Mr. Johnson said it is estimated to be fully funded in 2055.

Emergency Rental Assistance Program Update

Deputy CAO Dr. Moreland gave the update on the ERAP program as of 2/28/22. ERAP 1 has assisted 3827 households with rent, paid \$23,986,459.96 in rent assistance; assisted 2144 households with JEA/utilities, paid \$1,517,901 in JEA/utility assistance. There is \$512,669.22 remaining.

ERAP 2: 4058 households assisted with rent totaling \$22,067,533.72; 1151 households assisted with utilities totaling \$742,581.63; 808 households assisted with mortgage payments totaling \$3,120,204.

Approximately \$3,566,454.55 remains to be distributed for rent and utility assistance and \$879,000 for mortgage assistance.

In response to a question from CM Pittman, Dr. Moreland said all funds must be expended by 2025, but that it is anticipated that they will be gone well before that. CM Pittman suggested utilizing church pastors to spread the word about the program.

Attendance: CM Leanna Cumber 2022-97 & 2022-98

Item/File No. Title History

- 1. [2021-0855](#) ORD Declaring 9216 1st Ave, Jax, FL 32208 (R.E. #-036499-0000), btwn Soutel Dr. & Belvedere St., to be surplus to needs of the City; Auth Convey of subject parcel to Christ the Living Cornerstone, Inc., a FL not for profit corp, at no cost; Auth Mayor & Corp Secretary to execute a quitclaim deed & other convey docs; Waiving Sec. 122.425 (dispo by auction or sealed bid), Pt 4 (Real Prop), Chpt 122 (Public Prop), Ord Code, to allow donation to Christ the Living Cornerstone, Inc.; Providing a right of reentry for failure to use subject parcel for the operation of a wellness clinic and/or Comm Outreach Ctr; Prov for City Oversight by the Dept of Public Works, Real Estate Div (Dist 8-Pittman)(Johnston) (Introduced by CMs Ferraro & Pittman) (Co-Sponsor CM R. Gaffney) 11/23/21 CO Introduced: TEU, F, R 12/6/21 TEU Read 2nd & Rerefer 12/7/21 F Read 2nd & Rerefer 12/7/21 R Read 2nd & Rerefer 12/14/21 CO PH Read 2nd & Rereferred:TEU, F, R 1/3/22 TEU Amend/Approve 6-1 (CM Cumber) Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-12/14/21

DEFER

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2. [2021-0885](#) ORD Apv & Auth the Mayor, or His Designee, & the Corp Sec to Pursue or Seek Waiver of Collection of the Local Option Gas Tax Within the 2021-2022 Budget Yr Consistent with a Period of Time to Align with the State Suspension of the State Gas Tax Collection Should the State Allow for Waiver of the Prov of Sec 336.025 & 336.021, FL Statutes, so that Local Govts Have the Ability to Suspend Collection of Local Option Gas Taxes; Offering Findings & Statemnts of Fact; Directing Legislative Services Div to Forward to the FL Legislature, the Duval Legislative Delegation, & the FL Dept of Revenue (Johnston) (Introduced by CM Dennis)
12/14/21 CO Introduced: NCSPHS, TEU, F, R
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 F Read 2nd & Rerefer
1/4/22 R Read 2nd & Rerefer
1/11/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU,F, R
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/11/22

DEFER

3. [2021-0898](#) RESO Encouraging the State to Allow Local Govs to Waive the Provision of Sec 336.025 & 336.021 FL Statutes, to Allow Local Govs the Ability to Suspend Collection of Local Option Gas Taxes if the State Suspends the State Gas Tax for a Period of that time is Consistent with The State's Suspension; Offering Findings & Statements of Fact; Addn'l Apv & Auth Required to Execute Docs Related to the Waiver of State Statutes to Suspend Collection of the LOGT and Transfer of Funds to Prevent Funding Lapse; Directing Legislative Services Div to Forward to the FL Legislature, the Duval Legislative Delegation & the FL Dept of Revenue (Johnston) (Introduced by CM Dennis)
12/14/21 CO Introduced: NCSPHS, TEU, F, R
1/3/22 NCSPHS Read 2nd & Rerefer
1/3/22 TEU Read 2nd & Rerefer
1/4/22 F Read 2nd & Rerefer
1/4/22 R Read 2nd & Rerefer
1/11/22 CO Read 2nd & Rereferred:NCSPHS,TEU,F, R

DEFER

4. [2022-0032](#) ORD Auth the Mayor, or his Designee, & the Corp Sec to Execute & Deliver a Locally-Funded Agreement (Lump-Sum) btwn the State of FL Dept of Transportation (“FDOT”) & the COJ Pursuant to Which the City Agrees to Pay FDOT \$1,200,000 for Certain Roadway Improvements; Providing for Oversight by the Engineering & Construction Mgmt Div of the Dept of Public Works (Staffopoulos) (Introduced by CP Newby at Req of Mayor)
1/11/22 CO Introduced: NCSPHS, TEU, F
1/18/22 NCSPHS Read 2nd & Rerefer
1/18/22 TEU Read 2nd & Rerefer
1/19/22 F Read 2nd & Rerefer
1/25/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU, F
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22

