

City of Jacksonville

*117 W. Duval Street
Jacksonville, FL 32202*



Meeting Minutes

Wednesday, January 18, 2023

2:00 PM

Council Chamber, 1st Floor, City Hall

Transportation, Energy & Utilities Committee

*Ju'Coby Pittman, Chair
Joyce Morgan, Vice Chair
Matt Carlucci
LeAnna Cumber
Aaron Bowman
Randy DeFoor
Reggie Gaffney, Jr.*

*Legislative Assistant: Steven Libby
Council Auditor's Office: Edward Linsky
Council Research: Jeff Clements
Office of General Counsel: Carla Lopera
Administration: Rachel Zimmer
Planning Dept.: Laurie Santana*

Meeting Convened: 2:03 PM

Meeting Adjourned: 2:49 PM

Present: 7 - Chair Ju'Coby Pittman, Vice Chair Joyce Morgan, Council Member Matt Carlucci, Council Member LeAnna Cumber, Council Member Aaron Bowman, Council Member Randy DeFoor and Council Member Reggie Gaffney Jr.

Attendance:

Presentation by Anne Coglianese, Chief Resiliency Officer

Anne Coglianese, Chief Resiliency Officer, gave a PowerPoint presentation which covered the work her department has done with consultants to research and plan for environmental and structural resilience.

CM Carlucci praised the work which has been done by Ms. Coglianese. Ms. Coglianese talked about the data which is analyzed for current and long term planning. Ms. Coglianese talked about the work their office does with the Northeast Florida Regional Council and the value of looking at how other municipalities have worked to be more resilient.

Item/File No.

Title History

1. [2022-0416](#) ORD Reapprop \$94,875,967.35 from CIPs that have been Certified Complete by the Director of Public Works & Closed, Their Residual Balances Returned to the Source or Sources of Origin, & Placed in a Contingency Account, Transferring \$38,920,804.62 btwn Expense Accounts Among Various Projs within the Better Jax Plan Fund to Complete Outstanding Projs as Described in the Work Plan, & Auth Borrowing from the City's Commercial Paper Facility &/or Issuance of Fixed-Rate Debt in the Cumulative, Not-To-Exceed Amt of \$85,063,552.37 & Approp Thereof to Prov Funds for Capital Improvements; Amend 2021-504-E, the FY 2021 Budget Ord, to Replace 4th Revised Scheduled B4, the FY 2021-2022 Debt Management Fund Detail, & Revised Scheduled B4b, the FY 2021-2022 Capital Improvements Projs Funded Via Borrowing, to Auth the Borrowing &/or the Issuance of Fixed-Rate Debt for the Projs as set Forth in the Better Jax Work Plan; Amend the 2022-2026 5-Yr Capital Improvement Prog Apv'd by Ord 2021-505-E; Prov for City Oversight by the Dept of Public Works (Sawyer) (Introduced by CP at Req of Mayor)
5/24/22 CO Introduced: F, TEU
6/6/22 TEU Read 2nd & Rerefer
6/7/22 F Read 2nd & Rerefer
6/14/22 CO PH Read 2nd & Rerefer: TEU, F
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601- 6/14/22

DEFER

2. [2022-0574](#) ORD-MC Amending Chapt 804 (Jacksonville Traffic Code), Ord Code, to Create a new Pt 17 (Pedestrian & Vehicle Safety); Prov a Statement of Legislative Intent; Prov Procedures for Enforcement; Prov for Penalties (Young) (Introduced by CM Carrico) (Co-Sponsor CM Ferraro)
7/26/22 CO Introduced: NCSPHS, TEU
8/1/22 NCSPHS Read 2nd & Rerefer
8/2/22 TEU Read 2nd & Rerefer
8/9/22 CO PH Read 2nd & Rerefer
Public Hearing Pursuant to Chapt 166, F.S. & C.R. 3.601- 8/9/22

