

City of Jacksonville

*117 W. Duval Street
Jacksonville, FL 32202*



Meeting Minutes

Tuesday, May 2, 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 - Excused Absence

Reggie Gaffney, Jr.

Legislative Assistant: Steven Libby

Council Auditor's Office: Edward Linsky

Council Research: Jeff Clements

Office of General Counsel: Mary Staffopoulos, Deputy

Administration: Rachel Zimmer

Planning Dept.: Laurie Santana

1. [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: Estab 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
1/24/23 CO PH Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/24/23

DEFER

2. [2023-0207](#) ORD re Ch 745 (Addressing & Street Naming Regulations), Ord Code; Estab an Honorary St Desig & Assoc Roadway Markers for Walter W. Flowers, a Fallen Fire & Rescue Officer Who Died while in the Line of Duty; Estab an Honorary St Desig on Atlantic Blvd at the Corner of San Marco Place & Atlantic Blvd & Extending East to the City-owned Roadway Before the Railroad Crossing in Council Dist 5 for Walter W. Flowers; Prov for the Roadside Markers for Walter W. Flowers to be Depicted as Contemplated in Sec 745.105 (j) (9) (b), Ord Code; Prov for the Installation of 2 Honorary Roadway Markers to be Located in Appropriate Locations on the Desig Roadway; Waiver of Sec 745.102 (i) (3), Ord Code, which Requires the Honoree to Live within 5 Miles of the Desig Roadway for 10 yrs; Directing Legislative Svcs Div to Forward Ord to the Planning & Dev Dept for Processing, Implementation, & Coordination with the Public Works Dept, Traffic Engineering & Other Affected Agencies & Orgs (Pollock) (Introduced by CMs Ferraro, Cumber & Boylan) (Co-Sponsors CMs Salem, Becton, Clark-Murray, White & Bowman)
3/28/23 CO Introduced: NCSPHS, R, TEU
4/3/23 NCSPHS Read 2nd & Rerefer
4/3/23 R Read 2nd & Rerefer
4/4/23 TEU Read 2nd & Rerefer
4/11/23 CO PH Read 2nd & Rerefer
5/1/23 NCSPHS Amend/Approve 6-0
5/1/23 R Amend/Approve 5-0
5/2/23 TEU PH Amend/Approve 6-0
TEU PH Pursuant to Sec 745.105, Ord Code, & 166.041 F.S. - 4/18/23, 5/2/23
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 4/11/23

PH AMEND/APPROVE

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

Excused: 1 - DeFoor

Ed Linsky of the Council Auditor’s office explained the amendment. CM Bowman asked to be added as a co-sponsor.

AMENDMENT

1. Reflect that the designated area is on Atlantic Blvd., from San Marco Pl. to Belote Pl.
2. Correct Scrivener’s

• Waives Code Sec. 745.105(i)(3) which requires that the honoree live in the community within 5 miles of the designated road for at least 10 years

3. [2023-0213](#) ORD Closing & Abandoning &/or Disclaiming a Portion of an Opened & Improved Alley, Estab in the Plat of Hendricks Subdivision of Homestead Tract S Jax, as Record, at the Req of Karen Hirshberg & G.I.S. Holdings, Inc., Subj to Reservation unto AT&T of an all Utilities, Facilities & Access Easement Over the Closure Area; Prov for Appvl Subj to Conditions (Dist. 5 - Cumber) (Staffopoulos) (Req of Mayor)
3/28/23 CO Introduced: TEU
4/4/23 TEU Read 2nd & Rerefer
4/11/23 CO PH Read 2nd & Rerefer
TEU PH Pursuant to Sec 336.10, F.S. - 4/18/23, 6/6/23
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 4/11/23