DEFER

5. [2022-0034](#) ORD Concerning an Application for Assignment & Transfer of Residential Waste & Recycling Collection & Transportation Svcs Contract for Svc Area I (City Council Districts 7,8,9,10,12, & 14); Designating & Directing the Transportation, Energy & Utilities (TEU) Committee to hold a Noticed Public Hearing to Review & Make Recommendations Regarding Approval or Disapproval of Waste mgmnt Inc. of FL, a FL Corp & Successor by Merger to Advanced Disposal Svcs Jax, LLC ("Applicant"), Application for Assignment & Transfer of the Amended & Restated Agreement for Residential Waste & Recycling Collection & Transportation Svcs (Contract # 9165) btwn the COJ & Advanced Disposal Svcs Jax, LLC, in Accordance with Sec 382.308 (Contract Provisions; Exemption from Purchasing Code;Extension of Contracts), Pt 3 (Selection of Waste Collection & Disposal Svc Areas & Contractors), Chapt 382 (Waste Collection & Disposal Svc by Contractors & City), Ord Code; Directing the City Council Legislative Svcs Div to Issue the Required Public Hearing Notice in Accordance w/Sec. 382.308 (Contract Provisions; Exemption from Purchasing Code; Extension of Contracts), Pt 3 (Selection of Waste Collection & Disposal Svc Areas & Contractors), Chapt 382 (Waste Collection & Disposal Svc by Contractors & City), Ord Code; Adopting Recommended Findings & Conclusions of the TEU Committee; Auth the Mayor, or his Designee, & Corp Secretary to Execute & Deliver any Necessary Contract Docs to Effectuate the TEU Committee Recommendations.(Hodges) (Introduced by CP Newby at Req of Mayor)
- 1/11/22 CO Introduced: NCSPHS, TEU, F, R
 1/18/22 NCSPHS Read 2nd & Rerefer
 1/18/22 TEU Read 2nd & Rerefer
 1/19/22 F Read 2nd & Rerefer
 1/19/22 R Read 2nd & Rerefer
 1/25/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU, F, R
 1/31/22 NCSPHS Amend/Approve 7-0
 2/14/22 TEU Substitute/Rerefer 5-0
 2/15/22 F Substitute/Rerefer 6-0
 2/15/22 R Substitute/Rerefer 5-0
 2/22/22 CO Substitute/Rereferred 18-0: NCSPHS, TEU, F, R
 TEU PH per Chapt 382-3/14/22
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 1/25/22 & 3/8/22

DEFER

6. [2022-0060](#) ORD-MC Relocating the Derelict Vessel & Floating Structure Removal Fund from Chapt 110, Pt 4, Sec. 110.414 to Chapt 111, Pt 7, Sec. 111.787; Repealing Sec 110.414 (Derelict Vessel & Floating Structure Removal Trust Fund), Pt 4 (Continuing Approps), Chapt 110 (City Treasury), Ord Code; Creating a New Sec 111.787 (Derelict & Abandoned vessels & Floating Structure Enforcement & Removal Trust Fund), Pt 7 (Environment & Conservation), Chapt 111 (Special Revenue & Trust Accts), Ord Code. (Grandin) (Introduced by CM DeFoor)
1/25/22 CO Introduced: NCSPHS, TEU, F, JWC
1/31/22 NCSPHS Read 2nd & Rerefer
1/31/22 TEU Read 2nd & Rerefer
2/1/22 F Read 2nd & Rerefer
2/8/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU, F
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/8/22

DEFER

7. [2022-0061](#) ORD-MC Approp \$310,500 in the Derelict Vessel & Floating Structure Removal Fund from the Parks Dept to Neighborhoods Dept in order to Provide the Neighborhoods Dept Funding to Implement & Enforce the Newly Created Chapt 388, Ord Code (Boats & Waterways);Amend Chapt 388 (Boats & Waterways),Ord Code, to Create a New Pt 4 (Anchoring Limitation Areas); Providing that Council is Exercising County Powers; Providing for Codification Instructions; Providing Directive to Neighborhoods Dept. (Grandin) (Introduced by CM DeFoor)
1/25/22 CO Introduced: NCSPHS, TEU, F, JWC
1/31/22 NCSPHS Read 2nd & Rerefer
1/31/22 TEU Read 2nd & Rerefer
2/1/22 F Read 2nd & Rerefer
2/8/22 CO PH Read 2nd & Rereferred:NCSPHS, TEU, F
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/8/22