DEFER

3. [2022-0852](#) ORD-MC Etab the Acree Community Dev Dist (Acree CDD), Pursuant to Sec 190.005, F.S., & Ch 92, Ord Code, Including the Grant of Special Powers; Naming the Acree CDD; Describing the External Boundaries of the Acree CDD; Consenting to Future Expansion of the Acree CDD to Sufficiently Contiguous Lands in Accord with Sec 190.046 (1) (h) (3), F.S.; Naming the Initial Acree CDD Board of Supervisors; Amend Sec 92.22 (Existing Community Development Districts), Ch 92 (Uniform Development Districts), Ord Code, to Include the Acree CDD; Prov for Conflict & Severability (Wyskiel) (TEU) (PD Apv)
(Companions 2022-850 & 2022-851)
11/22/22 CO Introduced: TEU, LUZ
12/6/22 TEU Read 2nd & Rerefer
12/6/22 LUZ Read 2nd & Rerefer
12/13/22 CO Read 2nd & Rerefer
1/18/23 TEU Amend/Approve 6-0
1/18/23 LUZ Amend/Approve 5-0
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 & Sec 190.05, F.S. & Sec 92.11, Ord Code - 1/24/23

Susan Grandin, Office of General Counsel, explained the floor amendment.

AMEND/APPROVE

Aye: 6 - Pittman, Morgan, Cumber, Bowman, DeFoor and Gaffney Jr.

AMENDMENT

- 1. Corrects the ownership of the subject property in the legislation and in the on file document**

- The proposed CDD is approximately 490.33 acres and is anticipated to consist of 889 residential units**
- Companion bills 2022-850 and 2022-851 propose a land use amendment and rezoning related to approximately 754 acres that are not currently included in the CDD boundaries being petitioned, but are part of the proposed future expansion**

4. [2022-0907](#) ORD Apv & Adopting a New Pilot Prog Entitled “Food Waste Diversion (Composting) Pilot Program” to Prov a Voluntary Opportunity for DCPS & Various Food-Based Businesses in the Riverside-Avondale Area to Partner with the City for the Provision of Limited Composting Svcs For Certain Food Products; Prov For a Sunsetting of the Pilot Prog Unless Extended By Legislation; Creating a Food Waste Diversion Prog Special Rev Fund Into Which Funds Collected From the Pilot Prog Shall Be Deposited for Use as Prov Herein; Apv & Auth the Mayor, or His Designee, & the Corp Sec to Execute & Deliver a Contract Btwn the City & Sunshine Organics & Compost LLC to Implement the Pilot Prog; Prov for City Oversight of the Pilot Prog By the Solid Waste Div of the Public Works Dept (Wyskiel) (Introduced by CM Salem) (Co-Sponsors CMs Morgan & Pittman)
12/13/22 CO Introduced: NCSPHS, F, TEU
1/3/23 NCSPHS Read 2nd & Rerefer
1/4/23 F Read 2nd & Rerefer
1/4/23 TEU Read 2nd & Rerefer
1/10/23 CO PH Read 2nd & Rerefer
1/17/23 NCSPHS Amend/Approve 7-0
1/18/23 F Amend/Approve 6-0
1/18/23 TEU Amend/Approve 7-0
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 – 1/10/23

Edward Linsky, Auditor's Office, explained the amendment.

AMEND/APPROVE

Aye: 7 - Pittman, Morgan, Carlucci, Cumber, Bowman, DeFoor and Gaffney Jr.

NCSPHS AMENDMENT

- 1. Extend Pilot Program and Contract term to August 15th and Solid Waste report due date to September 15th**
- 2. Revise fees to \$50.00 per bin, per month with no tipping fee**
- 3. Place revised Contract on file to reflect the changes to the term and fee structure and to amend the auto liability insurance language to limit required coverage to automobiles used in performance of the Contract**

- Establishes a food waste diversion (composting) pilot program in the Riverside/Avondale area by direct contract with Sunshine Organics & Compost, LLC**
- Participants will pay a fee of \$25 per bin collected plus a tipping fee**
- The City will provide a solid waste vehicle and driver for one day per week to implement this program**
- Program will sunset June 30, 2023, unless extended through subsequent legislation**
- Revenue generated will be placed into a separate fund and will be subject to future Council appropriation and will be used towards establishment of a permanent composting program or to cover the costs arising from any extension of the program**
- Should the pilot program not be extended, 50% of the unappropriated revenue remaining in the separate fund will be remitted to Sunshine Organics with the other 50% to be used by the City to offset expenses incurred in administering the pilot program**

