

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

2
3
4 **ORDINANCE 2022-684**

5 AN ORDINANCE APPROPRIATING A \$6,000,000 GRANT
6 AWARDED BY THE STATE OF FLORIDA DEPARTMENT OF
7 ENVIRONMENTAL PROTECTION ("FDEP") FOR THE
8 BEVERLY HILLS EAST SEPTIC TANK PHASE-OUT
9 PROJECT, AS INITIATED BY B.T. 22-115; AMENDING
10 THE 2022-2026 FIVE-YEAR CAPITAL IMPROVEMENT PLAN
11 APPROVED BY ORDINANCE 2021-505-E TO REFLECT FDEP
12 GRANT FUNDING FOR THE PROJECT; PROVIDING FOR
13 OVERSIGHT BY THE PUBLIC WORKS DEPARTMENT;
14 PROVIDING AN EFFECTIVE DATE.

15
16 **BE IT ORDAINED** by the Council of the City of Jacksonville:

17 **Section 1. Appropriation.** For the 2021-2022 fiscal year,
18 within the City's budget, there is hereby appropriated the indicated
19 sum(s) from the account(s) listed in subsection (a) to the account(s)
20 listed in subsection (b):

21 (B.T. 22-115, attached hereto as **Exhibit 1** and incorporated herein
22 by this reference)

- 23 (a) Appropriated from:
- 24 See B.T. 22-115 \$6,000,000
- 25 (b) Appropriated to:
- 26 See B.T. 22-115 \$6,000,000

27 (c) Explanation of Appropriation:
28 The funding above represents an appropriation of grant
29 funding in the amount of \$6,000,000 from the State of
30 Florida Department of Environmental Protection ("FDEP")
31 for the Beverly Hills East Septic Tank Phase-Out project

1 (the "Project"). No local match is required.

2 **Section 2. Purpose.** The purpose of the appropriation in
3 Section 1 is to provide funding to construct a new central gravity
4 sewer system and approximately 200 sewer hookups with septic tank
5 abandonments in the Beverly Hills East area. Beverly Hills is ranked
6 among the top three areas in Jacksonville with a priority need to
7 phase out failing septic tanks due to its location within close
8 proximity to impaired bodies of water. The City has identified 266
9 parcels in the Project area that have or could have onsite sewage
10 treatment and disposal systems (septic tanks) that can be eliminated.
11 The Project will entail construction of a new central gravity sewer
12 system, including installation of sewer laterals in the rights-of-
13 way to allow parcels with septic systems to connect to the new gravity
14 system. The Project will also involve the on-site abandonment of
15 septic systems for parcels with owner commitments and is anticipated
16 to result in a reduction in nutrient pollution in the Ribault River.
17 A copy of the State of Florida Department of Environmental Protection
18 Standard Grant Agreement (Agreement Number: LPA0177) providing the
19 terms and conditions relative to receipt and expenditure of the grant
20 funds has been placed **On File** with the Office of Legislative Services.

21 **Section 3. Capital Improvement Plan Amendment.** Ordinance
22 2021-505-E, adopting the 2022-2026 Five-Year Capital Improvement Plan
23 (the "CIP") for the City and certain of its independent agencies, is
24 hereby amended to reflect FDEP grant funding for the Project as more
25 fully described in the Project Information Sheet attached hereto as
26 **Exhibit 2** and incorporated herein by this reference. The City Council
27 finds that the deferral of this amendment of the CIP until the next
28 annual budget and CIP review will be detrimental to the best interests
29 of the community because such deferral will result in unnecessary
30 delay of the Project and loss of grant funding for the Project.

31 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of

1 this Ordinance requires the affirmative vote of two-thirds of the
2 City Council members present at the meeting because of the CIP
3 amendment set forth in this section. This Ordinance shall constitute
4 an amendment to Ordinance 2021-505-E. In all other respects, the
5 Five-Year Capital Improvement Plan approved by Ordinance 2021-505-E
6 shall remain unchanged and continue in full force and effect.

7 **Section 4. Oversight.** The Public Works Department shall
8 oversee administration of the grant and the Project described herein.

9 **Section 5. Effective Date.** This Ordinance shall become
10 effective upon signature by the Mayor or upon becoming effective
11 without the Mayor's signature.

12
13 Form Approved:

14
15 /s/ Mary E. Staffopoulos

16 Office of General Counsel

17 Legislation prepared by: Mary E. Staffopoulos

18 GC-#1522953-v1-Beverly_Hills_East_Septic_FDEP_Grant_Approp_(BT22-115).docx