

1 Introduced by Council Member Love:
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4 **ORDINANCE 2019-376**

5 AN ORDINANCE ESTABLISHING A NEIGHBORHOOD
6 ASSESSMENT PROGRAM (NAP) FOR THE ORTEGA POINT
7 NORTH NEIGHBORHOOD FOR UNDERGROUND POWER AND
8 COMMUNICATIONS IMPROVEMENTS, PURSUANT TO
9 CHAPTER 714 (NEIGHBORHOOD ASSESSMENT
10 PROGRAMS), PART 3 (UNDERGROUND POWER AND
11 COMMUNICATIONS PROGRAM AREA), *ORDINANCE CODE*;
12 IDENTIFYING JEA FOR NAP PROJECT PERFORMANCE;
13 EXPRESSING INTENT TO USE THE UNIFORM METHOD
14 FOR NON-AD VALOREM ASSESSMENTS, PURSUANT TO
15 SECTION 197.3632(3)(a), *FLORIDA STATUTES*;
16 DIRECTING DISTRIBUTION OF THIS ORDINANCE BY
17 LEGISLATIVE SERVICES; PROVIDING AN EFFECTIVE
18 DATE.

19
20 **WHEREAS**, property owners within the Ortega Point North
21 neighborhood filed a Petition for a Neighborhood Assessment Program
22 (NAP) for Underground Power and Communications Improvements,
23 pursuant to Chapter 714 (Neighborhood Assessment Programs), Part 3
24 (Underground Power and Communications Program Area), *Ordinance*
25 *Code*, and such Petition is **attached hereto** as **Exhibit 1**, dated May
26 16, 2019; and

27 **WHEREAS**, the Petition is signed by at least three-fourths (75
28 percent) of the owners of properties located within the area
29 benefited by the Underground Power and Communications Improvements;
30 and

31 **WHEREAS**, all other requirements of Chapter 714 (Neighborhood

1 Assessment Programs), Part 3 (Underground Power and Communications
2 Program Area), *Ordinance Code*, have been met; now, therefore

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

4 **Section 1. Establishing the Ortega Point North NAP.**

5 Pursuant to Chapter 714 (Neighborhood Assessment Programs), Part 3
6 (Underground Power and Communications Program Area), *Ordinance*
7 *Code*, the City Council hereby establishes the Ortega Point North
8 NAP, as defined in the Petition, **attached hereto** as **Exhibit 1**,
9 dated May 16, 2019. The estimated total Underground Power and
10 Communication Improvements cost is \$1,531,708. The estimated
11 annual non-ad valorem assessment, per parcel, is \$1,075.22, for
12 twenty (20) years.

13 **Section 2. Identifying JEA for NAP Project Performance.**

14 Pursuant to Section 714.304(f), *Ordinance Code*, JEA shall be the
15 government entity providing NAP financing and project performance
16 and shall undertake the completion of all work associated with the
17 planning, management, financing, supply of material and labor, and
18 overall construction of the Underground Power and Communication
19 Improvements. Pursuant to Section 714.305, *Ordinance Code*,
20 construction and all other project costs shall be initially funded
21 by JEA, and all costs incurred in support of the Underground Power
22 and Communication Improvements shall be reimbursed to JEA through
23 this NAP.

24 **Section 3. Expressing Intent to Use the Uniform Method**
25 **for the Levy, Collection, and Enforcement of Non-Ad Valorem**

26 **Assessments.** Pursuant to Section 197.3632(3)(a), *Florida Statutes*,
27 the City Council hereby expresses its intent to use the uniform
28 method for the levy, collection, and enforcement of non-ad valorem
29 assessments pursuant to the Ortega Point North NAP. This levy is
30 necessary to reimburse JEA for the initial funding of the
31 Underground Power and Communication Improvements, as described in

1 the Petition **attached hereto** as **Exhibit 1**, dated May 16, 2019. The
2 legal description of the boundaries of the real property subject to
3 the levy is included in the Petition, **attached hereto** as **Exhibit 1**,
4 dated May 16, 2019. Pursuant to Section 197.3632(4), *Florida*
5 *Statutes*, the City Council shall adopt the non-ad valorem
6 assessment roll at a public hearing prior to September 15, 2020.
7 This Ordinance shall serve as the Resolution required by Section
8 197.3632(3)(a), *Florida Statutes*.

9 **Section 4. Distribution by Legislative Services.**

10 Pursuant to Section 197.3632(3)(a), *Florida Statutes*, Legislative
11 Services is hereby directed to mail a copy of this Ordinance, as
12 enacted, to the Property Appraiser, the Tax Collector, and the
13 State of Florida Department of Revenue, Property Tax Oversight
14 Division.

15 **Section 5. Effective Date.** This Ordinance shall become
16 effective upon signature by the Mayor or upon becoming effective
17 without the Mayor's signature.

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19 Form Approved:

20
21 /s/ Shannon K. Eller

22 Office of the General Counsel

23 Legislation Prepared By: Shannon K. Eller

24 GC-#1267636-v1-Ortega_Point_North_Underground_Uilities_Petition