



Agenda City Council

Monday, June 21, 2021

6:00 PM

Council Chambers

MEMORANDUM TO:

The Honorable Mayor and
Members of the City Council
City of Jacksonville Beach, Florida

Council Members:

The following Agenda of Business has been prepared for consideration and action at the Regular Meeting of the City Council.

OPENING CEREMONIES: INVOCATION, FOLLOWED BY SALUTE TO THE FLAG

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES

- 21-110** Council Workshop held on May 27, 2021 (Charter Review)
- 21-111** Special Council Meeting held on June 1, 2021 (Executive Session)
- 21-112** Special Council Meeting held on June 1, 2021 (City Attorney Process)
- 21-113** Regular Council Meeting held on June 7, 2021

ANNOUNCEMENTS

COURTESY OF THE FLOOR TO VISITORS

MAYOR AND CITY COUNCIL

- 21-114** Presentation by the St. Johns River Water Management District Staff on the Minimum Levels for Lakes Brooklyn and Geneva and Associated Recovery Strategy to Recover the Lakes

CITY CLERK

CITY MANAGER

- 21-115** Authorize the Following Elected Officials to Attend the FLC Annual Conference, August 12-14, 2021 at the Orlando World Center: (Insert Councilor Names Here); *and*

Authorize the Following Member of City Council that will be in Attendance to be the Voting Delegate on Behalf of the City: (Insert Councilor Name Here); *and*

Authorize the Following Elected Officials to Attend the FLC Legislative Conference, November 3-5, 2021 at the Embassy Suites Orlando Lake Buena Vista South; (Insert Councilor Names Here)

- 21-116** Approve/Disapprove Proceeding with Final Interviews for City Attorney with the Following Candidates (Council to Select and Insert Names Here)

- 21-117** Accept/Reject the Financial Reports for the Month of May

- 21-118** Approve/Disapprove the Final Plat to Replat Lots 11 and 12, Block 55, Pablo Beach, into Five Fee-Simple Townhouse Lots

- 21-119** Approve/Disapprove the Final Plat to Replat Lots 1 through 4, Block 59, Pablo Beach, into Fifteen Fee-Simple Townhouse Lots

- 21-120** Approve/Disapprove Negotiations for Scope and Fee with the Highest Ranking Respondent, CHW Professional Consultants, or the Next Highest-Ranking Firm until a Successful Agreement is Reached (Urban Trails Project)

- 21-121** Approve/Disapprove the Replacement of the Basketball Court, Construction of Two Pickleball Courts Including Fencing, Landscaping, and Concrete Pathway at South Beach Park

RESOLUTIONS

- 21-122** RESOLUTION 2086-2021

A RESOLUTION OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AUTHORIZING THE CITY OF JACKSONVILLE BEACH TO JOIN WITH THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN; PROVIDING FOR ADOPTION OF RECITALS, REPEAL OF PRIOR INCONSISTENT RESOLUTIONS AND COUNCIL DECISIONS, SEVERABILITY, AND AN EFFECTIVE DATE.

ORDINANCES

ADJOURNMENT**NOTICE**

In accordance with Section 286.0105, Florida Statutes, any person desirous of appealing any decision reached at this meeting may need a record of the proceedings. 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.

The public is encouraged to speak on issues on this Agenda that concern them. Anyone who wishes to speak should submit the request to the City Clerk or to the recording secretary prior to the beginning of the meeting. These forms are available at the entrance of the City Council Chambers for your convenience.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing a special accommodation to participate in this meeting should contact the City Clerk's Office at (904) 247-6299, no later than one business day before the meeting.

You may use this website <http://www.jacksonvillebeach.org/publichearinginfo> to find information concerning the hearing process. This information is also available in the City Hall first floor display case.

The Council Workshop began at 5:30 P.M.

The following City Council Members were in attendance:

Mayor: Christine Hoffman

Council Members:	Georgette Dumont	Sandy Golding	Dan Janson (absent)
	Fernando Meza	Cory Nichols	Chet Stokes

Also present were City Manager Mike Staffopoulos, Police Chief Gene Paul Smith, Communications Manager Jacob Board, and Attorney Cliff Shepard.

Purpose of Workshop

The purpose of the workshop was to review Sections 4 through 7 of the City's Charter and recommend any revisions.

Attorney Cliff Shepard presented [on file] revisions and amendments to be considered to the City Charter regarding the following sections:

- Section 4: Mayor; duties and powers
- Section 5: Mayor pro-tem
- Section 6: Meetings of Council
- Section 7: Council rules

The consensus of the Council was to move forward on all changes proposed. These changes would be added to the draft ordinance submitting all proposed changes to referendum at the next general election.

Mr. Shepard stated Council would decide after the charter review process which of the proposed changes would be included on the next general election ballot and which would be delayed for a subsequent referendum.

Communications Manager Jacob Board read the following comments into the record:

- Nathan Griffin, 515 4th Avenue South, Jacksonville Beach (submitted two comments)

"Questions How has an aspect of the city charter not been updated since within 5 years of the conclusion of World War II, over 70 years ago? Which city office/department is responsible for reviewing the city charter? I would like it to be added to the record that The city should maintain its current ratio of residence to liquor licences, but update the Census data to the most recently completed/certified. Thank you"

"I will like the following comment added for the record - The only other section in the City charter, aside from section 2, that uses the census as a reference point, Section 3., mandates that "the most recent Official Florida State and Federal Census be used. Section 2 , pertaining to 'liquor or whiskey' has not been amended since the inception of the city Charter, and specifically states 'Federal 1950 Census.' It seems odd, and slightly disingenuous to have one Section codified to stay current, and another not. The City Charter specifies a ratio, thus providing the possibility of

a fluctuating number inline with population growth - not a static limit to be unchanged and not account for a majority of the city population or a single person on the city council.... I don't believe anyone on the council could have been counted in the 1950's census. Thank you."

Mr. Staffopoulos stated the next Charter Review Workshop for City Council would be held on June 24, 2021.

The workshop adjourned at 5:55 P.M.

Submitted by: Jodilynn Byrd
Administrative Assistant

Approval:

Christine H. Hoffman, MAYOR

Date: _____

**Minutes of Executive Session of the City Council
held Tuesday, June 1, 2021, at 5:30 P.M.
in the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida**



CALL TO ORDER:

Mayor Hoffman called the meeting to order at 5:30 P.M.

The following Council Members were in attendance:

Mayor: Christine Hoffman

Council Members:	Georgette Dumont	Sandy Golding	Dan Janson
	Fernando Meza	Cory Nichols (<i>Absent</i>)	Chet Stokes (<i>Absent</i>)

Also present were City Manager Mike Staffopoulos, Attorney Dale Scott, and Acting City Clerk Sheri Gosselin.

Mayor Hoffman called the public meeting to order.

Mayor Hoffman announced in accordance with Section 286.011(8), Florida Statutes, the City's Defense Attorney requested the advice of the City Council regarding pending litigation in the City of Jacksonville Beach v. SLG Investment Partnership, LLP, in the Circuit Court of the Fourth Judicial Circuit in Duval County, Florida, Case No. 2020-CA-002297. The participants would be limited to Mayor Christine Hoffman, Mayor Pro Tem Cory Nichols [absent], Council Members Fernando Meza, Dan Janson, Chet Stokes [absent], Georgette Dumont, and Sandy Golding, City Manager Mike Staffopoulos, the City's Defense Attorney Dale Scott, and a certified court reporter.

Mayor Hoffman stated the City Council, City Manager, and City's Defense Attorney would adjourn to the City Hall Second Floor Boardroom for the attorney-client session. The session was estimated to last 30 minutes. After the session, the Council would return to the Council Chambers to announce the termination of the session. Any action to approve a final settlement in the subject litigation would be voted on in a public meeting.

Mayor Hoffman closed the Public Meeting at 5:31 P.M.

Mayor Hoffman re-opened the Public Meeting at 6:18 P.M. to announce the termination of the closed attorney-client session.

No formal action was taken.

Submitted by: Sheri Gosselin
Acting City Clerk

Approval:

Christine H. Hoffman, Mayor

Date: _____

The Council Workshop began at 6:20 P.M.

The following City Council Members were in attendance:

Mayor: Christine Hoffman

Council Members: Georgette Dumont Sandy Golding Dan Janson
Fernando Meza Cory Nichols (absent) Chet Stokes (absent)

Also present were City Manager Mike Staffopoulos and Director of Human Resources Kimberlee Bennett.

Purpose of Workshop

The purpose of the workshop was to discuss the next steps in the recruitment process for City Attorney.

City Manager

City Manager Mike Staffopoulos stated six applicants met the minimum qualifications for the City Attorney position. Two of which are re-applies from the previous job posting for the City Attorney position. Mr. Staffopoulos asked the Council for direction regarding the next steps in the recruitment process.

A Conversation ensued regarding the interview process.

The final recommendation by the Council for proceeding with the recruitment process was as follows:

- Human Resources would set up 30-minute virtual screening interviews with each of the six candidates.
- Human Resources would provide a list of questions for the Council to select from to ask each candidate.
- Each interview would consist of the same questions, asked in the same order, by the same Council member to assure consistency.
- After interviews are complete, the Council would discuss which candidates to bring back for in-person interviews.

The workshop adjourned at 6:45 P.M.

Submitted by: Jodilynn Byrd
Administrative Assistant

Approval:

Christine H. Hoffman, MAYOR

Date: _____

**Minutes of Regular City Council Meeting
held Monday, June 7, 2021, at 6:00 P.M.
in the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida**



OPENING CEREMONIES:

Council Member Janson provided the Invocation, followed by the Pledge of Allegiance.

CALL TO ORDER:

Mayor Pro Tem Nichols called the meeting to order at 6:00 P.M.

ROLL CALL:

Mayor: Christine Hoffman (*Absent*)

Mayor Pro Tem: Cory Nichols

Council Members: Georgette Dumont Sandy Golding Dan Janson
 Fernando Meza Chet Stokes

Also present were City Manager Mike Staffopoulos, Director of Public Works Dennis Barron, Police Communications Supervisor Erin Citrullo, Electric Utilities Superintendent Lamar Whitaker, Director of Planning and Development Heather Ireland, and Acting City Clerk Sheri Gosselin.

APPROVAL OF MINUTES:

Motion: It was moved by Ms. Golding, seconded by Mr. Janson, and passed unanimously to approve the following minutes:

- Council Briefing held on May 10, 2021
- Council Strategic Planning Workshop held on May 14, 2021
- Council Briefing held on May 24, 2021
- Council and Community Redevelopment Agency Special Meeting held on May 26, 2021

Motion: It was moved by Ms. Golding, seconded by Mr. Janson, to approve the minutes from the Regular City Council Meeting held on May 17, 2021.

Amended Motion: It was moved by Ms. Golding, seconded by Ms. Dumont, and passed unanimously to amend the minutes on page 2 of 6, in the second paragraph talking about the TPO presentation. The second sentence should say, "Mayor Hoffman asked the City Manager to add to the November Briefing to discuss studies to request for the TPO."

The original Motion passed unanimously, as amended.

ANNOUNCEMENTS:

Council Member Golding thanked the Jacksonville Beach Police Department for their hard work during the Memorial Day weekend. She mentioned Beaches Watch would have a Zoom meeting on June 9, 2021, to discuss the 2021 Legislative Session. She said the City Managers from Jacksonville Beach, Neptune Beach, and Atlantic Beach would be participating. Ms. Golding also mentioned the Governor vetoed the line item in the budget regarding license plate readers for our police department. Lastly, she encouraged everyone to contact Governor DeSantis to request he veto HB 403, the home-based business bill.

Council Member Meza thanked the Jacksonville Beach Police Department for their work on Memorial Day weekend. Mr. Meza also mentioned the Lifesaving Corps had been very busy and had recently surpassed L.A. County in the number of calls received.

Council Member Stokes stated he was appointed to the 2021-2022 Land Use and Economic Development Committee for the Florida League of Cities.

COURTESY OF THE FLOOR TO VISITORS:

Mayor Pro Tem Nichols extended Courtesy of the Floor to visitors.

- Kurtis Loftus, 348 Aquatic Drive, Atlantic Beach, spoke about Deck the Chairs and provided a booklet [on file] regarding the event.

MAYOR AND CITY COUNCIL: *No items*

CITY CLERK: *No items*

CITY MANAGER:

**Item #21-104 Nominate Colleen Murphy White to Fill the Remainder of the Vacant Regular Member Planning Commission Term Expiring on December 31, 2024; and
Nominate Justin Lerman to Fill the Remainder of the 1st Alternate Planning Commission Term Expiring on December 31, 2024
OR
Nominate one New Regular Member to the Planning Commission to Fill the Remainder of the Vacant Regular Member Term expiring on December 31, 2024**

City Manager Mike Staffopoulos stated the City currently had a vacant seat on the Planning Commission that needed to be filled.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to appoint Colleen Murphy White to fill the remainder of the vacant Regular Member Planning Commission term expiring on December 31, 2024.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes – Dumont, Golding, Janson, Meza, Stokes, Mayor Pro Tem Nichols
The motion passed unanimously.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to appoint Justin Lerman to fill the remainder of the 1st alternate Planning Commission term expiring on December 31, 2024.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes –Golding, Janson, Meza, Stokes, Dumont, Mayor Pro Tem Nichols
The motion passed unanimously.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to defer appointment of the 2nd alternate to the Planning Commission until the Council had a chance to interview other candidates.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes – Janson, Meza, Stokes, Dumont, Golding, Mayor Pro Tem Nichols
The motion passed unanimously.

Item #21-105 Approve/Disapprove the Purchase of Radio Tower Lighting and Monitoring from SPX Flash Technology, and Declare SPX Flash Technology a Sole Source Provider for Future Purchases
AND
Approve/Disapprove the Purchase of a UPS from Vertiv Services, Inc., a Current Sole Source Provider for the City
AND
Approve/Disapprove the Purchase of a Safety Climb Cable from ProCom Tower Solutions, Inc.

Mr. Staffopoulos stated the City's radio system was used by the Police Department, Public Works, Beaches Energy, Ocean Rescue, and others for Emergency Management. He advised this item was for improvements to the radio tower including replacing the lights, replacement of the

uninterruptible power source (UPS) in the radio room, replacement of the safety climb cable, and one year of tower lighting monitoring.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to approve the purchase of radio tower lighting and monitoring from SPX Flash Technology and declare SPX Flash Technology as a sole source provider for future purchases.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes – Meza, Stokes, Dumont, Golding, Janson, Mayor Pro Tem Nichols
The motion passed unanimously.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to approve the purchase of a UPS from Vertiv Services Inc., a current sole source provider for the City.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes –Stokes, Dumont, Golding, Janson, Meza, Mayor Pro Tem Nichols
The motion passed unanimously.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to approve the purchase of a safety climb cable from ProCom Tower Solutions, Inc.

Discussion:

Council Member Meza asked about the lifespan of the cable being purchased.

Communications Supervisor Erin Citrullo stated the new cable was stainless-steel, which should last longer than the one currently in use, which was purchased in 2010.

Roll Call Vote: Ayes – Stokes, Dumont, Golding, Janson, Meza, Mayor Pro Tem Nichols
The motion passed unanimously.

Item #21-106 Accept/Reject the Dedication to the City and Acceptance for Maintenance of the Public Infrastructure Improvements for 5th Avenue South Townhomes

Mr. Staffopoulos stated this item was for the City to take over improvements for the potable water, sanitary sewer, stormwater, alley/pavement repair, and the underground electric systems.

Public Comment:

The following individual spoke in opposition to the item:

- Tony Komarek, 533 11th Avenue South, Jacksonville Beach

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to accept the dedication to the City and acceptance for maintenance of the public infrastructure improvements for 5th Avenue South Townhomes.

Discussion:

Director of Planning and Development Heather Ireland stated final plat approval for this property was scheduled for the June 21, 2021, Council meeting and all the lot sizes met the minimum zoning district standards for RM-1.

Council Member Dumont asked if there was any risk in taking on this infrastructure without construction being completed.

Mr. Staffopoulos stated a bond is usually required to cover the value of the improvements made for a one-year warranty period, which is typical for improvements in the public right of way. Director of Public Works Dennis Barron verified all of the infrastructure was in place.

Roll Call Vote: Ayes – Golding, Janson, Meza, Stokes, Mayor Pro Tem Nichols
Nays - Dumont
The motion passed 5-1

Item #21-107 Award/Reject Bid No. 2021-01 to Central Moloney, WEG, and Wesco for the Purchase of Conventional Overhead Distribution Transformers, Single Phase Padmount Transformers, and Three Phase Padmount Transformers

Mr. Staffopoulos stated this item was to award the purchase of conventional overhead distribution transformers, single-phase padmount transformers, and three-phase padmount transformer to the companies listed.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to award Bid No. 2021-01 to Central Moloney, WEG, and Wesco for the purchase of Conventional Overhead Distribution Transformers, Single Phase Padmount Transformers, and Three Phase Padmount Transformers.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes –Golding, Janson, Meza, Stokes, Dumont, Mayor Pro Tem Nichols
The motion passed unanimously.

Item #21-108 Award/Reject Bid No. 2021-06 to Crane and Rigging of Jacksonville, Inc., as the Primary Contractor and to Coker Industrial Contractors, Inc., as the Secondary Provider of Crane Rental Services

Mr. Staffopoulos stated from time to time it was necessary for Beaches Energy Services to utilize crane rental services for construction and maintenance activities.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to award Bid No. 2021-06 to Crane and Rigging of Jacksonville, Inc., as the primary contractor, and to Coker Industrial Contractors, Inc., as the secondary provider of crane rental services.

Discussion:

Council Member Janson asked if the City used this type of crane in the past. Electric Utilities Superintendent Lamar Whitaker responded, yes.

Roll Call Vote: Ayes – Dumont, Golding, Janson, Meza, Stokes, Mayor Tem Nichols
The motion passed unanimously.

Item #21-109 Award/Reject Bid Number 2021-07 to Seacor Painting, Inc. for Reconditioning Painted Surfaces on Pad-Mounted Transformers and Switchgear

Mr. Staffopoulos stated this item was for painting services to make sure the City can restore all the pad mounted transformers and switchgear painted surfaces.

Motion: It was moved by Ms. Golding and seconded by Mr. Janson to award Bid Number 2021-07 to Seacor Painting, Inc. for Reconditioning Painted Surfaces on Pad Mounted Transformers and Switchgear.

Discussion:

There was no discussion by the Council.

Roll Call Vote: Ayes – Meza, Stokes, Dumont, Golding, Janson, Mayor Pro Tem Nichols
The motion passed unanimously.

RESOLUTIONS - None

ORDINANCES - None

ADJOURNMENT:

There being no further business, the meeting adjourned at 6:31 P.M.

Submitted by: Sheri Gosselin
Acting City Clerk

Approval:

Christine H. Hoffman, MAYOR

Date: _____



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CITY COUNCIL AGENDA ITEM	
TO:	Mayor and City Council
FROM:	Mike Staffopoulos, City Manager
DATE:	June 16, 2021
SUBJECT:	Authorization to attend Florida League of Cities (FLC) 2021 Annual Conference and Legislative Conference

BACKGROUND

The Florida League of Cities (FLC) has two upcoming conferences: the Annual Conference and Legislative Conference. These conferences are an opportunity for local voices come together to identify the challenges facing Florida's cities and make choices that are best for their communities.