DEFER

8. [2022-0090](#) ORD Approp \$600,000 from the Mental Health Offender Trust Fund to Provide Funding for the Mental Health Offender Program (“MHOP”); Providing for a Carryover of Funds Into FY 2022-2023; Apv, & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an Agreement btwn the COJ & the I.M. Sulzbacher Center for the Homeless Inc. (“Sulzbacher Center”) for \$407,850; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with I.M. Sulzbacher Center for the Homeless, Inc. to Provide Svcs to the MHOP & Manage the MHOP; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with Sulzbacher Center; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance Payments in Excess of 10% to Sulzbacher Center; Apv, & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an Agreement btwn the COJ & the 4th Judicial Circuit Courts of FL to Provide for a Mental Health Jail Initiative Coordinator for \$78,750; 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; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with the 4th Judicial Circuit Courts of FL; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance Payments in Excess of 10% to the 4th Judicial Circuit Courts of FL; Apv & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an Agreement btwn the COJ & the Public Defender of the 4th Judicial Circuit, to Provide for .54 of a FTE Public Defender for the MHOP Program at \$56,700; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with the Public Defender of the 4th Judicial Circuit, to Provide for Svcs From the Public Defender’s Office; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluate Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with the Public Defender of the 4th Judicial Circuit; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance Payments in Excess of 10% to the 4th Judicial Circuit Courts of FL; Apv, & Auth the Mayor, or His Designee, & Corp Sec to Execute & Deliver, an agreement btwn the COJ & the State Attorney’s Office of the 4th Judicial Circuit, to Provide for .54 of the FTE State Attorney for the MHOP Program at \$56,700; Invoking the Exception in Sec 126.107 (G), Ord Code, to Allow Direct Contract with the State Attorney’s Office; Waiving Sec 118.107 (Nonprofits to Receive Funding Through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to Allow Direct Contract with the State Attorney’s Office, 4th Judicial Circuit; Waiving Sec 118.201 (F) (7) (Release of Appropriations), Ord Code, to Allow for Advance payments in Excess of 10% to the State Attorney’s Office, 4th Judicial Circuit; Providing for

Oversight by the Office of Grants & Contract Compliance. (Sidman)
(Introduced by CM Salem) (Co-Sponsor CM's R. Gaffney, Morgan,
Bowman, Priestly Jackson, Pittman, White, Boylan, Freeman & DeFoor)
2/8/22 CO Introduced: NCSPHS, F, R
2/14/22 NCSPHS Read 2nd & Rerefer
2/15/22 F Read 2nd & Rerefer
2/15/22 R Read 2nd & Rerefer
2/22/22 CO PH Read 2nd & Rereferred: NCSPHS, F, R
2/28/22 NCSPHS Substitute/Approve 6-0
3/1/22 F Substitute/Approve 7-0
3/1/22 R Substitute/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/22/22

SUBSTITUTE/APPROVE

Phillip Peterson, Council Auditor's Office, explained the substitute - which rolls together four technical amendments. He also explained that these are funds already appropriated by previous legislation for the MHOP program. The program recently was awarded additional funding through a state grant.

CM Pittman spoke about the mental health needs in the community and asked about housing.

Cindy Funkhouser, Sulzbacher, said that affordable secure housing is difficult to find, and she said that 90% of MHOP participants were homeless at program entry with 86% housed after participating and the rest are pending housing placement.

The substitute passed unanimously with a voice vote.

CVP Freeman and CMs Boylan, Pittman, and Gaffney asked to be added as co-sponsors.

Aye: 7 - Salem, Becton, Boylan, Carlucci, Freeman, Gaffney and Pittman

As substituted,

- Corrects appropriation amount to \$152,500
- Revises the funding amounts to \$447,500 for the Sulzbacher Center (appropriated through previous legislation), \$62,500 for the Courts, \$45,000 to the Public Defender, and \$45,000 to the State Attorney to provide funding for one year of the Mental Health Offender Program
- Removes the Code Sec. 118.107 waiver for the Courts, Public Defender and State Attorney
- Removes the Code Sec. 118.201(f)(7) waiver for all 4 organizations
- Attaches a revised Exhibit 1 (BT) to correct the appropriation amount
- Attaches a revised Exhibit 2 (Scope of Services) to revise the breakdown of funding
- Places revised services contracts on file to correct amounts, maximum indebtedness, program period dates, attach revised scope of services, and make other technical corrections

9. [2022-0091](#) ORD Approp \$1,092,955.27 from the Self Insurance – Retained Earnings Account to the Self Insurance – Retained Earnings Account to the Self Insurance – Refund of Equity Account in Order to Return Excess FY 2020 General Liability Loss Prov to the Water Sewer Auth in the Amount of \$793,440.90, & to Return Excess FY 2020 Workers' Comp Loss Provision to the Water Sewer Authority in the Amount of \$190,541.21 & to the Jax Aviation Auth in the Amount of \$108,973.16, (B.T. 22-045) (Staffopoulos) (Introduced by CP at Req of the Mayor)
 2/8/22 CO Introduced: TEU, F
 2/14/22 TEU Read 2nd & Rerefer
 2/15/22 F Read 2nd & Rerefer
 2/22/22 CO PH Read 2nd & Rereferred: TEU, F
 2/28/22 TEU Approve 7-0
 3/1/22 F Approve 6-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/22/22

APPROVE

Ms. Flynn, Risk Management, explained that these are excess premium funds and they are being returned to the Water Sewer Authority.