DEFER

4. [2023-0240](#) ORD Closing & Abandoning &/or Disclaiming an Opened & Unimproved Portion of the Bettles Ln R/W, Estab in the Plat of Ortega Suburb of Jax, FL, as Recorded, at the Req of Patrick Morton Emmet & Margaret Barnett Emmet, Subj to Reservation unto JEA & AT&T of an All Utilities, Facilities & Access Easement Over the Closure Area; Prov for Appvl Subj to Conditions (Dist. 14 - DeFoor) (Staffopoulos) (Req of Mayor)
4/11/23 CO Introduced: TEU
4/18/23 TEU Read 2nd & Rerefer
4/25/23 CO PH Read 2nd & Rerefer
5/2/23 TEU PH Amend/Approve 6-0
TEU PH Pursuant to Sec 336.10, F.S. - 5/2/23
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 4/25/23

PH AMEND/APPROVE

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

Excused: 1 - DeFoor

Ed Linsky explained the amendment.

AMENDMENT

Attach Revised Exhibits 1 (depiction and description) and 2 (Hold Harmless Covenant) to reflect closure area of 5 feet

- **Closure requested to expand applicant's residential yard and install a fence**

5. [2023-0249](#) ORD Apv & Auth the Mayor, or His Designee, & the Corp Sec to Execute a 5th Amendment to Amended & Restated Agrmt for Residential Waste & Recycling Collection & Transportation Svcs (Service Area III) btwn the City & Waste Pro of Florida, Inc, to Extend the Agrmt Term thru 9/30/29, Adjust the Annual Consumer Price Index (CPI) Increase from a Not-to-Exceed Cap of 3% to 5%, & Prov that the Base Rate is Not Lowered as a Result of the Rate Review Process; Waiving Sec 382.308 (L)(2) (Procedures for Extension of Contracts), Ord Code; Prov for City Oversight by the Solid Waste Div of the Dept of Public Works (Hodges) (Introduced by CM Boylan)
4/11/2023 CO Introduced: R, F, TEU
4/17/23 R Read 2nd & Rerefer
4/18/23 F Read 2nd & Rerefer
4/18/23 TEU Read 2nd & Rerefer
4/25/23 CO PH Read 2nd & Rerefer
5/1/23 R Amend/Approve 5-0
5/2/23 F Amend/Approve 7-0
5/2/23 TEU Amend/Approve 6-0
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 4/25/23

AMEND/APPROVE

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

Excused: 1 - DeFoor

Phillip Peterson of the Council Auditor's Office explained the amendment.

AMENDMENT

- 1. Correct scrivener's error**
- 2. Attach Revised Exhibit 1 (Contract Amendment) to correct year in which Rate Review will be performed**

CONCERN:

Through the language in this extension, Waste Pro will have more advantageous results from the Rate Review process than the contracts for the other two hauler service areas creating inequities among haulers and possible additional costs to the City

AUDITOR RECOMMENDED AMENDMENT:

Revise Rate Review language to be consistent with other hauler agreements in establishing the per premise rate in a Rate Review year as the result of the Rate Review

- **Authorizes the fifth amendment to the Amended and Restated Agreement with Waste Pro to:**
 - **Extend the term of the agreement for six years, from September 30, 2023 to September 30, 2029**
 - **Increase the CPI adjustment in years without a rate review from a maximum of 3% to 5%**
 - **Allow Rate per Premise to never decrease as a result of Rate Review**
- **Waives Code Sec. 382.308(l)(2) (Procedures for extension of contracts) to allow for this contract extension**

6. [2023-0269](#) ORD Approp \$590,000 from the Underdrain Replacements Proj to the Teaticket Drive Underdrain Improvements Proj; Amend the 2023-2027 5-Yr CIP Appvd by Ord 2022-505-E to Reflect the Addition of the New Teaticket Underdrain Improvements Proj & this Approp of Funds from the Underdrain Replacements Proj to the Teaticket Drive Underdrain Improvements Proj (B.T. 23-077) (Staffopoulos) (Req of Mayor)
4/25/23 CO Introduced: F, TEU
5/2/23 F Read 2nd & Rerefer
5/2/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 5/9/23

