

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

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4 **ORDINANCE 2021-883**

5 AN ORDINANCE APPROPRIATING GRANT FUNDS IN THE  
6 AMOUNT OF \$4,300,000 FROM THE NATIONAL FISH AND  
7 WILDLIFE FOUNDATION ("NFWF") FOR THE MCCOY'S  
8 CREEK RESTORATION PROJECT (THE "PROJECT"), AS  
9 INITIATED BY B.T. 22-018; PURPOSE OF  
10 APPROPRIATION; AMENDING THE 2022-2026 FIVE-YEAR  
11 CAPITAL IMPROVEMENT PLAN APPROVED BY ORDINANCE  
12 2021-505-E TO REFLECT NFWF GRANT FUNDING FOR THE  
13 PROJECT; AUTHORIZING THE MAYOR, OR HIS DESIGNEE,  
14 AND THE CORPORATION SECRETARY TO EXECUTE AND  
15 DELIVER, FOR AND ON BEHALF OF THE CITY, THE  
16 NATIONAL FISH AND WILDLIFE FOUNDATION GRANT  
17 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND  
18 NFWF; PROVIDING FOR CITY OVERSIGHT BY THE PUBLIC  
19 WORKS DEPARTMENT, ENGINEERING AND CONSTRUCTION  
20 MANAGEMENT DIVISION; PROVIDING AN EFFECTIVE  
21 DATE.

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

24 **Section 1. Appropriation.** For the 2021-2022 fiscal year,  
25 within the City's budget, there are hereby appropriated the indicated  
26 sum(s) from the account(s) listed in subsection (a) to the account(s)  
27 listed in subsection (b):

28 (B.T. 22-018 attached hereto as **Exhibit 1** and incorporated herein by  
29 this reference)

30 (a) Appropriated from:

31 See B.T. 22-018 \$4,300,000.00

1 (b) Appropriated to:

2 See B.T. 22-018 \$4,300,000.00

3 (c) Explanation of Appropriation

4 The funding above is a grant from the National Fish and  
5 Wildlife Foundation ("NFWF") to offset a portion of the  
6 costs for the McCoy's Creek Restoration Project (the  
7 "Project") relative to channel improvements from Leland  
8 Street to Myrtle Avenue. The grant period commenced on  
9 November 1, 2020 and continues through September 30, 2023.  
10 A local match of \$15,000,000.00 is required.

11 **Section 2. Purpose.** The purpose of the appropriation in  
12 Section 1 is to aid in funding various components and activities of  
13 the Project which is intended to address a number of issues within  
14 the McCoy's Creek basin, including limited public access to the creek,  
15 limited recreational opportunities, and flooding. The overall  
16 Project entails closing and removing most of McCoy's Creek Boulevard,  
17 restoring McCoy's Creek (flood mitigation), constructing  
18 trails/multi-use paths, multiple cul-de-sacs and sidewalk  
19 connections, elevation and replacement of the King and Stockton Street  
20 bridges, connections to the Emerald Trail, installation of  
21 landscaping, trees, lighting and benches, and drainage and channel  
22 improvements to the creek. The grant funds and the local match  
23 dollars may only be used towards the costs for channel improvements  
24 to McCoy's Creek from Leland Street to Myrtle Avenue.

25 **Section 3. Capital Improvement Plan Amendment.** Ordinance  
26 2021-505-E, adopting the 2022-2026 Five-Year Capital Improvement Plan  
27 (the "CIP") for the City and certain of its independent agencies, is  
28 hereby amended to provide funding for the Project, as more fully  
29 described in the Project Information Sheet, attached hereto as **Exhibit**  
30 **2** and incorporated herein by this reference. The Council finds that  
31 the deferral of this amendment of the CIP until the next annual budget

1 and CIP review will be detrimental to the best interests of the  
2 community because such deferral will result in unnecessary delay of  
3 the Project and loss of grant funding for the Project.

4 Pursuant to Section 122.605(c), *Ordinance Code*, enactment of  
5 this Ordinance requires the affirmative vote of two-thirds of the  
6 Council members present at the meeting because of the CIP amendment  
7 set forth in this section. This Ordinance shall constitute an  
8 amendment to Ordinance 2021-505-E. In all other respects, the Five-  
9 Year Capital Improvement Plan approved by Ordinance 2021-505-E shall  
10 remain unchanged and continue in full force and effect.

11 **Section 4. Approving and authorizing execution of Grant**  
12 **Agreement.** The Mayor, or his designee, and Corporation Secretary are  
13 hereby authorized to execute and deliver, for and on behalf of the  
14 City, the National Fish and Wildlife Foundation Grant Agreement  
15 between the City of Jacksonville and NFWF, in substantially the same  
16 form attached hereto as **Exhibit 3** and incorporated herein by this  
17 reference.

18 **Section 5. Oversight.** The Public Works Department,  
19 Engineering and Construction Management Division shall oversee the  
20 Project and administration of the grant described herein.

21 **Section 6. Effective Date.** This Ordinance shall become  
22 effective upon signature by the Mayor or upon becoming effective  
23 without the Mayor's signature.

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25 Form Approved:

26  
27 /s/ Mary E. Staffopoulos

28 Office of General Counsel

29 Legislation prepared by: Mary E. Staffopoulos

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