

LEGISLATIVE FACT SHEET

DATE: 06/14/19

BT or RC No: BT19-104
(Administration & City Council Bills)

SPONSOR: Office of Economic Development
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: Office of Economic Development

Provide Name: Kirk Wendland, Executive Director, Office of Economic Development (OED)

Contact Number: 255-5455

Email Address: kwendland@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation.

(Minimum of 350 words - Maximum of 1 page.)

In June 2017, IAVF Missions Springs LLC (the "Company") purchased the property located at 5121 Catoma Street and 5327 Timuquana Road and entered into a Payment in Lieu of Taxes (PILOT) Agreement with the City of Jacksonville per Ordinance 2017-162-E. Ordinance 2017-280-E created Section 111.925(b), Ordinance Code, which specifies that the PILOT payments must be deposited into the Neighborhood Enhancement Trust Fund for Mission Springs Apartments ("Trust Fund") and used for neighborhood enhancements within a 4-mile area around the facility. Boone Park is located within the defined 4 mile area and \$206,183 was budgeted in FY18/19 from the Trust Fund and transferred to Capital Projects to complete electrical and tennis court lighting upgrades, as defined in the CIP (Project PR0120-02).

Section 3 of the PILOT Agreement states that IAVF's obligation to make the payments is subject to exemption of the Facility from governmental property taxes or assessments. The Company made PILOT payments to the City for calendar years 2017 and 2018; however, the Facility was not tax-exempt at the time. As such, the City refunded the PILOT payments to the Company, as the payments were made in error. As a result, there are no longer enough funds available to complete the project at Boone Park N. This legislation will allow the project to be fully funded.

APPROPRIATION: Total Amount Appropriated: \$206,183 as follows:
 List the source name and provide Object and Subobject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name of State Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name of City of Jacksonville Funding Source(s):	From: <u>General Fund - Economic Grant Program</u>	Amount: <u>\$206,183</u>
	To: <u>Authorized Capital Projects - Boone Park Tennis N Courts</u>	Amount: <u>\$206,183</u>
Name of In-Kind Contribution(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name & Number of Bond Account(s):	From: _____	Amount: _____
	To: _____	Amount: _____

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

The existing electrical grid at Boone Park N will not support the electrical and tennis court lighting upgrades. In June 2017, IAVF Missions Springs LLC (the "Company") purchased the property located at 5121 Catoma Street and 5327 Timuquana Road and entered into a Payment in Lieu of Taxes (PILOT) Agreement with the City of Jacksonville per Ordinance 2017-162-E. Ordinance 2017-280-E created Section 111.925(b), Ordinance Code, which specifies that the PILOT payments must be deposited into the Neighborhood Enhancement Trust Fund for Mission Springs Apartments ("Trust Fund") and used for neighborhood enhancements within a 4-mile area around the facility. Boone Park is located within the defined 4 mile area and \$206,183 was budgeted in FY18/19 from the Trust Fund and transferred to Authorized Capital Projects.

Section 3 of the PILOT Agreement states that IAVF's obligation to make the payments is subject to exemption of the Facility from governmental property taxes or assessments. The Company made PILOT payments to the City for calendar years 2017 and 2018; however, the Facility was not tax-exempt at the time. As such, the City refunded the PILOT payments to the Company, as the payments were made in error. As a result, there are no longer enough funds available to complete the project at Boone Park N. This legislation will allow the project to be fully funded by transferring surplus funds from the General Fund - Economic Grant Program to Authorized Capital Projects.

ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:

	Yes	No
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Justification of Emergency: If yes, explanation must include detailed nature of emergency.

Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.

Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Note: If yes, note must include explanation of all-year subfund carryover language.

32E is an all years fund

CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.

Contract / Agreement Approval?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted?

Related RC/BT?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Attachment: If yes, attach appropriate RC/BT form(s).

Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.

Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.

Related Enacted Ordinances?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper.

2017-162-E, 2017-280-E, 2018-504-E

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:


	Yes	No
Continuation of Grant?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?

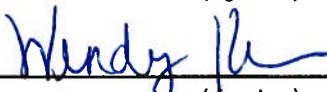
Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Requirements?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Attachment: If yes, attach appropriate form(s).

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating

Division Chief: 
(signature)

Date: 6/14/2019

Prepared By: 
(signature)

Date: 6/14/2019

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Roselyn Chall, Budget Office, St. James Suite 325

Thru: _____
(Name, Job Title, Department)
Phone: _____ E-mail: _____

From: Kirk Wendland, Executive Director, Office of Economic Development
Initiating Department Representative (Name, Job Title, Department)
Phone: 904-255-5455 E-mail: kwendland@coj.net

Primary Contact: Kirk Wendland, Executive Director, Office of Economic Development
Initiating Department Representative (Name, Job Title, Department)
Phone: 904-255-5455 E-mail: kwendland@coj.net

CC: Jordan Elsbury, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: jelsbury@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman, Office of General Counsel, St. James Suite 480
Phone: 904-630-4647 E-mail: psidman@coj.net

From: _____
Initiating Council Member / Independent Agency / Constitutional Officer
Phone: _____ E-mail: _____

Primary Contact: _____
(Name, Job Title, Department)
Phone: _____ E-mail: _____

CC: Jordan Elsbury, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: jelsbury@coj.net

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

Independent Agency Action Item: **Yes** **No**
Boards Action / Resolution?

Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED