

1 Introduced by the Council President at the Request of the Mayor:  
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4 **ORDINANCE 2019-505**

5 AN ORDINANCE ADOPTING THE FISCAL YEARS 2020-2024  
6 INCLUSIVE CAPITAL IMPROVEMENT PLAN (THE "CIP"),  
7 AS REQUIRED BY PART 6, CHAPTER 122, *ORDINANCE*  
8 *CODE*; PROVIDING FOR 2019 CIP SPECIFICITY  
9 REQUIREMENTS; DIRECTING REVISIONS AND UPDATING OF  
10 THE CAPITAL IMPROVEMENTS ELEMENT OF THE 2030  
11 COMPREHENSIVE PLAN, AS REQUIRED BY SECTION  
12 163.3177, *FLORIDA STATUTES*; WAIVING SECTION  
13 122.602 (A) (DEFINITIONS), *ORDINANCE CODE*;  
14 PROVIDING FOR COMPLIANCE WITH SECTION 106.309  
15 (CAPITAL IMPROVEMENT APPROPRIATIONS CARRIED OVER)  
16 AND SECTION 106.312 (LAPSE OF APPROPRIATIONS),  
17 *ORDINANCE CODE*; PROVIDING FOR DECLARATION OF  
18 INTENT TO REIMBURSE; PROVIDING FOR RECONCILIATION  
19 OF SCHEDULES, TEXT, CODIFICATION, JOURNAL  
20 ENTRIES; PROVIDING AN EFFECTIVE DATE.

21  
22 **WHEREAS**, pursuant to Part 6, Chapter 122, *Ordinance Code*, the  
23 Department of Finance and Administration, the Department of  
24 Planning and Development and the Department of Public Works have  
25 met with all departments, agencies and commissions of the City to  
26 develop, and have developed, a Capital Improvement Plan ("CIP") for  
27 fiscal years 2020-2024 inclusive; and

28 **WHEREAS**, pursuant to Chapter 163, Part II, *Florida Statutes*,  
29 the Council adopted the 2030 Comprehensive Plan, which contains the  
30 numerous elements required by Section 163.3177, *Florida Statutes*,  
31 including a Capital Improvements Element designed to consider the

1 need for and location of public facilities in order to encourage  
2 efficient utilization of such facilities and setting forth  
3 estimated public facility costs, including a delineation of when  
4 public facilities will be needed, the general location of the  
5 facilities and projected revenue sources to fund the facilities;  
6 and

7 **WHEREAS**, Section 163.3177, *Florida Statutes*, requires that the  
8 Capital Improvements Element be reviewed, revised and updated  
9 annually; and

10 **WHEREAS**, the Capital Improvements Element requires that the  
11 CIP be prepared in conjunction with the annual review and update of  
12 the Capital Improvements Element, and further requires that the CIP  
13 contain all of the projects listed in the Schedule of Capital  
14 Improvements, which is a part of the Capital Improvements Element;  
15 and

16 **WHEREAS**, the Council has reviewed the CIP and the Capital  
17 Improvements Element; now, therefore

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

19 **Section 1. Fiscal Years 2020-2024 Capital Improvement**  
20 **Plan Adopted.** The fiscal years 2020-2024 Capital Improvement Plan,  
21 including a Schedule of Capital Improvements (attached hereto as  
22 **Exhibit 1**, and incorporated herein by this reference), are hereby  
23 adopted for the City and its independent agencies for the 2019-2020  
24 fiscal year. There shall be included in the annual budgets of the  
25 City and its independent agencies sufficient appropriations to  
26 implement the first year of the plan. By October 24, 2019 or one  
27 month after the enacted date of this legislation, whichever is  
28 later, the Department of Finance and Administration shall provide  
29 the Fiscal Years 2020-2024 revised adopted Capital Improvement Plan  
30 inclusive of the detailed description of the scope of each project  
31 included therein to all Council Members with a copy to Legislative