5. [2022-0909](#) ORD-MC Amend Ch 655 (Concurrency and Mobility Management System), Pt 1 (General Provisions), Sec 655.102 (Purpose & Declaration of Public Policy), Sec 655.103 (Legislative Findings & Intent), Sec 655.105 (Definitions), Sec 655.106 (Concurrency & Mobility Management System Office (CMMSO)), Sec 655.107 (Levels of Service & Performance Standards), Sec 655.108 (De Minimis Development), Sec 655.109 (Exemptions; Vested Rights; Permits or Approvals Conferring Vested Rights; Common Law Vested Rights), Sec 655.111 (Concurrency Reservation Certificate Application Process & Review Procedures), Sec 655.112 (Minimum Requirements for CCAS or CRC Approval), Sec 655.114 (Appeals), Sec 655.116 (Schedule of Fees), & Sec 655.122 (Concurrency & Mobility Management System Handbook), Ord Code, to Update the Nomenclature Generated From Amdts to Pt 5, Ch 655, & Adding Definitions; Amend Ch 655 (Concurrency & Mobility Management System), Pt 2 (Jacksonville Development Agreement Regulations), Sec 655.201 (Purpose & Declaration of Public Policy), Sec 655.204 (Definitions), Sec 655.205 (General Requirements), Sec 655.208 (Schedule of Fees), & Sec 655.215 (Existing CRC & CCAS Not Subject to a Development Agreement), Ord Code, to Update the Nomenclature Generated From Amdts to Pt 5, Ch 655; Amend Ch 655 (Concurrency & Mobility Management System), Pt 3 (Fair Share Assessment Procedures), Sec 655.301 (Existing Valid Fair Share Contracts), & Sec 655.309 (Existing CRC & CCAS Not Subject to Fair Share Contract), Ord Code, to Update the Nomenclature Generated From Amdts to Pt 5 Ch 655; Repealing & Reserving Sec 655.302 (Extension of Fair Share Assessment Contracts), Pt 3 (Fair Share Assessment Procedures), Ch 655 (Concurrency & Mobility Management System), Ord Code, in its Entirety; Amend Ch 655 (Concurrency & Mobility Management System), Pt 4 (Public School Concurrency), Sec 655.401 (Purpose & Declaration of Public Policy), Sec 655.404 (Applicability & Exemptions), & Sec 655.406 (Concurrency Service Areas Defined), Ord Code, to Update the Nomenclature Generated From Amdts to Pt 5, Ch 655 & Replace the Three Poor Quality Maps Depicting the Concurrency Srvc Areas With Better Quality Color Maps; Amend Ch 655 (Concurrency & Mobility Management System), Pt 5 (Mobility Fee), Sec 655.501 (Purpose & Declaration of Public Policy), Sec 655.502 (Definitions), Sec 655.503 (Mobility Fee Requirement, Certificate, Application Process & Calculation), Sec 655.504 (Re-Evaluation of Mobility Fee Formula Factors), Sec 655.505 (Deposit of Mobility Fees; Mobility Zones & Appropriation of Mobility Fees), Sec 655.506 (Duration of Mobility Fee Calculation Certificate), Sec 655.509 (Mobility Plan Working Group), & Sec 655.510 (Private Primary & Secondary Educational Schools Exemption), Ord Code, to Codify the Changes Suggested By the Mobility Plan Working Group, Based on Data & Analysis From Resource Systems Group Which Included Add'l Definitions, Reprioritization of the Mobility Projs, Recalculation of the Mobility Fee, Clarification of Trip Reduction Adjustments - the Final Report From the Working Group is Dated 12/21/2020; Repealing Sec 655.507 (Transportation Improvement Projects Constructed By a Landowner or Developer) & Sec 655.508 (Mobility Fee Contract), Pt 5, (Mobility Fee), Ch 655 (Concurrency & Mobility Management System), Ord Code, in Their Entirety; Creating a New Sec

