

1 Introduced by the Council President at the request of the Mayor and  
2 Co-Introduced by Council President Salem, Council Vice President  
3 White, and Council Members Gay and Miller:  
4

5 **ORDINANCE 2023-767**

6 AN ORDINANCE MAKING CERTAIN FINDINGS AND  
7 APPROPRIATING \$3,979,060 FROM THE MARINE FIRE  
8 STATION #68 PROJECT AND \$2,000,000 FROM THE FIRE  
9 STATION #48 - NEW CONSTRUCTION PROJECT TO  
10 PROVIDE A CONTRIBUTION OF \$5,979,060 TO THE  
11 JACKSONVILLE PORT AUTHORITY ("JAXPORT") TO  
12 PROVIDE MATCHING FUNDING FOR A FEDERAL GRANT  
13 RECEIVED BY JAXPORT TO DESIGN, ENGINEER, AND  
14 CONSTRUCT A NEW FIRE STATION #48 AT BLOUNT  
15 ISLAND, AS INITIATED BY B.T. 24-015; AMENDING  
16 THE 2024-2028 FIVE-YEAR CAPITAL IMPROVEMENT PLAN  
17 APPROVED BY ORDINANCE 2023-505-E TO REFLECT THE  
18 APPROPRIATION OF FUNDS AUTHORIZED HEREIN;  
19 AMENDING ORDINANCE 2023-504-E, THE FISCAL YEAR  
20 2023-2024 BUDGET ORDINANCE, TO REPLACE REVISED  
21 SCHEDULE B4 TO REFLECT THE APPROPRIATION OF  
22 FUNDS AUTHORIZED HEREIN; PROVIDING FOR A  
23 CARRYOVER OF FUNDS TO FISCAL YEAR 2024-2025;  
24 AUTHORIZING THE CITY TO ENTER INTO A FUNDING  
25 AGREEMENT WITH JAXPORT AS FURTHER DETAILED  
26 THEREIN ("FUNDING AGREEMENT"); AUTHORIZING THE  
27 CITY TO ENTER INTO A LEASE AGREEMENT WITH  
28 JAXPORT FOR THE NEW FIRE STATION #48 FOR AN  
29 INITIAL TERM OF 30 YEARS AT A RATE OF \$1 PER  
30 YEAR ("LEASE AGREEMENT"); PROVIDING FOR  
31 OVERSIGHT BY THE FINANCE AND ADMINISTRATION

1 DEPARTMENT AS TO THE FUNDING AGREEMENT;  
2 PROVIDING FOR OVERSIGHT BY THE JACKSONVILLE FIRE  
3 AND RESCUE DEPARTMENT ("JFRD") AS TO THE LEASE  
4 AGREEMENT; PROVIDING AN EFFECTIVE DATE.  
5

6 **WHEREAS**, originally built in 1978, Fire Station #48 at Blount  
7 Island can no longer safely accommodate the number of firefighters  
8 needed to staff the assigned fire and rescue apparatus based there;  
9 and

10 **WHEREAS**, in addition, there is inadequate bay space for the foam  
11 tanker at Fire Station #48, and it is subject to flooding, and lacks  
12 provision for female firefighters; and

13 **WHEREAS**, JAXPORT has secured \$5,979,060 in federal grant funding  
14 from the Department of Defense for the construction of a new Fire  
15 Station #48 (the "Project") to serve the port, military and  
16 surrounding residential community near Blount Island due to the port's  
17 unique classification as a "Port of Strategic Significance;" and

18 **WHEREAS**, JAXPORT has requested and the City has agreed to provide  
19 \$5,979,060 in funding as a local match for the Project which JAXPORT  
20 will design, engineer, and construct; and

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

22 **Section 1. Findings.** It is hereby ascertained, determined,  
23 found, and declared as follows:

24 (a) The recitals set forth herein are true and correct.

25 (b) The Project will promote and further the public and  
26 municipal purposes of the City.

27 (c) The provision of the City's assistance as identified in  
28 the Funding Agreement is necessary and appropriate to make the Project  
29 feasible; and the City's assistance is reasonable and not excessive,  
30 taking into account the extent of the public benefits expected to be  
31 derived from the Project, and taking into account all other forms of

1 assistance available.

2 (d) JAXPORT and its contractors, on behalf of JAXPORT, are  
3 qualified to carry out and complete the construction and equipping  
4 of the Project.

5 (e) The authorizations provided by this Ordinance are for  
6 public uses and purposes for which the City may use its powers as a  
7 county, municipality and as a political subdivision of the State of  
8 Florida and may expend public funds, and the necessity in the public  
9 interest for the provisions herein enacted is hereby declared as a  
10 matter of legislative determination.

