

1 Introduced by Council Member Becton and amended by the Neighborhoods,  
2 Community Services, Public Health and Safety Committee:

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5 **ORDINANCE 2023-314-E**

6 AN ORDINANCE APPROVING AND AUTHORIZING THE  
7 MAYOR, OR HIS DESIGNEE, AND CORPORATION  
8 SECRETARY TO EXECUTE AND DELIVER AN INTERLOCAL  
9 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE  
10 ("CITY") AND ST. JOHNS COUNTY, FLORIDA ("SJC"),  
11 AS AUTHORIZED BY SECTION 163.01, *FLORIDA*  
12 *STATUTES*, FOR THE PURPOSE OF ALLOCATING THE  
13 COLLECTION AND PAYMENT OF SALES AND AD VALOREM  
14 TAXES ORIGINATING FROM NOCATEE WEST COMMERCIAL  
15 RETAIL (CITY DEVELOPMENT NUMBER 5389.45), ALSO  
16 KNOWN AS "MARKETPLACE AT NOCATEE," A PROPOSED  
17 GROCERY-ANCHORED SHOPPING CENTER TO BE LOCATED  
18 ON THE BOUNDARY BETWEEN CITY AND SJC, WITH  
19 PORTIONS THEREOF IN BOTH CITY COUNCIL DISTRICT  
20 11 AND SJC, AND TO SET FORTH THE  
21 RESPONSIBILITIES OF POLICE AND FIRE AND RESCUE  
22 IN RESPONDING TO CALLS ORIGINATING FROM  
23 MARKETPLACE AT NOCATEE; PROVIDING FOR OVERSIGHT  
24 BY THE DUVAL COUNTY PROPERTY APPRAISER, THE  
25 DUVAL COUNTY TAX COLLECTOR, JACKSONVILLE FIRE  
26 AND RESCUE DEPARTMENT AND JACKSONVILLE SHERIFF'S  
27 OFFICE; PROVIDING AN EFFECTIVE DATE.

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29 **WHEREAS**, Nocatee West Commercial Retail (City Development  
30 Number 5389.45), also known as "Marketplace at Nocatee", is a  
31 proposed grocery-anchored shopping center to be constructed on the

1 boundary between the City of Jacksonville ("City") and St. Johns  
2 County, Florida ("SJC") with portions thereof in City and SJC; and

3 **WHEREAS**, City and SJC desire to enter into an interlocal  
4 agreement to allocate the collection and distribution of ad valorem  
5 and sales taxes originating from Marketplace at Nocatee, and to  
6 apportion first response services to City's first responders to  
7 Marketplace at Nocatee; now therefore

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

9 **Section 1. Incorporating Recitals.** The foregoing "WHEREAS"  
10 clauses are hereby ratified and confirmed as being true and correct  
11 and are hereby made a specific part of this Ordinance upon adoption  
12 thereof.

13 **Section 2. Approval and Execution of Interlocal Agreement**  
14 **authorized.** There is hereby approved, and Mayor, or his designee,  
15 and the Corporation Secretary are hereby authorized to execute and  
16 deliver, for and on behalf of the City, the Interlocal Agreement  
17 between City and SJC, in substantially the same form attached hereto  
18 as **Revised Exhibit 1**, labeled as "Revised Exhibit 1, Rev Agmt, June  
19 20, 2023 - NCSPHS" and incorporated herein by this reference (the  
20 "Agreement"), as authorized by Section 163.01, *Florida Statutes*. The  
21 Agreement may include such additions, deletions, and changes as may  
22 be reasonable, necessary, and incidental for carrying out the purposes  
23 thereof, as may be acceptable to the Mayor or his designee, with such  
24 inclusion and acceptance being evidenced by execution of the Agreement  
25 by the Mayor or designee; provided however, no modification of the  
26 Agreement may increase the financial obligations or liability of the  
27 City to an amount in excess of the amount stated in the Agreement,  
28 and any such modification shall be technical only and shall be subject  
29 to appropriate legal review and approval by the Office of General  
30 Counsel. For purposes of this Ordinance, the term "technical changes"  
31 is defined as those changes having no financial impact to the City

1 or other non-substantive changes that do not substantively increase  
2 the duties and responsibilities of the City under the provisions of  
3 the Agreement.

4       **Section 3. Oversight.** Oversight shall be provided by the  
5 Duval County Property Appraiser as to the issuance of a folio number  
6 as appropriate for portions of Marketplace at Nocatee located within  
7 the City, the Duval County Tax Collector as to the collection of ad  
8 valorem and sales taxes originating from those portions of Marketplace  
9 at Nocatee located within the City, and the Jacksonville Sheriff's  
10 Office and the Jacksonville Fire and Rescue Department as to providing  
11 emergency responses thereto.

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

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16 Form Approved:

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18           /s/ Mary E. Staffopoulos          

19 Office of General Counsel

20 Legislation Prepared By: Harry M. Wilson, IV

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