655.507 (Mobility Fee Credit), & a New Sec 655.508 (Memorialization of Mobility Fee, Credit, & Trip Reduction) Pt 5, (Mobility Fee), Ch 655 (Concurrency & Mobility Management System), Ord Code, to Codify the Changes Suggested By the Mobility Plan Working Group, Based on Data & Analysis From Resource Systems Group Which Included Restructuring the Goals of the Mobility System to Make Safety the Primary Goal, Add'l Definitions, Revision of Mobility Projs to Concentrate on Safety & Balancing All Modes of Travel, Recalculation of the Mobility Fee, Clarification of Trip Reduction Adjustments, Recalculation of Mobility Fee Credit, & Reducing the Need for Mobility Fee Contracts; Repealing & Reserving Sec 655.511 (Credit for Trip Reduction Adjustments), Pt 5 (Mobility Fee), Ch 655 (Concurrency & Mobility Management System), Ord Code, in its Entirety; Amend Ch 111 (Special Revenue & Trust Accounts), Pt 5 (Public Works, Utilities, & Infrastructure), Sec 111.520 (Concurrency Management System Fund), & Sec 111.546 (Mobility Fee Zone Special Revenue Fund), Ord Code, to Revise the Apportionments Btwn Motorized & Non-Motorized Modes of Transportation; Prov for Codification Instructions (Grandin) (Introduced by CP at Request of Mayor)

12/13/22 CO Introduced: F, TEU, LUZ

1/4/23 F Read 2nd & Rerefer

1/4/23 TEU Read 2nd & Rerefer

1/4/23 LUZ Read 2nd & Rerefer

1/10/23 CO PH Read 2nd & Rerefer

Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 – 1/10/23

DEFER

6. [2023-0016](#) ORD Approp \$534,628.00 from the 5th St Bridge Replacement Proj to the Tar Kiln Bridge Proj to Pay for Design & Construction of Guardrail Upgrades & Other Maintenance Items; Amend the 2023-2027 5-Yr CIP Appvd by Ord 2022-505-E to Reflect this Approp of Funds from the 5th St Bridge Replacement Proj to the Tar Kiln Bridge Proj (B.T. 23-029) (Staffopoulos) (Introduced by CP at Req of Mayor)

1/10/23 CO Introduced: F, TEU

1/18/23 F Read 2nd & Rerefer

1/18/23 TEU Read 2nd & Rerefer

Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

READ 2ND & REREFER

7. [2023-0018](#) ORD Approp American Rescue Plan Act (ARP Act) 2021 Funds (Originally Approp by Ord Code 2022-513-E) in the Amt of \$6,490,322 from the ARP - Contingency Acct to the ARP - Contract Garbage & Recycling Acct to Offset the Estimated Impact to the FY 22-23 Budget Resulting from the 2022 Rate Review of 2 Residential Solid Waste Contract Haulers (B.T. 23-032) (Staffopoulos) (Introduced by CP at Req of Mayor)
1/10/23 CO Introduced: F, TEU
1/18/23 F Read 2nd & Rerefer
1/18/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

READ 2ND & REREFER

8. [2023-0019](#) ORD Declaring the Public Necessity for Acquiring Fee Simple Title Through Condemnation by Right of Eminent Domain to Certain Real Propty, a Portion of R.E. #106330-0010 located at 1460 Starratt Rd, Consisting of ± 4,554 Sq Ft, Appraised at \$21,900 (the “Property”), as Required for the Starratt/Dunn Creek Rd Intersection Improvement Proj; Auth the Real Estate Div of Public Works to Make Offers & Negotiate for the Purchase of the Propty; Auth Issuance of a Declaration of Taking; Auth & Direct the OGC to Institute Appropriate Condemnation Proceedings (Dist. 2 - Ferraro) (Boeckman) (Introduced by CP at Req of Mayor)
1/10/23 CO Introduced: F, TEU
1/18/23 F Read 2nd & Rerefer
1/18/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