Aye: 6 - Salem, Becton, Boylan, Carlucci, Freeman and Pittman

10. [2022-0092](#) ORD Approp \$1,300,000 from the Nuisance Abatement Lien Spec Revenue Fund Pursuant to Sec 111.470, Ord Code, Allocating \$637,000 to the Neighborhoods Dep , MC Compliance Div, & the Bal of \$663,000 to the Public Works Dept, Mowing & Landscape Maint Div, to be Split btwn Mowing & Landscape – Private Property - (\$400,000) & Mowing & Landscape – Tree Removal (\$263,000), to Procure Nuisance Abatement Contractual Svcs for the Removal of Property Code Violations Throughout the City in Compliance with Chapt 518, Ord Code, Purpose of Approp (B.T. 22-044) (Staffopoulos) (Introduced by CP Newby at Req of Mayor)
2/8/22 CO Introduced: NCSPHS, TEU, F
2/14/22 NCSPHS Read 2nd & Rerefer
2/14/22 TEU Read 2nd & Rerefer
2/15/22 F Read 2nd & Rerefer
2/22/22 CO PH Read 2nd & Rereferred: NCSPHS, TEU, F
2//28/22 NCSPHS Approve 6-0
2/28/22 TEU Approve 7-0
3/1/22 F Approve 6-0
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-2/22/22

APPROVE

Mr. Mosier, Neighborhoods Dept., explained that these funds are from lien payments now being redirected to cover various abatement costs.

Aye: 6 - Salem, Becton, Boylan, Carlucci, Freeman and Pittman

11. [2022-0093](#) ORD Making Certain Findings & Approp \$156,290 from the General Fund Balance to Historic Stanton, Inc. to be used for Bldg Improvements at the Historic Stanton School Bldg, at 521 W. Ashley St.; Apv, & Auth the Mayor, or his Designee, & Corp. Secretary to Execute & Deliver, an Agreement btwn the City of Jax & Historic Stanton, Inc. to provide Bldg Improvements at the Historic Stanton School Bldg, at 521 W. Ashley St.; Invoking the Exception in Sec.126.107 (G), Ord Code, to allow Direct Contract with Historic Stanton, Inc. to provide for Bldg Improvements; Waiving Sec. 118.107 (Nonprofits to Receive Funding through a Competitive Evaluated Award Process), Pt 1 (General Provisions), Chapt 118 (City Grants), Ord Code, to allow Direct Contract with Historic Stanton, Inc.; Waiving Sec.118.201 (F) (7) (Release of Appropriations), Ord Code, to allow for Advance Payments in Excess of 10% to Historic Stanton, Inc.; Providing Oversight by the Dept. of Finance & Admin. (Sidman) (Introduced by CMs R. Gaffney & Priestly Jackson) (Co-Sponsor CMs Pittman, Morgan, Bowman, Salem, Freeman DeFoor & Dennis)
 2/8/22 CO Introduced: NCSPHS, F, R
 2/14/22 NCSPHS Read 2nd & Rerefer
 2/15/22 F Read 2nd & Rerefer
 2/15/22 R Read 2nd & Rerefer
 2/22/22 CO PH Read 2nd & Rereferred:NCSPHS,F, R
 2/28/22 NCSPHS Amend/Approve 6-0
 3/1/22 F Amend/Approve 7-0
 3/1/22 R Amend/Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 –2/22/22

AMEND/APPROVE

These funds were set aside by the Social Justice Committee in a contingency account until the building improvements could proceed.

Floor amendment to add carryover language to September 30, 2023, rolled into the NCSPHS amendment.

Peggy Sidman, Office of General Counsel, said that the advance payment allows Historic Stanton flexibility on with contracting for building improvements. CM Gaffney said that Historic Stanton was awarded a state preservation grant as well, to help to restore the building.

CVP Freeman and CM Salem asked to be added as co-sponsors.

Aye: 7 - Salem, Becton, Boylan, Carlucci, Freeman, Gaffney and Pittman

AMENDMENT

1. Correct funding source account
2. Correct scrivener's errors
3. Place revised grant agreement on file to correct audit requirements and strike a inapplicable provision

- Ord. 2021-382-E appropriated \$300,000 from the Social Justice and Community Investment Special Committee Contingency to establish a contingency account to be used for building improvements at the historic Stanton School
- Appropriates \$156,290 from the historic Stanton contingency account to fund the boarding up of windows and roof repair at the historic Stanton School
- Waives Code Sec. 118.107 to allow a direct contract with Historic Stanton, Inc. for the building improvements
- Waives Code Sec. 118.201(f)(7) to allow an advance payment in excess of 10% to Historic Stanton, Inc.

12. [2022-0097](#) ORD-MC Amend Chapt 106 (Budget & Accting Code), Pt 1 (General Provisions), Sec. 106.112 (Annual Review of Fees) to Exclude Fees Established Pursuant to a Court Order or Other Legal Agreement from the Annual Review of Fees. (Teal) (Introduced by CM Cumber)
 2/8/22 CO Introduced: NCSPHS, F
 2/14/22 NCSPHS Read 2nd & Rerefer
 2/15/22 F Read 2nd & Rerefer
 2/22/22 CO PH Read 2nd & Rereferred: NCSPHS, F
 2/28/22 NCSPHS Approve 6-0
 3/1/22 F Approve 7-0
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 –2/22/22

APPROVE

CM Cumber was in attendance to speak as the sponsor of this bill. She explained that it resolves conflict between the Ordinance Code and court ordered fees, so as to exempt legally mandated fees associated with legal agreement or court order from the automatic fee review provision and to inform the Finance and Administration Department of the mandated fee level so that there is not an inadvertent violation of a legal order or settlement agreement by the raising of such fee in the future.