The Annual Conference will be held on August 12-14, 2021 at the Orlando World Center, and the FLC Legislative Conference will be held on November 3-5, 2021 at the Embassy Suites Orlando Lake Buena Vista South. These conferences are an opportunity for municipal officials to enhance their leadership skills, learn from municipal experts, share ideas with peers, discuss strategies for Florida's future and hear about the latest in products and services for municipal governments.

FINANCIAL IMPACT

Advertised fees for the Annual Conference are as follows:

- Registration – \$550/person; covers admission to all conference sessions and the exhibit hall, refreshment breaks and breakfast on Friday
- Hotel – \$179+/night
- Self-Parking – \$7/day/vehicle

Advertised fees for the Legislative Conference are not available at this time.

The FY 2021 Travel and Training budget for the City Council has a balance of approximately \$9,935.00 which could accommodate as many elected officials who want to attend the Annual Conference on August 12-14, 2021. The FY 2022 Travel and Training budget for the City Council has a balance of \$15,000 which could accommodate as many elected officials who want to attend the Legislative Conference on November 3-5, 2021.



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REQUESTED ACTION

- Authorize the following elected officials to attend the FLC Annual Conference, August 12-14, 2021 at the Orlando World Center: (insert Councilor names); **and**
- Authorize the following member of City Council that will be in attendance to be the voting delegate on behalf of the City: (insert Councilor name here); **and**
- Authorize the following elected officials to attend the FLC Legislative Conference, November 3-5, 2021 at the Embassy Suites Orlando Lake Buena Vista South; (insert Councilor names).



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CITY COUNCIL AGENDA ITEM	
TO:	Mayor and City Council
FROM:	Mike Staffopoulos, City Manager
DATE:	June 16, 2021
SUBJECT:	City Attorney Finalist Selection

BACKGROUND

The purpose of this item is for Council to discuss the next steps in the process for hiring a City Attorney. The job posting closed on May 14, 2021, with the City receiving 12 applications. Staff performed the first two steps discussed at the April 26, 2021 Council Briefing: Candidate Screening, and Application Advancement. On May 20, 2021 City Council was sent the listing of all twelve applicants, identification of the six that meet minimum qualifications, along with their applications and resume's. At the June 1, 2021 Special Meeting, Council directed staff to arrange for video interviews with all six candidates meeting minimum qualifications, and a subsequent meeting to discuss whether to proceed with in-person interviews with finalists. Video interviews were held on June 16, 2021, and the June 21, 2021 meeting is an opportunity for Council to determine whether they would like to proceed with final interviews. The six candidates meeting minimum qualifications are: Jennifer Cockcroft; Elizabeth LoConte; Andrew Mai; Denise May; Cherry Pollock; and Sandra Robinson.

In the event Council desires to move forward with in-person interviews, the following process would take place (all in one day):

1. Each Council member meet with each candidate one on one to interview and determine their technical capabilities and fit for the Council.
2. The Council as a whole interview each candidate to further determine their capabilities and fit with the entire Council.
3. Schedule a special Council meeting to be held at the conclusion of the interview process, whereby Council would discuss and potentially vote to determine the top rated candidate and the negotiation process. Council could also determine if there are other viable candidates in the event negotiations with the top rated candidate are unsuccessful. Voting on candidates must be done at a Council meeting, and are subject to sunshine laws.

FINANCIAL IMPACT

The FY2021 budget was developed to accommodate the previous City Attorney's employment agreement, the Legal Assistant, fees for outside counsel, and other expenses associated with the City Attorney's Office. Negotiation of an employment agreement with a new City Attorney, if at or



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below the previous employee's salary and benefits, will have no financial impact to the City. The use of outside counsel to assist with employment agreement negotiations would have a fiscal impact based on the number of hours incurred.

REQUESTED ACTION

- I move to approve/disapprove proceeding with final interviews for City Attorney with the following candidates: (Council to select and insert names here)



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CITY COUNCIL AGENDA ITEM	
TO:	Michael J. Staffopoulos, City Manager
FROM:	Ashlie Gossett, Chief Financial Officer
DATE:	June 10, 2021
SUBJECT:	Monthly Financial Reports for May 2021

BACKGROUND

The attached Summary Budget Reports show the cumulative actual revenues and expenditures compared to the actual amounts at the same point in time as last fiscal year. Exhibit 7 of the Summary Budget Reports compares actual revenues and expenditures to budget in total by fund. These reports are prepared on a cash basis.

Exhibit 1 - General Fund Revenues

- Total General Fund revenues are in line with last year on a percent of budget basis.
- Annual ad valorem tax distributions were received in December, bringing the tax revenue-to-date to 85.33%.
- The decrease in permit revenues is largely attributable to a decline in permit application activity compared to the same time in the prior year.
- The increase in charges for services reflects the suspension of recreation programs and special events in the prior year as a result of COVID-19 and “safer at home” orders.
- Miscellaneous revenue includes interest on pooled investments, auction proceeds, facility rental fees, tennis fees, and cemetery lots purchased. The decrease from the prior year is due primarily to the adjustment to market value of the City’s pooled investment assets.

Exhibit 2 - General Fund Expenditures

- Total General Fund Expenditures are under budget by 7.96% and in line with the prior year expenditures on a percentage of budget basis.
- Police Department expenditures increased in the current year because of the union contract ratification and police cars ordered in the prior year, but received in FY2021.
- The decrease in Fire Department Expenditures from the prior year is attributable to the savings realized from contracting out fire services to the City of Jacksonville.



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Exhibit 3 - Enterprise Fund Revenues

- Enterprise Fund Revenues are under budget by 4.75% and slightly ahead of the prior year on a percent of budget basis.
- The dollar variance in Electric revenues is due to the suspension of the bulk power portion of the electric revenue rate in the prior year months of months of October, April, and May.
- The Natural Gas cost of gas rate was reduced in May 2021 from \$0.48 to \$0.44 per therm, contributing to the overall revenue reduction in the current year.
- Golf Course revenues are 8.92% ahead of the prior year on a percent of budget basis due to increased play at the course and rate adjustments adopted in July and November 2020.

Exhibit 4 - Enterprise Fund Expenditures

- Total expenditures in the Enterprise Funds are under budget for the current year and 1.37% higher than prior year actuals on a percent of budget basis.
- The decrease in both Electric and Water & Sewer expenditures from the prior year is largely attributable to savings in debt service costs now that the City is debt free.
- Year over year increases in the Stormwater Fund is due to the timing of capital projects.
- The decreases in expenditures in the Sanitation Fund is due to the timing of capital purchases in the prior year.

Exhibit 5 – Special Revenue Fund Revenues

- Revenues in the Special Revenue Funds are 6.43% lower than prior year actuals on a percent of budget basis.
- Convention Development revenues reflect receipts for activity through March.
- The annual tax increment distribution for both the Downtown and Southend districts were received in December. The decrease from the prior year in both funds is due primarily to the adjustment to market value of the City's pooled investment assets.



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Exhibit 6 - Special Revenue Fund Expenditures

- In total, Special Revenue Fund expenditures are under budget for the current year and 14.04% lower than the prior year on a percentage of budget basis.
- Community Development Block Grant Fund expenditures will be reimbursed by grant funding.
- The increase in Infrastructure Surtax Fund expenditures is attributable to roadway milling, paving and overlay projects.
- The variance from the prior year in both the Downtown and Southend Increment Funds is largely due to the timing of capital project expenditures.

Exhibit 7 - Summary Revenues and Expenditures

- The net income shown for the Electric Fund is overstated because monthly power bills are paid in arrears to FMPA.
- The final utility revenue bond payment was made on October 1st. The City is now debt free.

REQUESTED ACTION

Accept/Reject the financial reports for the month of May 2021.

ATTACHMENTS

- Summary Budget Reports
- Cash and Investments Reports



Summary Budget Revenue Report

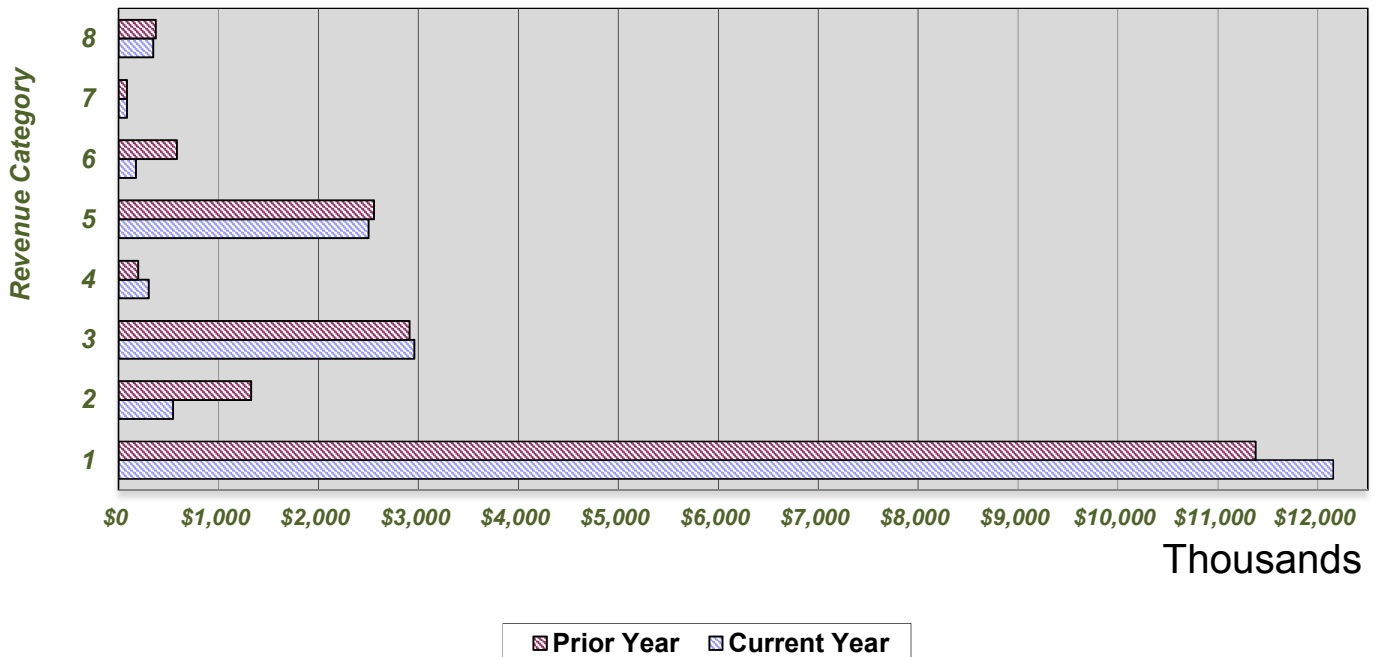
May 31, 2021

(66.58% of year has elapsed)

EXHIBIT 1 - GENERAL FUND REVENUES

Revenue Category	Current Year Revenue to Date	Current Year Revenue As a % of Budget	Prior Year Revenue to Date	Prior Year Revenue As a % of Budget	% Variance (Current Year Less Prior Year)	\$ Variance (Current Year Less Prior Year)
1 Taxes	12,154,848	85.33%	11,377,185	83.42%	1.91%	777,664
2 Licenses & Permits	546,821	106.20%	1,327,423	219.74%	-113.54%	(780,602)
3 Intergovernmental Revenue	2,960,123	76.93%	2,911,799	64.34%	12.59%	48,324
4 Charges for Services	304,491	69.18%	195,976	49.12%	20.06%	108,515
5 Enterprise Contributions	2,503,705	66.67%	2,558,213	66.67%	0.00%	(54,509)
6 Miscellaneous Revenue	175,367	47.54%	586,007	132.98%	-85.44%	(410,640)
7 Fines & Forfeitures	86,925	57.46%	84,943	52.92%	4.54%	1,983
8 Interfund Transfers	349,039	67.91%	373,532	72.67%	-4.77%	(24,492)
Total Revenues	\$ 19,081,319	80.05%	\$ 19,415,076	80.49%	-0.45%	\$ (333,758)

GENERAL FUND REVENUES TO DATE CURRENT YEAR VS PRIOR YEAR



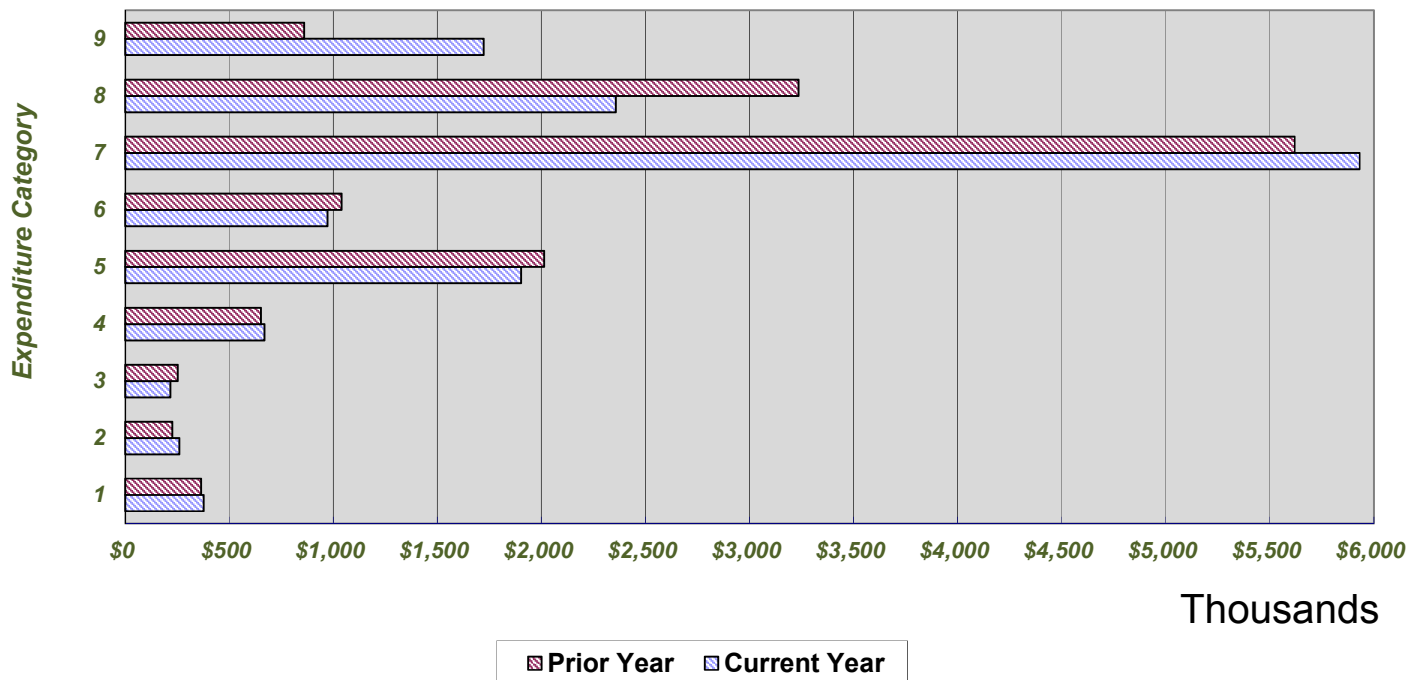


Summary Budget Expenditure Report
 May 31, 2021
 (66.58% of year has elapsed)

EXHIBIT 2 - GENERAL FUND EXPENDITURES

Expenditure Category	Current Year Expenditures to Date	Current Year Expenditures As a % of Budget	Prior Year Expenditures to Date	Prior Year Expenditures As a % of Budget	% Variance (Current Year Less Prior Year)	\$ Variance (Current Year Less Prior Year)
1 City Administration	377,853	57.91%	364,466	68.71%	-10.81%	13,387
2 City Clerk	260,872	62.91%	226,566	58.20%	4.72%	34,305
3 Building Maintenance	218,391	51.44%	252,610	58.36%	-6.92%	(34,219)
4 Planning and Development	670,229	55.68%	653,440	56.16%	-0.47%	16,789
5 Recreation and Parks	1,902,079	51.42%	2,013,850	56.58%	-5.16%	(111,771)
6 Public Works	972,042	52.40%	1,040,595	59.66%	-7.26%	(68,553)
7 Police	5,932,109	57.71%	5,620,121	55.90%	1.81%	311,987
8 Fire	2,358,203	72.47%	3,235,714	73.66%	-1.19%	(877,511)
9 Non-Departmental	1,722,976	61.34%	860,235	43.31%	18.03%	862,741
Total Expenditures	\$ 14,414,754	58.62%	\$ 14,267,598	58.83%	-0.21%	\$ 147,156

**GENERAL FUND EXPENDITURES TO DATE
 CURRENT YEAR VS PRIOR YEAR**





Summary Budget Revenue Report

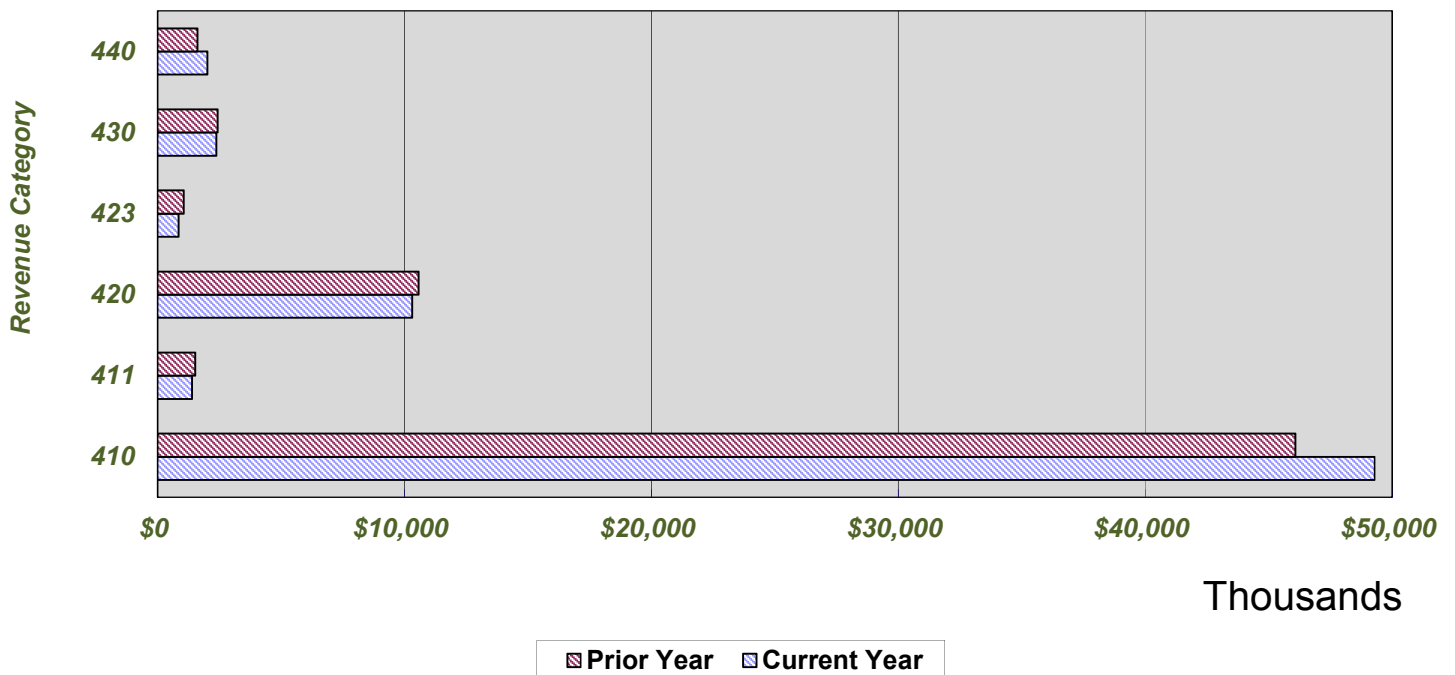
May 31, 2021

(66.58% of year has elapsed)

