

# City of Jacksonville

117 W. Duval Street  
Jacksonville, FL 32202



## Agenda

**Thursday, February 15, 2024**

**1:00 PM**

**Council Chamber  
1st Floor, City Hall**

### **Jacksonville Waterways Commission**

*CM Jimmy Peluso, Chair*

*CM Mike Gay, Vice Chair*

*CM Tyrona Clark-Murray*

*CM Ken Amaro, Alternate*

*Jon Michael Barker*

*Robert Birtalan*

*Lane Burnett*

*Representative Kiyon Michael - Excused*

*Mark Devereaux*

*Andrew Fraden - Excused*

*Marc Hardesty*

*Richard Hartley*

*Richard J. Redick - Excused*

*Jill Haskell - General Public Rep.*

*Jack Meeks, Ex-Officio*

*Adam Hoyles, Ex-Officio - Excused*

*Rebecca Bolton & Vanessa Galan, Legislative Assistants*

*Shannon MacGillis, Office of General Counsel*

*Dr. Gerard Pinto, Jacksonville University*

*Eamon Webb, Chief of Research*

*Jim Suber, Waterways Coordinator*

1. **Call To Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Approval of Minutes**
5. **St. Johns River Status Report on Water Quality & Manatees**

Contact:

Dr. Gerard Pinto, JU

6. **Public Comment**
7. **New Business**

[2024-0073](#)

**Contact:**

**James  
Richardson,  
EPB**

ORD Approp \$122,091.00 in Fund Bal from the Environmental Protection Fund to Assist in the Ecological Restoration of Hogans Creek by Prov Funding to Groundwork Jacksonville, Inc. for a Water Quality Credit Pilot Proj in the Branches Off of Hogans Creek; Prov a Carryover of Funds thru 9/30/25; Invoking the Exception of Sec 126.107(g) (Exemptions), Ch 126 (Procurement Code), Ord Code, to Direct Contract With Groundwork Jacksonville, Inc.; Apv & Auth the Mayor, or Her Desig, & the Corp Sec to Execute & Deliver That Certain Funding Agrmt btwn the City & Groundwork Jacksonville, Inc.; Waiving Sec 110.112 (Advance of City Funds; Prohibition Against), Pt 1 (the City Treasury), Ch 110 (City Treasury), Ord Code, to Allow for a Partial Advance Payment by the City; Prov for City Oversight by the Neighborhoods Department, Environmental Quality Div; Req Annual Reports & a Final Report to Jacksonville Environmental Protection Board (B.T. 24-054) (Dillard) (Req of Mayor) (Co-Sponsor CM Clark-Murray)

1/23/24 CO Introduced: R, F, TEU, JWC

2/5/24 R Read 2nd & Rerefer

2/6/24 F Read 2nd & Rerefer

2/6/24 TEU Read 2nd & Rerefer

Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 2/13/24

[2024-0079](#)

**Contact:**  
**Brian Burket,**  
**Parks**

ORD Auth the Mayor to Apply to the Florida Inland Navigation Dist (FIND) for 2024 Grants to Undertake Specified Waterways-Related Projs; Auth the Mayor, or Her Desig, & the Corp Sec to Execute & Deliver All Grant Agrmts btwn the City & FIND, as Well as All Docs Related to Such Grants; Acknowledging Willingness to Meet Funding Requirements; Prov for City Oversight by the Parks, Recreation & Comm Svcs (Dillard) (Req of Mayor)  
1/23/24 CO Introduced: NCSPHS, F, JWC  
2/5/24 NCSPHS Read 2nd & Rerefer  
2/6/24 F Read 2nd & Rerefer  
Public Hearing Pursuant to Ch 166, F.S. & CR 3.601 - 2/13/24

## 8. Old Business

### a. St. Johns River Shoaling Task Force Update

Contact:  
CM Gay

### b. River Accord Task Force Update

Contact:  
CM Peluso

### c. Derelict Vessel Task Force Update

Contact:  
CM Peluso & Commissioner Barker

## 9. Adjournment

**Pursuant to the American with Disabilities Act, accommodations for persons with disabilities are available upon request. Please allow 1-2 business days notification to process; last minute requests will be accepted; but may not be possible to fulfill. Please contact Disabled Services Division at: V 904-255-5466, TTY-904-255-5476, or email your request to KaraT@coj.net.**

# City of Jacksonville

117 W. Duval Street  
Jacksonville, FL 32202



## Meeting Minutes

Thursday, January 11, 2024

1:00 PM

Council Chamber  
1st Floor, City Hall

### Jacksonville Waterways Commission

*CM Jimmy Peluso, Chair*

*CM Mike Gay, Vice Chair*

*CM Tyrona Clark-Murray*

*CM Ken Amaro, Alternate*

*Jon Michael Barker*

*Robert Birtalan*

*Lane Burnett*

*Representative Kiyon Michael - Excused Absence*

*Mark Devereaux - Late Arrival 1:05*

*Andrew Fraden*

*Marc Hardesty - Excused Absence*

*Richard Hartley - Excused Absence*

*Richard J. Redick*

*Jill Haskell - General Public Rep.*

*Jack Meeks, Ex-Officio*

*Adam Hoyles, Ex-Officio*

*Rebecca Bolton & Vanessa Galan, Legislative Assistants*

*Rita Mairs, Office of General Counsel*

*Dr. Gerard Pinto, Jacksonville University*

*Eamon Webb, Chief of Research*

*Jim Suber, Waterways Coordinator*

**Meeting Convened: 1:00 PM****Meeting Adjourned: 2:13 PM****1. Call To Order****2. Roll Call**

**Present** 7 - Commissioner Robert Birtalan, Ex-Officio Adam Hoyles, Commissioner Andrew Fraden, Commissioner Tyrona Clark-Murray, Commissioner Jill Haskell, Chair Jimmy Peluso, and Vice Chair Mike Gay

**Excused** 1 - Commissioner Richard Hartley

**3. Pledge of Allegiance****4. Approval of Minutes**

CM Peluso shared that Shannon MacGillis will be the new representative for the Office of the General Counsel for the Commission.

The minutes from the previous meeting were approved.

Peggy Sidman, Council Director, explained the new voting machine technology to the Commission.

**5. St. Johns River Status Report on Water Quality & Manatees**

Contact:

Dr. Gerard Pinto, JU

Dr. Gerard Pinto gave a report on water quality in the St. Johns River system. The average temperature at the time of this report was around 57°F. Salinity levels were lower than usual as a result of high rainfall. Rainfall in January was already 1.6 inches above normal levels due to recent severe weather systems. There were no new algae blooms or new reports on manatee incidents since the last meeting.

Commissioner Barker asked Dr. Pinto about a spike in temperature at the JU sensor, and Dr. Pinto explained that this type of spike was most likely caused by an issue with the sensor.

**6. Public Comment**

John Nooney spoke about the importance of public access to waterways, noting that he was looking for a sponsor for a FEMA house on Pottsburg Creek and was looking forward to the introduction of zones along the Riverwalk where alcohol would be permitted.

**7. New Business**

**[2023-0821](#)** ORD Transmitting to the State of FL's Various Agencies for Review, a Proposed Large-Scale Revision to the FLUM Series of the 2045 Comp Plan, at 0 Pecan Park Rd & 0 Arnold Rd, btwn Arnold Rd & JIA - (229.01± Acres) - AGR & PBF to LI - Subema, LLC (R.E. # 019583-0000 & 019606-0000 (Portion)) (Appl #

L-5872-23A) (Dist. 8-Gaffney, Jr.) (Parola) (LUZ) (PD & PC Apv) (JWC Apr w/Conds)

11/28/23 CO Introduced: LUZ, JWC

12/5/23 LUZ Read 2nd & Rerefer

12/12/23 CO Read 2nd & Rerefer

1/10/24 CO PH Addn'tl 1/23/24

LUZ PH - 1/17/24

Public Hearing Pursuant to Sec 163.3187, F.S. & Ch 650, Pt 4, Ord Code - 1/10/24 & 1/23/24

Ed Lukacovic of the Planning Department gave a presentation on bill 2023-0821, a large-scale land use amendment to a 229-acre property on the Northside of Jacksonville, changing the property from agricultural to light-industrial. Mr. Lukacovic explained that this large-scale land use amendment was brought before this commission because of the Category 3 wetlands on the property and because of Seaton Creek's running through the property. A solar farm is positioned to the north of the property. JIA owns land to the south of the property that it uses as possible runway space if the area ever experiences rapid growth to the point of needing another runway. The property to the north of this property is already zoned for light industrial. Mr. Lukacovic explained that this large-scale land use amendment would need to be approved by the State before any specific PUDs were filed.

CM Clark-Murray asked Michael Sittner, representing the applicant, how the developer plans to use the land once the large-scale land use amendment is completed. Mr. Sittner explained that because the state would need to approve the large-scale amendment, the developer could not discuss any specific plans at this time. Any specific PUD would need to go before the Council for approval. CM Clark-Murray also asked whether the proximity to the airport would limit what could be developed on this property; Mr. Sittner stated development would be limited by the proximity of the property to the airport but that JIA had already written a letter of no objection to the amendment, which had already been put on record.

