

Comments on Proposed Metropolitan Park Legislation

From: Mike Yokan

To: Metropolitan Park Subcommittee Members

Date: August 13, 2013

1) Octave Band Limitations (subsection (b)) are not workable in real world

- Sound would be horrible – like turning down bass and treble knobs on your stereo
- No nationally touring act would agree to these limitations
- National acts all carry their own engineers who would not agree to abide by these conditions
- Even an act like Starry Nights will average 95-100db at soundboard

2) Fairness: Noise Studies

- Need to do noise study during a Jaguars game and a Suns game (those events violate 55/60db noise standard by 10db-50db)
- Steve Pace has estimated the cost to do a similar noise study during a Jaguars game would be \$816
- One Spark which cost the city \$85K in public services got a blanket exemption from noise ordinance and its multiple stages violated 55/60db limit in regards to multiple residences including Eleven East, the Carling, the Metropolitan Loft Apartments or Residences at City Place
- Jazz Festival gets a blanket “waiver” to 55/60db noise standard and it violates that standard as to multiple downtown and south bank residences
- Suns 70 home games and Jaguars 9 home games plus Monster Truck Show all violate the 55/60db noise standard
- Promoters staging concerts at Met Park which benefit the City culturally and financially should get comparable treatment to other events which violate noise standard but are viewed as benefitting the City’s coffers and culture
- Welcome to Rockville generated roughly \$70,000 in parking revenues alone for the City
- No legislation should be forwarded to the full City Council until noise studies of a Jaguars and of a Suns game have been conducted (Note: the larger scoreboards are certain to create an even greater level of noise for surrounding neighborhoods)

3) Best Practices Noise Curtailment (subsection (c))

- Promoters employing best practices to curtail undue noise outside park should get at least a 15db cushion before facing any sanctions
- Bass steering will take several trial runs to dial in
- Cost and effectiveness of sound curtains is not yet known
- Legislation should be modified to provide 3 warnings before any fine and promoter or production manager should be given notice in person or via telephone and given 15 minutes to address any violation before any additional warning notice or citation is issued. It will take at least 10-15 minutes for production manager to be able to get to Front of House and address the issue with a given band's sound engineer.
- Ultimate sanction should be not re-renting the park to a promoter for an event rather than threat to "pull the plug" which could create a dangerous crowd reaction and expose both the City and the Promoter to millions of dollars in damages
- No EQD staffer or administrator should have the power to "pull the plug" (subsection (f))

4) Fine System: (subsection (f))

- We are not in favor of any fine system or of the standard noise 55/60db restriction being applied to events at Metropolitan Park. Again, Metropolitan Park whose creation expressly included construction of an "amphitheater" when the Park was re-named and should be treated the same as City's other entertainment venues during events
- If the standard noise ordinance is going to be applied to Metropolitan Park then promoters should have the full appeal rights provided in Chapter 368 and EQD Rule 4 in regards to any citation issued. Just because EQD staff says a violation occurred does not mean there was in fact a violation. Failure to calibrate equipment, faulty readings, extraneous noise and a myriad of other factors may cause a false reading.
- EQD staff should not be the final arbiter as to whether any noise standard is violated
- Any deposit required for noise compliance should not be due until one week prior to the scheduled event

5) Multiple Stages (subsection (g))

- Promoters use multiple stages for efficiency due to existing main stage being and outdated structure in multiple respects
- Total number of stages utilized should not be limited so long as all additional stages are pointed away from the river and no more than two stages total are ever playing at any one time (we rotate between Main Stages 1 and 2 and we rotate between Stages 3 and Stage 4
- The alternating use of multiple stages at Welcome to Rockville did not cause or create any noise issues greater than that associated with a single stage

6) Curfew:

- We voluntarily imposed a 10 pm curfew on our Sunday and 10 pm should be the curfew for Sunday-Thursday.
- On Wednesday, July 17, 2013 the Suns had a fireworks display after 10 pm which lasted more than 20 minutes
- Any curfews imposed should be imposed as to all City entertainment venues

7) Festivals at Metropolitan Park benefit the City of Jacksonville

- The City of St Augustine and St Johns County understand benefits of concerts
- City of St Augustine approved giving the promoter \$417K for a shuttle system for the Mumford & Sons concert in September to help cover cost of parking infrastructure and shuttle system <http://staugustine.com/news/local-news/2013-07-22#.UfGyg2LD-70> and the St Augustine Tourist Development Council contributed an additional \$129K to help fund the parking infrastructure: <http://staugustine.com/news/local-news/2013-06-13#.UfGzWGLD-70> .