READ 2ND & REREFER

9. [2023-0020](#) ORD-MC Relating to the City of Jacksonville’s Procurement Code; Repealing & Replacing Pt 1 (General Regulations), Pt 2 (Supplies, Contractual Services & Capital Improvements), Pt 3 (Professional Services Contracts), Pt 5 (Extraordinary Critical Purchasing Procedures), Pt 7 (Design-Build Contracts), & Pt 9 (Art in Public Places), Ch 126 (Procurement Code), Ord Code, & Pt 6 (Cultural Service Grant Program), Ch 118 (City Grants), Ord Code, in Their Entirety; Creating a New Pt 1 (General Regulations; Ethics & Transparency in Public Contracting), Pt 2 (Jacksonville Procurement Awards Committee), Pt 3 (Procurement Thresholds, Modes, Methods, & Procedures), Pt 5 (Ex-Offender Program), Pt 7 (Buy American Program), & Pt 9 (Bid Protests, Suspension, & Debarments), Ch 126 (Procurement Code), Ord Code, to Modernize & Provide Greater Efficiencies in the COJ Procurement Code; Amend Pt 4 (Nondiscrimination Policy), Ch 126 (Procurement Code), Ord Code, to Amend the Definition of Nondiscrimination Consistent with Employee Svcs Nondiscrimination Policy; Amend Pt 6 (Jacksonville Small & Emerging Business Program), Ch 126 (Procurement Code), Ord Code, to Make the Part Consistent with the Changes in this Ord; Creating a New Pt 6 (Cultural Service Grants & Art in Public Places), Subpt A (Cultural service Grant Program) & Subpt B (Art in Public Places Program), Ch 118 (City Grants), Ord Code, to Relocate the Art in Public Places Program Previously Under Pt 9, Ch 126, Ord Code, to Pt 6, Ch 118, Ord Code; Amend Sec 24.603 (Duties of Chief of Procurement), Pt 6 (Procurement Division), Ch 24 (Finance & Administration Department), Ord Code, to Add Add’l Duties Regarding Contract Admin & Oversight; Creating a New Pt 4 (Contract Administration & Oversight), Ch 21 (Executive Branch, Generally), Ord Code, to Require Contract Admin & Oversight in City Contracts: Etab a Prospective Date of 2/1/24, for Code Repeals, Amdts, & New Provisions Contained in This Ord to Become Effective; Directing the Chief of Procurement to Update the Procurement Operating Manual Consistent With This Ord Prior to 1/1/24; Prov for Oversight by the Procurement Div, Finance & Administration Dept; Prov for Codification Instructions (Hodges) (Introduced by CM Cumber)
1/10/23 CO Introduced: NCSPHS, R, F, TEU
1/17/23 NCSPHS Read 2nd & Rerefer
1/17/23 R Read 2nd & Rerefer
1/18/23 F Read 2nd & Rerefer
1/18/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

READ 2ND & REREFER

10. [2023-0022](#) ORD Apv & Auth the Mayor, or His Designee, & the Corp Sec to Execute a 3rd Amdt to the Existing Agrmt with Waste Management Inc. of Florida, Setting Rates From the 2022 Rate Review Commencing 10/1/222, Setting Fuel Caps for FY 22-23, & Apv the Premise Count Conducted in Connection with the Rate Review; Prov for a Markup on Expenses; Prov for City Oversight by the Solid Waste Div of Public Works (Staffopoulos) (Introduced by the CP at Req of Mayor)
1/10/23 CO Introduced: NCSPHS, F, TEU
1/17/23 NCSPHS Read 2nd & Rerefer
1/18/23 F Read 2nd & Rerefer
1/18/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

READ 2ND & REREFER

11. [2023-0023](#) ORD Apv & Auth the Mayor, or His Designee, & the Corp Secretary to Execute a 4th Amdt to the Existing Agrmt with Waste Pro of Florida, Inc., Setting Rates From the 2022 Rate Review Commencing 10/1/22, Setting Fuel Caps for FY 22-23, & Apv the Premise Count Conducted in Connection with the Rate Review; Prov for a Markup on Expenses; Prov for City Oversight by the Solid Waste Div of Public Works (Staffopoulos) (Introduced by CP at Req of Mayor)
1/10/23 CO Introduced: NCSPHS, F, TEU
1/17/23 NCSPHS Read 2nd & Rerefer
1/18/23 F Read 2nd & Rerefer
1/18/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

READ 2ND & REREFER

Public Comment

Carnell Oliver talked about affordable housing.

NOTE: The next regular meeting will be held Tuesday, February 7, 2023.

*******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: Richard Distel, Council Research
RDistel@coj.net 904.255.5140
Posted 1.19.2023 5:00 pm