Aye: 7 - Salem, Becton, Boylan, Carlucci, Freeman, Gaffney and Pittman

Scrivener's

1. Pg. 1, line 26 and 28 – after “106.112”, insert “(Annual review of fees)”
2. Pg. 1, lines 27 through 29 – unbold non-heading part of section

13. [2022-0098](#) ORD-MC Amend Chapt 672 (Public Nuisance Abatement Board), Sec. 672.02 (Creation; Composition; Term of Office) to Exempt the Appointments of Board Members from the JFRD & the Neighborhoods Dept from Council Confirmation. (Young) (Introduced by CM Cumber)
 2/8/22 CO Introduced: NCSPHS, F, R
 2/14/22 NCSPHS Read 2nd & Rerefer
 2/15/22 F Read 2nd & Rerefer
 2/15/22 R Read 2nd & Rerefer
 2/22/22 CO PH Read 2nd & Rereferred:NCSPHS, F, R
 2/28/22 NCSPHS 2-4 (Fail) (CMs Bowman, Morgan, Pittman, Priestly Jackson)
 3/1/22 F Approve 6-1 (CM Pittman)
 3/1/22 R Approve 5-2 (CMs Priestly Jackson, Bowman)
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 –2/22/22

APPROVE

There was a lengthy discussion about this bill, which exempts the Public Nuisance Abatement Board representatives from the Jacksonville Sheriff's Office, the Jacksonville Fire and Rescue Department, and the City of Jacksonville's Neighborhoods Department from council approval.

CM Cumber explained that due to position changes due to promotions, retirements etc. it is more expedient/efficient to permit the relevant department head to reassign board membership. She also said that the current JSO representative has already been reassigned making it so he can not serve on the board. The Office of General Counsel will provide training for new members as needed.

CM Salem asked if the selected representatives would be ones approved by council previously for their job position, but not all will have gone through that process.

The bill is supported by JSO, JFRD and the Mayor's Office.

Aye: 6 - Salem, Becton, Boylan, Carlucci, Freeman and Gaffney

Nay: 1 - Pittman

Public Nuisance Abatement Board members from JSO, JFRD, and the Neighborhoods Department will no longer require Council confirmation

14. [2022-0118](#) ORD Making Certain Findings, & Apv & Auth the Execution of an Economic Dev Agreement (“Agreement”) btwn the COJ (“City”) & Pritchard Hospitality, LLC (“Company”), to Support the Dev of an 82 Unit Limited-Service Motel Proj Gen Located at 4142 Perimeter Industrial Pkwy W. in the City (“Project”); Auth a \$290,000 Recapture Enhanced Value Prog Grant (“Rev Grant”); Apv & Auth the Execution of Docs by the Mayor, or his Designee, & Corp Sec; Auth Apv of Technical Amendments by the Executive Director of the Office of Economic Dev (“OED”); Providing for Oversight by OED; Waiver of that Portion of the Public Investment Policy Adopt by Ord 2016-382-E Which Would Require That in Order for a Proj to Receive a Rev Grant the Company is Required to be in a Targeted Industry & Pay Wages Equal to 100% of the State of FL Average Wage; Req 2-Reading Passage Pursuant to Council Rule 3.305 (Sawyer)(Introduced by CP Newby at Req of Mayor)
 2/22/22 CO Introduced: F, R
 3/1/22 F Amend/Approve 5-1 (CM Becton)
 3/1/22 R Amend/Approve 6-1 (CM Diamond)
 Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 3/8/22

AMEND/APPROVE

Kirk Wendland, Office of Economic Development, was in attendance to speak about this bill, which authorizes an economic development agreement between the City and Pritchard Hospitality, LLC to support the construction of a hotel on Perimeter Industrial Parkway West (I-95 and Pritchard Rd.). The redevelopment agreement includes a 5 year 50% REV Grant, based on the proposed \$13.3 million investment and the addition 10 new full-time equivalent jobs, by the end of 2024. The average wage of the jobs is \$38,000. The REV Grant would be capped at \$290,000.

CM Becton asked why this hotel was getting assistance, as redevelopment grants don't often go towards hotel projects. Mr. Wendland said that there are no other hotels in the area, that there are several industrial/worksites/office spaces in the area, and that the area is in need of businesses in general. CM Carlucci asked if this agreement is fair to other hotels.

Aye: 5 - Salem, Boylan, Carlucci, Freeman and Pittman

Nay: 1 - Becton

Excused: 1 - Gaffney

AMENDMENT

1. Correct scrivener’s errors in bill
2. Place revised development agreement on file to correct project scope in Sections 6.2, 6.4 and 6.5

15. [2022-0119](#) ORD Approp Grant Funds in the Amt of \$105,000.00 from the Community Foundation of Northeast Florida to Provide Mental Health, Life Skills Coaching, & Drug Treatment & Svcs for Teen Court Program Participants; Purpose of Approp; Providing for Carryover funds to Fiscal Yr 2024-2025; Proving for Oversight & Reporting by the Court Administration, Director of Teen Courts (B.T. 22-047) (Staffopoulos) (Introduced by CP Newby at Req of Mayor)
2/22/22 CO Introduced: NCSPHS, F
2/28/22 NCSPHS Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 3/8/22

