

1 Introduced by the Council President at the request of the Mayor and  
2 amended by the Neighborhoods, Community Services, Public Health &  
3 Safety Committee:  
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6 **ORDINANCE 2019-772-E**

7 AN ORDINANCE APPROVING AND AUTHORIZING THE  
8 MAYOR, OR HIS DESIGNEE, AND CORPORATION  
9 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON  
10 BEHALF OF THE CITY, THE RESTRICTIVE COVENANT  
11 BETWEEN AND AMONG THE CITY OF JACKSONVILLE,  
12 THE MANDARIN MUSEUM & HISTORICAL SOCIETY, AND  
13 THE STATE OF FLORIDA, DEPARTMENT OF STATE,  
14 DIVISION OF CULTURAL AFFAIRS; APPROVING AND  
15 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND  
16 CORPORATION SECRETARY TO EXECUTE AND DELIVER,  
17 FOR AND ON BEHALF OF THE CITY, THE SECOND  
18 AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE  
19 CITY AND THE MANDARIN MUSEUM & HISTORICAL  
20 SOCIETY; PROVIDING FOR CITY OVERSIGHT BY THE  
21 PARKS, RECREATION AND COMMUNITY SERVICES  
22 DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE.  
23

24 **BE IT ORDAINED** by the Council of the City of Jacksonville:

25 **Section 1. Background.** The Mandarin Museum &  
26 Historical Society ("MMHS") has an existing license agreement with  
27 the City to operate the museum and historic structures at Walter  
28 Jones Historical Park and provide educational programming to the  
29 public. MMHS applied to the State of Florida, Department of State  
30 and has been awarded a Cultural Facilities Grant for the project

1 "Mandarin Museum Building Expansion" in the amount of \$92,063.00.  
2 All matching funds are being provided by MMHS and its donors. The  
3 only City contribution for this project is the in-kind removal of a  
4 few trees adjacent to the museum that is necessary to expand the  
5 building. The project will renovate the existing museum building by  
6 adding two new rooms, an exhibit hall and expanded archival storage  
7 and work space. Both spaces will require the existing roof to be  
8 extended. There is no additional plumbing, and electric and HVAC  
9 will also be extended from currently existing fixtures.

10 According to the terms of the grant award agreement, all tasks  
11 associated with the project need to be performed by June 1, 2021,  
12 in order for MMHS to be eligible to receive the grant award. The  
13 grant award agreement also requires the execution of 1) a  
14 restrictive covenant on the park property ensuring that the museum  
15 building will be used as a cultural facility for at least ten years  
16 following the execution of the grant award agreement, and 2) an  
17 amendment to the existing License Agreement between the City and  
18 MMHS to extend the term of the License until February 28, 2030  
19 following the execution of the grant award agreement.

20 **Section 2. Restrictive Covenant approved and execution**  
21 **authorized.** There is hereby approved, and the Mayor, or his  
22 designee, and the Corporation Secretary are hereby authorized to  
23 execute and deliver, for and on behalf of the City, the Restrictive  
24 Covenant between and among The City of Jacksonville, the Mandarin  
25 Museum & Historical Society, and the State of Florida, Department  
26 of State, Division of Cultural Affairs, a copy of which is attached  
27 hereto as **Revised Exhibit 2**, labeled as "Revised Exhibit 2, Revised  
28 Agmt, November 18, 2019 - NCSPHS" and incorporated herein by this  
29 reference.

30 **Section 3. Second Amendment approved and execution**  
31 **authorized.** There is hereby approved, and the Mayor, or his

1 designee, and the Corporation Secretary are hereby authorized to  
2 execute and deliver, for and on behalf of the City, the Second  
3 Amendment to the License Agreement between the City and the  
4 Mandarin Museum & Historical Society, a copy of which is attached  
5 hereto as **Exhibit 2** and incorporated herein by this reference.

6 **Section 4. Oversight Department.** The Parks, Recreation  
7 and Community Services Department shall oversee the project  
8 described herein.

9 **Section 5. Effective Date.** This ordinance shall become  
10 effective upon signature by the Mayor or upon becoming effective  
11 without the Mayor's signature.

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13 Form Approved:

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15           /s/ Paige Hobbs Johnston          

16 Office of General Counsel

17 Legislation prepared by: James R. McCain, Jr.

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