EXHIBIT 3 -ENTERPRISE FUND REVENUES

Revenue Category	Current Year Revenue to Date	Current Year Revenue As a % of Budget	Prior Year Revenue to Date	Prior Year Revenue As a % of Budget	% Variance (Current Year Less Prior Year)	\$ Variance (Current Year Less Prior Year)
410 ELECTRIC	49,287,886	59.51%	46,076,766	56.11%	3.40%	3,211,120
411 NATURAL GAS	1,397,989	62.47%	1,525,074	63.40%	-0.94%	(127,085)
420 WATER & SEWER	10,310,525	69.25%	10,577,105	71.93%	-2.68%	(266,581)
423 STORMWATER	857,182	59.49%	1,060,091	72.93%	-13.44%	(202,909)
430 SANITATION	2,377,278	66.67%	2,434,390	69.27%	-2.60%	(57,112)
440 GOLF COURSE	2,017,442	92.42%	1,617,582	83.50%	8.92%	399,859
TOTAL REVENUES	\$ 66,248,303	61.83%	\$ 63,291,009	59.64%	2.20%	\$ 2,957,294

ENTERPRISE FUND REVENUES TO DATE CURRENT YEAR VS PRIOR YEAR



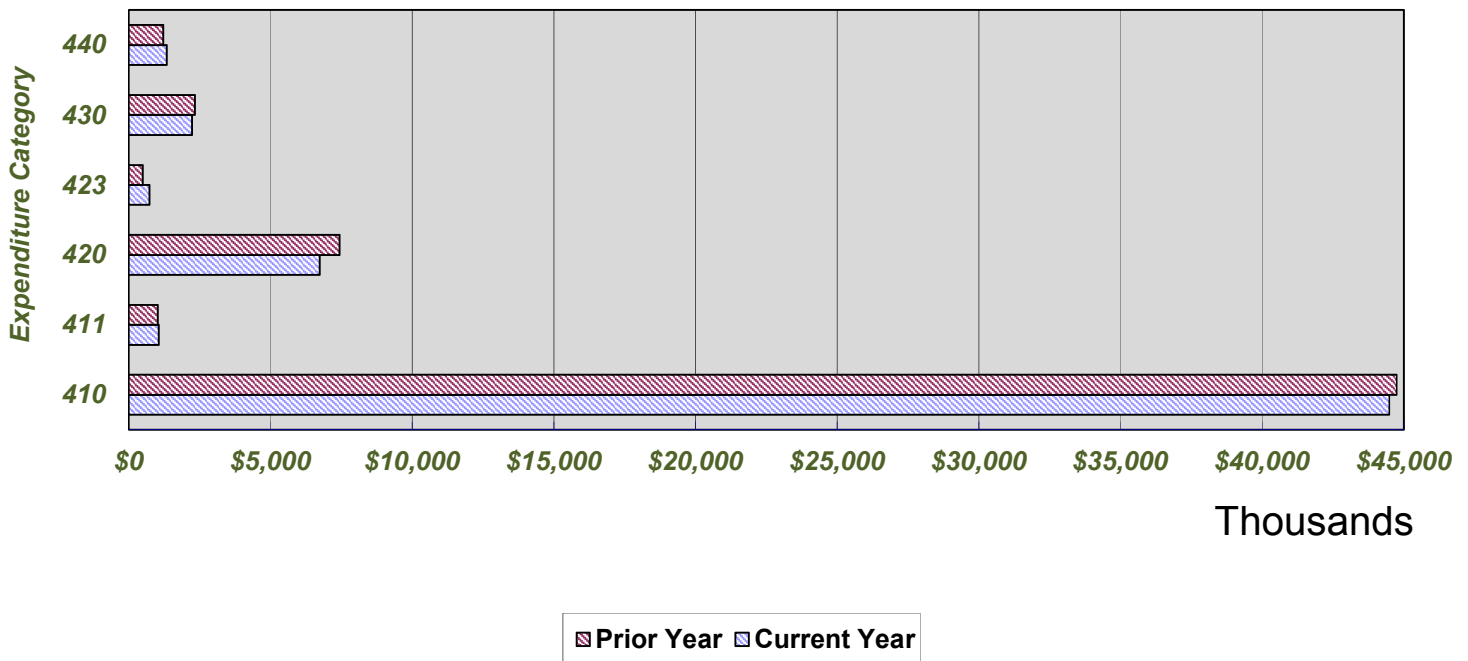


Summary Budget Expenditure Report
 May 31, 2021
 (66.58% of year has elapsed)

EXHIBIT 4 - ENTERPRISE FUND EXPENDITURES

Expenditure Category	Current Year Expenditures to Date	Current Year Expenditures As a % of Budget	Prior Year Expenditures to Date	Prior Year Expenditures As a % of Budget	% Variance (Current Year Less Prior Year)	\$ Variance (Current Year Less Prior Year)
410 ELECTRIC	44,483,051	49.55%	44,750,079	46.80%	2.75%	(267,028)
411 NATURAL GAS	1,058,290	54.78%	1,025,300	49.60%	5.18%	32,991
420 WATER & SEWER	6,739,378	37.95%	7,435,724	46.90%	-8.95%	(696,346)
423 STORMWATER	734,077	37.49%	498,004	19.46%	18.03%	236,073
430 SANITATION	2,231,679	56.54%	2,336,603	53.33%	3.20%	(104,924)
440 GOLF COURSE	1,340,274	59.90%	1,222,343	60.46%	-0.56%	117,932
TOTAL EXPENDITURES	\$ 56,586,750	48.12%	\$ 57,268,052	46.75%	1.37%	\$ (681,302)

**ENTERPRISE FUND EXPENDITURES TO DATE
 CURRENT YEAR VS PRIOR YEAR**



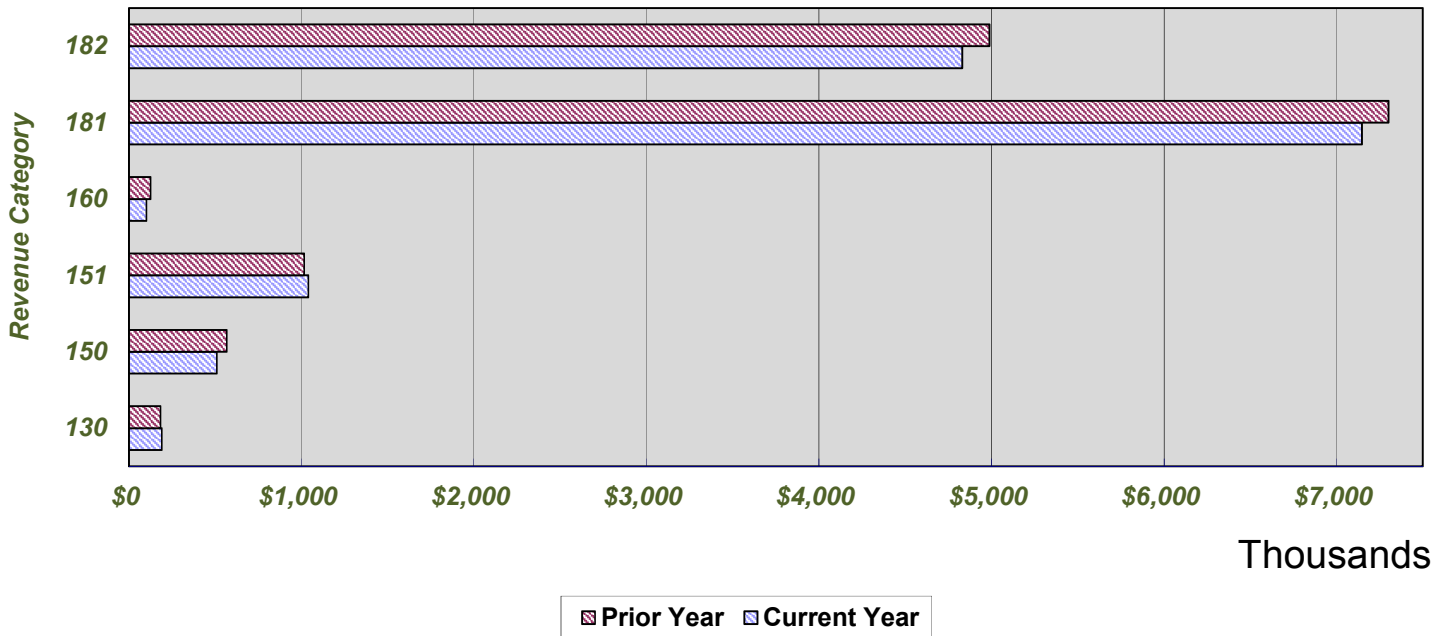


Summary Budget Revenue Report
 May 31, 2021
 (66.58% of year has elapsed)

EXHIBIT 5 -SPECIAL REVENUE FUND REVENUES

Revenue Category	Current Year Revenue to Date	Current Year Revenue As a % of Budget	Prior Year Revenue to Date	Prior Year Revenue As a % of Budget	% Variance (Current Year Less Prior Year)	\$ Variance (Current Year Less Prior Year)
130 CONVENTION DEV. TAX	190,457	46.79%	183,969	46.28%	0.51%	6,488
150 LOCAL OPTION GAS TAX	509,812	62.46%	567,079	68.89%	-6.42%	(57,266)
151 INFRASTRUCTURE SURTAX	1,041,137	75.42%	1,016,852	73.75%	1.68%	24,285
160 COMMUNITY DEV. BLK. GRANT	101,039	71.15%	125,532	90.96%	-19.81%	(24,492)
181 DOWNTOWN INCREMENT FUND	7,146,604	98.22%	7,301,133	104.25%	-6.03%	(154,529)
182 SOUTHEND INCREMENT FUND	4,830,269	185.01%	4,988,025	199.24%	-14.23%	(157,756)
TOTAL REVENUES	\$ 13,819,319	109.39%	\$ 14,182,589	115.83%	-6.43%	\$ (363,271)

**SPECIAL REVENUE FUND REVENUES TO DATE
 CURRENT YEAR VS PRIOR YEAR**



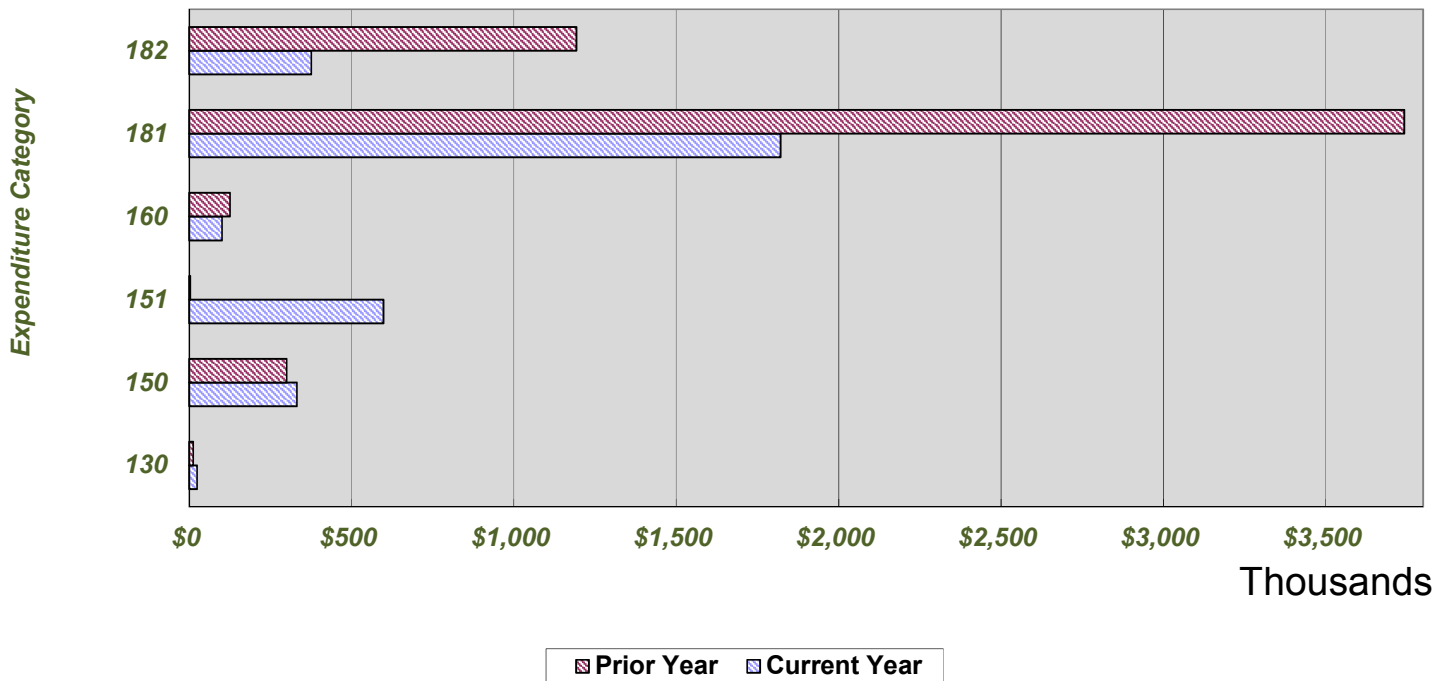


Summary Budget Expenditure Report
 May 31, 2021
 (66.58% of year has elapsed)

EXHIBIT 6 - SPECIAL REVENUE FUND EXPENDITURES

Expenditure Category	Current Year Expenditures to Date	Current Year Expenditures As a % of Budget	Prior Year Expenditures to Date	Prior Year Expenditures As a % of Budget	% Variance (Current Year Less Prior Year)	\$ Variance (Current Year Less Prior Year)
130 CONVENTION DEV. TAX	24,000	12.21%	12,463	10.30%	1.92%	11,537
150 LOCAL OPTION GAS TAX	330,922	41.71%	299,869	37.61%	4.10%	31,054
151 INFRASTRUCTURE SURTAX	597,854	37.64%	2,814	0.85%	36.79%	595,040
160 COMMUNITY DEV. BLK. GRANT	101,039	71.15%	125,532	88.40%	-17.25%	(24,492)
181 DOWNTOWN INCREMENT FUND	1,821,177	44.00%	3,742,155	44.65%	-0.64%	(1,920,978)
182 SOUTHEND INCREMENT FUND	375,860	10.94%	1,191,877	59.40%	-48.46%	(816,017)
TOTAL EXPENDITURES	\$ 3,250,853	31.58%	\$ 5,374,709	45.62%	-14.04%	\$ (2,123,856)

**SPECIAL REVENUE FUND EXPENDITURES TO DATE
 CURRENT YEAR VS PRIOR YEAR**





Summary Budget Report
May 31, 2021
(66.58% of year has elapsed)

EXHIBIT 7 - SUMMARY REVENUES AND EXPENDITURES

Fund Name	Budgeted Revenues Fiscal Year 2021	Budgeted Revenues To Date	Actual Revenues To Date	Variance Favorable/ (Unfavorable)
001 General Fund	23,837,077	15,869,616	19,081,319	3,211,703
130 Convention Development Tax	407,036	270,986	190,457	(80,529)
150 Local Option Gas Tax	816,198	543,387	509,812	(33,575)
151 Infrastructure Surtax	1,380,373	918,988	1,041,137	122,149
160 Community Dev. Blk. Grant	142,000	94,537	101,039	6,502
181 Downtown Increment Fund	7,276,348	4,844,254	7,146,604	2,302,351
182 Southend Increment Fund	2,610,809	1,738,155	4,830,269	3,092,114
410 Electric Utility	82,822,581	55,139,417	49,287,886	(5,851,531)
411 Natural Gas Utility	2,237,909	1,489,896	1,397,989	(91,906)
420 Water & Sewer Utility	14,888,412	9,912,011	10,310,525	398,514
423 Storm Water Management	1,440,821	959,232	857,182	(102,049)
430 Sanitation Fund	3,565,983	2,374,065	2,377,278	3,213
440 Golf Course Fund	2,183,000	1,453,340	2,017,442	564,102
460 Leased Facilities Fund	782,624	521,035	537,806	16,771
500 Internal Service Funds	13,150,034	8,754,680	8,138,329	(616,351)
Total Revenues	\$ 157,541,205	\$ 104,883,597	\$ 107,825,075	\$ 2,941,478

Fund Name	Budgeted Expenditures Fiscal Year 2021	Budgeted Expenditures To Date	Actual Expenditures To Date	Variance Favorable/ (Unfavorable)
001 General Fund	24,591,304	16,371,745	14,414,754	1,956,991
130 Convention Development Tax	196,493	130,816	24,000	106,816
150 Local Option Gas Tax	793,439	528,235	330,922	197,313
151 Infrastructure Surtax	1,588,481	1,057,537	597,854	459,682
160 Community Dev. Blk. Grant	142,000	94,537	101,039	(6,502)
181 Downtown Increment Fund	4,138,949	2,755,520	1,821,177	934,342
182 Southend Increment Fund	3,434,838	2,286,755	375,860	1,910,895
410 Electric Utility	89,772,369	59,766,262	44,483,051	15,283,211
411 Natural Gas Utility	1,932,033	1,286,257	1,058,290	227,967
420 Water & Sewer Utility	17,757,828	11,822,335	6,739,378	5,082,957
423 Storm Water Management	1,957,873	1,303,461	734,077	569,383
430 Sanitation Fund	3,947,103	2,627,797	2,231,679	396,118
440 Golf Course Fund	2,237,408	1,489,562	1,340,274	149,287
460 Leased Facilities Fund	828,010	551,250	490,340	60,911
500 Internal Service Funds	13,296,697	8,852,321	7,253,344	1,598,977
Total Expenditures	\$ 166,614,824	\$ 110,924,390	\$ 81,996,041	\$ 28,928,349

