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ORDINANCE 2022-267-W 4 5 ORDINANCE CONCERNING SURPLUS PERSONAL AN PROPERTY OF THE CITY; DECLARING THAT CERTAIN 6 7 1979 CHEVROLET MALIBU (VIN 1T19L9D483566, 8 VEHICLE NUMBER 0046-10) VALUED AT \$15,000 TO BE 9 SURPLUS TO THE NEEDS OF THE CITY AND AUTHORIZING THE APPROPRIATE OFFICIALS OF THE CITY TO 10 11 TRANSFER TITLE OF SAID PROPERTY TO THE MOG 12 COLLECTION, LLC., D/B/A BRUMOS COLLECTION AT NO 13 COST, IN ACCORDANCE WITH SECTION 122.812(C), 14 ORDINANCE CODE; WAIVING SECTION 122.305 15 (UNLAWFUL USE OF CITY MARKINGS AND TAGS), PART 3 (MUNICIPAL VEHICLES), CHAPTER 122 (PUBLIC 16 17 PROPERTY), ORDINANCE CODE, TO ALLOW FOR CERTAIN 1979 CHEVROLET MALIBU (VIN 1T19L9D483566, 18 VEHICLE NUMBER 0046-10) TO RETAIN ITS 19 20 JACKSONVILLE SHERIFF'S OFFICE INSIGNIA; DESIGNATING THE FLEET MANAGEMENT DIVISION OF THE 21 22 FINANCE AND ADMINISTRATION DEPARTMENT TO MONITOR 23 ACTUAL USE OF SAID PROPERTY; PROVIDING FOR A 24 REVERTER; AUTHORIZING THE MAYOR OR HIS DESIGNEE 25 THE CORPORATE SECRETARY TO EXECUTE AN 26 AGREEMENT FOR SURPLUSSING OF CITY PERSONAL PROPERTY BETWEEN THE CITY OF JACKSONVILLE AND 27 MOG COLLECTION, LLC., D/B/A BRUMOS 28 29 COLLECTION; REPEALING SECTION 111.396 (MOTOR 30 VEHICLE SAFETY PROGRAM FUND), PART 3 (PUBLIC 31 SAFETY AND COURTS), CHAPTER 111 (SPECIAL REVENUE WHEREAS, the original "Beat the Heat" Safety and Education program was started by the Jacksonville Sheriff's Office in 1984; and

WHEREAS, the program was designed to educate young people of the communities about the problems of illegal drug and alcohol use, educate about the problems of alcohol or drug impaired driving, to promote a better understanding between the police and the communities they serve, and to encourage everyone not to drag race in the street; and

WHEREAS, the "Beat the Heat" car was 1979 Chevrolet Malibu police vehicle retrofitted into a racetrack certified drag car, and a picture of the car and information on the program more specifically described in Exhibit 1, attached hereto; and

WHEREAS, the program is no longer in existence, and the Jacksonville Sheriff's Office has submitted the vehicle for surplus; and

WHEREAS, the MOG Collection, LLC., d/b/a Brumos Collection would like to maintain the educational value of the vehicle by having it as part of a museum; and

WHEREAS, the MOG Collection, LLC., d/b/a Brumos Collection has a showcase museum where the vehicle could be on display for that stated public purpose; now therefore

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

Section 1. Declaration of Surplus. The City hereby declares that certain 1979 Chevrolet Malibu (VIN 1T19L9D483566, Vehicle Number 0046-10) valued at \$15,000as more particularly described in the property transfer form attached hereto as Exhibit 2 and incorporated herein by this reference ("Subject Property"), to be surplus to the needs of the City of Jacksonville and authorizes

the appropriate City officials to transfer title of the Subject Property to the Mog Collection, LLC., d/b/a Brumos Collection, Inc. at no cost, pursuant to Section 122.812(c), Ordinance Code. A copy of the certificate from the Director of Procurement certifying compliance with provisions of Chapter 122, Ordinance Code, is attached hereto as Exhibit 3, and incorporated herein by this reference.

Section 2. Public Purpose. The surplus vehicle was used as an educational tool by the Jacksonville Sherriff's Office to educate Jacksonville youth about the dangers of street drag racing. In 1984, a race car engine was installed to assist in the JSO educational tool. Brumos Racing was one of the sponsors of the car and provided funding for its operation. By the City donating the car to be housed at the Brumos Museum and to be displayed in other locations, the education and safety awareness can continue. The City of Jacksonville finds that providing the surplussed vehicle to the MOG Collection, LLC., d/b/a Brumos Collection for a continued education about the dangers of street drag racing, is a valid public purpose. For these foregoing reasons and pursuant to Section 122.812(a), Ordinance Code, the public interests support the disposal of the property at no cost to the MOG Collection, LLC., d/b/a Brumos Collection.

Section 3. Waiver of Section 122.305 (Unlawful use of City markings and tags), Part 3 (Municipal Vehicles), Chapter 122 (Public Property), Ordinance Code. The provisions of Section 122.305 (Unlawful use of City markings and tags), Part 3 (Municipal Vehicles), Chapter 122 (Public Property), Ordinance Code, are hereby waived to allow for certain 1979 Chevrolet Malibu (VIN 1T19L9D483566, vehicle number 0046-10) to retain its Jacksonville Sheriff's Office insignia for the purpose of the MOG Collection to use for display to promote the original "Beat the Heat" Safety and Education program.

Section 4. Fleet Management Division to Monitor Actual Use of Subject Property. The Fleet Management Division of the Finance and

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Administration Department will be the designated agency to monitor the museum educational use of the Subject Property in accordance with the purposes set forth herein.

Section 5. Reverter. The disposition authorized herein is conditioned upon using the said vehicle for the purposes set forth herein and is conditioned upon agreeing to convey the vehicle back to the City of Jacksonville in the event that the vehicle is not used for those purposes.

Section 6. Approval and Authorization. The Mayor, designee and Corporation Secretary are hereby authorized to execute an Agreement for the surplussing of City personal property between the City of Jacksonville and the MOG Collection, LLC., d/b/a Brumos Collection, attached hereto as Exhibit 4, and incorporated herein by this reference.

Section 7. Repealing Section 111.396 (Motor Vehicle Safety Program Fund), Part 3 (Public Safety and Courts), Chapter 111 (Special Revenue and Trust Accounts), Ordinance Code. Section 111.396 (Motor Vehicle Safety Program Fund), Part 3 (Public Safety and Courts), Chapter 111 (Special Revenue And Trust Accounts), Ordinance Code, is hereby repealed in its entirety. A copy of the repealed Section 111.396 is attached hereto as Exhibit 5.

Section 8. Effective Date. This ordinance shall become effective upon signature by the Mayor or upon becoming effective without the Mayor's signature.

/s/ Margaret M. Sidman

GC-#1457389-v3-Beat the Heat Surplus - Sheriff.DOCX

Office of General Counsel

Form Approved:

Legislation Prepared By: Margaret M. Sidman