READ 2ND & REREFER

16. [2022-0120](#) ORD Adopting a Modification to the City of Jax 2030 Comprehensive Plan for the Purpose of Updating the 5-Yr CIP Schedule of Projects Within the Capital Improvement Element (Staffopoulos) (Introduced by CP Newby at Req of Mayor)
2/22/22 CO Introduced: F
3/1/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601 – 3/8/22

READ 2ND & REREFER

17. [2022-0123](#) ORD Relating to the Elections & Terms of the City Council, Sheriff, Sup of Elections, Propty Appraiser, Tax Collector, Clerk of the Court & Duval Co School Board; Setting a Public Referendum; Amend the Charter of the COJ, Chapt 92-341, Laws of FL, as Amended, to Change the 2 Term Consecutive Limit Provisions to 2 Term Total Limit Provisions for Sec 5.041 (The Council-Limitation of Term of Office), 6.01 (Mayor-Qualifications & Term of Office); 8.04 (Sheriff-2 Term Limit), 9.04 (Supervisor of Elections-2 Term Limit), 10.04 (Propty Appraiser-2 Term Limit), 11.04 (Tax Collector-2 Term Limit), 12.11 (Clerk of Courts-2 Term Limit) & 13.15 (Duval Co School Board-2 Term Limit), of the Charter of the COJ; Providing for Referendum Apv of This Ord; Providing for a Financial Impact Statement to be Developed & Placed on the Ballot; Directing the Sup of Elections to Place the Referendum Question on the 2022 Primary Election Ballot on Aug 23, 2022. (Johnston) (Introduced by CM Diamond) (Co-Sponsor CM Cumber)
2/22/22 CO Introduced: NCSPHS, TEU, F, R
2/28/22 NCSPHS Read 2nd & Rerefer
2/28/22 TEU Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-3/8/22

READ 2ND & REREFER

18. [2022-0124](#) ORD-MC Apv & Auth the Execution & Delivery of an Agreement to Settle Nuisance Liens “After-the-Fact” btwn the COJ (“City”) & Christ the Living Cornerstone, Inc. (“Owner”), in Connection with the Demolition & Improvement of the Vacant Propty Located at 2111 Phoenix Ave, Real Estate #114915-0000, (“Property”), Which Lien Agreemnt Auth a Reduction of the Nuisance Liens “After-the-Fact” on the Subject Propty in the Amount of \$4,771.39 Plus Accrued Interest; Waiving the Requirements of Sec 518.145 (D), Ord Code (Collection & Settlement of Nuisance Abatement & Demolition Liens); Directing the Finance & Administration Dept & the Neighborhoods Department to Administer the Lien Agreement. (Johnston) (Introduced by CMs Ferraro & Pittman)
2/22/22 CO Introduced: NCSPHS, F, R
2/28/22 NCSPHS Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-3/8/22

READ 2ND & REREFER

19. [2022-0127](#) RESO Concerning City Council’s Top Budget Priorities for the 2022-2023 FY & Encouraging the Mayor to Inc the Council Priorities into the 2022-2023 Budget (Sidman) (Introduced by Finance Committee; CM’s Salem, Becton, Boylan, R. Gaffney, Carlucci, Freeman, Pittman, Morgan & Bowman)
2/22/22 CO Introduced: F, R
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

20. [2022-0133](#) RESO Upon an acknowledgement of due Auth & the Making of Findings, Approving the Issuance by the Jax Housing Finance Auth of its Multifamily Housing Rev Bonds (Ashley Sq), Series 2022, In an Aggregate Principal Amnt not to Exceed \$1,670,000 for the Purpose of Financing a Portion of the Costs Related to the Const of a Multifamily Residential Housing Facility for Persons of Family of Low, Mid, or Moderate Income, at 650 Newnan St N, Jax, Duval County, FL , 32202, & to be Commonly Known as “Ashley Square Apartments”; Determining Credit Not Being Pledged (Hodges) (Introduced by CP Newby at Request of JHFA)
2/22/22 CO Introduced: F, R
3/1/22 F Read 2nd & Rerefer
3/1/22 R Read 2nd & Rerefer

READ 2ND & REREFER

21. [2022-0135](#) ORD Auth the City to Enter into Second Amended & Restated Funding Agreement btwn COJ and JTA to Extend the Term of & Expand the “Door-to-Store” Program Apvd by Ord 2021-46-E & Expanded by Ord 2021-140-E (“The Program”) a Component of the Full-Service Grocery Store Improvement Program est. under Ord 2019-812-e; Providing for City Oversight & Program Administration by Office of Economic Dev. (Dillard) (Introduced by CP Newby at Req of the Mayor)
2/22/22 CO Introduced: NCSPHS, F
2/28/22 NCSPHS Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-3/8/22

READ 2ND & REREFER

22. [2022-0136](#) ORD Approp \$314,417.50 from the JIA/CRA Trust Fund, Fund Balance that Originated from Investmnt Pool Earnings (“Earnings”) for FY 2020/2021 to Unallocated Plan Auth Expenditures w/in the Plan Auth Expenditures Category, Pursuant to Sec. 106.346, Ord Code, for Purpose of Appropriating Previously Unposted Earnings from FY 2020/2021 which Accumulated to above \$100k not included in the Apvd JIA/CRA 2021/2022 FY Budget (Sawyer) (Introduced by CP Newby)
2/22/22 CO Introduced: NCSPHS, F
2/28/22 NCSPHS Read 2nd & Rerefer
3/1/22 F Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601-3/8/22