Commissioner Deveraux asked whether the abutting property, owned but unused by JIA, would pose a problem 30 years down the road. Mr. Lukacovic explained that JIA has owned this property for longer than 30 years; it is a contingency plan for unlikely levels of growth. Commissioner Deveraux noted that the Northside could experience massive growth as did Mandarin several decades ago. CM Peluso clarified that the property owned by JIA abutted the property to the south and was not part of the property.

CM Gay asked whether the developer would need to build an egress over Seaton Creek, and Mr. Lukacovic stated that a road built over the creek would need to be designed and approved with a 100-year-storm in mind. Peter Ma, representing the applicant, stated that the developer will need to build a driveway over the creek but noted that many different departments within the City would need to approve this driveway once it was planned.

CM Gay noted that this bill would be the last chance the JWC would get to opine on this change; the developer could not explain specifics of their plans for the property before state-approval, but the Council would then be acting quasi-judicially on the specific plans, which would likely not be sent before JWC.

Commissioner Fraden asked whether single-family homes could currently be built on the property, and Mr. Lukacovic specified that they could be but that there is little demand for homes on a property abutting an airport runway. Commissioner Fraden asked how the wetlands on the property would affect development, and Mr. Lukacovic responded that the developer would have to mitigate any effect caused by building on wetlands but that all wetlands on the property were Category 3.

Ex-officio member Meeks stated to CM Peluso that he believed the JWC to be in an unideal position to weigh in on the amendment because of the lack of specifics regarding the developer's plans. CM Peluso agreed and stated that the JWC could condition approval of the amendment on returning to JWC after state approval. Rita Mairs, Office of the General Counsel, noted that this would be a quasi-judicial bill.

The quasi-judicial status of the bill would require that the JWC only act in an advisory capacity upon return of the matter and that CMs would not be able to weigh in on any quasi-judicial matter in which they would be involved. Jim Suber, Waterways Coordinator, noted that discussion could be limited to this specific land use amendment.

Commissioner Barker echoed the concern that it is difficult for the Commission to approve this land use amendment without knowing how the property will be developed because of this change. Mr. Sittner explained that approving a large-scale land use amendment to be approved by the state before any specific PUDs are filed is standard procedure; he also stated that development would need to receive variance exceptions due to building height restrictions.

Commissioner Birtalan noted that single-family homes could be built on the property as it was currently zoned, and anyone looking to build a single-family home on the property would need to get it approved as a quasi-judicial ordinance through LUZ, as this property was currently zoned as agricultural. He stated that it would be a bigger concern for homes to be abutting an airport runway than it would be for light industrial development to abut the runway.

CM Peluso confirmed with Ms. Mairs that the Commission was in the correct posture to approve the bill with the condition that it would return to the JWC, with the Commission acting in an advisory manner and with Council Members being unable to opine.

The bill was approved with the condition by the Commission.

**2024-0030** ORD Approp \$11,424,000.00 in Grant Funds from the FL Dept of Environmental Protection (FDEP) to Provide Funding for the Northbank Riverwalk - Northbank Bulkhead Proj; Apv & Auth the Mayor, or Her Designee, & the Corp Sec to Execute & Deliver, for & on Behalf of the City an Agrmt btwn the City & FDEP Re the Proj; Amend the 24-28 5-Yr CIP Appvd by Ord 2023-505-E to Reflect this Approp of Funds; Prov for Oversight by the Dept of Public Works, Engineering & Construction Mgmt Div (B.T. 24-042) (Dillard) (Req of Mayor) (Co-Sponsor CM Clark-Murray) (JWC Apv)  
1/10/24 CO Introduced: NCSPHS, F, JWC  
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/23/24

Robin Smith, Chief of Engineering Construction Management, explained that the City had received this grant for the Northbank Bulkhead project.

**2024-0033** ORD Approp \$2,500,000.00 from the Northbank Riverwalk - Northbank Bulkhead Proj to the Southbank Bulkhead Proj to Pay for Increased Construction Costs; Amend the 24-28 5-Yr CIP Appvd by ORD 2023-505-E to Transfer Funding to the Southbank Bulkhead Proj (B.T. 24-041) (Dillard) (Req of Mayor) (Co-Sponsor CM Clark-Murray) (JWC Apv)  
1/10/24 CO Introduced: NCSPHS, F, JWC  
Public Hearing Pursuant to Ch 166, F.S. & C.R. 3.601 - 1/23/24



Robin Smith, Chief of Engineering Construction Management, explained that this bill moved funds from the Northbank Bulkhead project to the Southbank Bulkhead project. Bill Delaney, Council Liaison of the administration, explained the importance of this project to the riverfront parks system.

CM Clark-Murray clarified with Mr. Smith that this bill would move grant funds from the Northbank Bulkhead project to the Southbank Bulkhead project. CM Gay asked whether this could potentially violate the grant agreement, and Mr. Smith responded that it would not. CM Gay asked why the City would not apply for both projects, and Mr. Smith responded that the City pursued the grant for the more expensive project, which is the Northbank Bulkhead project.

CM Peluso stated that these projects were very important for increasing public access to waterways.

Commissioner Barker asked whether the project would be in compliance with resiliency standards, and Mr. Smith responded that there was currently no standard but that the City had been working to achieve resiliency with this project, with the potential for the bulkheads to be raised two feet in the future.

## **8. Old Business**

### **a. St. Johns River Shoaling Task Force Update**

Contact:  
CM Gay

CM Gay stated that he was setting up a meeting for the next week to discuss funding sources for the Jacksonville University study and to get all stakeholders who need to be involved in solving the shoaling issue on the same page.

### **b. River Accord Task Force Update**

Contact:  
CM Peluso

CM Peluso announced that there would be a River Accord Task Force meeting at 10 AM in the Lynwood Roberts room the next Friday, 1/19. The Task Force would be evaluating the success of the previous River Accord and discussing what the goals of a new River Accord would be.

CM Peluso noted that it might be useful to convene another task force to discuss policy on how derelict vessels are handled. Jim Suber, Waterways Coordinator, stated that laws were already on the books concerning derelict vessels, but law enforcement struggled with procedures detailing what to do in specific situations. Commissioner Barker expressed his interest in potentially chairing this task force. Rita Mairs, Office of the General Counsel, clarified that Jim Suber was technically "staff" on JWC which meant members of JWC could communicate with him about the task force in compliance with Sunshine Law.

Commissioner Burnett stated that the process of handling derelict vessels should be like a "recipe" for law enforcement. Captain Suber noted that a big issue in derelict vessel policy is the moving of vessels from "at-risk" status to "derelict" status. CM Peluso asked Captain Suber whether it would be possible to receive a briefing on derelict vessels at the next JWC meeting, and Captain Suber stated that he would work on it.

## 9. Adjournment

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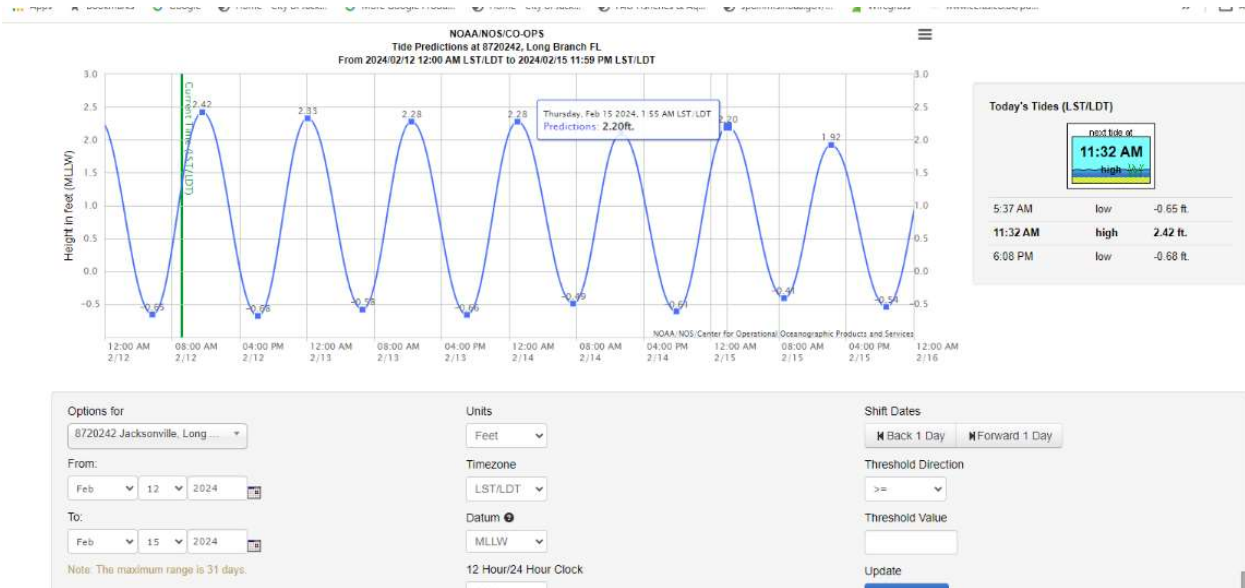
Minutes:

Eamon Webb, EWebb@coj.net

(904) 255-5140

Posted: 1/12/24, 5:00 PM

# SJR Water Quality 2/12/2024 High Tide at 11:30



Options for: 8720242 Jacksonville, Long Branch FL

From: Feb 12 2024

To: Feb 15 2024

Note: The maximum range is 31 days.

