

1 Introduced by the Council President at the request of the Mayor:  
2  
3

4 **ORDINANCE 2022-869**

5 AN ORDINANCE APPROVING, AND AUTHORIZING THE  
6 MAYOR, OR HIS DESIGNEE, AND THE CORPORATION  
7 SECRETARY TO EXECUTE AND DELIVER A TRANSFER AND  
8 MAINTENANCE AGREEMENT BETWEEN THE CITY OF  
9 JACKSONVILLE AND THE FLORIDA DEPARTMENT OF  
10 TRANSPORTATION ("FDOT") PROVIDING THE TERMS AND  
11 CONDITIONS FOR FDOT'S CONSTRUCTION OF VARIOUS  
12 IMPROVEMENTS TO ROADS AND INTERSECTIONS ON CITY  
13 OWNED AND MAINTAINED PROPERTY AND RIGHTS-OF-WAY  
14 AS PART OF THE I-95 WIDENING PROJECT WITH  
15 SUBSEQUENT TRANSFER OF CERTAIN IMPROVEMENTS  
16 CONSTRUCTED ON BOTH CITY AND FDOT PROPERTY TO  
17 THE CITY FOR ONGOING OPERATION, MAINTENANCE AND  
18 REPAIR; PROVIDING FOR CITY OVERSIGHT BY THE  
19 PUBLIC WORKS DEPARTMENT; PROVIDING AN EFFECTIVE  
20 DATE.  
21

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

23 **Section 1. Approval and Authorization.** There is hereby  
24 approved, and the Mayor, or his designee, and the Corporation  
25 Secretary are hereby authorized to execute and deliver the Transfer  
26 and Maintenance Agreement between the City of Jacksonville and the  
27 Florida Department of Transportation ("FDOT") in substantially the  
28 same form as is attached hereto as **Exhibit 1** and incorporated herein  
29 by this reference (the "Agreement"). The Agreement provides that  
30 FDOT will fund and construct various improvements to roads and  
31 intersections on both City and FDOT-owned property as part of the I-

1 95 widening project. The improvements will include construction of  
2 cul-de-sacs, curb and gutter, signage and pavement markings,  
3 construction of a diverging diamond interchange, installation of  
4 drainage pipes and structures, construction and widening of various  
5 ponds, and the addition of new lanes. The various locations for the  
6 improvements to City owned and maintained rights-of-way include, but  
7 are not limited to, portions of Belfort Road, Bowden Road, Spring  
8 Park Road, De Kalb Avenue, Abby Lane, Cactus Lane, Cooper Circle  
9 West, Rodney Lane, Taylor Street, Glen Mawr Road, and Merwyn Street.  
10 Upon completion of the project, improvements constructed on City  
11 owned and maintained property as well as improvements constructed on  
12 certain property currently owned and maintained by FDOT will be  
13 transferred to the City for ongoing operation, maintenance and repair  
14 at the City's sole cost and expense.

15 **Section 2. Oversight Department.** The Public Works  
16 Department shall oversee administration of the Agreement and the  
17 project described herein.

18 **Section 3. Effective Date.** This Ordinance shall become  
19 effective upon signature by the Mayor or upon becoming effective  
20 without the Mayor's signature.

21  
22 Form Approved:

23  
24 /s/ Mary Staffopoulos

25 Office of General Counsel

26 Legislation prepared by: Mary E. Staffopoulos

27 GC-#1535845-v1-FDOT\_Transfer\_Maintenance\_Agree\_Approv.docx