READ 2ND & REREFER

23. [2022-0137](#) ORD Supplementing Ord 2006-888-E Auth Issuance of City's Special Revenue Bonds, in 1 or More Series in Amount not in Excess of \$33,500,000 of Net Proj Funds in Order to Refinance Acquisition & Constructn of Metropolitan Parking Solutions Parking Garages & Finance Certain Capital Equipmnt & Improvements Thereto (The "Series 2022B Project"); Prov Authority for this Ord; Prov for Certain Definitions; Making Certain Findings; Prov that Ord Shall Constitute a Contract btwn Issuer & Bondholders; Auth of Financing the Series 2022B Proj; Auth & Terms of the Series 2022B Bonds; Auth Mayor to Award the Sale of Said Bonds on a Limited Competitive Basis, on a Negotiated Basis, or as a Private Placement, as Provided Herein; Auth the 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 Limited Competitive Basis as a Negotiated Sale, or as a Private Placement; Auth Borrowing From the City's Commercial Paper Facility &/or Issuance of Fixed-Rate Debt in the Cumulative, Not-to-Exceed Amount of \$33,500,000, or Such Lesser Amount as Determined Pursuant to the Settlement Agreemnt (Defined Below) as of the Time of Closing, & Approp Thereof to Provide Funding to Defeas Existing Bond Debt Related to Construction of the Metropolitan Parking Solutions ("MPS") Parking Garages ("Parking Garages") Pursuant to Settlemnt Ageemt, & Approp up to \$4,000,000 of Net Proj Funds, & \$700,000 Payable From MPS at Closing Under the Settlemnt Agreemnt, to Establish a Reserve Account for Leasehold Improvemts to the Parking Garages, & Deapprop Funds in Amount of \$32,905,000 from the MPS Garage Purchase Proj Previously Auth by 2021-179-E, Amend 2021-504-E, the FY 2022 Budget Ord, to Replace 3rd Revised Schedule B4, the FY 2021-2022 Debt Management Fund Detail, to : (1) Remove the Project Entitled "Downtown Garages – MPS 2021-179-E"; & (2) Auth the Borrowing &/or Issuance of Debt to Allow for the "MPS Settlement – Debt Defeasance" Funding in the Amount not in Excess of \$29,500,000 & the "MPS Settlement – Leasehold Improvements" Funding in the Amount of \$4,000,000; Request 1-Cycle Emerg Action. (B.T.#22-052) (Greenberg Traurig/Sawyer)(Introduced by CP Newby at Req of Mayor) 2/22/22 CO Introduced:TEU, F, R 2/28/22 TEU Emergency/Approve 7-0 3/1/22 F Emergency/Approve 6-0

3/1/22 R Emergency/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 3/8/22

EMERGENCY/APPROVE

Ms. Boyer, DIA, explained that this bill issues the bonds in an amount not to exceed \$33,500,000 and appropriates those funds and \$700,000 to be paid to the City by MPS at closing pursuant to the settlement agreement, as referred to in 2022-138 and to meet the terms of the settlement agreement with MPS.

Emergency approval on second reading is requested because of the expectation that the Federal Reserve will begin raising interest rates in the near future, which will drive up borrowing costs.