Services Requested by City of Jacksonville

Item Requested	Cost	Duration	Internal / External Cost	Waiver / Assumed by City	Note
After Hours Library use	\$ 3,341.14	Wed 4/17 - Sun 4/21	internal	waived	completed
Park Maintenance clean up/grounds	\$ 49,202.76	Wed 4/17 - Sun 4/22	internal	\$ 27,625	based on total estimated 44.5 OT hours only (3pm-11pm Wed & Th and 3:30pm-2am Fri & Sa) (\$27,625 paid OT, 96 hours Comp reported by Parks 6/6/13)
Electricians on site/access to electric	\$ 2,889.83	Wed 4/17 - Sun 4/21	internal		cost of electricity on city - OT hours for electrician on site (troubleshooting) \$32.47 per hour (2ppi 44.5 hours)
Access to electricity					Pending costs from JEA on metered sites needed during event week
Solid Waste Trash	\$ 900.00	Wed 4/17 - Sun 4/21	internal	\$ 2,772.28	minimal cost to deliver cans only with parks maintenance on pick up
Banner Hanging	-		internal	none	no cost provided - to be hung by Parks Maintenance
JFRD EMS coverage	\$ 26,578.00	Wed 4/17 - Sun 4/21	internal	\$ 26,578.00	
Staff time	\$ 1,263.00	project duration	internal	\$ 1,263.00	time by staff to work on this project (TLG, 30hrs, \$42.11) does not reflect hours worked as Incident Commander (\$2,021 3-16hr days)
JSO	\$ 52,000.00	Tues 4/16 - Sun 4/21	internal	\$ 27,000.00	\$25,000 paid by One Spark to JSO
Banner holders	-	Mon 4/16 - Mon 4/22	internal	none	cost of borrowing (from Special Events) - 3/20 to arrange pick up on April 1
Waiver of Open Container				none	draft of legislation and city client 3/25 legislation to be introduced by Council
REQUIREMENTS	\$ 136,174.73			\$ 85,238	
Service Additions					
Incident Command Unit					set up of unit and infrastructure TBD (pending 3/27/13 meeting)
Library Auditorium	\$ 3,600.00				TBD, pending info from Library/OneSpark
Updated Permit Request	\$ -	Sat 4/13 - Sun 4/21			request to update permit to include set up days, additional street closure, footprint
TOTAL REQUIREMENTS	\$ 139,774.73			\$ 170,476.80	
Services Requested - no longer needed					
Tent Permit	\$ 155.00		internal	n/a	no waiver per Florida Statute 553 - 3/20 OneSpark will no longer erect tent on lawn at old courthouse annex
Golf Carts (2-4)		Wed 4/17 - Sun 4/21	external	n/a	no inventory to loan - rental cost approximate (\$50 per cart + svc) - 3/20 OneSpark no longer needs from City
Communication radios	-	Wed 4/17 - Sun 4/21	internal	n/a	cost of borrowing (from Special Events) - 3/20 OneSpark no longer needs from City
Potable Water	-	Wed 4/17 - Sun 4/21	internal	n/a	Only Access to non-potable water supply - purchase of materials to hook up (at cost) - 3/26 OneSpark to find outside source
Wastewater Tank		Wed 4/17 - Sun 4/21	external	n/a	need to rent 3/20 OneSpark has indicated this is no longer needed

SUN

SMG JACKSONVILLE

Control # 527

Event Name: Rockville Concert
BASEBALL

Date: 4/28/13
Day: _____

Weather: _____
Temperature: _____

Location: Stadium Arena Ballpark POCC Equestrian Metro Park Fairgrounds

Comments: _____

LOT	# OF CARS	REVENUE	OVERAGE	SHORTAGE	# TICKETS	COLOR
D	384	3840 ⁰⁰	-	-	384	WHITE
E	229	2290 ⁰⁰	-	-	229	YELLOW
J	1019	10130 ⁰⁰	-	60 ⁰⁰	1019	YELLOW
K/H	826	8250 ⁰⁰	-	10 ⁰⁰	826	YELLOW
M	105	1050 ⁰⁰	-	-	105	YELLOW
N	69	690 ⁰⁰	-	-	69	YELLOW
X	345	3440 ⁰⁰	-	10 ⁰⁰	345	GRAY
Z	10	50 ⁰⁰	-	-	10	ORANGE
TOTALS:		29740⁰⁰	-	80⁰⁰	2987	

Rockville

	Hours	Wages
Cashiers	260.50	2165.25
Supervisors	35.75	446.88
Total	302.25	2712.13

Baseball
Cashiers 8hs
@ 8.50 = 68.00

Total Police	171	4,828.50
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Cash	29740 ⁰⁰
Coins	-
Bank Deposit	29740 ⁰⁰

Discover	
MC/Visa	
AMEX	
Batch Total	

Bag Numbers: 1990658

	Number	Amount
10s	97	970 ⁰⁰
20s	1236	24720 ⁰⁰
50s	27	1350 ⁰⁰
100s	27	2700 ⁰⁰

# Tickets Refunded	# Tickets Spoilage

Validation: _____

SAT

SMG JACKSONVILLE

Control # 528

Event Name: Rockville / BBQ
BASEBALL

Date: 4/27/2013 Weather: _____
Day: _____ Temperature: _____

Location: Stadium MOD Arena Ballpark POCC Equestrian Metro Park Fairgrounds

Comments: _____

LOT	# OF CARS	REVENUE	OVERAGE	SHORTAGE	# TICKETS	COLOR
D	381	3810 ⁰⁰			381	white
E	587	5870 ⁰⁰			587	white
J	1214	12,140 ⁰⁰			1214	white
K/H	787	7870 ⁰⁰			787	white yellow
M	395	3950 ⁰⁰			395	white
N	239	2390 ⁰⁰			239	white
X	744	7430 ⁰⁰		-10 ⁰⁰	744	yellow
TOTALS:		43,470		10.00		

	Hours	Wages
Cashiers	304.50	2,589.25 AIA-
Supervisors	29.75	371.88
Total	334.25	3,060.13

Total Police	204	5757 ⁰⁰
Cash	44,026 ⁰⁰	BB ⁰⁰
Coins	10	576
Bank Deposit	44,036 ⁰⁰	

Discover	
MCV/isa	
AMEX	
Batch Total	

	Number	Amount
1s	1	1 ⁰⁰
5s	5	25 ⁰⁰
10s	6	60 ⁰⁰
20s	1917	38,340 ⁰⁰
50s	30	1500 ⁰⁰
100s	41	4100 ⁰⁰

# Tickets Refunded	# Tickets Spoilage

Bag Numbers: 0933707

Validation: _____