Units: Feet

Timezone: LST/LDT

Datum: MLLW

12 Hour/24 Hour Clock

Shift Dates: Back 1 Day Forward 1 Day

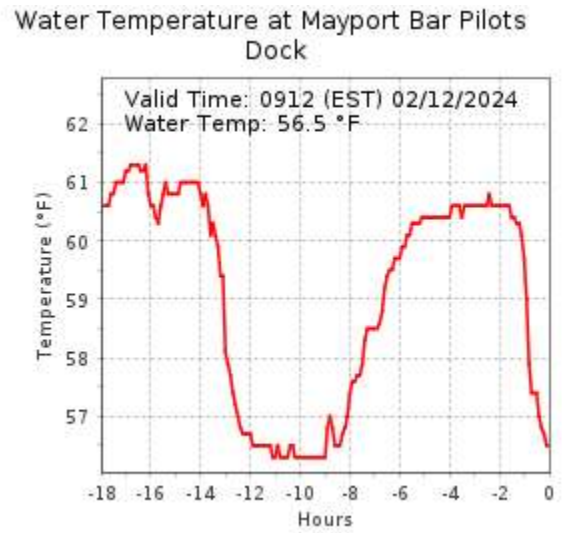
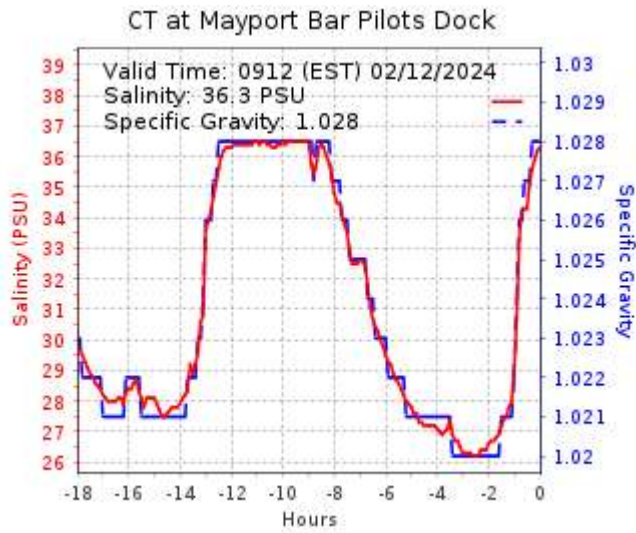
Threshold Direction: >=

Threshold Value: [ ]

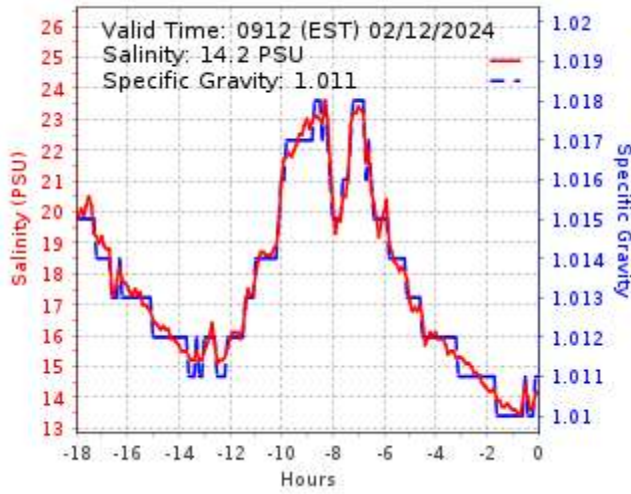
Update

Time 09:17 2/12/2024 [HT@11:30](#)

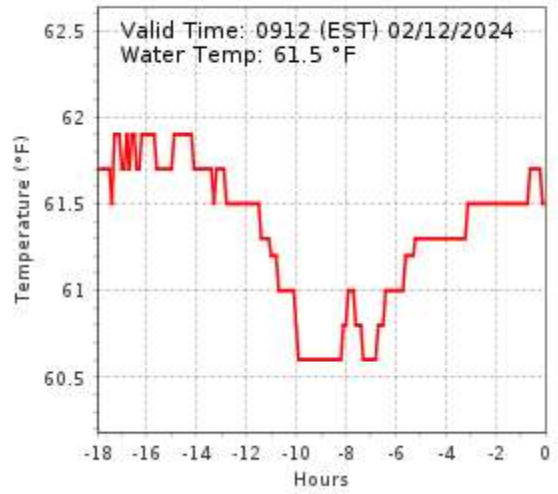
Salinity 02/12/2024	Station	Temp °F 02/12/2024
26-36	Mayport	57-61
14-24	Dames	61-62
7-12	JU	62-64
0.3-5	Buckman	61-63
6-10	Downtown	57-63



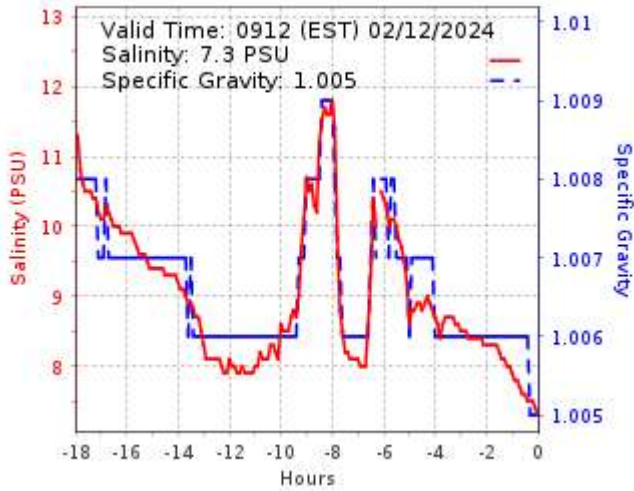
CT at Dames Point



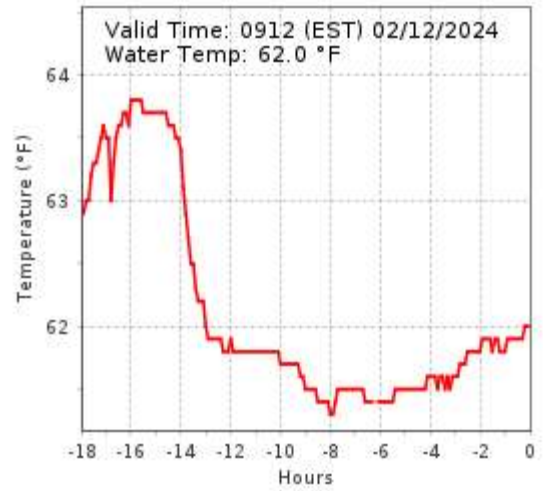
Water Temperature at Dames Point



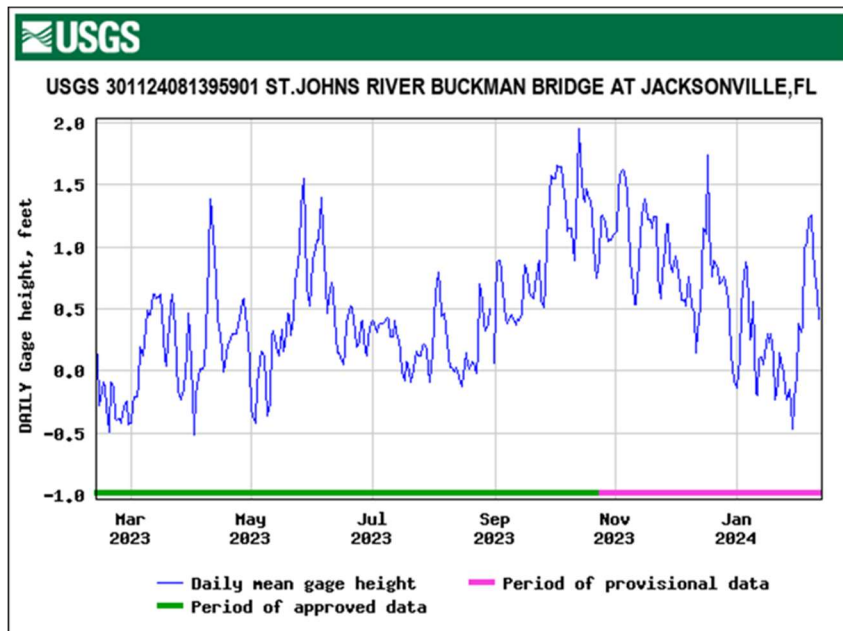
CT at Jacksonville University



Water Temperature at Jacksonville University



**LEVELS**



**RAINFALL**

Rainfall Inches 2024			Rainfall Inches 2024			Rainfall Inches 2023	
NOAA Online weather data			JAX INT			SJRWMD 2023	
Month	NOW data mean	Obs. Value	Obs Jax INT	Departure		SJRWMD Obs.	Departure
Jan	2.69	4.02	4.02	0.74		1.48	-1.2
Feb	2.94		0.53	-0.57		1.99	-0.999
Mar	3.33					3.763	0.353
Apr	2.98					3.625	1.015
May	3.56					3.811	0.551
Jun	7.4					7.974	1.704
Jul	6.77					8.392	1.722
Aug	7.05					3.573	-3.417
Sep	7.38					6.186	-0.744
Oct	2.9					4.29	0.16
Nov	2.09					3.57	1.59
Dec	2.85					5.56	3.02
SUM	51.89	4.02	4.55	0.17		54.21	3.76

**HABs**

Nothing to report in the area.

