

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

2  
3  
4 **ORDINANCE 2023-212**

5 AN ORDINANCE APPROPRIATING \$5,600,000 FROM THE  
6 DEBT MANAGEMENT FUND, LONG TERM DEBT ISSUED  
7 ACCOUNT TO THE 2023 AUTHORIZED CAPITAL PROJECTS,  
8 CECIL WETLANDS - DM LAND ACCOUNT TO PROVIDE  
9 FUNDING FOR THE CECIL WETLANDS PROJECT AT THE  
10 CECIL MEGA SITE (THE "PROJECT"), AS INITIATED BY  
11 B.T. 23-071; AMENDING ORDINANCE 2022-504-E, THE  
12 FISCAL YEAR 2022-2023 BUDGET ORDINANCE, TO  
13 REPLACE THE FIFTH REVISED SCHEDULE B4 TO REFLECT  
14 THIS APPROPRIATION OF FUNDS TO THE PROJECT;  
15 AMENDING THE 2023-2027 FIVE-YEAR CAPITAL  
16 IMPROVEMENT PLAN APPROVED BY ORDINANCE 2022-505-  
17 E TO REFLECT THIS APPROPRIATION OF FUNDS TO THE  
18 PROJECT; PROVIDING FOR AN EFFECTIVE DATE.

19  
20 **BE IT ORDAINED** by the Council of the City of Jacksonville:

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

25 (B.T. 23-071, attached hereto as **Exhibit 1** and incorporated herein  
26 by this reference):

- 27 (a) Appropriated from:
- 28 See B.T. 23-071 \$5,600,000
- 29 (b) Appropriated to:
- 30 See B.T. 23-071 \$5,600,000
- 31 (c) Explanation of Appropriation:

1 The funding above represents an appropriation of a  
2 \$5,600,000 loan from the Debt Management Fund, Long Term  
3 Debt Issued account to the 2023 Authorized Capital  
4 Projects, Cecil Wetlands - DM Land account for the Cecil  
5 Wetlands Project at the Cecil Mega Site (the "Project").

6 **Section 2. Purpose.** The purpose of the appropriation in  
7 Section 1 is to provide funding for the Project. The U.S. Army Corp  
8 of Engineers ("USACOE") previously issued permits to the City for  
9 remediation of wetland areas on the Cecil Commerce Center Mega Site  
10 and those permits are set to expire on September 22, 2023. Work is  
11 needed to fill and/or mitigate the subject wetlands prior to permit  
12 expiration. The cost of this work is estimated to be \$5,600,000.  
13 This appropriation will constitute a loan from the City's Debt  
14 Management Fund that will accrue interest beginning on the date it  
15 is funded. The loan will be repaid, in full, with accrued interest,  
16 upon the sale of the Mega Site land at Cecil Commerce Center or may  
17 be repaid sooner in the event the Cecil Commerce Center Trust Fund  
18 receives sufficient revenues from additional consideration payments,  
19 land sales, or other sources.

20 **Section 3. Amending Ordinance 2022-504-E, the Fiscal Year**  
21 **2022-2023 Budget, to replace the Fifth Revised Schedule B4 to Reflect**  
22 **Funding for the Project.** Ordinance 2022-504-E, adopting the 2022-  
23 2023 fiscal year budget, is hereby amended to replace the Fifth  
24 Revised Schedule B4, entitled "FY 22-23 Debt Management Fund Detail",  
25 to reflect funding for the Project as authorized herein. The Sixth  
26 Revised Schedule B4 is attached hereto as **Exhibit 2** and incorporated  
27 herein by this reference.

28 **Section 4. Capital Improvement Plan Amendment.** Ordinance  
29 2022-505-E, adopting the 2023-2027 Five-Year Capital Improvement Plan  
30 (the "CIP") for the City and certain of its independent agencies, is  
31 hereby amended to reflect this appropriation of funds to the Project,

1 as more fully described in the Project Information Sheet attached  
2 hereto as **Exhibit 3** and incorporated herein by this reference. The  
3 City Council finds that the deferral of this amendment of the CIP  
4 until the next annual budget and CIP review will be detrimental to  
5 the best interests of the community because such deferral will  
6 unnecessarily delay completion of the Project.

7 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of  
8 this Ordinance requires the affirmative vote of two-thirds of the  
9 City Council members present at the meeting because of the CIP  
10 amendment set forth in this section. This Ordinance shall constitute  
11 an amendment to Ordinance 2022-505-E. In all other respects, the  
12 Five-Year Capital Improvement Plan approved by Ordinance 2022-505-E  
13 shall remain unchanged and continue in full force and effect.

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

17  
18 Form Approved:

19  
20           /s/ Mary E. Staffopoulos          

21 Office of General Counsel

22 Legislation prepared by: Mary E. Staffopoulos

23 GC-#1555515-v5-OED\_-\_Cecil\_Commerce\_Wetlands\_Proj\_Approp\_(BT23-071).docx