READ 2ND & REREFER

7. [2023-0270](#) ORD-MC Amend the City Addressing & Street Naming Policy Pursuant to Ch 745 to Create a New Sec for “Accessory Dwelling Units” & Create a New Subheading Under “Other Addressing” to Provide Standards for Assigning Addresses to “Basement Units”; Amend the Sec Entitled “Street Requiring Names” of the City Addressing & Street Naming Policy to Provide New Standards & Criteria for Naming New Streets & Existing Unnamed Shared Accessways; Placing Such Revised Policy on File with Legislative Svcs & the Planning & Dev Dept; Amend Ch 745 (Addressing & Street Naming Regulations), Pt 1 (General Provisions), Ord Code, Specifically, Sec 745.101 (Applicability), to Create New Definitions for Accessory Dwelling Units, Sec 745.103 (Proper Display of Address Numbers), to Provide Standards for Assigning Addresses to Accessory Dwelling Units, Sec 745.106 (Registry of Names of Private Streets), to Add “Unnamed Shared Accessways” & Create New Subsecs to Provide for Standards & Processes for Naming Unnamed Accessways; Amend Sec 745.107 (Street Name Signs & Numbers), to Delete Subsec (c); Amend Ch 745 (Addressing & Street Naming Regulations), Pt 2 (Addressing & Street Naming Deficiencies), Subpart D (Administration), Sec 745.232 (Appeals), Ord Code, to Correct Scrivener’s Error; Prov Codification Instructions (Pollock) (Req of Mayor)
4/25/23 CO Introduced: NCSPHS, F, TEU
5/1/23 NCSPHS Read 2nd & Rerefer
5/2/23 F Read 2nd & Rerefer
5/2/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 5/9/23

READ 2ND & REREFER

8. [2023-0275](#) ORD Apv the Final Costs of Underground Utility Installation Improvements for the Ortega Point North Neighborhood Assessment Prog, Auth by Ord 2019-376-E; Adopting the Non-Ad Valorem Assessment Roll, Pursuant to the Uniform Method for Collecting Non-Ad Valorem Special Assessments as Auth by Sec 197.3632, F.S.; Directing the Final Assessments be Recorded in the Improvement Lien Book; Prov for Payment of Final Assessments & Liens; Directing Tax Collector to Prov Notice of Assessment (Bowles) (Introduced by CM DeFoor)
4/25/23 CO Introduced: NCSPHS, F, TEU
5/1/23 NCSPHS Read 2nd & Rerefer
5/2/23 F Read 2nd & Rerefer
5/2/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 5/9/23
Public Hearing Pursuant to F.S Sec 197.3632(4) - 5/23/23

READ 2ND & REREFER

9. [2023-0277](#) ORD-MC re Recycling Requirements for Construction & Demolition Debris Recycling Facilities; Amend Sec 380.108 (Operation of Solid Waste Disposal or Management Facility), Pt 1 (Certificate of Public Convenience & Necessity), Ch 380 (Solid Waste Management), Ord Code, to Amend the Min Recycling Percentage Requirements for Construction & Demolition Debris Recycling Facilities; Providing for Codification Instructions (Hodges) (Introduced by CM Diamond)
4/25/23 CO Introduced: R, TEU
5/1/23 R Read 2nd & Rerefer
5/2/23 TEU Read 2nd & Rerefer
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 5/9/23

READ 2ND & REREFER

Public Comment

Carnell Oliver said the City government needs to serve all the needs of all its constituents. Jacksonville seems to never have an open dialogue about what is right, and he hopes that the voters will come out in the ongoing election and make a leadership change at a critical time for the city's future.

NOTE: The next regular meeting will be held Tuesday, May 16, 2023.

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

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Jeff Clements - Council Research Division
jeffc@coj.net 904-255-5137
Posted 5.3.23 3:00 p.m.