Drs Lake center 1/11 - no algae blooms

SJR Center Nr. Drs 1/11 - mixed algae, no dominant species/HABs

**MANATEE MORTALITY**

2 Total, NO Watercraft deaths.

1 Cold Stress 1/20/2024 Durbin Creek, Jacksonville.

1 Not necropsied 1/20/2024 Atlantic Ocean, Neptune Beach.

In FLORIDA 6WC and 61 Total year to date

MANATEE NUMBERS @ BLUE SPRING record 932 (1/21), previously 736 (1/1). River Temp ~50°F, Air 30's.

Times Union Article on Tuesday 02/06/2024 Sections B1 & B5

1 Introduced by the Council President at the request of the Mayor:  
2  
3

4 **ORDINANCE 2024-73**

5 AN ORDINANCE APPROPRIATING \$122,091.00 IN FUND  
6 BALANCE FROM THE ENVIRONMENTAL PROTECTION FUND  
7 TO ASSIST IN THE ECOLOGICAL RESTORATION OF  
8 HOGANS CREEK BY PROVIDING FUNDING TO  
9 GROUNDWORK JACKSONVILLE, INC. FOR A WATER  
10 QUALITY CREDIT PILOT PROJECT IN THE BRANCHES  
11 OFF OF HOGANS CREEK, AS INITIATED BY B.T. 24-  
12 054; PROVIDING A CARRYOVER OF FUNDS THROUGH  
13 SEPTEMBER 30, 2025; INVOKING THE EXCEPTION OF  
14 SECTION 126.107(G) (EXEMPTIONS), CHAPTER 126  
15 (PROCUREMENT CODE), *ORDINANCE CODE*, TO DIRECT  
16 CONTRACT WITH GROUNDWORK JACKSONVILLE, INC.;  
17 APPROVING AND AUTHORIZING THE MAYOR, OR HER  
18 DESIGNEE, AND THE CORPORATION SECRETARY TO  
19 EXECUTE AND DELIVER THAT CERTAIN FUNDING  
20 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND  
21 GROUNDWORK JACKSONVILLE, INC.; WAIVING  
22 SECTION 110.112 (ADVANCE OF CITY FUNDS;  
23 PROHIBITION AGAINST), PART 1 (THE CITY  
24 TREASURY), CHAPTER 110 (CITY TREASURY),  
25 *ORDINANCE CODE*, TO ALLOW FOR A PARTIAL ADVANCE  
26 PAYMENT BY THE CITY; PROVIDING FOR CITY  
27 OVERSIGHT BY THE NEIGHBORHOODS DEPARTMENT,  
28 ENVIRONMENTAL QUALITY DIVISION; REQUIRING  
29 ANNUAL REPORTS AND A FINAL REPORT TO  
30 JACKSONVILLE ENVIRONMENTAL PROTECTION BOARD;  
31 PROVIDING AN EFFECTIVE DATE.

1  
2 **BE IT ORDAINED** by the Council of the City of Jacksonville:

3 **Section 1. Appropriation.** For the 2023-2024 fiscal  
4 year, within the City's budget, there are hereby appropriated the  
5 indicated sum(s) from the account(s) listed in subsection (a) to  
6 the account(s) listed in subsection (b):

7 (Revised B.T. 24-054 attached hereto as **Exhibit 1** and incorporated  
8 herein by this reference)

9 (a) Appropriated from:

10 See Revised B.T. 24-054 \$122,091.00

11 (b) Appropriated to:

12 See Revised B.T. 24-054 \$122,091.00

13 (c) Explanation of appropriation

14 The funding above is appropriating fund balance from the  
15 Environmental Protection Fund to fund a water quality  
16 credit pilot project in the branches section of McCoys  
17 Creek (the "Project").

18 **Section 2. Purpose.** The purpose of the appropriation in  
19 Section 1 is to provide funding to Groundwork Jacksonville, Inc.  
20 ("Groundwork") for the Project which shall be completed pursuant  
21 to the terms, conditions and scope of work more particularly  
22 described in that certain Funding Agreement between the City of  
23 Jacksonville and Groundwork Jacksonville, Inc., as approved and  
24 authorized in Section 5 below. The Environmental Protection Board  
25 approved this expenditure of the Environmental Protection Fund at  
26 its meeting on August 21, 2023.

27 **Section 3. Carryover.** The funds appropriated in Section  
28 1 of this Ordinance shall not lapse but shall carryover into fiscal  
29 year 2024-2025.

30 **Section 4. Invoking the exception pursuant to Section**  
31 **126.107(g), Ordinance Code.** The City is hereby authorized to enter

1 into the Agreement authorized in Section 5 below. Pursuant to Section  
2 126.107(g) (Exemptions), Part 1 (General Regulations), Chapter 126  
3 (Procurement Code), *Ordinance Code*, such procurement is exempted from  
4 competitive solicitation because the supplies of services are to be  
5 provided by those specifically prescribed within authorizing  
6 legislation that appropriates the same. With the exception of the  
7 foregoing, all other provisions of Chapter 126, *Ordinance Code*, shall  
8 remain in full force and effect.

9 **Section 5. Approval and Authorizing the Agreement.** There  
10 is hereby approved, and the Mayor or her designee, and the Corporation  
11 Secretary are hereby authorized, to execute and deliver, for and on  
12 behalf of the City, that certain Funding Agreement between the City  
13 of Jacksonville and Groundwork Jacksonville, Inc. (the "Agreement"),  
14 substantially in the form placed **On File** with the Office of  
15 Legislative Services, and any respective extension or amendments  
16 thereto as necessary and appropriate to effectuate the intent of this  
17 ordinance.

18 **Section 6. Waiving Section 110.112, Ordinance Code.** Section  
19 110.112 (Advance of City funds; prohibition against), Part 1 (The  
20 City Treasury), Chapter 110 (City Treasury), *Ordinance Code*, is hereby  
21 waived to allow for a partial advance payment as described in the  
22 Agreement.

23 **Section 7. Oversight Department.** The Neighborhoods  
24 Department, Environmental Quality Division, shall oversee the  
25 Project.

26 **Section 8. Reports.** Annual reports shall be submitted by  
27 Groundwork to the City's Environmental Protection Board on September  
28 15<sup>th</sup> of each year through September 30, 2025. A final report shall  
29 be submitted at the conclusion of the Project.

30 **Section 9. Effective Date.** This Ordinance shall  
31 become effective upon signature by the Mayor or upon becoming



1 effective without the Mayor's signature.

2

3 Form Approved:

4

5 /s/ Joelle J. Dillard

6 Office of General Counsel

7 Legislation Prepared By: Joelle J. Dillard

8 GC-#1606262-v1-Leg\_2024\_-\_Water\_Quality\_Credit\_Pilot\_Program\_-\_Groundwork\_(BT\_24-054).docx

City of Jacksonville, Florida  
Request for Budget Transfer Form

Neighborhoods/Environmental Quality/Environmental Protection Board  
Department or Area Responsible for Contract / Compliance / Oversight

All  
Council District(s)

Reversion of Funds: (if applicable) Fund / Center / Account / Project \* / Activity / Interfund / Future  
N/A

Fiscal Yr(s) of carry over (all-years funds do not require a carryover)  
Through FY24

Section of Code Being Waived (if applicable): Sections 110.112, 111.755 and 360.602, 118.107

CIP (yes or no): No

Justification for Waiver

At the Jacksonville Environmental Protection Board (JEPB) hearing on August 21, 2023, board members discussed the necessity of exceptions to ordinance code provisions, and determined that the use of the funds for this project was a worthwhile and beneficial use of trust fund monies. A waiver of Section 110.112 Ordinance Code is needed as the initial payment is contemplated before the project completion. A waiver of Section 118.107 is needed in order to allow for a direct contract with Groundwork Jacksonville without competitive evaluation. In addition, an exception to Section 126.107(g), Ordinance Code (supplies or services to be provided by those specifically prescribed within authorizing legislation that appropriates the same), is needed as Groundwork Jacksonville will be named in the legislation. The proposal was favorably approved by unanimous decision of the Board.

ALM: BT revised to cleanup all-year's balances

Justification for / Description of Transfer:

To appropriate fund balance from the Environmental Protection Trust Fund to fund a water quality credit pilot project in the branches off of McCoys Creek. Groundwork Jacksonville will conduct this pilot project for the City of Jacksonville.

