

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2022-210**

5 AN ORDINANCE APPROVING, AND AUTHORIZING THE
6 MAYOR, OR HIS DESIGNEE, AND THE CORPORATION
7 SECRETARY TO EXECUTE AND DELIVER THAT CERTAIN
8 SECOND AMENDED AND RESTATED MULTI-YEAR
9 ENCROACHMENT PROTECTION AGREEMENT BETWEEN THE
10 UNITED STATES OF AMERICA, THE CITY OF
11 JACKSONVILLE, FLORIDA, AND NORTH FLORIDA LAND
12 TRUST, INC. (THE "AGREEMENT") TO ALLOW THE
13 PARTIES TO COLLABORATE ON ENCROACHMENT
14 PROTECTION PROJECTS WITHIN THE MILITARY
15 INFLUENCE ZONE OF DUVAL COUNTY NAVAL
16 INSTALLATIONS; PROVIDING FOR CITY OVERSIGHT BY
17 THE MILITARY AFFAIRS AND VETERANS DEPARTMENT;
18 PROVIDING AN EFFECTIVE DATE.

19
20 **WHEREAS**, the Department of the Navy (the "Navy") and the
21 Preservation Law Group, Inc. ("PLG") were the original parties to
22 that certain Multi-Year Protection Agreement Between the United
23 States of America and PLG dated September 28, 2012 (the "Original
24 Agreement") to prevent encroachment, limit incompatible development,
25 and promote conservation of ecologically and agriculturally
26 significant lands in the vicinity of various naval installations
27 throughout Duval County; and

28 **WHEREAS**, the Original Agreement was subsequently amended and
29 restated to, among other things, add the City of Jacksonville as
30 party so that the City might participate in the transactions
31 contemplated in the Original Agreement, and terminated the PLG as a

1 party, all of which was memorialized in that certain Amended and
2 Restated Multi-Year Encroachment Protection Agreement Between the
3 United States of America and the City of Jacksonville, Florida,
4 effective as of May 3, 2017 (the "Amended and Restated Agreement");
5 and

6 **WHEREAS**, the Navy previously amended the Amended and Restated
7 Agreement pursuant to those certain administrative modifications
8 Numbers 3 through 11, for Navy funding purposes (the "Previous
9 Amendments"); and

10 **WHEREAS**, the Navy and the City desire to amend and restate the
11 Amended and Restated Agreement, as amended by the Previous Amendments,
12 by, among other things, adding North Florida Land Trust, Inc. ("NFLT")
13 as an additional party so that NFLT may participate in transactions
14 contemplated in the Amended and Restated Agreement, as amended and
15 restated by the Agreement, and to add the Pinecastle Range Complex
16 as an additional naval installation subject to the Agreement; now,
17 therefore,

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

19 **Section 1. Approval and Authorization to Execute.** There is
20 hereby approved, and the Mayor, or his designee, and the Corporation
21 Secretary are hereby authorized to execute and deliver, for and on
22 behalf of the City, that certain Second Amended and Restated Multi-
23 Year Encroachment Protection Agreement Between the United States of
24 America, acting by and through The Department of the Navy, the City
25 of Jacksonville, Florida, and North Florida Land Trust, Inc. (the
26 "Agreement") in substantially the form placed **On File** with the Office
27 of Legislative Services. The purpose of the Agreement is to allow
28 the Navy, the City, and NFLT to collaborate on encroachment protection
29 projects within the Military Influence Zone of Duval County naval
30 installations. The Agreement also establishes the terms and
31 conditions applicable to the contribution of federal funds for

1 acquisition of long-term interests in parcels of land in the vicinity
2 of Naval Air Station Jacksonville, Navy Outlying Landing Field
3 Whitehouse, Naval Station Mayport, and the Pinecastle Range Complex.

4 **Section 2. Oversight.** The Military Affairs and
5 Veterans Department shall oversee the project described herein.

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

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10 Form Approved:

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12 /s/ Mary E. Staffopoulos

13 Office of General Counsel

14 Legislation prepared by: Mary E. Staffopoulos

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