

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

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4 **ORDINANCE 2023-761**

5 AN ORDINANCE APPROPRIATING \$500,000.00 IN GRANT
6 FUNDS FROM THE STATE OF FLORIDA DEPARTMENT OF
7 ENVIRONMENTAL PROTECTION ("FDEP") TO PROVIDE
8 FUNDING FOR THE COMPLETION OF THE CITY OF
9 JACKSONVILLE VULNERABILITY ASSESSMENT, AS
10 INITIATED BY B.T. 24-011; PURPOSE OF
11 APPROPRIATION; AMENDING THE 2024-2028 FIVE-YEAR
12 CAPITAL IMPROVEMENT PLAN APPROVED BY ORDINANCE
13 2023-505-E TO REFLECT THIS APPROPRIATION OF
14 FUNDS; APPROVING, AND AUTHORIZING THE MAYOR, OR
15 HER DESIGNEE, AND THE CORPORATION SECRETARY TO
16 EXECUTE AND DELIVER AN AGREEMENT BETWEEN THE
17 CITY OF JACKSONVILLE AND FDEP REGARDING THE
18 PROJECT; PROVIDING FOR OVERSIGHT BY THE
19 DEPARTMENT OF PUBLIC WORKS, ENGINEERING AND
20 CONSTRUCTION MANAGEMENT DIVISION; PROVIDING AN
21 EFFECTIVE DATE.

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

24 **Section 1. Appropriation.** For the 2023-2024 fiscal year,
25 within the City's budget, there is hereby appropriated the indicated
26 sum(s) from the account(s) listed in subsection (a) to the account(s)
27 listed in subsection (b):

28 (B.T. 24-011, attached hereto as **Exhibit 1** and incorporated herein
29 by this reference)

30 (a) Appropriated from:

31 See B.T. 24-011 \$500,000.00

1 (b) Appropriated to:

2 See B.T. 24-011 \$500,000.00

3 (c) Explanation of Appropriation:

4 The funding above represents an appropriation of grant
5 funds in the amount of \$500,000.00 from the State of
6 Florida Department of Environmental Protection ("FDEP")
7 for the City of Jacksonville Vulnerability Assessment
8 Project (the "Project").

9 **Section 2. Purpose.** The purpose of the appropriation in
10 Section 1 is to receive and allocate FDEP's funding for the Project
11 which consists of a vulnerability assessment of 53 sub-basins
12 regarding the resiliency of such sub-basins to flooding and other
13 concerns. The Project is part of the City's Countywide Resiliency and
14 Hardening Project. This Project is necessary to identify potential
15 work needed to mitigate potential flooding of the City's stormwater
16 management systems during extreme weather events. FDEP has determined
17 that the costs for the Project are eligible for 100 percent
18 reimbursement up to \$500,000.00 and thus a local match from the City
19 will not be required.

20 **Section 3. Capital Improvement Plan Amendment.** Ordinance
21 2023-505-E, adopting the 2024-2028 Five-Year Capital Improvement Plan
22 (the "CIP") for the City and certain of its independent agencies, is
23 hereby amended to this reallocation of funds from the Prior Projects
24 to the Projects as more fully described in the Project Information
25 Sheet attached hereto as **Exhibit 2** and incorporated herein by this
26 reference. The City Council finds that the deferral of this amendment
27 of the CIP until the next annual budget and CIP review will be
28 detrimental to the best interests of the community because such
29 deferral will unnecessarily delay completion of the Projects.

30 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of
31 this Ordinance requires the affirmative vote of two-thirds of the

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

6 **Section 4. Agreement Approved and Execution Authorized.** There
7 is hereby approved, and the Mayor, or her designee, and the
8 Corporation Secretary are hereby authorized to execute and deliver,
9 the State of Florida Department of Environmental Protection Standard
10 Grant Agreement between the City of Jacksonville and the State of
11 Florida Department of Environmental Protection (Agreement Number:
12 22PLN07), in substantially the same form as has been placed **On File**
13 with the Office of Legislative Services and incorporated herein by
14 this reference (the "Agreement"). The Agreement may include any
15 respective extensions or amendments thereto as necessary and
16 appropriate to effectuate the intent of this Ordinance; provided,
17 however, no modifications to the Agreement may increase the financial
18 obligations or the liability of the City to an amount in excess of
19 the amount stated in the Agreement or decrease the duties and
20 obligations of FDEP as stated in the Agreement. The term of the
21 Agreement will commence on July 1, 2021, and continue through June
22 30, 2024.

23 **Section 5. Oversight.** The Department of Public Works,
24 Engineering and Construction Management Division, shall oversee
25 administration of the grant, the Project and the Agreement described
26 herein.

27 **Section 6. Effective Date.** This Ordinance shall become
28 effective upon signature by the Mayor or upon becoming effective
29 without the Mayor's signature.
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1 Form Approved:

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3 /s/ Joelle J. Dillard

4 Office of General Counsel

5 Legislation prepared by: Joelle J. Dillard

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