Net Amount Appropriated and/or Transferred: \$122,091.00

\* This element of the account string is titled project but it houses both projects and grants.

CITY COUNCIL

Requesting Council Member:

CM's District:

Requesting Council Member:

CM's District:

Prepared By:

Ordinance:

OFFICE OF THE MAYOR

BUDGET ORDINANCE  TRANSFER DIRECTIVE

TD / BT Number: BT24-054

Date Rec'd.	Date Fwd.	Approved	Disapproved
12/13/23	12/13/23	<i>[Signature]</i>	
1/8/24	1/13/24	<i>[Signature]</i>	
12/28/23	1-12-24	<i>[Signature]</i>	

ALM: detail page revised 1/13/24

Date of Action By Mayor: JAN 08 2024

Approved: *[Signature]*

Division Chief: *[Signature]*

Date Initiated: 11/13/23

Prepared By: *[Signature]* James Richardson, JEPB Administrator

Phone Number:

Initiated / Requested By (if other than Department):

APPROVED BY  
MAYOR'S BUDGET  
REVIEW COMMITTEE

DATE: JAN 08 2024

6)  
1-8-24

**Budget Transfer Line Item Detail**

\* This element of the account string is titled project but it houses both projects and grants.

Budget Office approval does not confirm; whether or not a grant requires a new 1Cloud grant number nor the availability or use of prior-year revenue and/or the use of fund balance appropriations in all-years subfunds.

Budget Officer Initials - ALM revised BT detail page

(a) Accounting to revise actuals to new budget amount  
 (b) Accounting to remove actuals

**TRANSFER FROM:** (Revenue line items in this area are being appropriated and expense line items are being de-appropriated.)

Rev Exp	Fund Title	Activity / Grant / Project Title	Line Item / Account Title	Amount	Fund	Center	Accounting Codes				
							Account	Project *	Activity	Interfund	Future
Rev	Environmental Protection	Environmental Regulation Program	Environmental Fees	\$122,091.00	15301	173101	354070	000000	00000448	00000	0000000
Budget Office 1Cloud All Years Corrections: Removes Fund Balance Appropriations and approp operating revenue											
Rev	Environmental Protection	Environmental Regulation Program	Environmental Fees	\$686,165.82	15301	173101	354070	000000	00000448	00000	0000000
Total:				\$808,256.82							

**TRANSFER TO:** (Revenue line items in this area are being de-appropriated and expense line items are being appropriated.)

Rev Exp	Fund Title	Activity / Grant / Project Title	Line Item / Account Title	Amount	Fund	Center	Accounting Codes				
							Account	Project *	Activity	Interfund	Future
Exp	Environmental Protection	Environmental Regulation Program	Misc Services and Charges	\$122,091.00	15301	173101	549040	000000	00000448	00000	0000000
Budget Office 1Cloud All Years Corrections: Removes Fund Balance Appropriations and approp operating revenue											
Rev	Environmental Protection	Fund Level Activity	Transfer from Fund Balance	\$402,241.00	15301	191015	389010	000000	00000446	00000	0000000 (b)
Rev	Environmental Protection	Environmental Regulation Program	Transfer from Fund Balance	\$152,545.43	15301	173101	389010	000000	00000448	00000	0000000 (b)
Rev	Environmental Protection	Fund Level Activity	Transfer from Fund Balance	\$131,379.39	15301	191015	389010	000000	00000448	00000	0000000 (a)
Total:				\$808,256.82							

## LEGISLATIVE FACT SHEET

DATE: 09/20/23

BT or RC No: BT24-054  
(Administration & City Council Bills)

SPONSOR: Neighborhoods/Environmental Quality Division/Environmental Protection Board  
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: James Richardson

Provide Name: James Richardson

Contact Number: 904-255-7213

Email Address: jrichard@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation. (Minimum of 350 words - Maximum of 1 page.)

To appropriate fund balance from the Environmental Protection Fund to Groundwork Jacksonville for a water quality credit pilot project in the branches section of McCoys Creek. The information to be gathered is required for a permit issued by the St Johns River Water Management District. If successful, the project will outline a process that can be utilized for future projects and will inform permitting processes for SJRWMD and FDEP related to water quality credits obtained as a benefit of natural stream restoration projects statewide. A waiver of Section 118.107 is needed in order to allow for a direct contract with Groundwork Jacksonville without competitive evaluated award. A waiver of Section 126.107(g) is also being requested for the procurement of supplies or services, as the agreement is with Groundwork Jacksonville.

APPROPRIATION: Total Amount Appropriated: \$122,091.00 as follows:  
List the source name and provide Object and Subobject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s):	From: _____	Amount: _____	
	To: _____	Amount: _____	
Name of State Funding Source(s):	From: _____	Amount: _____	
	To: _____	Amount: _____	
Name of City of Jacksonville Funding Source(s):	From: <u>Environmental Protection Fund - Fund Balance</u>	Amount: <u>\$122,091.00</u>	
	To: <u>Environmental Protection Board Trust Fund</u>	Amount: <u>\$122,091.00</u>	
Name of In-Kind Contribution(s):	From: _____	Amount: _____	
	To: _____	Amount: _____	
Name & Number of Bond Account(s):	From: _____	Amount: _____	
	To: _____	Amount: _____	

**PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:**

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

The funding will come from the Environmental Protection Fund for the pilot project. Groundwork Jacksonville will complete this project with no general fund contribution.

**ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.**

**ACTION ITEMS:**

	Yes	No	
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Justification of Emergency: If yes, explanation must include detailed nature of emergency. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
Fiscal Year Carryover?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Note: If yes, note must include explanation of all-year subfund carryover language. <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">Through FY2024</div>
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.
Contract / Agreement Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted? <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">The Neighborhoods Dept will provide oversight</div>
Related RC/BT?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Attachment: If yes, attach appropriate RC/BT form(s).
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper. <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">Waive 118.107 to allow for a contract with GWJ without a competitive evaluated award</div>
Code Exception?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper. <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">Legislation will be specifically for Groundwork Jacksonville to provide services. For this reason, an exception to Section 126.107(g) is required.</div>
Related Enacted Ordinances?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper. <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">Ordinance 2019-91E, Ordinance 2019-101, Ordinance 2021-242</div>

**ACTION ITEMS CONTINUED: Purpose / Check List.** If "Yes" please provide detail by attaching justification, and code provisions for each.

**ACTION ITEMS:**

	Yes	No	
Continuation of Grant?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?</p> <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>Attachment: If yes, attach appropriate form(s).</p>
Reporting Requirements?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating reports.</p> <div style="border: 1px solid black; padding: 2px;"> <p>Report is to be provided at completion of project in addition to a presentation at the JEPB symposium in 2024.</p> </div>

**BUSINESS IMPACT ESTIMATE**

Pursuant to Section 166.041(4), F.S., the City is required to prepare a Business Impact Estimate for ordinances that are **NOT** exempt from this requirement.

A list of ordinance exemptions are provided below. Please check all exemption boxes that apply to this ordinance. If an exemption is applicable, a Business Impact Estimate IS NOT required.

- The proposed ordinance is required for compliance with Federal or State law or regulation;
- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- The proposed ordinance is an emergency ordinance;
- The ordinance relates to procurement;
- The proposed ordinance is enacted to implement any of the following:
  - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
  - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
  - c. Section 553.73, Florida Statutes, relating to the Florida Building Code;
  - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

If none of the boxes above are checked, then a Business Impact Estimate **IS REQUIRED** to be prepared by the using agency/office/department and submitted in the MBRC filing packet along with the memorandum request, legislative fact sheet, etc. A Business Impact Estimate form can be found at:

<https://www.coj.net/departments/finance/budget/mayor-s-budget-review-committee>

Division Chief: Melissa M. Long  
(signature)

Date: 12/13/23

Prepared By: [Signature]  
(signature)

Date: 12/13/2023

**ADMINISTRATIVE TRANSMITTAL**

To: MBRC, c/o the Budget Office, St. James Suite 325

Thru: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
(Name, Job Title, Department)

Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

From: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
Initiating Department Representative (Name, Job Title, Department)

Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

Primary Contact: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
(Name, Job Title, Department)

Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

CC: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor

Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

**COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL**

To: Mary Staffopoulos, Office of General Counsel, St. James Suite 480  
Phone: 904-255-5062 E-mail: [mstaff@coj.net](mailto:mstaff@coj.net)

From: \_\_\_\_\_  
Initiating Council Member / Independent Agency / Constitutional Officer  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Primary Contact  
(Name, Job Title, Department)  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

CC: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

Independent Agency Action Item:      **Yes**      **No**  
Boards Action / Resolution?                  Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?  

