

1 Introduced by Council Member Howland and Co-Sponsored by Council
2 Member Peluso and amended by the Rules Committee:

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5 **ORDINANCE 2023-806-E**

6 AN ORDINANCE REGARDING THE FY 2022-2023 CITY
7 GRANT AGREEMENT BETWEEN FOBT PIPELINE, INC., A
8 FLORIDA NOT FOR PROFIT CORPORATION ("FOBT"),
9 AND THE CITY OF JACKSONVILLE ("FY23 CITY GRANT
10 AGREEMENT"); WAIVING FOBT'S NON-COMPLIANCE
11 WITH THE PERMIT REQUIREMENT PROVISION IN THE
12 FY23 CITY GRANT AGREEMENT; AUTHORIZING THE
13 COUNCIL AUDITOR TO REMOVE THE AGENCY FROM THE
14 CHAPTER 118 NON-COMPLIANCE LIST; PROVIDING FOR
15 AN EFFECTIVE DATE.

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

18 **WHEREAS**, the City of Jacksonville (the "City") pursuant to
19 Ordinance 2022-504-E awarded FOBT Pipeline, Inc., a Florida
20 not-for-profit corporation ("FOBT"), a City grant in the amount of
21 \$165,000 for the Green District Phase I Affordable Housing Project
22 in Durkeeville (the "Affordable Housing Project"); and

23 **WHEREAS**, in accordance with Ordinance 2022-504-E, the City
24 and FOBT executed the FY 2022-2023 City Grant Agreement dated
25 October 1, 2022 ("FY23 City Grant Agreement"), in the amount of
26 \$165,000 to fund the Affordable Housing Project; and

27 **WHEREAS**, pursuant to Section II.B.2 of the City Grant
28 Agreement, FOBT was required to obtain and maintain all permits
29 required by the State of Florida during the FY23 City Grant
30 Agreement term (the "Permit Requirement"); and

31 **WHEREAS**, FOBT inadvertently failed to comply with the Permit

1 Requirement during the FY23 City Grant Agreement term; and

2 **WHEREAS**, FOBT is otherwise in compliance with the City Grant
3 Agreement terms and Chapter 118, Parts 1-5 of the *Ordinance Code*,
4 and the City Council agrees to waive FOBT's non-compliance with the
5 Permit Requirement as provided herein; now therefore

6 **Section 1. Recital.** The recitals above are true and
7 correct and incorporated herein by reference.

8 **Section 2. Waiving FOBT's Non-Compliance with the Permit**
9 **Requirement Provision in the FY23 City Grant Agreement.** The
10 Council hereby waives FOBT's non-compliance with the Permit
11 Requirement during the FY23 City Grant Agreement term.

12 **Section 3. Removal from the Chapter 118 Non-Compliance**
13 **List.** The City Council authorizes the Council Auditor to remove
14 FOBT Pipeline, Inc. from the Non-Compliance List based on the
15 waiver of FOBT's non-compliance outlined in Section 2.

16 **Section 4. Effective Date.** This Ordinance shall become
17 effective upon signature by the Mayor or upon becoming effective
18 without the Mayor's signature.

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20 Form Approved:

21
22 /s/ Mary E. Staffopoulos

23 Office of General Counsel

24 Legislation Prepared By: Lawsikia J. Hodges

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