Fund Name	Net Income (Loss)	Net Variance Favorable/ (Unfavorable)
001 General Fund	4,666,565	5,168,694
130 Convention Development Tax	166,457	26,287
150 Local Option Gas Tax	178,890	163,738
151 Infrastructure Surtax	443,283	581,831
160 Community Dev. Blk. Grant	-	-
181 Downtown Increment Fund	5,325,427	3,236,693
182 Southend Increment Fund	4,454,409	5,003,009
410 Electric Utility	4,804,835	9,431,680
411 Natural Gas Utility	339,699	136,061
420 Water & Sewer Utility	3,571,147	5,481,471
423 Storm Water Management	123,105	467,334
430 Sanitation Fund	145,599	399,331
440 Golf Course Fund	677,167	713,389
460 Leased Facilities Fund	47,466	77,682
500 Internal Service Funds	884,985	982,626
Total	\$ 25,829,033	\$ 31,869,826



Cash and Investments by Fund

May 31, 2021

INVESTMENT HOLDER	TYPE	FACE AMOUNT	MARKET VALUE
Salem Mutual Fund	Portfolio	66,812,181	66,812,181
Sawgrass Asset Management	Portfolio	27,519,490	27,519,490
Wells Capital	Portfolio	17,841,163	17,841,163
JPMCB - Strategic Property Fund	Portfolio	5,304,402	5,304,402
TOTAL PENSION FUNDS 611, 612 and 613			\$117,477,236
TOTAL INVESTMENTS			\$117,477,236
State Board of Administration	Pool	17,142,639	17,142,639
Florida Trust	Pool	19,089,879	19,089,879
FMIT 0-2 Yr High Quality Bond Fund	Pool	12,685,806	12,685,806
Bank of America	Cash	37,119,464	37,119,464
Sawgrass Asset Management	Portfolio	44,724,292	44,724,292
Galliard Capital Management	Portfolio	42,709,517	42,709,517
Garcia Hamilton & Associates	Portfolio	42,551,358	42,551,358
TOTAL EQUITY IN POOLED CASH			\$216,022,956
Petty Cash	Cash	6,725	6,725
TOTAL CASH AND INVESTMENTS			\$333,506,916

Attorney Fees Paid During the Month

NAME	DESCRIPTION	FUNDING SOURCE	CHECK DATE	CHECK AMOUNT
Bell & Roper, P.A.	General Matters & Sunshine/Horn Court Lots	General Fund	05/06/21	2,678
Shepard, Smith, Kohlmyer & Hand, P.A.	Gen. Matters, City Attorney, Charter Review	General Fund	05/06/21	7,770
U.S. Legal Support Inc	Transscript of Shade Meeting	General Fund	05/06/21	227
Sugarman & Susskind, P.A.	Monthly Retainer	Pension Funds	05/20/21	2,550
Bell & Roper, P.A.	Hud Compl. / Gen. Matters - PW, P&D, COJB	General Fund	05/27/21	2,358
Lewis Longman & Walker	Special Magistrate - April 21	General Fund	05/27/21	2,000
Quintairos Prieto Wood & Boyer P.A	FCOE vs. Phil Vogelsang	General Fund	05/27/21	4,260
Rogers Towers, P.A.	FOP and Police Department Matters	General Fund	05/27/21	1,088
Shepard, Smith, Kohlmyer & Hand, P.A.	Charter Review	General Fund	05/27/21	4,451
TOTAL ATTORNEY FEES				\$27,380

City of Jacksonville Beach.11 North Third Street.Jacksonville Beach, FL.32250

www.jacksonvillebeach.org



Cash and Investments by Type

Fiscal Year to Date
May 31, 2021

Type of Investment	Beginning Balance 10/1/2020	Investment Earnings	Realized Gain/(Loss)	Unrealized Gain/(Loss)	Fees	Net Investment Income	Net Deposits (Withdrawals)	Ending Balance 5/31/21	Weighted Net Return*
State Pooled Investment Fund	17,122,886	19,753	0	0	0	19,753	(0)	17,142,639	0.01%
Money Market: Goldman Sachs Treasury	16,772	307	0	0	(316)	(9)	(16,763)	0	0.00%
U.S. Treasury Stripped Coupons	3,148,000	0	0	0	0	0	(3,148,000)	0	0.00%
Florida Municipal Investment Trust 0-2 Yr HQ Bond Fund	12,680,314	5,492	0	0	0	5,492	(0)	12,685,806	0.00%
Sawgrass Asset Management	44,820,104	587,057	224,084	(859,526)	(47,429)	(95,813)	(0)	44,724,292	-0.04%
Galliard Capital Management	41,306,059	434,776	34,033	(486,737)	(60,994)	(78,923)	1,482,381	42,709,517	-0.04%
Garcia Hamilton & Associates	40,665,947	151,327	267,481	(155,784)	(59,996)	203,029	1,682,382	42,551,358	0.10%
Florida Trust	19,078,497	11,382	0	0	0	11,382	0	19,089,879	0.01%
Operating Cash: Bank of America	18,447,549	39,450	0	0	(94,682)	(55,232)	18,727,147	37,119,464	-0.03%
Petty Cash	6,525	0	0	0	0	0	200	6,725	0.00%
TOTAL CITY MANAGED INVESTMENTS AND CASH	197,292,653	1,249,545	525,598	(1,502,047)	(263,417)	9,680	18,727,347	216,029,681	0.00%
Pension: Salem Mutual Fund	49,899,536	1,270,639	1,024,813	12,217,193	0	14,512,645	2,400,000	66,812,181	16.15%
Pension: Sawgrass Asset Mgt	28,105,925	372,028	(223,172)	(685,877)	(49,414)	(586,434)	0	27,519,490	-0.49%
Pension: Wells Capital	18,047,693	41,528	3,227,454	109,055	(84,567)	3,293,470	(3,500,000)	17,841,163	3.07%
Pension: JPMCB - Strategic Property Fund	5,119,775	0	0	184,627	0	184,627	(0)	5,304,402	0.16%
TOTAL PENSION INVESTMENTS	101,172,928	1,684,195	4,029,094	11,824,999	(133,980)	17,404,308	(1,100,000)	117,477,236	17.30%
TOTAL CASH AND INVESTMENTS	\$298,465,581	\$2,933,740	\$4,554,693	\$10,322,953	(\$397,397)	\$17,413,988	\$17,627,347	\$333,506,916	

*Fiscal year to date



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

CITY COUNCIL AGENDA ITEM	
TO:	Michael J. Staffopoulos, City Manager
FROM:	Heather Ireland, Director of Planning and Development
DATE:	June 16, 2021
SUBJECT:	Final Plat
	4 th Avenue North, Replat of Lots 11 and 12, Block 55, Pablo Beach

BACKGROUND

The applicant, Curtis Hart of Hart Resources, LLC, has applied to subdivide property that will be redeveloped into five fee-simple townhouses located on the north side of 4th Avenue North between 4th and 5th Streets North. The previous use of the property, which consists of two adjacent platted lots of record, was vacant residentially zoned property used by the church to the north for overflow parking. The applicant was advised by staff that they would need to receive final subdivision plat approval by City Council and record the final subdivision plat with the Duval County Clerk of Court prior to selling the individual townhouse units.

The subject property is located in a Residential, multiple-family: RM-1 zoning district. The project received Concept Plan for Plat (PC#33-19) approval from the Planning Commission in December of 2019, and received Development Plan (SP#20-2) approval in August of 2020. The townhouses will be constructed to the RM-1 zoning district standards. Each of the five townhouse lots shown on the attached plat exceeds the minimum lot size requirements for RM-1 townhouse lots.

The attached Final Plat document has been approved by all reviewing City Departments and is consistent with relevant Land Development Code and Comprehensive Plan regulations.

FINANCIAL IMPACT

None.

REQUESTED ACTION

- Approve/Disapprove the Final Plat to replat Lots 11 and 12, Block 55, Pablo Beach, into five fee-simple townhouse lots.

ATTACHMENTS

- Final Plat of the replat of Lots 11 and 12, Block 55, Pablo Beach

4TH AVENUE NORTH

BEING A REPLAT OF LOTS 11 AND 12, BLOCK 55 OF PABLO BEACH IMPROVEMENT COMPANY'S PLAT OF PART OF NORTHERN PORTION OF PABLO BEACH, AS RECORDED IN PLAT BOOK 5, PAGE 66 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUTY, FLORIDA AND LYING IN SECTION 33, TOWNSHIP 2 SOUTH, RANGE 29 EAST, JACKSONVILLE BEACH, DUVAL COUNTY, FLORIDA.

ADOPTION AND DEDICATION

THIS IS TO CERTIFY THAT BCEL 10, LLC, A FLORIDA LIMITED LIABILITY COMPANY, IS THE OWNER OF THE LANDS DESCRIBED IN THE CAPTION HEREON, KNOWN AS 4TH AVENUE NORTH, HAVING CAUSED THE SAME TO BE SURVEYED AND SUBDIVIDED. THIS PLAT BEING MADE IN ACCORDANCE WITH SAID SURVEY IS HEREBY ADOPTED AS TRUE AND CORRECT PLAT OF THOSE LANDS.

THE EASEMENT DESIGNATED AS 10' B.E.S. ELECTRIC EASEMENT IS HEREBY IRREVOCABLY DEDICATED TO THE CITY OF JACKSONVILLE BEACH, A MUNICIPAL CORPORATION IN DUVAL COUNTY, FLORIDA D/B/A BEACHES ENRGY SERVICES (B.E.S.), ITS SUCCESSORS AND ASSIGNS FOR ITS NON-EXCLUSIVE USE IN CONJUNCTION WITH ITS UNDERGROUND ELECTRICAL DISTRIBUTION SYSTEM. BEACHES ENERGY SERVICES HEREBY RESERVES THE NON-EXCLUSIVE, IRREVOCABLE AND PERPETUAL RIGHT OF INGRESS TO AND EGRESS FROM, OVER, AND ACROSS ALL ROADS, STREETS, WAYS, BOULEVARDS, DRIVES, LANES, AND ELECTRIC EASEMENTS DEPICTED OR DEDICATED BY THIS PLAT FOR ITS USE IN THE CONSTRUCTION, INSTALLATION, MAINTENANCE, OR REMOVAL OF ITS UNDERGROUND ELECTRIC DISTRIBUTION SYSTEM, SURFACE MOUNTED EQUIPMENT, FACILITIES, AND APPURTENANCES IN CONJUNCTION WITH ITS UNDERGROUND ELECTRIC DISTRIBUTION SYSTEM, ALL LOTS ARE SUBJECT TO AN EASEMENT FOR ELECTRIC DISTRIBUTION LINES AND ABOVE GROUND EQUIPMENT, AND APPURTENANCES OVER, UNDER, ACROSS, AND ALONG A MINIMUM OF TEN (10') FEET IN WIDTH, STRIP OF LAND PARALLEL AND CONCENTRIC WITH THE ROAD RIGHTS OF WAY (DENOTED AS 10' B.E.S. ELECTRIC EASEMENT). THE AFORESAID 10' B.E.S. ELECTRIC EASEMENTS ARE SUBJECT TO THE FOLLOWING COVENANTS WHICH SHALL RUN WITH THE LAND:

- NO UTILITIES OTHER THAN BEACHES ENERGY SERVICES SHALL BE INSTALLED PARALLEL WITHIN SAID EASEMENTS.
- ELECTRIC EASEMENTS DEDICATED TO BEACHES ENERGY SERVICES AND WHERE ABOVE GROUND EQUIPMENT, FACILITIES AND APPURTENANCES ARE PLACED SHALL REMAIN TOTALLY UNOBSTRUCTED IN COMPLIANCE WITH THE UTILITY'S REQUIREMENTS AND SPECIFICATIONS FOR EQUIPMENT CLEARANCES FROM SHRUBS, TREES, PLANTS, FENCES, AND OTHER OBJECTS.
- CONSTRUCTION OR INSTALLATION OF ANY PAVING, LANDSCAPING, FENCING, OR IMPROVEMENTS PLACED IN, ON, ABOVE, OR UNDER THE EASEMENT IS SUBJECT TO THE BEACHES ENERGY SERVICES RIGHT OF INGRESS, EGRESS, MAINTENANCE, USE, AND CONSTRUCTION. ANY INSTALLATION IS SUBJECT TO REMOVAL BY BEACHES ENERGY SERVICES, WITHOUT PRIOR NOTICE, IN ORDER TO CONDUCT ANY WORK ASSOCIATED WITH THE EASEMENT AND UTILITY. REPLACEMENT OR RESTORATION OF THE INSTALLATION SHALL BE AT THE EXPENSE OF THE LOT OWNER OR A HOMEOWNERS ASSOCIATION.

IN WITNESS THEREOF, OWNER HAS EXECUTED THIS PLAT ON THE _____ DAY OF _____, 2021.

BCEL 10, LLC
a Florida limited liability company

By: BCEL 10, LLC, a Florida limited liability company
managed by JWB Real Estate Capital, LLC

Witness:
(Signature)

(Print name)

Adam Rigel (Manager)

Witness:
(Signature)

(Print name)

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this _____ day of _____, 2021 by BCEL 10, LLC a Florida limited liability company, managed by JWB Real Estate Capital, LLC managed by Adam Rigel, on behalf of the company. He is personally known to me or has produced a driver's license as identification.

Notary Public State of Florida

Name: _____ My Commission Expires: _____
My Commission Number is: _____

APPROVED FOR THE RECORD

This is to certify that this plat has been examined, accepted and approved by the City of Jacksonville Beach, Duval County, Florida.

By: _____
Christine Hoffman
Mayor
Date: _____

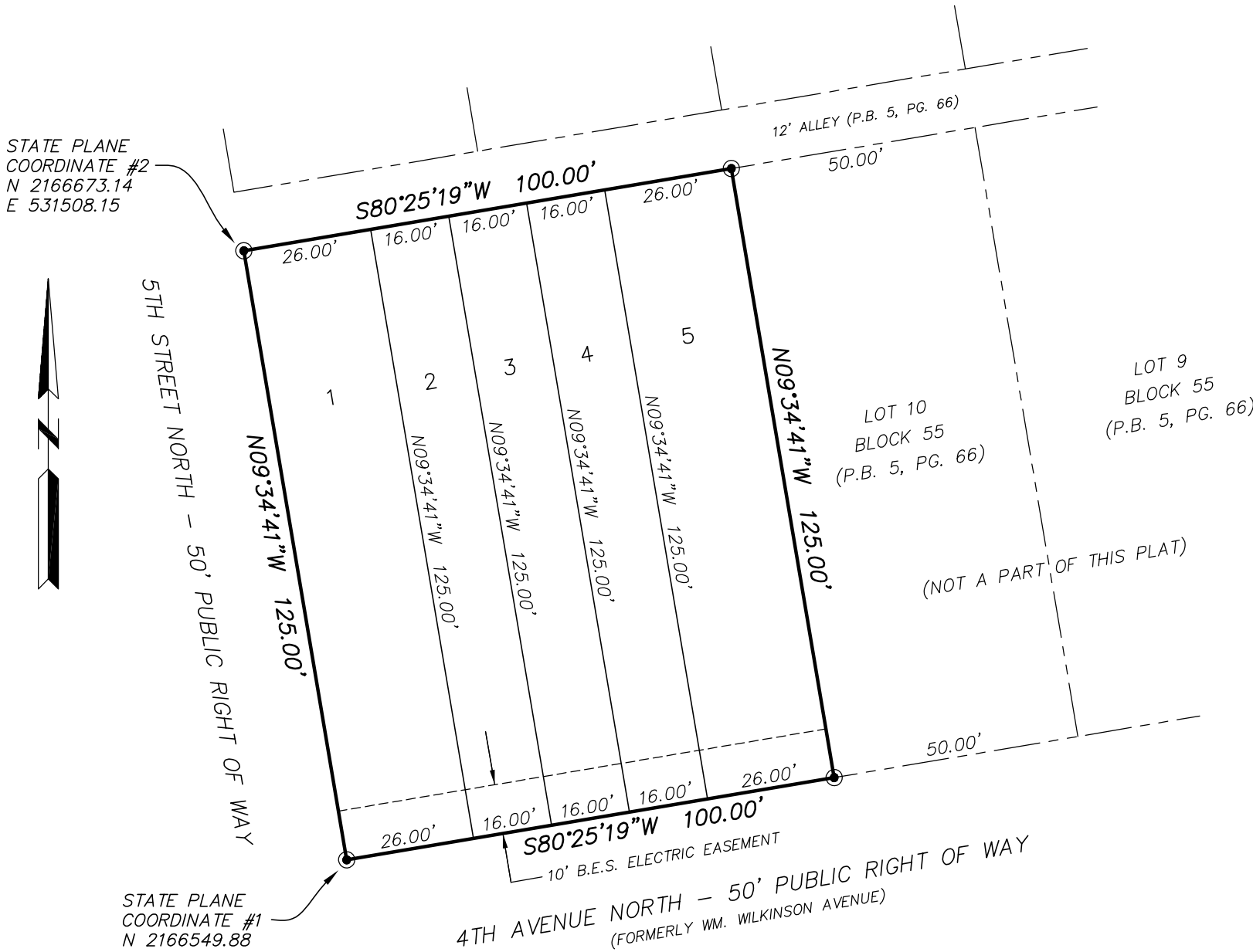
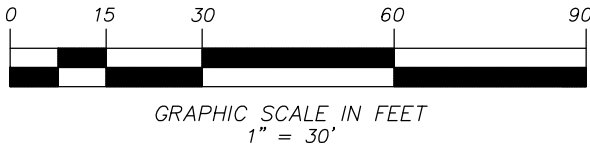
By: _____
Sherri Gosselin
City Clerk
Date: _____

CLERK'S CERTIFICATE

This is to certify that this plat has been examined and approved by the City of Jacksonville, Duval County, Florida, and submitted to me for recording and is recorded in Plat Book _____, Pages _____ of the current Public Records of Duval County, Florida, this _____ day of _____, 2021.

By: _____
Jody Phillips
Clerk of the Circuit Court

By: _____
Deputy Clerk



NOTES:

1) Denotes Permanent Reference Monument Set L.B. No. 8295.

2) Denotes Permanent Reference Monument Found As Noted.

3) Denotes Set Permanent Control Point

4) Bearing reference: N09°34'41"W for the Easterly right of way line of 5th Street North (NAD 83).

5) Notice: This plat, as recorded in its graphic form, is the official depiction of the subdivided lands described herein and will in no circumstances be supplanted in authority by any other form of the plat, whether graphic or digital. There may be additional restrictions not recorded on this plat that may be found in the Public Records of Duval County, Florida.

6) The lands platted hereon appear to lie within Flood Zones "X" and "AE" as depicted on Flood Insurance Rate Maps, Community Panel No. 120078-0417J, dated November 2, 2018. The FIRM information notated on this plat is valid only for dates up to and including the effective recording date of this plat. There may have been subsequent revisions after this date that will supersede said information. Inquiries for this should be made to the Community's Floodplain Management Repository, Planning and Development Department, City of Jacksonville Beach.

7) All platted utility easements shall provide that such easements shall also be easements for the construction, installation, maintenance and dedication of cable television services, provided however, no such construction, installation, maintenance and operation of cable television services shall interfere with the facilities and services of an electric, telephone, gas or other public utility. In the event a cable television company damages the facilities of a public utility, it shall be solely responsible for the damages.

