

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

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4 **ORDINANCE 2024-34**

5 AN ORDINANCE APPROPRIATING \$508,030.00 IN GRANT  
6 FUNDING FROM THE FEDERAL EMERGENCY MANAGEMENT  
7 AGENCY ("FEMA") FUNDED THROUGH THE FLOOD  
8 MITIGATION ASSISTANCE GRANT PROGRAM, THROUGH THE  
9 STATE OF FLORIDA, DIVISION OF EMERGENCY  
10 MANAGEMENT ("FDEM"), TO FUND THE ACQUISITION OF  
11 PROPERTY LOCATED AT 5123 MARTHA ANN DRIVE,  
12 JACKSONVILLE, FLORIDA 32207 (RE# 133973-0140)  
13 AND THE DEMOLITION OF THE RESIDENTIAL STRUCTURE  
14 LOCATED THEREON, AS INITIATED BY B.T. 24-040;  
15 APPROVING AND AUTHORIZING THE MAYOR, OR HER  
16 DESIGNEE, AND THE CORPORATION SECRETARY, TO  
17 EXECUTE AND DELIVER, FOR AND ON BEHALF OF THE  
18 CITY OF JACKSONVILLE (THE "CITY") THAT CERTAIN  
19 FEDERALLY-FUNDED SUBAWARD AND GRANT AGREEMENT  
20 NUMBER B0205 BETWEEN THE CITY AND FDEM; AMENDING  
21 THE 2024-2028 FIVE-YEAR CAPITAL IMPROVEMENT PLAN  
22 APPROVED BY ORDINANCE 2023-505-E TO PROVIDE  
23 FUNDING FOR THE PROJECT ENTITLED "ACQUISITION  
24 AND DEMO OF A FLOODPRONE PROPERTY - MARTHA ANN  
25 DRIVE"; PROVIDING FOR OVERSIGHT BY THE  
26 JACKSONVILLE FIRE AND RESCUE DEPARTMENT,  
27 EMERGENCY PREPAREDNESS DIVISION; PROVIDING AN  
28 EFFECTIVE DATE.

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

31 **Section 1. Appropriation.** For the 2023-2024 fiscal year,

1 within the City's budget, there is hereby appropriated the indicated  
2 sum(s) from the account(s) listed in subsection (a) to the account(s)  
3 listed in subsection (b):

4 (B.T. 24-040, attached hereto as **Exhibit 1** and incorporated herein  
5 by this reference)

6 (a) Appropriated from:

7 See B.T. 24-040 \$508,030.00

8 (b) Appropriated to:

9 See B.T. 24-040 \$508,030.00

10 (c) Explanation of Appropriation:

11 The funding above represents a Flood Mitigation Assistance  
12 Grant Program ("FMAGP") award in the amount of \$508,030.00  
13 from the Federal Emergency Management Agency ("FEMA")  
14 through the State of Florida, Division of Emergency  
15 Management ("FDEM") for completion of the flood hazard  
16 mitigation project described in this Ordinance. No City  
17 match is required.

18 **Section 2. Purpose.** The purpose of the appropriation in  
19 Section 1 is to fund the acquisition of that certain property  
20 identified by the FEMA National Flood Insurance Program as a "Severe  
21 Repetitive Loss Property" located at 5123 Martha Ann Drive,  
22 Jacksonville, Florida 32207 (RE# 133973-0140), (the "Property") and  
23 to fund the demolition of the private residential structure located  
24 thereon, including removal of foundation slabs and debris on the  
25 Property, as approved by FDEM and FEMA in accordance with the FMAGP  
26 (the "Project"). Upon completion of the Project, the Property will  
27 be converted to green space and will become subject to a perpetual  
28 open space conservation easement, in accordance with FEMA  
29 requirements. All activities associated with the Project shall be  
30 completed in strict compliance with federal, state and local rules  
31 and regulations. The term of the grant, and period of performance,

1 shall begin upon the City and FDEM's execution of that certain  
2 Federally-Funded Subaward and Grant Agreement Number B0205 (the  
3 "Grant Agreement") and shall end on September 25, 2026.

4       **Section 3. Approval and Authorization to Execute**  
5 **Agreements.** There is hereby approved, and the Mayor, or her designee,  
6 and the Corporation Secretary are hereby authorized to execute and  
7 deliver, for and on behalf of the City, the Grant Agreement in  
8 substantially the same form as placed **On File** with the Office of  
9 Legislative Services, and any respective extensions or amendments  
10 thereto as necessary and appropriate to effectuate the intent of this  
11 Ordinance.

12       **Section 4. Capital Improvement Plan Amendment.** Ordinance  
13 2023-505-E, adopting the 2024-2028 Five-Year Capital Improvement Plan  
14 (the "CIP") for the City and certain of its independent agencies, is  
15 hereby amended to reflect this appropriation of funds to the project  
16 entitled "Acquisition and Demo of a Floodprone Property - Martha Ann  
17 Drive." This project is more fully described in the Project  
18 Information Sheet attached hereto as **Exhibit 2** and incorporated herein  
19 by this reference. The City Council finds that the deferral of this  
20 amendment of the CIP until the next annual budget and CIP review will  
21 be detrimental to the best interests of the community because such  
22 deferral will unnecessarily delay urgently-needed mitigation of this  
23 floodprone Property and the safe removal of residents from the  
24 immediate dangers of flooding. The Property is located in an area  
25 that is subject to persistent nuisance flooding and the Project will  
26 reduce future costs to the county, state and federal agencies that  
27 provide evacuation and rescue, emergency shelter, and debris removal  
28 services in the area.

29 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of  
30 this Ordinance requires the affirmative vote of two-thirds of the  
31 City Council members present at the meeting because of the CIP

1 amendment set forth in this section. This Ordinance shall constitute  
2 an amendment to Ordinance 2023-505-E. In all other respects, the  
3 Five-Year Capital Improvement Plan approved by Ordinance 2023-505-E  
4 shall remain unchanged and continue in full force and effect.

5       **Section 5. Oversight.** The Jacksonville Fire and Rescue  
6 Department, Emergency Preparedness Division, shall oversee Project,  
7 including administration of the Grant Agreement, as described herein.

8       **Section 6. 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/ Joelle J. Dillard

15 Office of General Counsel

16 Legislation prepared by: Joelle J. Dillard

17 GC-#1602946-v1-Leg\_2023\_Hazard\_Mitigation\_Grant\_-\_Martha\_Ann\_Drive\_Project\_(BT24-040).docx