11 **Section 2. Appropriation.** For the 2023-2024 fiscal year,  
12 within the City's budget, there are hereby appropriated and  
13 transferred, as applicable, the indicated sum(s) from the account(s)  
14 listed in subsection (a) to the account(s) listed in subsection (b):  
15 (B.T. 24-015 is attached hereto as **Exhibit 1** and incorporated herein  
16 by this reference)

17 (a) Appropriated from:

18 See attached **Exhibit 1** \$5,979,060

19 (b) Appropriated to:

20 See attached **Exhibit 1** \$5,979,060

21 (c) **Explanation of Appropriation and Transfer:**

22 The funding above represents an appropriation of \$3,979,060  
23 from the CIP Project entitled "Marine Fire Station #68"  
24 and \$2,000,000 from the CIP Project entitled "Fire Station  
25 #48 - New Construction" to provide a contribution of  
26 \$5,979,060 to JAXPORT to provide matching funding for a  
27 federal grant awarded to JAXPORT to construct the Project.

28 **Section 3. Purpose.** The purpose of the appropriation in  
29 Section 1 is to timely provide matching funding of \$5,979,060 to  
30 JAXPORT so JAXPORT can proceed with design, engineering and  
31 construction of the Project which, when completed, will be leased to

1 JFRD for \$1 a year for an initial term of 30 years.

2       **Section 4.       Capital Improvement Plan Amendment.** Ordinance  
3 2023-505-E, adopting the 2024-2028 Five-Year Capital Improvement Plan  
4 (the "CIP") for the City and certain of its independent agencies, is  
5 hereby amended to reflect the reduction of funding within the Marine  
6 Fire Station #68 and Fire Station #48 - New Construction projects as  
7 more fully described in the Project Information Sheet attached hereto  
8 as **Exhibit 2** and incorporated herein by this reference. The City  
9 Council finds that the deferral of this amendment of the CIP until  
10 the next annual budget and CIP review will be detrimental to the best  
11 interests of the community because such deferral will result in  
12 unnecessary delay of the Project and loss of grant funding for the  
13 Project.

14       Pursuant to Section 122.605(c), *Ordinance Code*, enactment of  
15 this Ordinance requires the affirmative vote of two-thirds of the  
16 City Council members present at the meeting because of the CIP  
17 amendment set forth in this section. This Ordinance shall constitute  
18 an amendment to Ordinance 2023-505-E. In all other respects, the CIP  
19 approved by Ordinance 2023-505-E shall remain unchanged and continue  
20 in full force and effect.

21       **Section 5.       Amending 2023-504-E, the FY 2023-2024 Budget**  
22 **Ordinance, to replace Revised Schedule B4 to provide funding to**  
23 **JAXPORT for the Project.** 2023-504-E, the FY 2023-2024 Budget  
24 Ordinance, is hereby amended to replace Revised Schedule B4, entitled  
25 "FY 23-24 Debt Management Fund Detail", to reflect the contribution  
26 of \$5,979,060 to JAXPORT for the Project and reduce the borrowing for  
27 Capital Improvement Projects. The Second Revised Schedule B4 is  
28 attached hereto as **Exhibit 4**.

29       **Section 6.       Carryover.** The funds appropriated by this  
30 Ordinance shall not lapse but shall carryover to fiscal year 2024-  
31 2025.

1           **Section 7.           Authorizing the Mayor to enter into a Funding**  
2 **Agreement and Lease Agreement with the Jacksonville Port Authority.**

3 The Mayor, or her designee, is hereby authorized to negotiate and  
4 enter into a Funding Agreement and Lease Agreement with JAXPORT  
5 substantially in accordance with the term sheet attached hereto as  
6 **Exhibit 3** for the purposes of funding the Project.

7           **Section 8.           Oversight Department.**           The Finance and  
8 Administration Department shall provide oversight for the Funding  
9 Agreement authorized herein. JFRD shall provide oversight for the  
10 Lease Agreement authorized herein.

11           **Section 9.           Effective Date.**           This Ordinance shall become  
12 effective upon signature by the Mayor or upon becoming effective  
13 without the Mayor's signature.

14  
15 Form Approved:

16  
17           /s/ Harry M. Wilson, IV          

18 Office of General Counsel

19 Legislation Prepared By: Harry M. Wilson, IV

20 GC-#1593925-v4Leg\_2023\_JAP\_JFRD\_FS\_48\_Construction.docx

21  
22