8) Current law provides that no construction, filing, removal of earth, cutting of trees or other plants shall take place waterward of the Jurisdictional Wetland Lines as depicted on this plat without the written approval of Duval County and other regulatory agencies with jurisdiction over such wetlands. It is the responsibility of the lot owners, his agent and the entity performing any activity within the wetland area to acquire the necessary written approvals prior to the beginning of any work. This Wetland Jurisdictional Line and upland buffer may be superseded and redefined from time to time by the appropriate governmental agencies.

9) Coordinates shown as State Plane Coord. #1 and #2 refer to North American Datum NAD 83/90 State Plane Coordinates for the State of Florida, East Zone in U.S. survey feet and decimals thereof.

ABBREVIATION	DEFINITION	ABBREVIATION	DEFINITION
P.C.P.	Permanent Control Point	L.B.	Licensed Business
P.R.M.	Permanent Reference Monument	P.L.S.	Professional Land Surveyor
P.O.B.	Point of Beginning	JEA	Jacksonville Electric Authority
P.C.	Point of Curvature	B.E.S.	Beaches Energy Services
P.T.	Point of Tangency	EQUIP	Equipment
P.R.C.	Point of Reverse Curvature	A/C	Air Conditioner
P.I.	Point of Intersection	C.A.T.V.	Cable Television
R/W	Right of Way	OHL	Overhead Lines
O.R.	Official Records Volume/Book	(F.M.)	Field Measured
D.B.	Deed Book	R=	Radius equals
Pg.	page	L=	Arc Length equals
B.R.L.	Building Restriction Line	Ch=	Chord Bearing & Distance equals
Easmt	Easement	CA=	Delta or Central Angle equals
R.P.	Radius Point	I.P.	Iron Pipe
P.B.	Plat Book	Conc.	Concrete
P.U.D.E.	Private Unobstructed Drainage Easement	UDAE	Unobstructed Drainage & Access Easement
PAE	Private Access Easement	U.D.E.	Unobstructed Drainage Easement

SURVEYOR'S CERTIFICATE

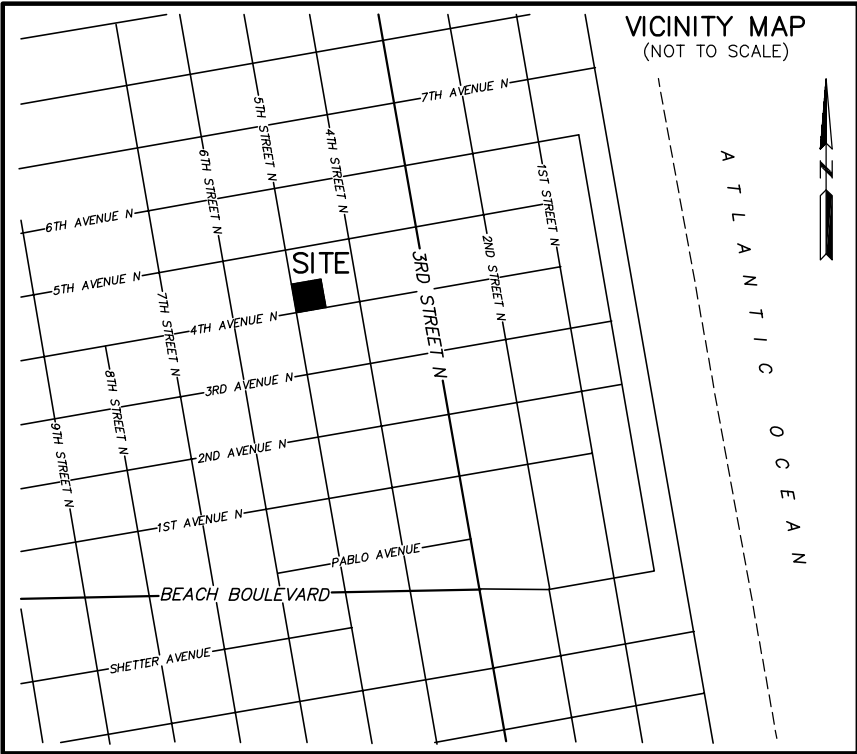
This is to certify that the above plat is a true and correct representation of the lands surveyed, platted and described above, that the survey was made under the undersigned's responsible direction and supervision, that the survey data complies with all of the requirements of the Florida Statute Chapter 177, that Permanent Reference Monuments, Permanent Control Points and lot corners have been monumented in accordance with Chapter 177.091 F. S., Chapter 5J-17 F. A. C. and Section 654.110 Ordinance Code of the City of Jacksonville.

Signed and Sealed this _____ day of _____, 2021.

William J. Melrose
Florida Registered Land Surveyor
and Mapper Certificate No. 5843

PLAT BOOK _____ PAGE _____

(SHEET 1 OF 1)



MORTGAGEE CONSENT AND JOINDER

Richard Bonomo and Dianna Bonomo

The undersigned hereby certifies that it is the holder of the mortgage, lien or other encumbrance recorded in Official Records Book 18915, Page 1634, and in Official Records Book 19208, Page 1213, Public Records of Duval County, Florida, and all modifications thereto ("Mortgage"), encumbering the lands described in the caption hereon. The undersigned hereby joins and consents to the dedications by the Owner of the lands described in the adoption and dedication section herein, and agrees that the mortgage shall be subordinated to said dedications.

WITNESS _____

PRINT OR TYPE NAME _____

Richard Bonomo

WITNESS _____

PRINT OR TYPE NAME _____

Dianna Bonomo

STATE OF FLORIDA

COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this _____ day of _____, 2021 by Richard Bonomo and Dianna Bonomo. They are personally known to me or have produced a driver's license as identification.

Notary Public State of Florida

Name: _____

My Commission Expires: _____

My Commission Number is: _____

PLAT CONFORMITY REVIEW

This Plat has been reviewed and found in compliance with Part 1, Chapter 177, Florida Statutes, this ____ day of _____, 2021.

Harlo Everett, P.L.S.
Professional Land Surveyor Number 3287

PREPARED BY:
MELROSE SURVEYING AND MAPPING, INC.
PROFESSIONAL LAND SURVEYORS
11437 CENTRAL PARKWAY, SUITE 107
JACKSONVILLE, FLORIDA 32224
CERTIFICATE OF AUTHORIZATION NO. L.B. 8295
TELEPHONE (904) 721-1226



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

CITY COUNCIL AGENDA ITEM	
TO:	Michael J. Staffopoulos, City Manager
FROM:	Heather Ireland, Director of Planning and Development
DATE:	June 16, 2021
SUBJECT:	Final Plat
	5th Avenue South, Replat of Lots 1 through 4, Block 59, Pablo Beach

BACKGROUND

The applicant, Curtis Hart of Hart Resources, LLC, has applied to subdivide property that will be redeveloped into 15 fee-simple townhouses located on the south side of 5th Avenue South between 8th and 9th Streets South. The previous use of the property, which consists of four adjacent platted lots of record, was a vacant religious organization building. The applicant was advised by staff that they would need to receive final subdivision plat approval by City Council and record the final subdivision plat with the Duval County Clerk of Court prior to selling the individual townhouse units.

The subject property is located in a Residential, multiple-family: RM-1 zoning district. The project received Concept Plan for Plat (PC#11-19) approval from the Planning Commission in May of 2019, and received Development Plan (SP#20-1) approval in September of 2020. The townhouses will be constructed to the RM-1 zoning district standards. Each of the 15 townhouse lots shown on the attached plat exceeds the minimum lot size requirements for RM-1 townhouse lots.

The attached Final Plat document has been approved by all reviewing City Departments and is consistent with relevant Land Development Code and Comprehensive Plan regulations.

FINANCIAL IMPACT

None.

REQUESTED ACTION

- Approve/Disapprove the Final Plat to replat Lots 1 through 4, Block 59, Pablo Beach, into 15 fee-simple townhouse lots

ATTACHMENTS

- Final Plat of the replat of Lots 1 through 4, Block 59, Pablo Beach

5TH AVENUE SOUTH

A REPLAT OF LOTS 1, 2, 3 AND 4, BLOCK 59, PABLO BEACH, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 3, PAGE 28 OF THE CURRENT PUBLIC RECORDS OF DUVAL COUNTY, FLORIDA.

CAPTION

LOTS 1, 2, 3 AND 4, BLOCK 59, PABLO BEACH, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 3, PAGE 28 OF THE CURRENT PUBLIC RECORDS OF JACKSONVILLE, DUVAL COUTY, FLORIDA.

ADOPTION AND DEDICATION

THIS IS TO CERTIFY THAT SPARKLE HOMES, LLC., A FLORIDA LIMITED LIABILITY COMPANY, SOUTHERN HOME INVESTMENT TEAM, LLC., A FLORIDA LIMITED LIABILITY COMPANY AND HOOSE HOMES AND INVESTMENTS, LLC., A FLORIDA LIMITED LIABILITY COMPANY, ARE THE OWNERS OF THE LANDS DESCRIBED IN THE CAPTION HEREON, KNOWN AS 5TH AVENUE SOUTH, HAVING CAUSED THE SAME TO BE SURVEYED AND SUBDIVIDED. THIS PLAT BEING MADE IN ACCORDANCE WITH SAID SURVEY IS HEREBY ADOPTED AS TRUE AND CORRECT PLAT OF THOSE LANDS.

THE EASEMENTS DESIGNATED AS 8' AND 10' B.E.S. ELECTRIC EASEMENTS ARE HEREBY IRREVOCABLY DEDICATED TO THE CITY OF JACKSONVILLE BEACH, A MUNICIPAL CORPORATION IN DUVAL COUNTY, FLORIDA D/B/A BEACHES ENERGY SERVICES (B.E.S.), ITS SUCCESSORS AND ASSIGNS FOR ITS NON-EXCLUSIVE USE IN CONJUNCTION WITH ITS UNDERGROUND ELECTRICAL DISTRIBUTION SYSTEM. BEACHES ENERGY SERVICES HEREBY RESERVES THE NON-EXCLUSIVE, IRREVOCABLE AND PERPETUAL RIGHT OF INGRESS TO AND EGRESS FROM, OVER, AND ACROSS ALL ROADS, STREETS, WAYS, BOULEVARDS, DRIVES, LANES, AND ELECTRIC EASEMENTS DEPICTED OR DEDICATED BY THIS PLAT FOR ITS USE IN THE CONSTRUCTION, INSTALLATION, MAINTENANCE, OR REMOVAL OF ITS UNDERGROUND ELECTRIC DISTRIBUTION SYSTEM, SURFACE MOUNTED EQUIPMENT, FACILITIES, AND APPURTENANCES IN CONJUNCTION WITH ITS UNDERGROUND ELECTRICAL DISTRIBUTION SYSTEM. ALL LOTS ARE SUBJECT TO AN EASEMENT FOR ELECTRIC DISTRIBUTION LINES AND ABOVE GROUND EQUIPMENT, AND APPURTENANCES OVER, UNDER, ACROSS, AND ALONG A MINIMUM OF EIGHT (8') FEET IN WIDTH, STRIP OF LAND PARALLEL AND CONCENTRIC WITH THE ROAD RIGHTS OF WAY (DENOTED AS 8' AND/OR 10' B.E.S. ELECTRIC EASEMENT). THE AFORESAID 8' AND 10' B.E.S. ELECTRIC EASEMENTS ARE SUBJECT TO THE FOLLOWING COVENANTS WHICH SHALL RUN WITH THE LAND:

- NO UTILITIES OTHER THAN BEACHES ENERGY SERVICES SHALL BE INSTALLED PARALLEL WITHIN SAID EASEMENTS.
- ELECTRIC EASEMENTS DEDICATED TO BEACHES ENERGY SERVICES AND WHERE ABOVE GROUND EQUIPMENT, FACILITIES AND APPURTENANCES ARE PLACED SHALL REMAIN TOTALLY UNOBSTRUCTED IN COMPLIANCE WITH THE UTILITY'S REQUIREMENTS AND SPECIFICATIONS FOR EQUIPMENT CLEARANCES FROM SHRUBS, TREES, PLANTS, FENCES, AND OTHER OBJECTS.
- THE DRAINAGE EASEMENTS AS SHOWN ON THIS PLAT SHALL REMAIN PRIVATE. SAID EASEMENTS SHOWN HEREON ARE DEDICATED TO THE OWNERS, AS WILL ASSUME ALL OBLIGATION OF MAINTENANCE AND OPERATION THEREOF UNDER THE PLAT.
- CONSTRUCTION OR INSTALLATION OF ANY PAVING, LANDSCAPING, FENCING, OR IMPROVEMENTS PLACED IN, ON, ABOVE, OR UNDER THE EASEMENT IS SUBJECT TO THE BEACHES ENERGY SERVICES RIGHT OF INGRESS, EGRESS, MAINTENANCE, USE, AND CONSTRUCTION. ANY INSTALLATION IS SUBJECT TO REMOVAL BY BEACHES ENERGY SERVICES, WITHOUT PRIOR NOTICE, IN ORDER TO CONDUCT ANY WORK ASSOCIATED WITH THE EASEMENT AND UTILITY REPLACEMENT OR RESTORATION OF THE INSTALLATION SHALL BE AT THE EXPENSE OF THE LOT OWNER.

IN WITNESS THEREOF, OWNER HAS EXECUTED THIS PLAT ON THE ____ DAY OF _____, 2021.

SPARKLE HOMES, LLC,
A FLORIDA LIMITED LIABILITY COMPANY

WITNESS _____
DANIEL H. MCKILLIP
MCKILLIP LAW FIRM, P.L., A LIMITED
PRINT OR TYPE NAME LIABILITY COMPANY, ITS MANAGER AND
WITNESS _____ MANAGER OF SPARKLE HOMES, LLC, A
PRINT OR TYPE NAME FLORIDA LIMITED LIABILITY COMPANY.

NOTARY FOR SPARKLE HOMES, LLC.

STATE OF FLORIDA, COUNTY OF

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ☐ PHYSICAL PRESENCE OR ☐ ONLINE NOTARIZATION, THIS DAY OF _____, 2021, BY DANIEL H. MCKILLIP AS MANAGER OF MCKILLIP LAW FIRM, P.L., MANAGER OF SPARKLE HOMES, LLC..

(SIGNATURE OF NOTARY PUBLIC – STATE OF FLORIDA)

(PRINT, TYPE, OR STAMP COMMISSIONED NAME OF NOTARY PUBLIC)

PERSONALLY KNOWN OR PRODUCED IDENTIFICATION

TYPE OF IDENTIFICATION PRODUCED _____

SOUTHERN HOME INVESTMENT TEAM, LLC,
A FLORIDA LIMITED LIABILITY COMPANY

WITNESS _____
DANIEL H. MCKILLIP
MCKILLIP LAW FIRM, P.L., A LIMITED
PRINT OR TYPE NAME LIABILITY COMPANY, ITS MANAGER AND
WITNESS _____ MANAGER OF SOUTHERN HOME
PRINT OR TYPE NAME INVESTMENT TEAM, LLC, A FLORIDA
LIMITED LIABILITY COMPANY.

NOTARY FOR SOUTHERN HOME INVESTMENT TEAM, LLC.

STATE OF FLORIDA, COUNTY OF

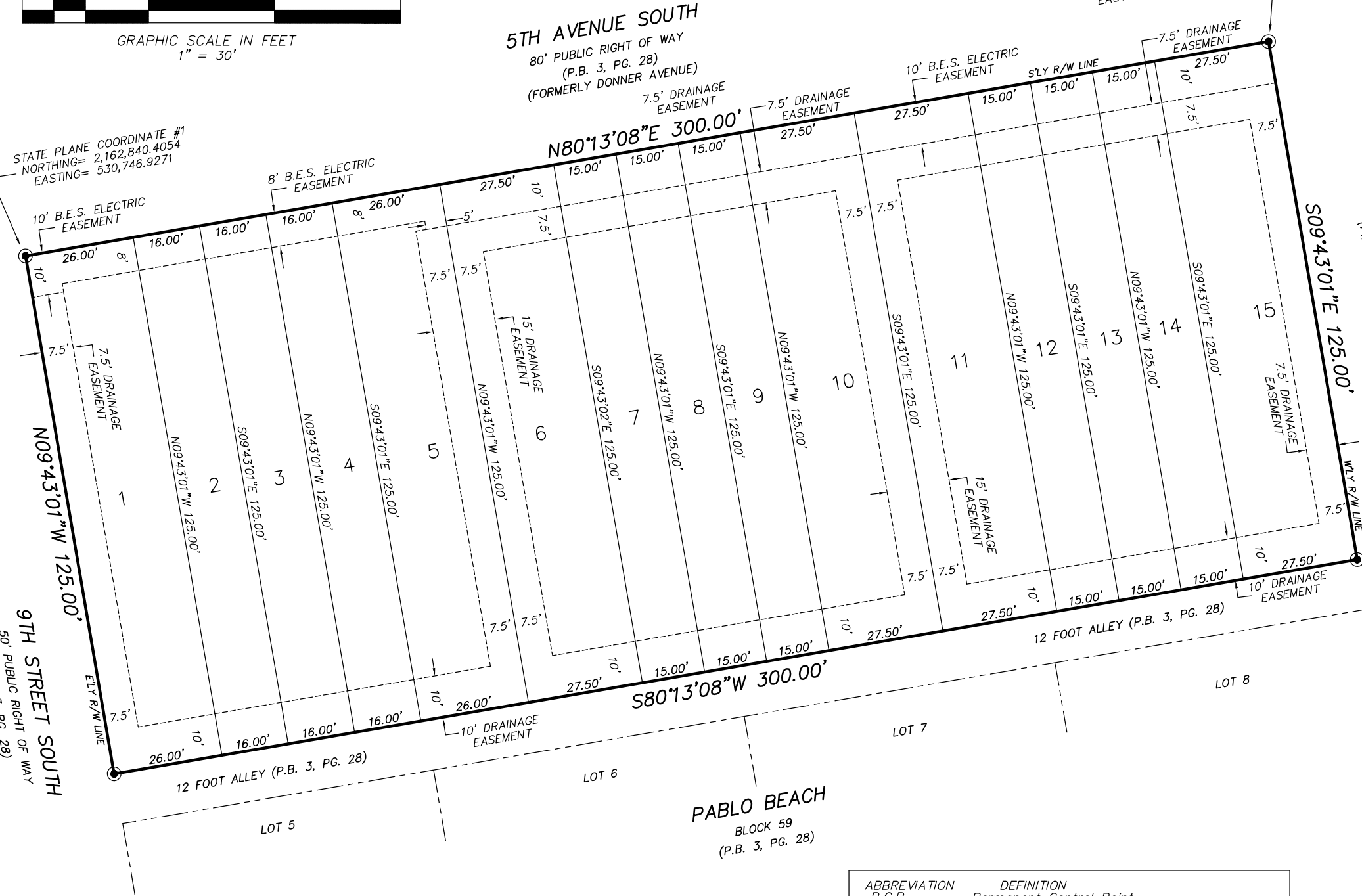
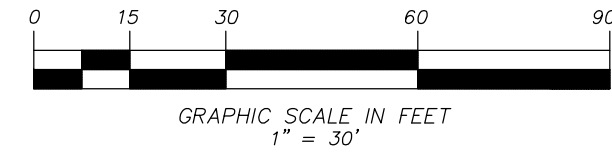
THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ☐ PHYSICAL PRESENCE OR ☐ ONLINE NOTARIZATION, THIS DAY OF _____, 2021, BY DANIEL H. MCKILLIP AS MANAGER OF MCKILLIP LAW FIRM, P.L., MANAGER OF SOUTHERN HOME INVESTMENT TEAM, LLC..

