

1 Introduced by Council Member Love and amended by the Neighborhoods,
2 Community Services, Public Health & Safety Committee:

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5 **ORDINANCE 2019-376-E**

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

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21 **WHEREAS**, property owners within the Ortega Point North
22 neighborhood filed a Petition for a Neighborhood Assessment Program
23 (NAP) for Underground Power and Communications Improvements,
24 pursuant to Chapter 714 (Neighborhood Assessment Programs), Part 3
25 (Underground Power and Communications Program Area), *Ordinance*
26 *Code*, and such Petition is **attached hereto** as **Revised Exhibit 1**,
27 labeled as "Revised Exhibit 1, Revised Petition, June 17, 2019 -
28 NCSPHS"; and

29 **WHEREAS**, the Petition is signed by at least three-fourths (75
30 percent) of the owners of properties located within the area

1 benefited by the Underground Power and Communications Improvements;
2 and

3 **WHEREAS**, all other requirements of Chapter 714 (Neighborhood
4 Assessment Programs), Part 3 (Underground Power and Communications
5 Program Area), *Ordinance Code*, have been met; now, therefore

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

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

8 Pursuant to Chapter 714 (Neighborhood Assessment Programs), Part 3
9 (Underground Power and Communications Program Area), *Ordinance*
10 *Code*, the City Council hereby establishes the Ortega Point North
11 NAP, as defined in the Petition, **attached hereto as Revised Exhibit**
12 **1**, labeled as "Revised Exhibit 1, Revised Petition, June 17, 2019 -
13 NCSPHS". The estimated total Underground Power and Communication
14 Improvements cost is \$1,531,708. The estimated annual non-ad
15 valorem assessment, per parcel, is \$1,075.22, for twenty (20)
16 years.

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

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

28 **Section 3. Expressing Intent to Use the Uniform Method**
29 **for the Levy, Collection, and Enforcement of Non-Ad Valorem**
30 **Assessments.** Pursuant to Section 197.3632(3)(a), *Florida Statutes*,
31 the City Council hereby expresses its intent to use the uniform

1 method for the levy, collection, and enforcement of non-ad valorem
2 assessments pursuant to the Ortega Point North NAP. This levy is
3 necessary to reimburse JEA for the initial funding of the
4 Underground Power and Communication Improvements, as described in
5 the Petition **attached hereto** as **Revised Exhibit 1**, labeled as
6 "Revised Exhibit 1, Revised Petition, June 17, 2019 - NCSPHS". The
7 legal description of the boundaries of the real property subject to
8 the levy is included in the Petition. Pursuant to Section
9 197.3632(4), *Florida Statutes*, the City Council shall adopt the
10 non-ad valorem assessment roll at a public hearing prior to
11 September 15, 2020. This Ordinance shall serve as the Resolution
12 required by Section 197.3632(3)(a), *Florida Statutes*.

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

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

19 **Section 5. Effective Date.** This Ordinance shall become
20 effective upon signature by the Mayor or upon becoming effective
21 without the Mayor's signature.

22
23 Form Approved:

24
25 /s/ Shannon K. Eller

26 Office of the General Counsel

27 Legislation Prepared By: Shannon K. Eller

28 GC-#1289853-v1-2019-376-E