

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

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4 **ORDINANCE 2023-311**

5 AN ORDINANCE APPROPRIATING: (1) GRANT FUNDS IN  
6 THE AMOUNT OF \$5,500,000 FROM THE FLORIDA  
7 DEPARTMENT OF ECONOMIC OPPORTUNITY; AND (2)  
8 \$2,500,000 FROM THE GENERAL FUND/FUND BALANCE,  
9 TO PROVIDE FUNDING FOR THE CECIL MEGA SITE RAIL  
10 SPUR PROJECT AT THE CECIL COMMERCE CENTER MEGA  
11 SITE (THE "PROJECT"), AS INITIATED BY B.T. 23-  
12 085; AMENDING THE 2023-2027 FIVE-YEAR CAPITAL  
13 IMPROVEMENT PLAN APPROVED BY ORDINANCE 2022-505-  
14 E TO ADD THE PROJECT ENTITLED "CECIL MEGA SITE  
15 RAIL SPUR" AND TO REFLECT THIS APPROPRIATION OF  
16 FUNDS TO THE PROJECT; APPROVING AND AUTHORIZING  
17 THE MAYOR, OR HIS DESIGNEE, AND THE CORPORATION  
18 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON  
19 BEHALF OF THE CITY OF JACKSONVILLE ("CITY"), A  
20 FLORIDA JOB GROWTH INFRASTRUCTURE GRANT  
21 AGREEMENT WITH THE STATE OF FLORIDA DEPARTMENT  
22 OF ECONOMIC OPPORTUNITY; REQUESTING ONE CYCLE  
23 EMERGENCY PASSAGE; PROVIDING FOR OVERSIGHT BY  
24 THE OFFICE OF ECONOMIC DEVELOPMENT; PROVIDING  
25 FOR AN EFFECTIVE DATE.

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

28 **Section 1. Appropriation.** For the 2022-2023 fiscal year,  
29 within the City's budget, there is hereby appropriated the indicated  
30 sum from the account listed in subsection (a) to the account listed  
31 in subsection (b):

1 (B.T. 23-085, attached hereto as **Exhibit 1** and incorporated herein  
2 by this reference):

3 (a) Appropriated from:

4 See B.T. 23-085 \$8,000,000

5 (b) Appropriated to:

6 See B.T. 23-085 \$8,000,000

7 (c) Explanation of Appropriation:

8 The funding above represents an appropriation of a  
9 \$5,500,000 grant from the State of Florida Department of  
10 Economic Opportunity and \$2,500,000 from general fund/fund  
11 balance for the Cecil Mega Site Rail Spur project at the  
12 Cecil Commerce Center Mega Site (the "Project").

13 **Section 2. Purpose.** The purpose of the appropriation in  
14 Section 1 is to provide funding for the Project. The Grant Agreement  
15 authorized hereby provides \$5,500,000 of State grant funds for the  
16 construction of the Project by the City, in conjunction with the  
17 \$2,500,000 of City funds authorized hereby.

18 **Section 3. Capital Improvement Plan Amendment.** Ordinance  
19 2022-505-E, adopting the 2023-2027 Five-Year Capital Improvement Plan  
20 (the "CIP") for the City and certain of its independent agencies, is  
21 hereby amended to reflect this appropriation of funds to the Project,  
22 as more fully described in the Project Information Sheet attached  
23 hereto as **Exhibit 2** and incorporated herein by this reference. The  
24 City Council finds that the deferral of this amendment of the CIP  
25 until the next annual budget and CIP review will be detrimental to  
26 the best interests of the community because such deferral will  
27 unnecessarily delay completion of the Project.

28 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of  
29 this Ordinance requires the affirmative vote of two-thirds of the  
30 City Council members present at the meeting because of the CIP  
31 amendment set forth in this section. This Ordinance shall constitute

1 an amendment to Ordinance 2022-505-E. In all other respects, the  
2 Five-Year Capital Improvement Plan approved by Ordinance 2022-505-E  
3 shall remain unchanged and continue in full force and effect.

4 **Section 5. Florida Job Growth Infrastructure Grant**  
5 **Agreement Approved.** The Mayor, or his designee, and the Corporation  
6 Secretary are hereby authorized to execute and deliver, for and on  
7 behalf of the City, the Florida Job Growth Infrastructure Grant  
8 Agreement (the "Grant Agreement") substantially in the form placed  
9 **On File** with the Office of Legislative Services (with such "technical"  
10 changes as herein authorized), for the purpose of implementing the  
11 recommendations of the OED.

12 The Grant Agreement may include such additions, deletions, and  
13 changes as may be reasonable, necessary, and incidental for carrying  
14 out the purposes thereof, as may be acceptable to the Mayor or his  
15 designee, with such inclusion and acceptance being evidenced by  
16 execution of the Grant Agreement by the Mayor or his designee. No  
17 modification of the Grant Agreement may increase the financial  
18 obligations or the liability of the City and any such modification  
19 shall be technical only and shall be subject to appropriate legal  
20 review and approval of the General Counsel or his or her designee and  
21 all other appropriate action required by law. "Technical" is herein  
22 defined as including, but not limited to, changes in legal  
23 descriptions and surveys, descriptions of infrastructure improvements  
24 and/or any road project, ingress and egress, easements and rights of  
25 way, design standards, access and site plans which have no financial  
26 impact.

27 **Section 6. Requesting One Cycle Emergency Passage Pursuant**  
28 **to Council Rule 4.901 Emergency.** One cycle emergency passage of this  
29 legislation is requested. The nature of the emergency is that the  
30 funding authorized hereby relates to a redevelopment agreement for  
31 the development of an approximately 330 acre portion of the Mega Site

1 at Cecil Commerce Center that is the subject of separate legislation,  
2 and one cycle passage of this legislation will allow the Council to  
3 authorize the entire project and the funding therefor in the same  
4 time frame to avoid any unnecessary delays.

5 **Section 7. Oversight.** The Office of Economic Development  
6 shall oversee administration of the grant and project described  
7 herein.

8 **Section 8. 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/ John Sawyer

15 Office of General Counsel

16 Legislation Prepared By: John Sawyer

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