(SIGNATURE OF NOTARY PUBLIC – STATE OF FLORIDA)

(PRINT, TYPE, OR STAMP COMMISSIONED NAME OF NOTARY PUBLIC)

PERSONALLY KNOWN OR PRODUCED IDENTIFICATION

TYPE OF IDENTIFICATION PRODUCED _____



NOTES:

- Denotes Permanent Reference Monument Set L.B. No. 8295.
- Denotes Permanent Reference Monument Found As Noted.
- Denotes Set Permanent Control Point
- Bearing reference: N80°13'08"E for the Southerly right of way line of 5th Avenue South (see note 8).
- Notice: This plat, as recorded in its graphic form, is the official depiction of the subdivided lands described herein and will in no circumstances be supplanted in authority by any other form of the plat, whether graphic or digital. There may be additional restrictions not recorded on this plat that may be found in the Public Records of Duval County, Florida.
- The lands platted hereon appear to lie within Flood Zones "X" as depicted on Flood Insurance Rate Maps, Community Panel No. 120078-0417J, dated November 2, 2018. The FIRM information notated on this plat is valid only for dates up to and including the effective recording date of this plat. There may have been subsequent revisions after this date that will supersede said information. Inquiries for this should be made to the Community's Floodplain Management Repository, Planning and Development Department, City of Jacksonville Beach.
- All platted utility easements shall provide that such easements shall also be easements for the construction, installation, maintenance and dedication of cable television services, provided however, no such construction, installation, maintenance and operation of cable television services shall interfere with the facilities and services of an electric, telephone, gas or other public utility. In the event a cable television company damages the facilities of a public utility, it shall be solely responsible for the damages.
- Coordinates shown as State Plane Coord. #1 and #2 refer to North American Datum NAD 83/90 State Plane Coordinates for the State of Florida, East Zone in U.S. survey feet and decimals thereof.

HOOSE HOMES AND INVESTMENTS, LLC,
A FLORIDA LIMITED LIABILITY COMPANY

WITNESS _____
ADAM RIGEL
PRINT OR TYPE NAME HOOSE HOMES AND INVESTMENTS, LLC.,
ITS MANAGER.

NOTARY FOR HOOSE HOMES AND INVESTMENTS, LLC.

STATE OF FLORIDA, COUNTY OF

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY MEANS OF ☐ PHYSICAL PRESENCE OR ☐ ONLINE NOTARIZATION, THIS DAY OF _____, 2021, BY ADAM RIGEL AS MANAGER OF HOOSE HOMES AND INVESTMENTS, LLC.

(SIGNATURE OF NOTARY PUBLIC – STATE OF FLORIDA)

(PRINT, TYPE, OR STAMP COMMISSIONED NAME OF NOTARY PUBLIC)

PERSONALLY KNOWN OR PRODUCED IDENTIFICATION

TYPE OF IDENTIFICATION PRODUCED _____

ABBREVIATION	DEFINITION
P.C.P.	Permanent Control Point
P.R.M.	Permanent Reference Monument
P.O.B.	Point of Beginning
P.C.	Point of Curvature
P.T.	Point of Tangency
P.R.C.	Point of Reverse Curvature
P.I.	Point of Intersection
R/W	Right of Way
O.R.	Official Records Volume/Book
D.B.	Deed Book
Pg.	page
B.R.L.	Building Restriction Line
Esm't	Easement
R.P.	Radius Point
P.B.	Plat Book
P.U.D.E.	Private Unobstructed Drainage Easement
PAE	Private Access Easement
L.B.	Licensed Business
P.L.S.	Professional Land Surveyor
J.E.A.	Jacksonville Electric Authority
B.E.S.	Beaches Energy Services
EQUIP	Equipment
A/C	Air Conditioner
C.A.T.V.	Cable Television
O.H.L.	Overhead Lines
(F.M.)	Field Measured
R=	Radius equals
L=	Arc Length equals
Ch=	Chord Bearing & Distance equals
CA=	Delta or Central Angle equals
I.P.	Iron Pipe
Conc.	Concrete
UDAE	Unobstructed Drainage & Access Easement
U.D.E.	Unobstructed Drainage Easement

APPROVED FOR THE RECORD

This is to certify that this plat has been examined, accepted and approved by the City of Jacksonville Beach, Duval County, Florida.

By: _____
Christine H. Hoffman
Mayor
Date: _____

By: _____
Sherri Gosselin
City Clerk
Date: _____

CLERK'S CERTIFICATE

This is to certify that this plat has been examined and approved by the City of Jacksonville, Duval County, Florida, and submitted to me for recording and is recorded in Plat Book _____, Pages _____ of the current Public Records of Duval County, Florida, this _____ day of _____, 2021.

By: _____
Jody Phillips
Clerk of the Circuit Court

By: _____
Deputy Clerk

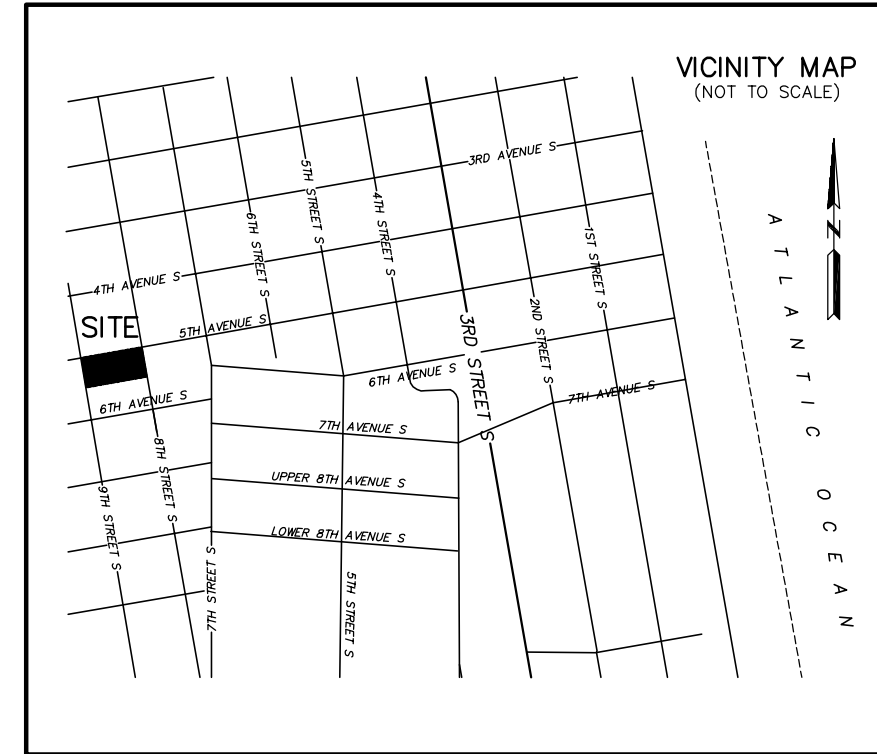
PLAT CONFORMITY REVIEW

This Plat has been reviewed and found in compliance with Part 1, Chapter 177, Florida Statutes, this _____ day of _____, 2021.

Harlo Everett, P.L.S.
Professional Land Surveyor Number 3287

PLAT BOOK _____ PAGE _____

(SHEET 1 OF 1)



MORTGAGEE CONSENT AND JOINDER

ATAB, LLC, a Florida limited liability company

The undersigned hereby certifies that it is the holder of the mortgage, lien or other encumbrance recorded in Official Records Book 18797, Page 1832 and in Official Records Book 19128, Page 2281, Public Records of Duval County, Florida, and all modifications thereto ("Mortgage"), encumbering the lands described in the caption hereon. The undersigned hereby joins and consents to the dedications by the Owner of the lands described in the adoption and dedication section herein, and agrees that the mortgage shall be subordinated to said dedications.

WITNESS _____
Adam Rigel
PRINT OR TYPE NAME Manager of JWB Real Estate Capital, manager of ATAB, LLC, a Florida limited
WITNESS _____ liability company
PRINT OR TYPE NAME

STATE OF FLORIDA, COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this _____ day of _____, 2021 by Adam Rigel, manager of JWB Real Estate Capital, manager of ATAB, LLC, a Florida limited liability company. He is personally known to me or has produced a driver's license as identification.

Notary Public State of Florida

Name: _____
My Commission Expires: _____
My Commission Number is: _____

MORTGAGEE CONSENT AND JOINDER

Sir Maurice, LLC, a Florida limited liability company

The undersigned hereby certifies that it is the holder of the mortgage, lien or other encumbrance recorded in Official Records Book 18797, Page 1832 and in Official Records Book 19211, Page 349, Public Records of Duval County, Florida, and all modifications thereto ("Mortgage"), encumbering the lands described in the caption hereon. The undersigned hereby joins and consents to the dedications by the Owner of the lands described in the adoption and dedication section herein, and agrees that the mortgage shall be subordinated to said dedications.

WITNESS _____
Adam Rigel
PRINT OR TYPE NAME Manager of JWB Real Estate Capital, manager of Sir Maurice, LLC
WITNESS _____ Sir Maurice, LLC, a Florida limited liability company
PRINT OR TYPE NAME

STATE OF FLORIDA, COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this _____ day of _____, 2021 by Adam Rigel, manager of JWB Real Estate Capital, manager of Sir Maurice, LLC, a Florida limited liability company. He is personally known to me or has produced a driver's license as identification.

Notary Public State of Florida

Name: _____
My Commission Expires: _____
My Commission Number is: _____

SURVEYOR'S CERTIFICATE

This is to certify that the above plat is a true and correct representation of the lands surveyed, platted and described above, that the survey was made under the undersigned's responsible direction and supervision, that the survey data complies with all of the requirements of the Florida Statute Chapter 177, that Permanent Reference Monuments, Permanent Control Points and lot corners have been monumented in accordance with Chapter 177.091 F. S., Chapter 5J-17 F. A. C. and Section 654.110 Ordinance Code of the City of Jacksonville.

Signed and Sealed this _____ day of _____, 2021.

William J. Melrose
Florida Registered Land Surveyor
and Mapper Certificate No. 5843

PREPARED BY:
MELROSE SURVEYING AND MAPPING, INC.
PROFESSIONAL LAND SURVEYORS
11437 CENTRAL PARKWAY, SUITE 107
JACKSONVILLE, FLORIDA 32224
CERTIFICATE OF AUTHORIZATION NO. L.B. 8295
TELEPHONE (904) 721-1226

(PLAT) CITY DEVELOPMENT NO. XXXX.XXX (PLANS) CITY DEVELOPMENT NO. XXXX.XXX



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

CITY COUNCIL AGENDA ITEM	
TO:	Michael J. Staffopoulos, City Manager
FROM:	Jason Phitides, Director Parks and Recreation
DATE:	May 24, 2021
SUBJECT:	RFQ Number 01-2021
	Consulting Services for Urban Trails

BACKGROUND

The Urban Trails Project is an ambitious concept to connect our neighborhoods to a high-quality, shared-use path network that provides a safe, intuitive, and comfortable way to walk, run, bike, or skate to the beach, parks, schools, shops, jobs, and other destinations.

The City issued RFQ Number 01-2021 seeking consulting services to develop an Urban Trails Master Plan. The City desires the Consultant to:

- (a) Identify and provide recommendations for a comprehensive bicycle and pedestrian trail network that improves connectivity and mobility;
- (b) Provide direction, prioritization, and cost estimation for implementation and construction, including future improvements; and
- (c) Assist the City with grant opportunities and help position it to be more competitive when seeking funding.

The City received a total of four responses to RFQ Number 01-2021. An evaluation committee consisting of the Director of Public Works, Director of Planning and Development, Golf Course Superintendent, Parks and Recreation Office Administrator, and Director of Parks and Recreation evaluated each response based on the following criteria:

Qualifications and Relevant Experience	30 points
Project Approach and Understanding	40 points
Cover Letter and References	10 points
Proposed Project Schedule	20 points



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

The respondents and combined overall rankings are as follows:

VENDOR	SCORE	RANK
CHW Professional Consultants	92.6	1
Halff Associates, Inc.	85.2	2
Toole Design Group	85.2	2
Sand County Studios	71.4	3

Staff will negotiate a detailed scope and fee with the highest-ranking respondent, CHW Professional Consultants. Should negotiations prove unsuccessful, staff will interview both Halff Associates and Toole Design Group to determine the second and third ranked firms. In the same manner, staff will negotiate with the highest ranked firm until a successful agreement is reached. A final agreement will be brought back to City Council for formal consideration and approval.

FINANCIAL IMPACT

Funding for this item is included in the FY2021 Capital Improvement Plan, and the funds will be spent from the following account: 130-04-0404-575-63-563000.

COUNCIL DIRECTION REQUESTED

- Approve/Disapprove negotiations for scope and fee with the highest ranking respondent, CHW Professional Consultants, or the next highest-ranking firm until a successful agreement is reached.

ATTACHMENTS

- Evaluation Committee Scoring Sheet for RFQ Number 01-2021 Consulting Services for Urban Trails

RFQ NO. 01-2021 CONSULTING SERVICES FOR URBAN TRAILS
EVALUATION COMMITTEE SCORING SHEET

Criteria 1 - Qualifications and Relevant Experience (30 Points)						
VENDOR	Member 1	Member 2	Member 3	Member 4	Member 5	SCORE
Sand County Studios	21	20	18	25	25	21.8
Toole Design Group	24	20	28	30	30	26.4
CHW	27	30	25	30	30	28.4
Halff Associates	24	20	28	30	30	26.4

Criteria 2 - Project Approach and Understanding (40 points)						
VENDOR	Member 1	Member 2	Member 3	Member 4	Member 5	SCORE
Sand County Studios	28	25	30	25	30	27.6
Toole Design Group	28	25	38	35	35	32.2
CHW	36	35	37	40	40	37.6
Halff Associates	28	25	38	35	35	32.2

Criteria - 3 Cover Letter and References (10 points)						
VENDOR	Member 1	Member 2	Member 3	Member 4	Member 5	SCORE
Sand County Studios	6	5	7	8	10	7.2
Toole Design Group	10	5	10	10	10	9
CHW	8	8	10	10	10	9.2
Halff Associates	10	7	10	10	10	9.4

Criteria - 4 Proposed Project Schedule (20 points)						
VENDOR	Member 1	Member 2	Member 3	Member 4	Member 5	SCORE
Sand County Studios	14	10	15	15	20	14.8
Toole Design Group	18	12	18	20	20	17.6
CHW	18	13	16	20	20	17.4
Halff Associates	14	15	17	20	20	17.2

VENDOR	SCORE	Rank
Sand County Studios	71.4	3
Toole Design Group	85.2	2
CHW	92.6	1
Halff Associates	85.2	2



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

CITY COUNCIL AGENDA ITEM	
TO:	Michael J. Staffopoulos, City Manager
FROM:	Trevor Hughes, Golf Course Superintendent
DATE:	May 25, 2021
SUBJECT:	South Beach Park
	Basketball Court, Pickleball Courts, Fencing and Landscape

BACKGROUND

The basketball court at South Beach Park is over 20 years old. It has several large cracks and uneven surfacing. Several contractors inspected the court, with consensus to replace it rather than repair it.

Pickleball is a sport that combines elements of tennis, badminton, and ping-pong. It is one of the world's fastest growing sports as it can be played by all ages and all skill levels. The tennis court at South Beach Park includes painted lines for pickleball, and is used extensively by the growing number of pickleball players. South Beach Park has unused space at the north end of the basketball court that could accommodate at least two pickleball courts.

The Nidy Sports Construction Company ("Nidy") has completed several successful projects for the City such as the installation of field turf at the Dog Park, the multi-purpose field at South Beach Park, and recently resurfaced the tennis courts at Huguenot Park. Nidy can replace the basketball court and install the pickleball courts with competitive pricing made available to all government agencies through the National Cooperative Purchasing Alliance.

The project will include all surface coating, paint regulation markings, two sets of basketball goal systems, pickleball nets, and fencing. A concrete pathway for court access along with landscaping will complete the project. Total project cost, including 10% contingency, is \$131,460 as outlined in the Financial Impact section below.

The project was approved by the Community Redevelopment Agency by Resolution 2021-05 on May 24, 2021.



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

FINANCIAL IMPACT

Following is a listing of the total project:

Basketball Court	\$ 57,212
Pickleball Courts	\$ 43,250
Fencing	\$ 9,048
Concrete pathway	\$ 5,000
Landscape & irrigation	<u>\$ 5,000</u>
Subtotal	\$119,510
10% Contingency	<u>\$ 11,950</u>
Grand Total	\$131,460

Funding is available in the South End Tax Increment Fund operating reserve. The funds will be spent from the following account: 182-16-1602-572-63-563000, and the budget will be amended as part of the year-end budget adjustment.

REQUESTED ACTION

- Approve/Disapprove the replacement of the basketball court, construction of two pickleball courts including fencing, landscaping, and concrete pathway at South Beach Park.

ATTACHMENTS

- The Nidy Sports Construction Company quote for court construction and fencing at South Beach Park
- Sketch of Basketball and Pickleball court placement at South Beach Park
- CRA Resolution No. 2021-05

BASKETBALL/PICKLEBALL PROPOSAL

Submitted To:

April 26, 2021

City of Jacksonville Beach

RE: South Beach Park Basketball Court

2508 South Beach Parkway

Jacksonville Beach, FL 32250

Payment to be upon completion. Price subject to change after 60 days. **Price below calculated using the National Cooperative Purchasing Alliance Contract 08-20.**

One Court Reconstruction (Asphalt): \$57,212.00

SCOPE OF WORK (APPROX. 600 SY):

- 1) Mobilization and layout.
- 2) Site Prep:
 - a. Remove and dispose of existing concrete court, fencing, sod and loose material.
 - b. Rework existing subgrade. Laser grade and compact.
 - c. Subgrade to be 0.83% to 1.00% slope towards one side of court.
- 3) Furnish and install 6" of Limerock; laser grade and compact
- 4) Pave 1 1/2" of SP 9.5 RAP Asphalt on court. Paved Area: 60' x 90'
- 5) Furnish and install two (2) new sets of basketball goal systems which include 5-9/16" diameter round gooseneck pole, 42" x 72" polycarbonate backboard, flex rim, nylon net, and concrete footing.
- 6) Flood courts and patch any areas holding water per ASBA and USTA guidelines.
- 7) Apply two (2) coats of Acrylic Resurfacer over the entire surface of the court.
- 8) Apply two (2) coats of Color Coating over the entire surface of the court.
 - a. Court Color: Florida Green
- 9) Paint regulation basketball markings with white textured line paint.

