

1 Introduced by Council Member Salem and amended by the Finance  
2 Committee:

3  
4  
5 **ORDINANCE 2022-415-E**

6 AN ORDINANCE APPROPRIATING \$8,000,000.00 FROM  
7 THE TREE PROTECTION AND RELATED EXPENSES TRUST  
8 FUND, FUND 15304, FOR THE LEVEL 2 COUNTY-WIDE  
9 PROGRAM TO PROVIDE TREE PLANTING ON PUBLIC LAND  
10 IN DUVAL COUNTY (THE "LEVEL 2 PROGRAM")  
11 SUGGESTED BY INDIVIDUALS, GROUPS, CITY  
12 DEPARTMENTS, AND/OR COUNCIL MEMBERS; PROVIDING  
13 FOR PURPOSE; APPROVING AND REQUESTING THE MAYOR,  
14 OR HIS DESIGNEE, TO DIRECT THE DEPARTMENT OF  
15 PUBLIC WORKS TO CONTINUE TO ADMINISTER THE LEVEL  
16 2 PROGRAM IN ACCORDANCE WITH THE CRITERIA HEREIN  
17 PROVIDED; PROVIDING A CARRYOVER OF FUNDS INTO  
18 SUBSEQUENT FISCAL YEARS; PROVIDING AN EFFECTIVE  
19 DATE.

20  
21 **WHEREAS**, the Tree Commission is an advisory body of the City of  
22 Jacksonville formed to encourage and coordinate the efforts of the  
23 various public and private entities that are concerned with the  
24 conservation and enhancement of the City's Tree Canopy; and

25 **WHEREAS**, the Tree Commission established the Level 2 Program,  
26 which was approved by the Council and funded with \$1,000,000 by  
27 Ordinance 2019-89-E, and further funded yearly, with the last funding  
28 of \$2,000,000 by Ordinance 2021-455-E; and

29 **WHEREAS**, there has been a great deal of interest in the Level 2  
30 Program by the public from all areas of the City; and

1           **WHEREAS**, total calendar-year expenditures on Level 2 Projects  
2 by the City are set forth as follows: 2020 - \$1,915,918; 2021 -  
3 \$1,868,292, and 2022, to date - \$1,500,000; and

4           **WHEREAS**, as of May 18, 2022, the unencumbered amount in the  
5 Level 2 Program was \$2,217,700.17, but the anticipated expenditures  
6 within the next year are approximately \$7,000,000; and

7           **WHEREAS**, on April 20, 2022, the Tree Commission voted to  
8 recommend increasing the funding for the Level 2 Program by an amount  
9 to be calculated by the Public Works Mowing and Landscape Division,  
10 as staff to the Tree Commission and the Oversight Division for the  
11 Level 2 Program, in consultation with the Tree Commission's Council  
12 liaison; and

13           **WHEREAS**, the projects on the horizon and in need of funding for  
14 City parks tree plantings are as follows:

- 15       • District 1 - including Blue Cypress Phase 2, Lake Lucina,  
16       Rondette, Bruce Park, Parkwood Heights, Justina Road, Arlingwood  
17       - \$380,000
- 18       • District 2 - Buck Park, Ed Austin Skate Park, Sheffield, Fort  
19       Caroline Playground, Sunny Acres - \$320,000
- 20       • Miscellaneous Parks - Flossie Brunson, S-Line, 4-Corners, Warren  
21       Schell, Crystal Springs, Grunthal, Woodstock, Ringhaver,  
22       Dinsmore, Albert Field, Greenland Park - \$400,000
- 23       • RiversEdge - Southbank Riverwalk - Four parks and right-of-way  
24       - \$600,000
- 25       • McGirts Creek Preservation Park Restoration - \$500,000
- 26       • Hanna Park Proposed Special Events Pavilion - \$300,000
- 27       • Northbank Riverwalk Phase 2 - \$300,000

28           **WHEREAS**, the funding needs for the Public Works Mowing and  
29 Landscape Division for tree plantings averages \$1,500,000 to  
30 \$2,000,000 per year; and

31           **WHEREAS**, the tree plantings for the Gold Star Parkway as the new

1 entrance roadway to the City's Veteran's Cemetery is estimated to be  
2 \$3,000,000, now therefore

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

4 **Section 1. Appropriation for the Level 2 Program.** For  
5 the 2021-2022 fiscal year, within the City's budget, there are hereby  
6 appropriated the indicated sum(s) from the account(s) listed in  
7 subsection (a) to the account(s) listed in subsection (b):

8 (The account information is attached hereto as **Exhibit 1**, and  
9 incorporated herein by this reference)

10 (a) Appropriated from:

11 See **Exhibit 1** \$8,000,000.00

12 (b) Appropriated to:

13 See **Exhibit 1** \$8,000,000.00

14 (c) **Explanation of the appropriation** - The funding above is to  
15 provide \$8,000,000.00 (\$2,000,000.00 from the current-year  
16 revenue and \$6,000,000.00 as a transfer from fund balance)  
17 from the Tree Protection and Related Expenses Trust Fund,  
18 Fund 15304 (f/k/a "the Ordinance Code fund"), for the Level  
19 2 Program, administered by the Department of Public Works.

20 **Section 2. Purpose.** The purpose of the appropriation in  
21 Section 1 is to provide \$8,000,000.00 for Public Works to coordinate  
22 with applicants comprised of individuals, groups, and/or Council  
23 Members to plant trees on public property in Duval County.

24 The Level 2 Program provides individual citizens, organizations,  
25 City departments, and/or Council Members with the opportunity to  
26 suggest a location for a tree planting project on public property  
27 within Duval County that proposes to use funds from the City of  
28 Jacksonville Tree Protection and Related Expenses Trust Fund. City  
29 Council sponsorship through separate legislation is not required. If  
30 someone is interested in suggesting a planting location for the City  
31 to implement, then the following are the requirements to utilize the

1 Level 2 Program.

2 1. The location of the proposed planting must be:

3 a. In Duval County; and

4 b. On public property (i.e., a road right-of-way; a local,  
5 state or national park; Duval County School Board property;  
6 etc.); and

7 2. It is preferred, but not required, that the citizen or  
8 organization's request be at least in a schematic format for  
9 locations and species of trees proposed;

10 3. The Public Works Department's certified City Arborist shall  
11 approve the schematic design proposed, or generate a design for  
12 implementation;

13 4. Upon receipt or generation of a schematic design for a planting  
14 project, the Public Works Department shall provide a copy of  
15 same to the District Council Member representing the location  
16 of the project;

17 5. The request shall be heard by the Tree Commission for a  
18 recommendation to the Mayor's Budget Review Committee for  
19 approval; and

20 6. The project shall be administered by the Public Works Department  
21 which may separately bid the project or may utilize the City's  
22 Continuous Tree Contractor.

23 **Section 3. Oversight Department.** The Public Works  
24 Department shall continue to oversee the Level 2 Program described  
25 herein. The trees that are planted, and any that are removed as part  
26 of the planting, shall be recorded electronically on Plan-it Geo, or  
27 its equivalent, and shall note the species and size of each, as well  
28 as the date of planting or removal, and the ordinance number, if  
29 applicable, appropriating the funding.

30 **Section 4. Carryover.** The funds appropriated in this  
31 ordinance shall not lapse but shall carryover to subsequent fiscal

1 years.

2           **Section 5.           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/ Paige H. Johnston          

9 Office of General Counsel

10 Legislation Prepared By: Susan C. Grandin

11 *GC-#1506686-v1-2022-415-E.docx*