JEPB meeting summary is attached

**FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED**



# Business Impact Estimate

***This form must be posted on the City of Jacksonville's website by the time notice of the proposed ordinance is published.***

Proposed ordinance's title/reference:

Water Quality Credit Pilot Project with Groundwork Jacksonville

1. Summary of the proposed ordinance (must include a statement of the public purpose, such as serving the public health, safety, morals, and welfare):

To appropriate fund balance from the Environmental Protection Fund to Groundwork Jacksonville for a water quality credit pilot project in the branches section of McCoys Creek. The information to be gathered is required for a permit issued by the St Johns River Water Management District. If successful, the project will outline a process that can be utilized for future projects and will inform permitting processes for SJRWMD and FDEP related to water quality credits obtained as a benefit of natural stream restoration projects statewide.

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City of Jacksonville, if any: (a) An estimate of direct compliance costs that businesses may reasonably incur; (b) Any new charge or fee imposed by the proposed ordinance or for which businesses will be financially responsible; and (c) An estimate of the City of Jacksonville's regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

No impact

3. Good faith estimate of the number of businesses likely to be impacted by the proposed

None

4. Additional information the governing body deems useful (if any):

None

**CITY COUNCIL RESEARCH DIVISION  
LEGISLATIVE SUMMARY**



**JEFFREY R. CLEMENTS**  
Chief of Research  
(904) 255-5137

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 255-5229

**Bill Type and Number:** Ordinance 2024-73

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** January 23, 2024

**Committee(s) of Reference:** R, F, TEU, Waterways Commission

**Date of Analysis:** January 25, 2024

**Type of Action:** Appropriation; authorization of fund carry-over; invocation of direct contracting exception; authorization to execute funding agreement; Ordinance Code waiver; designation of oversight agency; requirement for annual and final reports

**Bill Summary:** The bill appropriates \$122,091 from Environmental Protection Fund fund balance to provide funding for a direct contract with Groundwork Jacksonville, Inc. to undertake a pilot project in Hogan's Creek to determine the impact of stream restoration to natural conditions on water quality and the ability to obtain water quality credits. (**NOTE** – the appropriation is intended for a project on branches of McCoy's Creek; the scrivener's error listing Hogan's Creek as the site in the bill title will need to be corrected in committee). The funds are authorized to carry-over to FY24-25. The bill invokes the Procurement Code's exception to permit direct contracting with an organization specifically named in authorizing legislation and authorizes execution of a funding agreement between the City and Groundwork Jax. A provision of Ordinance Code Chapter 110 – City Treasury – is waived to permit a partial advance payment of the funds to be made to Groundwork Jax. The Environmental Quality Division of the Neighborhoods Department is designated as the oversight agency for the project. The funding agreement will contain a requirement for annual progress reporting by Groundwork Jax in September of each year through the end of the grant period.

**Background Information:** The pilot project will attempt to demonstrate the amount of water quality improvement and water quality credits that could be obtained by restoring artificially channeled streams to their natural condition as part of the larger McCoy's Creek restoration project. If successful, the results of the pilot project could be used to inform water project permitting processes by the St. Johns River Water Management District and Florida Department of Environmental Protection in other jurisdictions. The procurement exception and Ordinance Code waiver are required to enter into a non-competitive direct contract with the organization. The Environmental Protection Board has authorized the use of EPB funding as a worthwhile and beneficial use of the funds for environmental research.

**Policy Impact Area:** Water quality improvement

**Fiscal Impact:** The bill appropriates \$122,091 from Environmental Protection Fund fund balance.

**Analyst:** Clements

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

2  
3  
4 **ORDINANCE 2024-79**

5 AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY TO  
6 THE FLORIDA INLAND NAVIGATION DISTRICT (FIND)  
7 FOR 2024 GRANTS TO UNDERTAKE SPECIFIED  
8 WATERWAYS-RELATED PROJECTS; AUTHORIZING THE  
9 MAYOR, OR HER DESIGNEE, AND THE CORPORATION  
10 SECRETARY TO EXECUTE AND DELIVER ALL GRANT  
11 AGREEMENTS BETWEEN THE CITY AND FIND, AS WELL AS  
12 ALL DOCUMENTS RELATED TO SUCH GRANTS;  
13 ACKNOWLEDGING WILLINGNESS TO MEET FUNDING  
14 REQUIREMENTS; PROVIDING FOR CITY OVERSIGHT BY  
15 THE DEPARTMENT OF PARKS, RECREATION AND  
16 COMMUNITY SERVICES; PROVIDING AN EFFECTIVE DATE.

17  
18 **WHEREAS**, the Florida Inland Navigation District (FIND) solicits  
19 grant applications from counties within its jurisdiction to undertake  
20 waterways-related projects; and

21 **WHEREAS**, FIND grant applications must be accompanied by  
22 legislation acknowledging a county’s willingness to meet the matching  
23 funding requirements; and

24 **WHEREAS**, the Department of Parks, Recreation and Community  
25 Services has compiled and recommends several grant projects for  
26 submission to FIND; and

27 **WHEREAS**, the Jacksonville Waterways Commission approved the  
28 recommended projects at its meeting on November 16, 2023; now,  
29 therefore

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

31 **Section 1. Recitals.** The recitals above are true and

1 correct and incorporated herein by reference.

2       **Section 2.       Approved Projects.** The 2024 FIND grant projects  
3 recommended by the Department of Parks, Recreation and Community  
4 Services listed on **Exhibit 1**, attached hereto and incorporated herein  
5 by this reference (the "Projects"), are approved for submission to  
6 the Florida Inland Navigation District for purposes of receiving such  
7 grants. The Projects are: Mike McCue Boat Ramp Bulkhead -  
8 Construction (Council District 13); Blue Cypress Park Fishing Pier -  
9 Construction (Council District 1); and Wayne B. Stevens Boat Ramp  
10 Improvements - Design (Council District 9), as more particularly  
11 described in **Exhibit 2**, attached hereto and incorporated herein by  
12 this reference. The three grant applications total \$4,950,000. A  
13 total of \$2,250,000 is reimbursable from FIND and the City's match  
14 totals \$2,700,000, inclusive of internal engineering fees.

15       **Section 3.       Authorization.** The Mayor, for and on behalf of  
16 the City, is hereby authorized to apply for the Florida Inland  
17 Navigation District grants for funding of the Projects.

18       **Section 4.       Execution authorized.** The Mayor, or her  
19 designee, and the Corporation Secretary are hereby authorized to  
20 execute and deliver, for and on behalf of the City, all grant  
21 agreements, including any grant agreement extensions, for the  
22 Projects between the City and FIND, as well as any and all documents  
23 related to such grants.

24       **Section 5.       Acknowledging Willingness to Match Funding.** The  
25 City of Jacksonville is willing to meet FIND's matching funding  
26 requirements as they relate to the Projects described in **Exhibit 1**.  
27 Copies of FIND's Attachment E-7 (Resolution for Assistance 2024 under  
28 the Florida Inland Navigation District Waterways Assistance Program)  
29 for each of the Projects are attached hereto as **Exhibit 3** and  
30 incorporated herein by this reference.

31       **Section 6.       Oversight Department.** The Department of

1 Parks, Recreation and Community Services shall oversee the Projects.

2 **Section 7. Effective Date.** This Ordinance shall become  
3 effective upon signature by the Mayor or upon becoming effective  
4 without the Mayor's signature.

5

6 Form Approved:

7

8 /s/ Joelle J. Dillard

9 Office of General Counsel

10 Legislation prepared by: Joelle J. Dillard

11 GC-#1606412-v1-Leg\_2024\_-\_FY23-24\_FIND\_Application\_Auth.docx

**Proposed 2024 FIND Grant Projects - Recommended by Waterways Commission 11/16/23**

<b>Project</b>	<b>Council District</b>	<b>Suggested By</b>	<b>Project Type</b>	<b>Scope</b>	<b>FIND Cost</b>	<b>COJ Cost*</b>	<b>Total Estimated Cost</b>
Mike McCue Boat Ramp Bulkhead	13	Current Project	Construction	Construct replacement of bulkhead	\$1,600,000	\$1,920,000	\$3,520,000
Blue Cypress Park Fishing Pier	1	Staff	Construction	Construct replacement of fishing pier	\$575,000	\$690,000	\$1,265,000
Wayne B. Stevens Boat Ramp Improvements	9	Staff	Design	Design/permit replacement of boat ramp and access pier	\$75,000	\$90,000	\$165,000
<b>Totals</b>					<b>\$2,250,000</b>	<b>\$2,700,000</b>	<b>\$4,950,000</b>

\* COJ costs includes 10% for PW internal management fees - FIND will not reimburse these costs.

### **Backup Information for 2024 FIND Grant Application Legislation**

The following three (3) projects were recommended for the 2024 FIND grant project list by the Jacksonville Waterways Commission at their meeting on 11/16/2023.