NOTES:

- 1) Water must be allowed to drain from court surface. Do not block water flow on side of court with grass or landscaping.
- 2) Owner to provide suitable access for equipment, water, and electric as required.
- 3) Should owner request additional material applied or other work performed to the surface of court which is not outlined above, it will be at an extra cost.
- 4) **EXCLUSIONS:** Mass excavation of fill, infill, tree/landscape removal, survey, permits, erosion control, materials testing, sodding, root barrier, sidewalks, curbs, trench drains, irrigation, relocation of utilities, shade structures, cabanas, benches, court lighting, or conduit.

CRACKS IN COURTS:

It should be noted that as your basketball court ages, it will develop cracks. After resurfacing, new cracks may appear and repaired cracks will reappear. Cracks develop in courts for various reasons with the most common being:

- 1) Constant expansion and contraction of more than 7,000 square feet of surface per court in response to constant fluctuations in ambient temperatures. These daily fluctuations are often greatest in winter.
- 2) Loss of flexibility of the asphalt as it ages and loses the oils used in the manufacturing process.
- 3) Changes in subsurface stability reflecting through the court surface.

Nidy does **NOT** provide any written or implied guarantee of courts being free from existing or new cracks; thus, cannot and does not warrant against new cracks appearing or old cracks reappearing after the court has been resurfaced.

WARRANTY:

Color Coating is warranted against any excessive fading for a period of one year from application. Surface is warranted against peeling and flaking for a period of one year from application. Problems from normal wear, vandalism, and improper care are excluded.

OPTIONAL ADD:

Furnish and install approximately 300 LF of 10' high green powder-coated fencing around perimeter of basketball court complete with two gates set in asphalt. – **ADD \$9,047.00**

Construct two (2) pickleball courts per above scope of work (60' x 60'). Furnish and install net posts, nets, and 10' high perimeter fencing with two (2) gates. – **ADD \$43,250.00**

Owner's Name & Billing Address: _____

Job Site's Contact Name & Phone: _____

Job Site's Address: _____

_____	_____	_____
Authorized Signature	Total Dollar Amount Authorized	Date

Tentative Layout

One Basketball Court 60' x 90'
Two Pickleball 60' x 60'

 Basketball

 Pickleball

Google Earth

100 ft

Introduced By: Vice Chair Povloski
Adopted: May 24, 2021

CRA RESOLUTION NO. 2021-05

A RESOLUTION OF THE CITY OF JACKSONVILLE BEACH COMMUNITY REDEVELOPMENT AGENCY APPROVING AN APPROPRIATION OF FUNDS FROM THE SOUTH BEACH COMMUNITY REDEVELOPMENT AREA OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021 FOR REPLACEMENT OF THE BASKETBALL COURT, CONSTRUCTION OF TWO PICKLEBALL COURTS INCLUDING FENCING, LANDSCAPING, AND A CONCRETE PATHWAY AT SUNSHINE PARK; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the CRA is authorized to appropriate tax increment trust funds for projects and programs included in its approved Community Redevelopment Plan; and

WHEREAS, the CRA specifies the use of South Beach Tax Increment Trust Funds for the purpose of the development and ongoing maintenance of South Beach Park facilities; and

WHEREAS, the basketball court at South Beach Park is over 20 years old and has several large cracks and uneven surfacing; and

WHEREAS, the Parks & Recreation Department contacted several contractors who provided consensus to replace rather than repair the court; and

WHEREAS, Pickleball is a fun sport that combines elements of tennis, badminton, and ping pong. It is one of the world's fastest growing sports as it can be played by all ages and all skill levels. The tennis court at South Beach Park includes painted lines for pickleball and these are used extensively by the growing number of pickleball players. South Beach Park has unused space at the north end of the basketball court that could accommodate at least two pickleball courts; and

WHEREAS, the Parks & Recreation Department recommends using The Nidy Sports Construction Company (Nidy) for this project to provide all surfacing coating, paint regulation markings, two sets of basketball goal systems and nets, pickleball nets, and fencing. A concrete pathway for court access along with landscaping should complete the project. Nidy can replace the basketball court and install the pickleball courts with competitive pricing made available to all government agencies through the National Cooperative Purchasing Alliance; and

WHEREAS, the CRA has sufficient South Beach Community Redevelopment Tax Increment Trust Fund revenues to pay for this project.

NOW, THEREFORE, BE IT RESOLVED BY THE JACKSONVILLE BEACH COMMUNITY REDEVELOPMENT AGENCY THAT:

SECTION 1. The appropriation from the Fiscal Year 2020-2021 South Beach Community Redevelopment Operating Budget for the Jacksonville Beach Community Redevelopment Agency in the amount of \$131,460 to fund the replacement of the basketball court, construction

of two pickleball courts, fencing, landscaping, and concrete pathway at South Beach Park, is hereby approved.

SECTION 2. Effective Date. This resolution shall take effect upon its adoption.

DULY ADOPTED IN OPEN MEETING THIS 24th DAY OF MAY, 2021



Art Graham, CHAIRMAN



Heather Ireland, ADMINISTRATOR



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

CITY COUNCIL AGENDA ITEM	
TO:	Mayor and City Council
FROM:	Michael J. Staffopoulos, City Manager
DATE:	June 16, 2021
SUBJECT:	Resolution No. 2086-2021
	Opioid Litigation

BACKGROUND

The State of Florida has filed an action pending in Pasco County, Florida, and a number of Florida cities and counties have also filed an action *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation"). The City is not a litigating participant in that action; however, the City has suffered harm from the opioid epidemic and recognizes that the entire State of Florida has suffered harm as a result from the opioid epidemic. The City of Jacksonville is a litigating participant in that action.

The State of Florida (through the office of Attorney General) and lawyers representing certain various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation. The proposed Florida Memorandum of Understanding (the "Florida Plan") sets forth a framework of a unified plan for the proposed allocation and use of opioid settlement proceeds, and it is anticipated that formal agreements implementing the Florida Plan will be entered into at a future date. Participation in the Florida Plan by a large majority of Florida cities and counties will materially increase the amount of funds to Florida and should improve Florida's relative bargaining position during additional settlement negotiations. Failure to participate in the Florida Plan will reduce funds available to the State, Duval County, the City, and every other local government entity in Florida.

Staff recommends adopting Resolution No. 2086-2021 authorizing the City of Jacksonville Beach to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum of Understanding and Formal Agreements implementing a Unified Plan to maximize the revenue to the State.

FINANCIAL IMPACT

None.



City of Jacksonville Beach • 11 North Third Street • Jacksonville Beach FL 32250

REQUESTED ACTION

- Adopt/Deny Resolution No. 2086-2021 authorizing the City of Jacksonville Beach to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum of Understanding and Formal Agreements implementing a Unified Plan.

ATTACHMENTS

- Resolution No. 2086-2021

Introduced by: _____
Adopted _____

RESOLUTION NO. 2086-2021

A Resolution of the City of Jacksonville Beach, Florida, authorizing the City of Jacksonville Beach to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum of Understanding and Formal Agreements implementing a Unified Plan; providing for adoption of recitals, repeal of prior inconsistent resolutions and council decisions, severability, and an effective date.

WHEREAS, the City of Jacksonville Beach (the "City") has suffered harm from the opioid epidemic; and

WHEREAS, the City recognizes that the entire State of Florida has suffered harm as a result from the opioid epidemic; and

WHEREAS, the State of Florida has filed an action pending in Pasco County, Florida, and a number of Florida Cities and Counties have also filed an action *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation") and the City is not a litigating participant in that action; and

WHEREAS, the State of Florida and lawyers representing certain various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation; and

WHEREAS, the Florida Memorandum of Understanding (the "Florida Plan") sets forth a framework of a unified plan for the proposed allocation and use of opioid settlement proceeds and it is anticipated that formal agreements implementing the Florida Plan will be entered into at a future date; and

WHEREAS, participation in the Florida Plan by a large majority of Florida cities and counties will materially increase the amount of funds to Florida and should improve Florida's relative bargaining position during additional settlement negotiations; and

WHEREAS, failure to participate in the Florida Plan will reduce funds available to the State, the City, Duval County, and every other Florida city and county.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, THAT:

SECTION 1. The foregoing recitals are deemed true and material parts of this resolution and are fully incorporated herein by reference.

SECTION 2. The City finds that participation in the Florida Plan would be in the best interest of the City and its citizens in that such a plan ensures that almost all of the settlement

funds go to abate and resolve the opioid epidemic and each and every city and county receives funds for the harm that it has suffered.

SECTION 3. The City hereby expresses its support of a unified plan for the allocation and use of opioid settlement proceeds as generally described in the Florida Plan attached hereto as Exhibit "A."

SECTION 4. The City Manager and Mayor are hereby expressly authorized to execute the Florida Plan in substantially the form contained in Exhibit "A."

SECTION 5. The City Manager and Mayor are hereby authorized to execute any formal agreements implementing a unified plan for the allocation and use of opioid settlement proceeds that is not substantially inconsistent with the Florida Plan and this Resolution.

SECTION 6. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book upon its adoption.

SECTION 7. The City Clerk is hereby directed to furnish a certified copy of this Resolution to the Florida League of Cities, Florida Association of Counties, and Attorney General Ashley Moody c/o John M. Guard, The Capitol, PL-01, Tallahassee, FL 32399-1050.

SECTION 8. All prior resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 9. If any section, sentence, clause, or phrase of this resolution should be held invalid, unlawful, or unconstitutional, said determination shall not be held to invalidate or impair the validity, force, or effect of any other section, sentence, phrase, or portion of this resolution not otherwise determined to be invalid, unlawful, or unconstitutional.

SECTION 10. This resolution shall become effective immediately upon passage and adoption by City Council.

AUTHENTICATED this ____ day of _____, 2021.

Christine H. Hoffman, Mayor

Sheri Gosselin, Acting City Clerk

PROPOSAL
MEMORANDUM OF UNDERSTANDING

Whereas, the people of the State of Florida and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Pharmaceutical Supply Chain;

Whereas, the State of Florida, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance;

Whereas, the State of Florida and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Florida;

Whereas, it is the intent of the State of Florida and its Local Governments to use the proceeds from Settlements with Pharmaceutical Supply Chain Participants to increase the amount of funding presently spent on opioid and substance abuse education, treatment and other related programs and services, such as those identified in Exhibits A and B, and to ensure that the funds are expended in compliance with evolving evidence-based “best practices”;

Whereas, the State of Florida and its Local Governments, subject to the completion of formal documents that will effectuate the Parties’ agreements, enter into this Memorandum of Understanding (“MOU”) relating to the allocation and use of the proceeds of Settlements described herein; and

Whereas, this MOU is a preliminary non-binding agreement between the Parties, is not legally enforceable, and only provides a basis to draft formal documents which will effectuate the Parties’ agreements.

A. Definitions

As used in this MOU:

1. “Approved Purpose(s)” shall mean forward-looking strategies, programming and services used to expand the availability of treatment for individuals impacted by substance use disorders, to: (a) develop, promote, and provide evidence-based substance use prevention strategies; (b) provide substance use avoidance and awareness education; (c) decrease the oversupply of licit and illicit opioids; and (d) support recovery from addiction. Approved Purposes shall include, but are not limited to, the opioid abatement strategies listed on Exhibits A and B which are incorporated herein by reference.

2. “Local Governments” shall mean all counties, cities, towns and villages located within the geographic boundaries of the State.

3. “Managing Entities” shall mean the corporations selected by and under contract with the Florida Department of Children and Families or its successor (“DCF”) to manage the

daily operational delivery of behavioral health services through a coordinated system of care. The singular “Managing Entity” shall refer to a singular of the Managing Entities.

4. “County” shall mean a political subdivision of the state established pursuant to s. 1, Art. VIII of the State Constitution.

5. “Municipalities” shall mean cities, towns, or villages of a County within the State with a Population greater than 10,000 individuals and shall also include cities, towns or villages within the State with a Population equal to or less than 10,000 individuals which filed a Complaint in this litigation against Pharmaceutical Supply Chain Participants. The singular “Municipality” shall refer to a singular of the Municipalities.

6. “Negotiating Committee” shall mean a three-member group comprised by representatives of the following: (1) the State; and (2) two representatives of Local Governments of which one representative will be from a Municipality and one shall be from a County (collectively, “Members”) within the State. The State shall be represented by the Attorney General or her designee.

7. “Negotiation Class Metrics” shall mean those county and city settlement allocations which come from the official website of the Negotiation Class of counties and cities certified on September 11, 2019 by the U.S. District for the Northern District of Ohio in *In re National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio). The website is located at <https://allocationmap.iclaimsonline.com>.

8. “Opioid Funds” shall mean monetary amounts obtained through a Settlement as defined in this MOU.

9. “Opioid Related” shall have the same meaning and breadth as in the agreed Opioid Abatement Strategies attached hereto as Exhibits A or B.

10. “Parties” shall mean the State and Local Governments. The singular word “Party” shall mean either the State or Local Governments.

11. “PEC” shall mean the Plaintiffs’ Executive Committee of the National Prescription Opiate Multidistrict Litigation pending in the United States District Court for the Northern District of Ohio.

12. “Pharmaceutical Supply Chain” shall mean the process and channels through which Controlled Substances are manufactured, marketed, promoted, distributed or dispensed.

13. “Pharmaceutical Supply Chain Participant” shall mean any entity that engages in, or has engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic.

14. “Population” shall refer to published U.S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this MOU. These estimates can currently be found at <https://www.census.gov>

15. “Qualified County” shall mean a charter or non-chartered county within the State that: has a Population of at least 300,000 individuals and (a) has an opioid taskforce of which it is a member or operates in connection with its municipalities or others on a local or regional basis; (b) has an abatement plan that has been either adopted or is being utilized to respond to the opioid epidemic; (c) is currently either providing or is contracting with others to provide substance abuse prevention, recovery, and treatment services to its citizens; and (d) has or enters into an agreement with a majority of Municipalities (Majority is more than 50% of the Municipalities’ total population) related to the expenditure of Opioid Funds. The Opioid Funds to be paid to a Qualified County will only include Opioid Funds for Municipalities whose claims are released by the Municipality or Opioid Funds for Municipalities whose claims are otherwise barred.

16. “SAMHSA” shall mean the U.S. Department of Health & Human Services, Substance Abuse and Mental Health Services Administration.

17. “Settlement” shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant when that resolution has been jointly entered into by the State and Local Governments or a settlement class as described in (B)(1) below.

18. “State” shall mean the State of Florida.

B. Terms

1. **Only Abatement** - Other than funds used for the Administrative Costs and Expense Fund as hereinafter described in paragraph 6 and paragraph 9, respectively), all Opioid Funds shall be utilized for Approved Purposes. To accomplish this purpose, the State will either file a new action with Local Governments as Parties or add Local Governments to its existing action, sever settling defendants, and seek entry of a consent order or other order binding both the State, Local Governments, and Pharmaceutical Supply Chain Participant(s) (“Order”). The Order may be part of a class action settlement or similar device. The Order shall provide for continuing jurisdiction of a state court to address non-performance by any party under the Order. Any Local Government that objects to or refuses to be included under the Order or entry of documents necessary to effectuate a Settlement shall not be entitled to any Opioid Funds and its portion of Opioid Funds shall be distributed to, and for the benefit of, the other Local Governments.

2. **Avoid Claw Back and Recoupment** - Both the State and Local Governments wish to maximize any Settlement and Opioid Funds. In addition to committing to only using funds for the Expense Funds, Administrative Costs and Approved Purposes, both Parties will agree to utilize a percentage of funds for the core strategies highlighted in Exhibit A. Exhibit A contains the programs and strategies prioritized by the U.S. Department of Justice and/or the U.S. Department of Health & Human Services (“Core Strategies”). The State is trying to obtain the United States’ agreement to limit or reduce the United States’ ability to recover or recoup monies from the State and Local Government in exchange for prioritization of funds to certain projects. If no agreement is reached with the United States, then there will be no requirement that a percentage be utilized for Core Strategies.

3. **Distribution Scheme** - All Opioid Funds will initially go to the State, and then be distributed according to the following distribution scheme. The Opioid Funds will be divided into three funds after deducting costs of the Expense Fund detailed in paragraph 9 below:

- (a) City/County Fund- The city/county fund will receive 15% of all Opioid Funds to directly benefit all Counties and Municipalities. The amounts to be distributed to each County and Municipality shall be determined by the Negotiation Class Metrics or other metrics agreed upon, in writing, by a County and a Municipality. For Local Governments that are not within the definition of County or Municipality, those Local Governments may receive that government's share of the City/County Fund under the Negotiation Class Metrics, if that government executes a release as part of a Settlement. Any Local Government that is not within the definition of County or Municipality and that does not execute a release as part of a Settlement shall have its share of the City/County Fund go to the County in which it is located.
- (b) Regional Fund- The regional fund will be subdivided into two parts.
 - (i) The State will annually calculate the share of each County within the State of the regional fund utilizing the sliding scale in section 4 of the allocation contained in the Negotiation Class Metrics or other metrics that the Parties agree upon.
 - (ii) For Qualified Counties, the Qualified County's share will be paid to the Qualified County and expended on Approved Purposes, including the Core Strategies identified in Exhibit A, if applicable.
 - (iii) For all other Counties, the regional share for each County will be paid to the Managing Entities providing service for that County. The Managing Entities will be required to expend the monies on Approved Purposes, including the Core Strategies. The Managing Entities shall endeavor to the greatest extent possible to expend these monies on counties within the State that are non-Qualified Counties and to ensure that there are services in every County.
- (c) State Fund - The remainder of Opioid Funds after deducting the costs of the Expense Fund detailed in paragraph 9, the City/County Fund and the Regional Fund will be expended by the State on Approved Purposes, including the provisions related to Core Strategies, if applicable.
- (d) To the extent that Opioid Funds are not appropriated and expended in a year by the State, the State shall identify the investments where settlement funds will be deposited. Any gains, profits, or interest accrued from the deposit of the Opioid Funds to the extent that any funds are not appropriated and expended within a calendar year, shall be the sole property of the Party that was entitled to the initial deposit.

4. Regional Fund Sliding Scale- The Regional Fund shall be calculated by utilizing the following sliding scale of the Opioid Funds available in any year:

- A. Years 1-6: 40%
- B. Years 7-9: 35%
- C. Years 10-12: 34%
- D. Years 13-15: 33%
- E. Years 16-18: 30%

5. Opioid Abatement Taskforce or Council - The State will create an Opioid Abatement Taskforce or Council (sometimes hereinafter “Taskforce” or “Council”) to advise the Governor, the Legislature, Florida’s Department of Children and Families (“DCF”), and Local Governments on the priorities that should be addressed as part of the opioid epidemic and to review how monies have been spent and the results that have been achieved with Opioid Funds.