Aye: 6 - Salem, Becton, Boylan, Carlucci, Freeman and Pittman

Excused: 1 - Gaffney

24. [2022-0138](#) ORD-MC Making Certain Findings & Apv & Auth the Mayor, or his Designee, & Corp Sec to Execute a Settlement Agreement, Amended & Restated Mortgage, Amended & Restated Promissory Notes, a Lease Agreement for Lease by the DIA of the 3 Downtown Parking Garages (“Parking Garages”) Owned by Metropolitan Parking Solutions, LLC (“Developer”) for a Lease Term Through 9/202051, Sublease & Vendor Assignment Agreements & Related Closing Docs & Other Agreements as Set Forth in the Settlement Agreement, to Auth the Settlement of Certain Litigation btwn the City & Developer; Subj to Appropriation of Funds Therefore via Separate Legislation, the Settlement Agreement Auth the City to Provide Funding in the Not-to Exceed Amount of \$33,500,000 to Defeas the Existing Bond Debt of Developer in an Amount Not to Exceed \$29,500,000 & to Pay for Certain Closing Costs & Other Costs & Expenses as Set Forth in the Settlement Agreement; Repealing in its Entirety Ord 2021-179-E, Which Auth Borrowing from the City’s Commercial Paper Facility &/or Issuance of Fixed-Rate Debt in the Cumulative, Not to Exceed Amount of \$32,905,000 to Provide Funding for the Purchase of the Developer’s Parking Garages; Amend the 2022-2026 CIP Apv’d by Ord 2021-505-E to Remove the Proj Entitled “MPS Garage Purchase”; Waiving Provisions of Chapt 126, (Procurement Code), Ord Code for a Period of 6 Months from the Closing Date Under the Settlement Agreement with Respect to the Maintenance, Repair & Operation of the Parking Garages, to allow the DIA to Directly Procure Contracts for a Term of No Longer than 1 Yr for the Purposes of Addressing Needed Repairs, Maintenance & Life-Safety Issues for the Parking Garages; Waiving Chapt 122 (Public Property), Pt 4 (Real Property), Subpart A (Acquisition of Interest in Real Property), Sec 122.411 (A) (Fee Purchases), Ord Code, to Auth the Purchase of the Parking Garages Without the Requirement to Obtain 2 Appraisals in Connection with the Purchase Option or Right of 1st Refusal Included in the Lease Agreement; Waiving Chapt 55 (Downtown Investment Authority), Pt 1 (Downtown Investment Authority), Sec 55.115 (Procedures for Acquisition & Disposition of Downtown Property), Ord Code, to Allow for the Exercise of the Purchase Option or Right of 1st Refusal Included in the Lease Agreement; Auth & Creating a New Pt 4 (DIA-Leased Parking Garages), Chapt 55 (Downtown Investment Authority), Ord Code, to Auth Management & Maintenance Obligations for the Parking Garages to the DIA & Auth the DIA to Enter into Retail & Commercial Subleases & Parking Subleases for Use of Retail & Commercial Spaces & Parking Spaces Within the Parking Garages at Rates as Established by the DIA Board; Auth the General Counsel, or his Designee, to take Further Action to Conclude the Litigation; Requesting 1-Cycle Emerg Action (Sawyer) (Introduced by CP Newby at Req of Mayor)
2/22/22 CO Introduced: TEU, F, R
2/28/22 TEU Emergency/Amend/Approve 7-0
3/1/22 F Emergency/Amend/Approve 6-0

3/1/22 R Emergency/Amend/Approve 7-0
Public Hearing Pursuant to Chapt 166, F.S. & CR 3.601 – 3/8/22

EMERGENCY/AMEND/APPROVE

Lori Boyer, DIA, was in attendance to speak on this bill. She provided the historical background and said that this bill and 2022-137 were products of the litigation mediation settlement. A redevelopment agreement was authorized in 2004 under which the City agreed to loan funds to MPS to construct and operate 3 downtown parking garages (the Courthouse Garage on Adams Street and the Sports Complex Garage and Arena Garage on A. Phillip Randolph Boulevard). Per that agreement, the City was required to loan MPS funds periodically as needed to cover net operating losses from operation of the garages along with a agreed-upon rate of return on investment. The balance on that loan of net operating costs is now \$77 million. Ms. Boyer said that with the settlement agreement DIA assumes 100% control over garage operations but will contract out for direct day to day management and DIA may exercise a purchase option in 2041 with a pre-set sale price of \$262,500. The refinance could save DIA \$2 million annually that could go towards other projects, and a net savings to the City of \$13.5 million.

The nature of the emergency is the potential savings from refinancing with the current low interest rates.

Aye: 6 - Salem, Becton, Boylan, Carlucci, Freeman and Pittman

Excused: 1 - Gaffney

TEU AMENDMENT

- 1. Allow for technical amendments to assigned agreements that do not extend the term of agreements and do not increase the DIA's financial obligations**
- 2. Clarify the limitations of DIA's authority to direct contract**

NOTE:

The Procurement Code (except JSEB Program provisions) is being waived for a period of six months for the repair, operation, and maintenance of the Parking Garages to provide an expedited procurement process for DIA during a transition period. Any contract entered into in this period shall be for no longer than one year.

**Council Auditor's Office
2022-118**

One or Two Read Resolution - Two

Date provided to Council Auditor – 2/16/22

Company Name – Pritchard Hospitality, LLC

Project Location – 4142 Perimeter Industrial Parkway West

Incentives Provided – \$290,000 REV grant at 50% over 5 years

Jobs to be Created –

- 10 new jobs created by December 31, 2024
- Average salary of \$38,000

Performance Schedule –

- Commencement of construction by June 1, 2022
- Completion of construction by December 31, 2023

Number of Jobs to be Retained – N/A

Capital Investment – \$13,300,000

Records Retention/Audit Clause – Yes

Clawback Language –

- In the event reporting requirements are not met in the time period specified in the agreement, the City will be entitled to withhold disbursements of the REV grant
- If the Company fails to document at least 10 permanent jobs at an average wage of no less than \$38,000 for the term of the REV grant, the City will be entitled to withhold the annual installment of the REV grant
- If by December 31, 2023, the Company fails to invest the amounts listed below, the REV grant will be reduced by the corresponding amount:
 - Fails to invest at least \$12,500,000 – REV grant is reduced proportionately
 - Fails to invest at least \$10,000,000 – REV grant is terminated and any amounts paid to the Company will be repaid to the City

ROI – 4.19

Waives the Public Investment Policy requirements that a Company must be in a Targeted Industry Category and wages must be greater than or equal to 100 percent of the State of Florida average wage in order to receive a REV grant

Public Comment

Carnell Oliver talked about increasing the millage rate and diverting the revenue to public service grants.

NOTE: The next regular meeting will be held March 15, 2022.

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

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

Minutes: Colleen Hampsey, Council Research

CHampsey@coj.net 904.255.5151

Posted: 3.3.22 5:00 pm