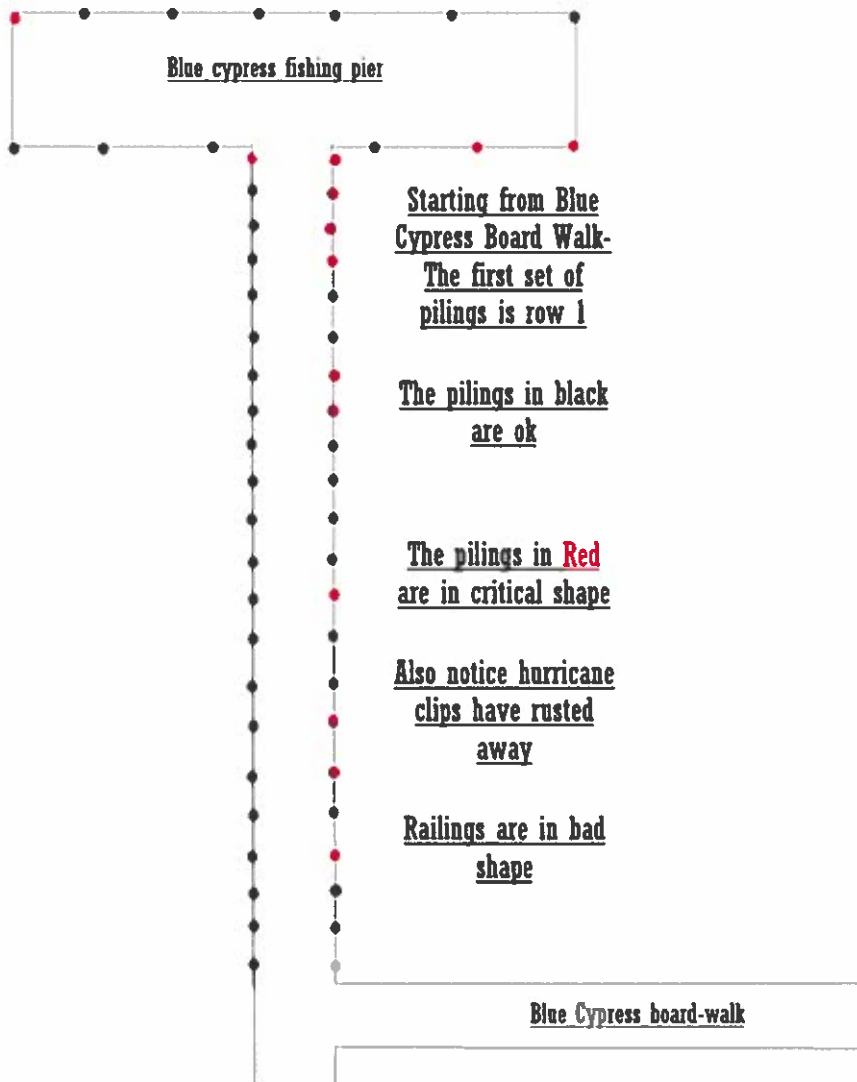
#### **Mike McCue Boat Ramp Bulkhead**

- The design phase grant was awarded during the 2022 grant cycle to replace the failing bulkhead at this boat ramp which provides direct access to the Intracoastal Waterway.
- This project is recommended for a 2024 FIND grant application in the amount of \$3,520,000 (\$1,600,000 FIND award request plus \$1,920,000 City cost).
- Expect to complete design and permitting by September 2024 to be eligible for a 2024 grant award.
- Expect to receive grant award in October 2024 and move forward with construction in 2025.
- Below image shows an aerial of the site.



**Blue Cypress Park Fishing Pier**

- This fishing pier is in such poor condition that it had to be closed to public use. About half of the support pilings have deteriorated to critical shape that has left the structure unsafe.
- This construction project is recommended for a 2024 FIND grant application in the amount of \$1,265,000 (\$575,000 FIND award request plus \$690,000 City cost). Design/permitting is already underway.
- Expect to receive grant award in October 2024 and move forward with construction in 2025.
- Below image shows an aerial of the site.





### Wayne B. Stevens Boat Ramp

- This is a new design project to replace a boat ramp and associated access pier.
- This project is recommended for a 2024 FIND grant application in the amount of \$165,000 (\$75,000 FIND award request plus \$90,000 City cost).
- Expect to receive grant award in October 2024 and move forward with design in 2025.
- Below image shows an aerial of the site with project area identified.



**ATTACHMENT E-7**

**RESOLUTION FOR ASSISTANCE 2024**

UNDER THE FLORIDA INLAND NAVIGATION DISTRICT  
WATERWAYS ASSISTANCE PROGRAM

WHEREAS, THE City of Jacksonville is interested in carrying out the  
*(Name of Agency)*  
following described project for the enjoyment of the citizenry of Duval County  
and the State of Florida:

Project Title Mike McCue Boat Ramp Bulkhead, Phase 2

Total Estimated Cost \$ 3,200,000.00

Brief Description of Project: Construct replacement bulkhead at boat ramp property.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the City of Jacksonville  
*(Name of Agency)*  
that the project described above be authorized,

AND, be it further resolved that said City of Jacksonville  
*(Name of Agency)*

make application to the Florida Inland Navigation District in the amount of 50% of the actual cost of the project in behalf of said City of Jacksonville  
*(Name of Agency)*

AND, be it further resolved by the City of Jacksonville  
*(Name of Agency)*  
that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

(1)

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said \_\_\_\_\_  
City of Jacksonville \_\_\_\_\_ for public use.  
*(Name of Agency)*

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by persons with disabilities as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

This is to certify that the foregoing is a true and correct copy of a resolution duly and legally adopted by the Jacksonville City Council \_\_\_\_\_ at a legal meeting  
*(Agency Governing Board)*  
held on this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_.

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

(2)

**ATTACHMENT E-7**

**RESOLUTION FOR ASSISTANCE 2024**

UNDER THE FLORIDA INLAND NAVIGATION DISTRICT  
WATERWAYS ASSISTANCE PROGRAM

WHEREAS, THE City of Jacksonville is interested in carrying out the  
*(Name of Agency)*  
following described project for the enjoyment of the citizenry of Duval County  
and the State of Florida:

Project Title Blue Cypress Park Fishing Pier

Total Estimated Cost \$ 1,150,000.00

Brief Description of Project: Construct replacement fishing pier at park property.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the City of Jacksonville  
*(Name of Agency)*  
that the project described above be authorized,

AND, be it further resolved that said City of Jacksonville  
*(Name of Agency)*

make application to the Florida Inland Navigation District in the amount of 50% of the actual cost of the project in behalf of said City of Jacksonville  
*(Name of Agency)*

AND, be it further resolved by the City of Jacksonville  
*(Name of Agency)*  
that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

(1)

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said \_\_\_\_\_

City of Jacksonville \_\_\_\_\_ for public use.  
(Name of Agency)

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by persons with disabilities as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

This is to certify that the foregoing is a true and correct copy of a resolution duly and legally adopted by the Jacksonville City Council \_\_\_\_\_ at a legal meeting  
(Agency Governing Board)  
held on this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_.

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

(2)

**ATTACHMENT E-7**

**RESOLUTION FOR ASSISTANCE 2024**

UNDER THE FLORIDA INLAND NAVIGATION DISTRICT  
WATERWAYS ASSISTANCE PROGRAM

WHEREAS, THE City of Jacksonville is interested in carrying out the  
*(Name of Agency)*  
following described project for the enjoyment of the citizenry of Duval County  
and the State of Florida:

Project Title Wayne B. Stevens Boat Ramp Improvements, Phase 1

Total Estimated Cost \$ 150,000.00

Brief Description of Project: Design/permit replacement of boat ramp and access pier.

AND, Florida Inland Navigation District financial assistance is required for the program mentioned above,

NOW THEREFORE, be it resolved by the City of Jacksonville  
*(Name of Agency)*  
that the project described above be authorized,

AND, be it further resolved that said City of Jacksonville  
*(Name of Agency)*

make application to the Florida Inland Navigation District in the amount of 50% of the actual cost of the project in behalf of said City of Jacksonville  
*(Name of Agency)*

AND, be it further resolved by the City of Jacksonville  
*(Name of Agency)*  
that it certifies to the following:

1. That it will accept the terms and conditions set forth in FIND Rule 66B-2 F.A.C. and which will be a part of the Project Agreement for any assistance awarded under the attached proposal.
2. That it is in complete accord with the attached proposal and that it will carry out the Program in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the District.

(1)

3. That it has the ability and intention to finance its share of the cost of the project and that the project will be operated and maintained at the expense of said \_\_\_\_\_  
City of Jacksonville for public use.  
*(Name of Agency)*

4. That it will not discriminate against any person on the basis of race, color or national origin in the use of any property or facility acquired or developed pursuant to this proposal, and shall comply with the terms and intent of the Title VI of the Civil Rights Act of 1964, P. L. 88-352 (1964) and design and construct all facilities to comply fully with statutes relating to accessibility by persons with disabilities as well as other federal, state and local laws, rules and requirements.

5. That it will maintain adequate financial records on the proposed project to substantiate claims for reimbursement.

6. That it will make available to FIND if requested, a post-audit of expenses incurred on the project prior to, or in conjunction with, request for the final 10% of the funding agreed to by FIND.

This is to certify that the foregoing is a true and correct copy of a resolution duly and legally adopted by the Jacksonville City Council at a legal meeting  
*(Agency Governing Board)*  
held on this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_.

