

LEGISLATIVE FACT SHEET

DATE: 05/12/21 BT or RC No: N/A
 (Administration & City Council Bills)

SPONSOR: Downtown Investment Authority (DIA)
 (Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: DIA

Provide Name: Steve Kelley

Contact Number: 904-255-5304

Email Address: skelley@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other (Minimum of 350 words - Maximum of 1 page.)

This legislation is filed for the approval to enter into a development agreement for the relocation of the retired naval vessel USS Orleck (DD-886) to downtown Jacksonville as a floating museum and attraction at the former Jacksonville Shipyard site on Downtown's Northbank. The vessel is approximately 400' in length and will be moored on the east side of Pier 1 which is the westerly most pier within the Shipyards property, adjacent to the Berkman Marina. The permitted uses of the vessel include: 1) operate and maintain a ship museum; 2) host overnight camp-aboard activities; 3) host community events and concerts; 4) host children's activities and educational programs; 5) host military, holiday, and private ceremonies and events; and 6) host fundraising events.

The ship will be moored to pier 1 using a bollard system at the expense of the requestor, Jacksonville Historic Naval Ship Association, Inc. (JHNSA), a Florida non-profit corporation. The City has fee simple ownership of the pier and underlying submerged lands at this location. JHNSA will provide semi-permanent building with an access walkway, restroom facilities, and a guest services area to serve the Ship Museum to be located on the uplands are immediately to the north of Pier 1, and to the east of Catherine Street within the Shipyards property owned by the City.

As a license rather than a lease, there is no disposition of property involved. The initial license agreement with JHNSA is for a period of ten years, which may be extended for two (2) additional periods of five (5) years under the same terms and conditions. There are no annual or monthly license fees of JHNSA under this licensing agreement, and JHNSA is responsible for all costs of operation and maintenance. Further, both parties, JHNSA and DIA, may cancel the license agreement at any time with 90 days notice to the other party followed by an additional 60 days to remove the vessel at the expense of the licensee (JHNSA).

JHNSA must provide the DIA with evidence of funding availability to complete the project in accordance with the plans for the mooring improvements, preliminary plans for the upland improvements, the scope of work and project budget in an amount of \$2,656,719. Further, JHNSA must provide funds sufficient for the removal of the vessel and to return City property back to its initial state, with such funds to be maintained in an account controlled by the DIA.

APPROPRIATION: Total Amount Appropriated: N/A as follows:
 List the source name and provide Object and Subject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s):	From: _____ Amount: _____
	To: _____ Amount: _____
Name of State Funding Source(s):	From: _____ Amount: _____
	To: _____ Amount: _____
Name of City of Jacksonville Funding Source(s):	From: _____ Amount: _____
	To: _____ Amount: _____
Name of In-Kind Contribution(s):	From: _____ Amount: _____
	To: _____ Amount: _____
Name & Number of Bond Account(s):	From: _____ Amount: _____
	To: _____ Amount: _____

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

There is no City funding or other City assets required by this legislation.

ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

	Yes	No	
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Justification of Emergency: If yes, explanation must include detailed nature of emergency.</p> <div style="border: 1px solid black; height: 50px; width: 100%;"></div>
Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.</p> <div style="border: 1px solid black; height: 50px; width: 100%;"></div>
Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Note: If yes, note must include explanation of all-year subfund carryover language.</p> <div style="border: 1px solid black; height: 50px; width: 100%;"></div>
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.</p>
Contract / Agreement Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted?</p> <div style="border: 1px solid black; padding: 5px;"> <p>The Development Agreement and License Agreement was prepared by OGC and is on file. DIA will be responsible for contract oversight.</p> </div>
Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Attachment: If yes, attach appropriate RC/BT form(s).</p>
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div>
Related Enacted Ordinances?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper.</p> <div style="border: 1px solid black; padding: 5px;"> <p>2014-0426; 2018-0358</p> </div>

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

	Yes	No
Continuation of Grant?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?

Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Requirements?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attachment: If yes, attach appropriate form(s).

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating reports.

On August 1st of each year of the License Term, JHNSA shall present an Annual Report and pro forma budget for the upcoming year to the DIA. Such Report shall illustrate and explain JHNSA's financial statements, liabilities, assets, revenue, activities, officers' names and addresses, rules and regulations, by-laws, and election date(s). JHNSA shall also provide the DIA annually with a copy of JHNSA's audited financials on or before August 1st of each year

Division Chief: Lori Boyer
(signature)

Date: _____

Prepared By: _____
(signature)

Date: _____

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Jasmine Jordan, Budget Office, St. James Suite 325

Thru: Brian Hughes, Chairman, CAO, Mayor's Budget Review Committee
(Name, Job Title, Department)

Phone: 255-5012 E-mail: HughesB@coj.net

From: Lori Boyer, CEO
Initiating Department Representative (Name, Job Title, Department)

Phone: 904-255-5301 E-mail: boyerl@coj.net

Primary Contact: Steve Kelley
(Name, Job Title, Department)

Phone: 904-255-5304 E-mail: skelley@coj.net

CC: Leeann Krieg, Director of Intergovernmental Affairs, Office of the Mayor
904-255-5015 E-mail: leeannk@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman, Office of General Counsel, St. James Suite 480
Phone: 904-630-4647 E-mail: psidman@coj.net

From: _____
Initiating Council Member / Independent Agency / Constitutional Officer
Phone: _____ E-mail: _____

Primary Contact: _____
(Name, Job Title, Department)
Phone: _____ E-mail: _____

CC: Leeann Krieg, Director of Intergovernmental Affairs, Office of the Mayor
904-255-5015 E-mail: leeannk@coj.net

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.
Independent Agency Action Item:

	Yes	No	
Boards Action / Resolution?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?
			Executed DIA Resolution 2020-01-02

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED