

1 Introduced by the Council President at the request of the Mayor:  
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4 **ORDINANCE 2022-57**

5 AN ORDINANCE APPROPRIATING \$421,685 PAID BY  
6 BERKLEY PROGRAM SPECIALISTS TO THE CITY OF  
7 JACKSONVILLE FOR DAMAGES CAUSED TO TREES LOCATED  
8 IN PINEHURST CEMETERY AND PROVIDING FOR USE OF  
9 SAID FUNDS TO REMOVE THE DAMAGED TREES, AS  
10 INITIATED BY B.T. 22-043; PURPOSE OF  
11 APPROPRIATION; PROVIDING FOR OVERSIGHT BY THE  
12 DEPARTMENT OF PUBLIC WORKS, MOWING AND LANDSCAPE  
13 DIVISION; PROVIDING AN EFFECTIVE DATE.  
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15 **BE IT ORDAINED** by the Council of the City of Jacksonville:

16 **Section 1. Appropriation.** For the 2021-2022 fiscal year,  
17 within the City's budget, there are hereby appropriated the indicated  
18 sum(s) from the account(s) listed in subsection (a) to the account(s)  
19 listed in subsection (b):

20 (B.T. 22-043, attached hereto as **Exhibit 1** and incorporated herein  
21 by this reference)

22 (a) Appropriated from:

23 See B.T. 22-043 \$421,685.00

24 (b) Appropriated to:

25 See B.T. 22-043 \$421,685.00

26 (c) Explanation of Appropriation:

27 The funding above represents an appropriation of \$421,685  
28 paid to the City of Jacksonville by Berkley Program  
29 Specialists for damage caused to numerous trees located in  
30 Pinehurst Cemetery.

31 **Section 2. Purpose.** The purpose of the appropriation in

1 Section 1 is to pay for removal of trees in Pinehurst Cemetery that  
2 were significantly damaged or died after a City contractor sprayed  
3 incorrect chemicals on the cemetery property to treat for weeds.  
4 These funds were paid through an insurance claim filed with the  
5 contractor's insurance provider, Berkley Program Specialists, and  
6 will cover the City's estimated costs to remove all affected trees.  
7 Removal of the damaged and dead trees is necessary to ensure they do  
8 not become a safety hazard to the Pinehurst Cemetery property or  
9 persons visiting the cemetery.

10 **Section 3. Oversight Department.** The Department of Public  
11 Works, Mowing and Landscape Division, shall provide oversight of the  
12 project described herein.

13 **Section 4. Effective Date.** This Ordinance shall become  
14 effective upon signature by the Mayor or upon becoming effective  
15 without the Mayor's signature.

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17 Form Approved:

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19           /s/ Mary E. Staffopoulos          

20 Office of General Counsel

21 Legislation prepared by: Mary E. Staffopoulos

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