

1 Introduced by the Council President at the request of the Mayor:

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4 **ORDINANCE 2024-34-E**

5 AN ORDINANCE APPROPRIATING \$508,030.00 IN GRANT
6 FUNDING FROM THE FEDERAL EMERGENCY MANAGEMENT
7 AGENCY ("FEMA") FUNDED THROUGH THE FLOOD
8 MITIGATION ASSISTANCE GRANT PROGRAM, THROUGH THE
9 STATE OF FLORIDA, DIVISION OF EMERGENCY
10 MANAGEMENT ("FDEM"), TO FUND THE ACQUISITION OF
11 PROPERTY LOCATED AT 5123 MARTHA ANN DRIVE,
12 JACKSONVILLE, FLORIDA 32207 (RE# 133973-0140)
13 AND THE DEMOLITION OF THE RESIDENTIAL STRUCTURE
14 LOCATED THEREON, AS INITIATED BY B.T. 24-040;
15 APPROVING AND AUTHORIZING THE MAYOR, OR HER
16 DESIGNEE, AND THE CORPORATION SECRETARY, TO
17 EXECUTE AND DELIVER, FOR AND ON BEHALF OF THE
18 CITY OF JACKSONVILLE (THE "CITY") THAT CERTAIN
19 FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT
20 NUMBER B0205 BETWEEN THE CITY AND FDEM; AMENDING
21 THE 2024-2028 FIVE-YEAR CAPITAL IMPROVEMENT PLAN
22 APPROVED BY ORDINANCE 2023-505-E TO PROVIDE
23 FUNDING FOR THE PROJECT ENTITLED "ACQUISITION
24 AND DEMO OF A FLOODPRONE PROPERTY - MARTHA ANN
25 DRIVE"; PROVIDING FOR OVERSIGHT BY THE
26 JACKSONVILLE FIRE AND RESCUE DEPARTMENT,
27 EMERGENCY PREPAREDNESS DIVISION; PROVIDING AN
28 EFFECTIVE DATE.

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

31 **Section 1. Appropriation.** For the 2023-2024 fiscal year,

1 within the City's budget, there is hereby appropriated the indicated
2 sum(s) from the account(s) listed in subsection (a) to the account(s)
3 listed in subsection (b):

4 (B.T. 24-040, attached hereto as **Exhibit 1** and incorporated herein
5 by this reference)

6 (a) Appropriated from:

7 See B.T. 24-040 \$508,030.00

8 (b) Appropriated to:

9 See B.T. 24-040 \$508,030.00

10 (c) Explanation of Appropriation:

11 The funding above represents a Flood Mitigation Assistance
12 Grant Program ("FMAGP") award in the amount of \$508,030.00
13 from the Federal Emergency Management Agency ("FEMA")
14 through the State of Florida, Division of Emergency
15 Management ("FDEM") for completion of the flood hazard
16 mitigation project described in this Ordinance. No City
17 match is required.

18 **Section 2. Purpose.** The purpose of the appropriation in
19 Section 1 is to fund the acquisition of that certain property
20 identified by the FEMA National Flood Insurance Program as a "Severe
21 Repetitive Loss Property" located at 5123 Martha Ann Drive,
22 Jacksonville, Florida 32207 (RE# 133973-0140), (the "Property") and
23 to fund the demolition of the private residential structure located
24 thereon, including removal of foundation slabs and debris on the
25 Property, as approved by FDEM and FEMA in accordance with the FMAGP
26 (the "Project"). Upon completion of the Project, the Property will
27 be converted to green space and will become subject to a perpetual
28 open space conservation easement, in accordance with FEMA
29 requirements. All activities associated with the Project shall be
30 completed in strict compliance with federal, state and local rules
31 and regulations. The term of the grant, and period of performance,

1 shall begin upon the City and FDEM's execution of that certain
2 Federally-Funded Subaward and Grant Agreement Number B0205 (the
3 "Grant Agreement") and shall end on September 25, 2026.

4 **Section 3. Approval and Authorization to Execute**
5 **Agreements.** There is hereby approved, and the Mayor, or her designee,
6 and the Corporation Secretary are hereby authorized to execute and
7 deliver, for and on behalf of the City, the Grant Agreement in
8 substantially the same form as placed **On File** with the Office of
9 Legislative Services, and any respective extensions or amendments
10 thereto as necessary and appropriate to effectuate the intent of this
11 Ordinance.

12 **Section 4. Capital Improvement Plan Amendment.** Ordinance
13 2023-505-E, adopting the 2024-2028 Five-Year Capital Improvement Plan
14 (the "CIP") for the City and certain of its independent agencies, is
15 hereby amended to reflect this appropriation of funds to the project
16 entitled "Acquisition and Demo of a Floodprone Property - Martha Ann
17 Drive." This project is more fully described in the Project
18 Information Sheet attached hereto as **Exhibit 2** and incorporated herein
19 by this reference. The City Council finds that the deferral of this
20 amendment of the CIP until the next annual budget and CIP review will
21 be detrimental to the best interests of the community because such
22 deferral will unnecessarily delay urgently-needed mitigation of this
23 floodprone Property and the safe removal of residents from the
24 immediate dangers of flooding. The Property is located in an area
25 that is subject to persistent nuisance flooding and the Project will
26 reduce future costs to the county, state and federal agencies that
27 provide evacuation and rescue, emergency shelter, and debris removal
28 services in the area.

29 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of
30 this Ordinance requires the affirmative vote of two-thirds of the
31 City Council members present at the meeting because of the CIP

1 amendment set forth in this section. This Ordinance shall constitute
2 an amendment to Ordinance 2023-505-E. In all other respects, the
3 Five-Year Capital Improvement Plan approved by Ordinance 2023-505-E
4 shall remain unchanged and continue in full force and effect.

5 **Section 5. Oversight.** The Jacksonville Fire and Rescue
6 Department, Emergency Preparedness Division, shall oversee Project,
7 including administration of the Grant Agreement, as described herein.

8 **Section 6. Effective Date.** This Ordinance shall become
9 effective upon signature by the Mayor or upon becoming effective
10 without the Mayor's signature.

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12 Form Approved:

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14 /s/ Joelle J. Dillard

15 Office of General Counsel

16 Legislation prepared by: Joelle J. Dillard

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