- (a) Size - The Taskforce or Council shall have ten Members equally balanced between the State and the Local Governments.
- (b) Appointments Local Governments - Two Municipality representatives will be appointed by or through Florida League of Cities. Two county representatives, one from a Qualified County and one from a county within the State that is not a Qualified County, will be appointed by or through the Florida Association of Counties. The final representative will alternate every two years between being a county representative (appointed by or through Florida Association of Counties) or a Municipality representative (appointed by or through the Florida League of Cities). One Municipality representative must be from a city of less than 50,000 people. One county representative must be from a county less than 200,000 people and the other county representative must be from a county whose population exceeds 200,000 people.
- (c) Appointments State -
 - (i) The Governor shall appoint two Members.
 - (ii) The Speaker of the House shall appoint one Member.
 - (iii) The Senate President shall appoint one Member.
 - (iv) The Attorney General or her designee shall be a Member.
- (d) Chair - The Attorney General or designee shall be the chair of the Taskforce or Council.
- (e) Term - Members will be appointed to serve a two-year term.

- (f) Support - DCF shall support the Taskforce or Council and the Taskforce or Council shall be administratively housed in DCF.
- (g) Meetings - The Taskforce or Council shall meet quarterly in person or virtually using communications media technology as defined in section 120.54(5)(b)(2), Florida Statutes.
- (h) Reporting - The Taskforce or Council shall provide and publish a report annually no later than November 30th or the first business day after November 30th, if November 30th falls on a weekend or is otherwise not a business day. The report shall contain information on how monies were spent the previous fiscal year by the State, each of the Qualified Counties, each of the Managing Entities, and each of the Local Governments. It shall also contain recommendations to the Governor, the Legislature, and Local Governments for priorities among the Approved Purposes for how monies should be spent the coming fiscal year to respond to the opioid epidemic.
- (i) Accountability - Prior to July 1st of each year, the State and each of the Local Governments shall provide information to DCF about how they intend to expend Opioid Funds in the upcoming fiscal year. The State and each of the Local Government shall report its expenditures to DCF no later than August 31st for the previous fiscal year. The Taskforce or Council will set other data sets that need to be reported to DCF to demonstrate the effectiveness of Approved Purposes. All programs and expenditures shall be audited annually in a similar fashion to SAMHSA programs. Local Governments shall respond and provide documents to any reasonable requests from the State for data or information about programs receiving Opioid Funds.
- (j) Conflict of Interest - All Members shall adhere to the rules, regulations and laws of Florida including, but not limited to, Florida Statute §112.311, concerning the disclosure of conflicts of interest and recusal from discussions or votes on conflicted matters.

6. **Administrative Costs**- The State may take no more than a 5% administrative fee from the State Fund (“Administrative Costs”) and any Regional Fund that it administers for counties that are not Qualified Counties. Each Qualified County may take no more than a 5% administrative fee from its share of the Regional Funds.

7. **Negotiation of Non-Multistate Settlements** - If the State begins negotiations with a Pharmaceutical Supply Chain Participant that is separate and apart from a multi-state negotiation, the State shall include Local Governments that are a part of the Negotiating Committee in such negotiations. No Settlement shall be recommended or accepted without the affirmative votes of both the State and Local Government representatives of the Negotiating Committee.

8. **Negotiation of Multistate or Local Government Settlements** - To the extent practicable and allowed by other parties to a negotiation, both Parties agree to communicate with

members of the Negotiation Committee regarding the terms of any other Pharmaceutical Supply Chain Participant Settlement.

9. **Expense Fund** - The Parties agree that in any negotiation every effort shall be made to cause Pharmaceutical Supply Chain Participants to pay costs of litigation, including attorneys' fees, in addition to any agreed to Opioid Funds in the Settlement. To the extent that a fund sufficient to pay the entirety of all contingency fee contracts for Local Governments in the State of Florida is not created as part of a Settlement by a Pharmaceutical Supply Chain Participant, the Parties agree that an additional expense fund for attorneys who represent Local Governments (herein "Expense Fund") shall be created out of the City/County fund for the purpose of paying the hard costs of a litigating Local Government and then paying attorneys' fees.

- (a) The Source of Funds for the Expense Fund- Money for the Expense Fund shall be sourced exclusively from the City/County Fund.
- (b) The Amount of the Expense Fund- The State recognizes the value litigating Local Governments bring to the State of Florida in connection with the Settlement because their participation increases the amount Incentive Payments due from each Pharmaceutical Supply Chain Participant. In recognition of that value, the amount of funds that shall be deposited into the Expense fund shall be contingent upon on the percentage of litigating Local Government participation in the Settlement, according to the following table:

Litigating Local Government Participation in the Settlement (by percentage of the population)	Amount that shall be paid into the Expense Fund from (and as a percentage of) the City/County fund
96 to 100%	10%
91 to 95%	7.5%
86 to 90%	5%
85%	2.5%
Less than 85%	0%

If fewer than 85% percent of the litigating Local Governments (by population) participate, then the Expense Fund shall not be funded, and this Section of the MOU shall be null and void.

- (c) The Timing of Payments into the Expense Fund- Although the amount of the Expense Fund shall be calculated based on the entirety of payments due to the City/County fund over a ten to eighteen year period, the Expense Fund shall be funded entirely from payments made by Pharmaceutical Supply Chain Participants during the first two years of the Settlement. Accordingly, to offset the amounts being paid from the City/County to the Expense Fund in the first two years, Counties or Municipalities may borrow from the Regional Fund during the first two years and pay the borrowed amounts back to the Regional Fund during years three, four, and five.

For the avoidance of doubt, the following provides an illustrative example regarding the calculation of payments and amounts that may be borrowed under the terms of this MOU, consistent with the provisions of this Section:

Opioid Funds due to State of Florida and Local Governments (over 10 to 18 years):	\$1,000
Litigating Local Government Participation:	100%
City/County Fund (over 10 to 18 years):	\$150
Expense Fund (paid over 2 years):	\$15
Amount Paid to Expense Fund in 1st year:	\$7.5
Amount Paid to Expense Fund in 2nd year:	\$7.5
Amount that may be borrowed from Regional Fund in 1st year:	\$7.5
Amount that may be borrowed from Regional Fund in 2nd year:	\$7.5
Amount that must be paid back to Regional Fund in 3rd year:	\$5
Amount that must be paid back to Regional Fund in 4th year:	\$5
Amount that must be paid back to Regional Fund in 5th year:	\$5

- (d) Creation of and Jurisdiction over the Expense Fund- The Expense Fund shall be established, consistent with the provisions of this Section of the MOU, by order of the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, West Pasco Division New Port Richey, Florida, in the matter of *The State of Florida, Office of the Attorney General, Department of Legal Affairs v. Purdue Pharma L.P., et al.*, Case No. 2018-CA-001438 (the “Court”). The Court shall have jurisdiction over the Expense Fund, including authority to allocate and disburse amounts from the Expense Fund and to resolve any disputes concerning the Expense Fund.
- (e) Allocation of Payments to Counsel from the Expense Fund- As part of the order establishing the Expense Fund, counsel for the litigating Local Governments shall seek to have the Court appoint a third-neutral to serve as a special master for purposes of allocating the Expense Fund. Within 30 days of entry of the order appointing a special master for the Expense Fund, any counsel who intend to seek an award from the Expense Fund shall provide the copies of their contingency fee contracts to the special master. The special master shall then build a mathematical model, which shall be based on each litigating Local Government’s share under the Negotiation Class Metrics and the rate set forth in their contingency contracts, to calculate a proposed award for each litigating Local Government who timely provided a copy of its contingency contract.

10. **Dispute resolution**- Any one or more of the Local Governments or the State may object to an allocation or expenditure of Opioid Funds solely on the basis that the allocation or expenditure at issue (a) is inconsistent with the Approved Purposes; (b) is inconsistent with the distribution scheme as provided in paragraph 3, or (c) violates the limitations set forth herein with respect to administrative costs or the Expense Fund. There shall be no other basis for bringing an objection to the approval of an allocation or expenditure of Opioid Funds.

Schedule A

Core Strategies

States and Qualifying Block Grantees shall choose from among the abatement strategies listed in Schedule B. However, priority shall be given to the following core abatement strategies (“**Core Strategies**”)[, such that a minimum of __% of the [aggregate] state-level abatement distributions shall be spent on [one or more of] them annually].¹

A. Naloxone or other FDA-approved drug to reverse opioid overdoses

1. Expand training for first responders, schools, community support groups and families; and
2. Increase distribution to individuals who are uninsured or whose insurance does not cover the needed service.

B. Medication-Assisted Treatment (“MAT”) Distribution and other opioid-related treatment

1. Increase distribution of MAT to non-Medicaid eligible or uninsured individuals;
2. Provide education to school-based and youth-focused programs that discourage or prevent misuse;
3. Provide MAT education and awareness training to healthcare providers, EMTs, law enforcement, and other first responders; and
4. Treatment and Recovery Support Services such as residential and inpatient treatment, intensive outpatient treatment, outpatient therapy or counseling, and recovery housing that allow or integrate medication with other support services.

C. Pregnant & Postpartum Women

1. Expand Screening, Brief Intervention, and Referral to Treatment (“SBIRT”) services to non-Medicaid eligible or uninsured pregnant women;
2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for women with co-occurring Opioid Use Disorder (“OUD”) and other Substance Use Disorder (“SUD”)/Mental Health disorders for uninsured individuals for up to 12 months postpartum; and
3. Provide comprehensive wrap-around services to individuals with Opioid Use Disorder (OUD) including housing, transportation, job placement/training, and childcare.

D. Expanding Treatment for Neonatal Abstinence Syndrome

1. Expand comprehensive evidence-based and recovery support for NAS babies;
2. Expand services for better continuum of care with infant-need dyad; and
3. Expand long-term treatment and services for medical monitoring of NAS babies and their families.

¹ As used in this Schedule A, words like “expand,” “fund,” “provide” or the like shall not indicate a preference for new or existing programs. Priorities will be established through the mechanisms described in the Term Sheet.

E. Expansion of Warm Hand-off Programs and Recovery Services

1. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments;
2. Expand warm hand-off services to transition to recovery services;
3. Broaden scope of recovery services to include co-occurring SUD or mental health conditions. ;
4. Provide comprehensive wrap-around services to individuals in recovery including housing, transportation, job placement/training, and childcare; and
5. Hire additional social workers or other behavioral health workers to facilitate expansions above.

F. Treatment for Incarcerated Population

1. Provide evidence-based treatment and recovery support including MAT for persons with OUD and co-occurring SUD/MH disorders within and transitioning out of the criminal justice system; and
2. Increase funding for jails to provide treatment to inmates with OUD.

G. Prevention Programs

1. Funding for media campaigns to prevent opioid use (similar to the FDA's "Real Cost" campaign to prevent youth from misusing tobacco);
2. Funding for evidence-based prevention programs in schools.;
3. Funding for medical provider education and outreach regarding best prescribing practices for opioids consistent with the 2016 CDC guidelines, including providers at hospitals (academic detailing);
4. Funding for community drug disposal programs; and
5. Funding and training for first responders to participate in pre-arrest diversion programs, post-overdose response teams, or similar strategies that connect at-risk individuals to behavioral health services and supports.

H. Expanding Syringe Service Programs

1. Provide comprehensive syringe services programs with more wrap-around services including linkage to OUD treatment, access to sterile syringes, and linkage to care and treatment of infectious diseases.

I. Evidence-based data collection and research analyzing the effectiveness of the abatement strategies within the State.

Schedule B

Approved Uses

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:²

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.
2. Support and reimburse evidence-based services that adhere to the American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions
3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.
4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based or evidence-informed practices such as adequate methadone dosing and low threshold approaches to treatment.
5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.
6. Treatment of trauma for individuals with OUD (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.
7. Support evidence-based withdrawal management services for people with OUD and any co-occurring mental health conditions.
8. Training on MAT for health care providers, first responders, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.
9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions.
10. Fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.
11. Scholarships and supports for behavioral health practitioners or workers involved in addressing OUD and any co-occurring SUD or mental health conditions, including but not limited to training,

² As used in this Schedule B, words like “expand,” “fund,” “provide” or the like shall not indicate a preference for new or existing programs. Priorities will be established through the mechanisms described in the Term Sheet.

scholarships, fellowships, loan repayment programs, or other incentives for providers to work in rural or underserved areas.

12. [Intentionally Blank – to be cleaned up later for numbering]

13. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a DATA 2000 waiver.

14. Dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.

15. Development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY

Support people in treatment for or recovery from OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Provide comprehensive wrap-around services to individuals with OUD and any co-occurring SUD/MH conditions, including housing, transportation, education, job placement, job training, or childcare.
2. Provide the full continuum of care of treatment and recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, peer support services and counseling, community navigators, case management, and connections to community-based services.
3. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions.
4. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, including supportive housing, recovery housing, housing assistance programs, training for housing providers, or recovery housing programs that allow or integrate FDA-approved medication with other support services.
5. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.
6. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions.
7. Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.
8. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions.

9. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.
10. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to support the person with OUD in the family.
11. Training and development of procedures for government staff to appropriately interact and provide social and other services to individuals with or in recovery from OUD, including reducing stigma.
12. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.
13. Create or support culturally appropriate services and programs for persons with OUD and any co-occurring SUD/MH conditions, including new Americans.
14. Create and/or support recovery high schools.
15. Hire or train behavioral health workers to provide or expand any of the services or supports listed above.

C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED (CONNECTIONS TO CARE)

Provide connections to care for people who have – or at risk of developing – OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.
2. Fund Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders, including SBIRT services to pregnant women who are uninsured or not eligible for Medicaid.
3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.
4. Purchase automated versions of SBIRT and support ongoing costs of the technology.
5. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments.
6. Training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.
7. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, or persons who have experienced an opioid overdose, into clinically-appropriate follow-up care through a bridge clinic or similar approach.

8. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions or persons that have experienced an opioid overdose.
9. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.
10. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced an opioid overdose.
11. Expand warm hand-off services to transition to recovery services.
12. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.
13. Develop and support best practices on addressing OUD in the workplace.
14. Support assistance programs for health care providers with OUD.
15. Engage non-profits and the faith community as a system to support outreach for treatment.
16. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions.

D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE-INVOLVED PERSONS

Address the needs of persons with OUD and any co-occurring SUD/MH conditions who are involved in, are at risk of becoming involved in, or are transitioning out of the criminal justice system through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest or pre-arraignment diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, including established strategies such as:
 - a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);
 - b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;
 - c. “Naloxone Plus” strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;
 - d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model;
 - e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative; or

- f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise
2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions to evidence-informed treatment, including MAT, and related services.
3. Support treatment and recovery courts that provide evidence-based options for persons with OUD and any co-occurring SUD/MH conditions
4. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are incarcerated in jail or prison.
5. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.
6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.
7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, harm reduction, case management, or other services offered in connection with any of the strategies described in this section.

E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, and the needs of their families, including babies with neonatal abstinence syndrome (NAS), through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based or evidence-informed treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, and other measures to educate and provide support to families affected by Neonatal Abstinence Syndrome.
2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for uninsured women with OUD and any co-occurring SUD/MH conditions for up to 12 months postpartum.
3. Training for obstetricians or other healthcare personnel that work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions.
4. Expand comprehensive evidence-based treatment and recovery support for NAS babies; expand services for better continuum of care with infant-need dyad; expand long-term treatment and services for medical monitoring of NAS babies and their families.

5. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.
6. Child and family supports for parenting women with OUD and any co-occurring SUD/MH conditions.
7. Enhanced family supports and child care services for parents with OUD and any co-occurring SUD/MH conditions.
8. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.
9. Offer home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, including but not limited to parent skills training.
10. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION

F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Fund medical provider education and outreach regarding best prescribing practices for opioids consistent with Guidelines for Prescribing Opioids for Chronic Pain from the U.S. Centers for Disease Control and Prevention, including providers at hospitals (academic detailing).
2. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.
3. Continuing Medical Education (CME) on appropriate prescribing of opioids.
4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.
5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:
 - a. Increase the number of prescribers using PDMPs;
 - b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or

- c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD in a manner that complies with all relevant privacy and security laws and rules.
- 6. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database in a manner that complies with all relevant privacy and security laws and rules.
- 7. Increase electronic prescribing to prevent diversion or forgery.
- 8. Educate Dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

- 1. Fund media campaigns to prevent opioid misuse.
- 2. Corrective advertising or affirmative public education campaigns based on evidence.
- 3. Public education relating to drug disposal.
- 4. Drug take-back disposal or destruction programs.
- 5. Fund community anti-drug coalitions that engage in drug prevention efforts.
- 6. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).
- 7. Engage non-profits and faith-based communities as systems to support prevention.
- 8. Fund evidence-based prevention programs in schools or evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.
- 9. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.
- 10. Create of support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions.
- 11. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.
- 12. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses, behavioral health workers or other school staff, to address

mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

H. PREVENT OVERDOSE DEATHS AND OTHER HARMS (HARM REDUCTION)

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Increase availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, individuals with OUD and their friends and family members, individuals at high risk of overdose, schools, community navigators and outreach workers, persons being released from jail or prison, or other members of the general public.
2. Public health entities provide free naloxone to anyone in the community
3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, community support groups, and other members of the general public.
4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.
5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.
6. Public education relating to emergency responses to overdoses.
7. Public education relating to immunity and Good Samaritan laws.
8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.
9. Syringe service programs and other evidence-informed programs to reduce harms associated with intravenous drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, connections to care, and the full range of harm reduction and treatment services provided by these programs.
10. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.
11. Support mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions.
12. Provide training in harm reduction strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions.
13. Support screening for fentanyl in routine clinical toxicology testing.

PART THREE: OTHER STRATEGIES

I. FIRST RESPONDERS

In addition to items in sections C, D, and H relating to first responders, support the following:

1. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.
2. Provision of wellness and support services for first responders and others who experience secondary trauma associated with opioid-related emergency events.

J. LEADERSHIP, PLANNING AND COORDINATION

Support efforts to provide leadership, planning, coordination, facilitation, training and technical assistance to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Statewide, regional, local, or community regional planning to identify root causes of addiction and overdose, goals for reducing harms related to the opioid epidemic, and areas and populations with the greatest needs for treatment intervention services; to support training and technical assistance; or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list.
2. A dashboard to share reports, recommendations, or plans to spend opioid settlement funds; to show how opioid settlement funds have been spent; to report program or strategy outcomes; or to track, share, or visualize key opioid-related or health-related indicators and supports as identified through collaborative statewide, regional, local, or community processes.
3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.
4. Provide resources to staff government oversight and management of opioid abatement programs.

K. TRAINING

In addition to the training referred to throughout this document, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.
2. Support infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, or implement other strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

L. RESEARCH

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, data collection, and evaluation of programs and strategies described in this opioid abatement strategy list.
2. Research non-opioid treatment of chronic pain.
3. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.
4. Research on novel harm reduction and prevention efforts such as the provision of fentanyl test strips.
5. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.
6. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).
7. Epidemiological surveillance of OUD-related behaviors in critical populations including individuals entering the criminal justice system, including but not limited to approaches modeled on the Arrestee Drug Abuse Monitoring (ADAM) system.
8. Qualitative and quantitative research regarding public health risks and harm reduction opportunities within illicit drug markets, including surveys of market participants who sell or distribute illicit opioids.
9. Geospatial analysis of access barriers to MAT and their association with treatment engagement and treatment outcomes.