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

(2)

# LEGISLATIVE FACT SHEET

DATE: 12/11/23

BT or RC No: \_\_\_\_\_  
(Administration & City Council Bills)

SPONSOR: Parks, Recreation and Community Services Department  
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: Jill Enz

Provide Name: Jill Enz, Chief of Natural and Marine Resources

Contact Number: 255-7941

Email Address: Jenz@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide: Who, What, When, Where, How and the Impact ) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation. (Minimum of 350 words - Maximum of 1 page.)

On an annual basis, the City of Jacksonville applies to the Florida Inland Navigation District (FIND) for grant funding for specific waterways-related projects through their Waterways Assistance Program. FIND grants fund both the design and construction phase of projects as well as acquisition projects. The project development costs are shared 50% by FIND and 50% by the City, while FIND contributes 25% for acquisition projects which is matched by 75% from the applicant. Internal project management fees charged by Public Works are ineligible expenses for reimbursement through FIND.

The Parks, Recreation and Community Services Department has developed a list of recommended 2024 FIND grant projects that was unanimously supported by a subcommittee of the Jacksonville Waterways Commission on October 25, 2023. The list was presented to the full Waterways Commission on November 16, 2023, which also voted in unanimous support. Authorization from City Council is needed to submit grant applications for these projects in late March. The recommended 2024 FIND projects are Mike McCue Boat Ramp Bulkhead – Construction (CD 13), Blue Cypress Park Fishing Pier – Construction (CD 1), and Wayne B. Stevens Boat Ramp – Design (CD 9).

The three (3) recommended grant applications total \$4,950,000.00 (\$2,250,000.00 reimbursable from FIND and \$2,700,000.00 from City's match including internal engineering fees). If these applications are awarded by FIND, the grant agreements will require legislation to amend the CIP and MBRC authorization to execute the grant agreements.

APPROPRIATION: Total Amount Appropriated: \$4,950,000.00 as follows:

List the source name and provide Object and Subobject Numbers for each category listed below:

(Name of Fund as it will appear in title of legislation)

Name of Federal Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name of State Funding Source(s):	From: Florida Inland Navigation District	Amount: <u>\$2,250,000.00</u>
	To: _____	Amount: _____
Name of City of Jacksonville Funding Source(s):	From: Grant Capital Projects (interest)	Amount: <u>\$2,700,000.00</u>
	To: _____	Amount: _____
Name of In-Kind Contribution(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name & Number of Bond Account(s):	From: _____	Amount: _____
	To: _____	Amount: _____



**PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:**

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

The three (3) recommended grant applications total \$4,950,000.00 (\$2,250,000.00 reimbursable from FIND and \$2,700,000.00 from City's match including internal engineering fees). If these applications are awarded by FIND, the grant agreements will require legislation to amend the CIP and MBRC authorization to execute the grant agreements.

FIND grants fund both the design and construction phase of projects as well as acquisition projects. The project development costs are shared 50% by FIND and the 50% by the City, with exception of acquisition projects which are 25% from FIND and matched by 75% from the applicant. Internal Public Works fees for these projects are an ineligible expense for reimbursement through FIND. Grant agreements allow two years to complete the project and the City can request one additional year, if needed. Upon completion of the construction projects, City staff will take over maintenance responsibilities of the new facilities.

**ACTION ITEMS: Purpose / Check List.** If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:	Yes	No	
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Justification of Emergency: If yes, explanation must include detailed nature of emergency. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Note: If yes, note must include explanation of all-year subfund carryover language. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.
Contract / Agreement Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted? <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Authorizes applications by Brian Burket in Parks, Recreation and Community Services. There are no negotiations as FIND requires their standard grant agreement. OGC will review the agreements, once the grants are awarded and Legal Request is submitted for Mayor's execution.</div>
Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Attachment: If yes, attach appropriate RC/BT form(s).
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>
Related Enacted Ordinances?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper. <div style="border: 1px solid black; height: 20px; width: 100%; margin-top: 5px;"></div>

**ACTION ITEMS CONTINUED: Purpose / Check List.** If "Yes" please provide detail by attaching justification, and code provisions for each.

**ACTION ITEMS:**

	Yes	No
Continuation of Grant?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?

One of the proposed grant projects, Mike McCue Boat Ramp Bulkhead, is a construction phase project which previously each received a separate design-phase FIND grant award. Reimbursement for both phases is contingent on moving forward with completion of construction. Grant program requires a 50/50 match for development projects. Grant agreements will be for a two-year term with an option to request a single, one-year extension.

Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Requirements?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attachment: If yes, attach appropriate form(s).

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating reports.

Quarterly status reports on all active FIND grants due to FIND and Waterways Commission to be prepared by Brian Burket (255-7935) in Parks, Recreation and Community Services.

**BUSINESS IMPACT ESTIMATE**

Pursuant to Section 166.041(4), F.S., the City is required to prepare a Business Impact Estimate for ordinances that are NOT exempt from this requirement.

A list of ordinance exemptions are provided below. Please check all exemption boxes that apply to this ordinance. If an exemption is applicable, a Business Impact Estimate IS NOT required.

- The proposed ordinance is required for compliance with Federal or State law or regulation;
- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- The proposed ordinance is an emergency ordinance;
- The ordinance relates to procurement;
- The proposed ordinance is enacted to implement any of the following:
  - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
  - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
  - c. Section 553.73, Florida Statutes, relating to the Florida Building Code;
  - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

If none of the boxes above are checked, then a Business Impact Estimate **IS REQUIRED** to be prepared by the using agency/office/department and submitted in the MBRC filing packet along with the memorandum request, legislative fact sheet, etc. A Business Impact Estimate form can be found at:

<https://www.coj.net/departments/finance/budget/mayor-s-budget-review-committee>

Division Chief: \_\_\_\_\_  
(signature)

Prepared By: \_\_\_\_\_  
(signature)

Date: 12/11/23

Date: \_\_\_\_\_

**ADMINISTRATIVE TRANSMITTAL**

To: MBRC, c/o the Budget Office, St. James Suite 325

Thru: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
(Name, Job Title, Department)  
Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

From: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
Initiating Department Representative (Name, Job Title, Department)  
Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

Primary Contact: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
(Name, Job Title, Department)  
Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

CC: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

**COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL**

To: Mary Staffopoulos, Office of General Counsel, St. James Suite 480  
Phone: 904-255-5062 E-mail: [mstaff@coj.net](mailto:mstaff@coj.net)

From: \_\_\_\_\_  
Initiating Council Member / Independent Agency / Constitutional Officer  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Primary Contact \_\_\_\_\_  
(Name, Job Title, Department)  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

CC: Brittany Norris, Director of Intergovernmental Affairs, Office of the Mayor  
Phone: 255-5000 E-mail: [BNorris@coj.net](mailto:BNorris@coj.net)

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

Independent Agency Action Item:      **Yes**      **No**  
Boards Action / Resolution?                  Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?  
\_\_\_\_\_

**FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED**

# CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY



**Eamon Webb**  
Research Assistant  
(904) 255-5140

117 West Duval Street  
City Hall, Suite 425  
Jacksonville, FL 32202  
FAX (904) 255-5229

**Bill Type and Number:** Ordinance 2024-79

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** January 23, 2024

**Committee(s) of Reference:** F, JWC, NCSPHS

**Date of Analysis:** January 25, 2024

**Type of Action:** Authorization of the Mayor to apply for grant funds; acknowledgement of the City's willingness to meet funding requirements; designation of an oversight department

**Bill Summary:** This bill authorizes the Mayor to apply to the Florida Inland Navigation District ("FIND") for 2024 grants to undertake specified waterways-related projects. It acknowledges the City's willingness to meet funding requirements and designates the Department of Parks, Recreation and Community Development as the oversight department for the project.

**Background Information:** FIND solicits grant applications from counties within its jurisdiction to undertake waterways-related projects. FIND grant applications must be accompanied by legislation acknowledging a county's willingness to meet the matching funding requirements, and the Department of Parks, Recreation, and Community Services has compiled a list of recommended grant projects for submission, with the approval of the Jacksonville Waterways Commission and the community.

The list recommended by the Department of Parks, Recreation, and Community Services and approved by the JWC included three projects:

- Mike McCue Boat Ramp Bulkhead, which will replace the failing bulkhead at this boat ramp. The project is recommended for a FIND grant application of \$3,520,000 (\$1,600,000 FIND award request plus \$1,920,000 City cost).
- Blue Cypress Park Fishing Pier, which will replace the pier due to failing support pilings that have caused the pier to be unsafe. The project is recommended for a FIND grant application of \$1,265,000 (\$575,000 FIND award request plus \$690,000 City cost).
- Wayne B. Stevens Boat Ramp, which will replace a boat ramp and associated access pier in Ortega. This project is recommended for a FIND grant application of \$165,000 (\$75,000 FIND award request plus \$90,000 City Cost).

**Policy Impact Area:** Waterways access

**Fiscal Impact:** This bill pledges City funds for individual waterways projects that will cost the City \$1,920,000; \$690,000; and \$90,000 respectively.

**Analyst:** Webb