1 Services to be placed in the file.

2 **Section 2. 2020 Capital Improvement Plan Specificity**  
3 **Requirements.** Notwithstanding anything herein, no funds shall be  
4 expended on a Capital Improvement Project (as defined by Sec.  
5 122.602(a)), which may have been line-item approved in a Capital  
6 Improvement Plan, without specific reference to precise locations  
7 of work, narrowly defined project costs, or narrowly defined work  
8 descriptions, unless and until such expenditures and an amendment  
9 to the Capital Improvement Plan identifying precise locations of  
10 work, narrowly defined project costs, and narrowly defined work  
11 descriptions are separately approved by City Council.

12 **Section 3. The Capital Improvements Element of the 2030**  
13 **Comprehensive Plan Revised and Updated.** The Capital Improvements  
14 Element of the 2030 Comprehensive Plan shall be revised to reflect  
15 the Schedule of Capital Improvements adopted hereinabove as part of  
16 the CIP in the next available update of the 2030 Comprehensive  
17 Plan, in accordance with Section 163.3177, *Florida Statutes*.

18 **Section 4. Waiver of Section 122.602(a) (Definitions),**  
19 **Ordinance Code.** Waiving Conflicting Provisions Section 122.602(a)  
20 (Definitions), *Ordinance Code*, excluding routine roadway  
21 resurfacing from the definition of Capital Improvement to allow  
22 roadway resurfacing for the 2019/2020 Fiscal Year.

23 **Section 5. Compliance with Section 106.309 (Capital**  
24 **improvement appropriations carried over) and Section 106.312 (Lapse**  
25 **of appropriations), Ordinance Code, and further verification.** In  
26 accordance with Sections 106.309 and 106.312, the Budget Office  
27 provided a list of Capital Improvement Projects Not Lapsed which  
28 itemizes the budget, encumbrances, remaining balances from prior  
29 years' appropriation, which is attached hereto as **Exhibit 2**, dated  
30 July 9, 2019.

31 **Section 6. Declaration of intent to reimburse.** The City of

1 Jacksonville, Florida (the "City") expects to incur expenses for  
2 which the City will advance internal funds in order to fund the  
3 construction, acquisition, improvement, and equipping of certain  
4 capital improvements more specifically described on **Exhibit 1** (the  
5 "2019 Projects"). The City intends to reimburse itself for all or a  
6 portion of such expenses from the proceeds of debt to be incurred  
7 by the City. The City hereby declares its official intent to  
8 reimburse itself from the proceeds of debt to be incurred by the  
9 City for expenses incurred with respect to the 2019 Projects  
10 subsequent to the date of this Ordinance. This Ordinance is  
11 intended as a declaration of official intent under Treasury  
12 Regulation Section 1.150-2. The debt to be issued to finance the  
13 2019 Projects is expected not to exceed an aggregate principal  
14 amount of \$117,249,674 net project funds. The Mayor, the  
15 Corporation Secretary, the Chief Financial Officer, the General  
16 Counsel and such other officers and employees of the City as may be  
17 designated by the Mayor are authorized and empowered, collectively  
18 and individually, to take all action and steps and to execute all  
19 instruments, documents and contracts on behalf of the City that are  
20 necessary to carry out the purposes of this Ordinance.

21 **Section 7. Reconciliation of schedules, text,**  
22 **codification, journal entries.** The Office of General Counsel and  
23 the Council Auditor's Office are authorized to make all changes to  
24 titles, tables of content, Ordinance Code, journal entries,  
25 schedules, attachments, editorial and text changes consistent with  
26 the changes set forth herein to effectuate the Council's action.

27 **Section 8. Effective Date.** This Ordinance shall become  
28 effective upon signature by the Mayor or upon becoming effective  
29 without the Mayor's signature.  
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1 Form Approved:

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3  /s/ *Margaret M. Sidman*

4 Office of General Counsel

5 Legislation Prepared By: Margaret M. Sidman

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