

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

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4 **ORDINANCE 2025-661**

5 AN ORDINANCE APPROVING, AND AUTHORIZING THE  
6 MAYOR, OR HER DESIGNEE, AND THE CORPORATION  
7 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON  
8 BEHALF OF THE CITY, A TRANSFER AND MAINTENANCE  
9 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND  
10 THE STATE OF FLORIDA DEPARTMENT OF  
11 TRANSPORTATION (FDOT), PROVIDING FOR THE  
12 TRANSFER OF A 2.72± ACRE PARCEL OF REAL PROPERTY  
13 (R.E. NO. 132045-0000) (THE "PROPERTY") FROM  
14 FDOT TO THE CITY, FOR NO CONSIDERATION, AS AN  
15 ADDITION TO HENRY L. BROWN-KOOKER PARK, AND  
16 PROVIDING FOR CITY RESPONSIBILITY FOR THE  
17 OWNERSHIP, OPERATION, MAINTENANCE AND REPAIR OF  
18 THE PROPERTY; PROVIDING FOR CITY OVERSIGHT BY  
19 THE PARKS, RECREATION AND COMMUNITY SERVICES  
20 DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

21  
22 **WHEREAS,** the State of Florida Department of Transportation  
23 ("FDOT") acquired and owns a 2.72± acre parcel of real property at  
24 21<sup>st</sup> Street and Bennett Street, which was formerly a portion of the  
25 existing Henry L. Brown-Kooker Park, and upon which FDOT has since  
26 constructed a parking lot (R.E. No. 132045-0000) (the "Property");  
27 and

28 **WHEREAS,** FDOT desires to transfer the Property to the City,  
29 and City desires to acquire such Property, for no consideration, as  
30 an addition to Henry L. Brown-Kooker Park, and to assume the  
31 ownership, operation, maintenance, and repair obligations thereof,

1 subject to the terms of the Transfer and Maintenance Agreement  
2 described herein; now therefore

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

4 **Section 1. Transfer and Maintenance Agreement Approval and**  
5 **Authorization to Execute.** There is hereby approved, and the Mayor,  
6 or her designee, and the Corporation Secretary are hereby authorized  
7 to execute and deliver, for and on behalf of the City of Jacksonville,  
8 the Transfer and Maintenance Agreement between The State of Florida  
9 Department of Transportation ("FDOT") and the City of Jacksonville,  
10 Duval County, Florida (the "Agreement"), in substantially the same  
11 form attached hereto as **Exhibit 1**, and any ancillary or related  
12 documents or resolutions as may be required to effectuate the transfer  
13 of the Property and related maintenance obligations to the City. The  
14 Agreement authorizes the transfer of the Property and improvements  
15 thereon from FDOT to the City, for no consideration, via map transfer  
16 or any other means of conveyance as allowed by law, including by a  
17 Public Purpose Quitclaim Deed attached hereto as **Exhibit 2**, with the  
18 contingency that the Property remain open for public use. In addition,  
19 the Agreement transfers the responsibility for the operation,  
20 maintenance, and repair of the Property from the FDOT to City. Upon  
21 completion of the transfer, the City shall own, operate, maintain,  
22 and repair the Property and all improvements thereon at its sole  
23 expense. Should the Property cease to be used for a public purpose,  
24 ownership will revert to FDOT.

25 **Section 2. Oversight Department.** The Parks, Recreation and  
26 Community Services Department shall oversee administration of the  
27 Agreement described herein.

28 **Section 3. Effective Date.** This Ordinance shall become  
29 effective upon signature by the Mayor or upon becoming effective  
30 without the Mayor's signature.  
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1 Form Approved:

2  
3 /s/ Harry M. Wilson, IV

4 Office of General Counsel

5 Legislation Prepared By: Harry M. Wilson, IV

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