

1 Introduced by the Council President at the request of the Mayor:

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4 **ORDINANCE 2019-519**

5 AN ORDINANCE APPROPRIATING \$206,183.00 FROM
6 THE GENERAL FUND - ECONOMIC GRANT PROGRAM TO
7 AUTHORIZED CAPITAL PROJECTS IN ORDER TO FULLY
8 FUND THE BOONE PARK NORTH PROJECT TO UPGRADE
9 THE ELECTRICAL GRID IN SUPPORT OF ELECTRICAL
10 AND TENNIS COURT LIGHTING UPGRADES AT BOONE
11 PARK, AS INITIATED BY B.T. 19-104; PROVIDING
12 AN EFFECTIVE DATE.

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

15 **Section 1. Appropriation.** For the 2018-2019 fiscal year,
16 within the City's budget, there are hereby appropriated the
17 indicated sum(s) from the account(s) listed in subsection (a) to
18 the accounts(s) listed in subsection (b):

19 (B.T. 19-104 attached hereto as **Exhibit 1** and incorporated herein
20 by this reference)

21 (a) Appropriated from:

22 See B.T. 19-104 \$206,183.00

23 (b) Appropriated to:

24 See B.T. 19-104 \$206,183.00

25 (c) Explanation of Appropriation

26 The funding above is a transfer of surplus funds from the
27 General Fund - Economic Grant Program to Authorized
28 Capital Projects in order to fully fund the Boone Park
29 North Project to upgrade the electrical and tennis court
30 lighting at Boone Park.

1 **Section 2. Purpose.** The purpose of the appropriation in
2 Section 1 is to fully fund the Boone Park North Project to upgrade
3 the electrical grid in support of electrical and tennis court
4 lighting upgrades at Boone Park (the "Project"). In June of 2017,
5 IAVF Mission Springs LLC (IAVF) purchased the property located at
6 5121 Catoma Street and 5327 Timuquana Road and entered into a
7 Payment in Lieu of Taxes (PILOT) Agreement with the City of
8 Jacksonville pursuant to Ordinance 2017-162-E. Ordinance 2017-280-E
9 created Section 111.925(b), *Ordinance Code*, which specifies that
10 PILOT payments must be deposited into the Neighborhood Enhancement
11 Trust Fund for Mission Springs Apartments (the "Trust Fund") and
12 used for neighborhood enhancements within a 4-mile area around
13 Mission Springs Apartments (the "Facility"). Boone Park is located
14 within the defined 4-mile area and \$206,183.00 was budgeted in
15 Fiscal Year 2018-2019 from the Trust Fund and transferred to
16 Authorized Capital Projects. Section 3 of the PILOT Agreement
17 states that IAVF's obligation to make the payments is subject to
18 exemption of the Facility from governmental property taxes and
19 assessments. IAVF made PILOT payments to the City for calendar
20 years 2017 and 2018; however, the Facility was not tax-exempt at
21 the time. Accordingly, the City refunded the PILOT payments to IAVF
22 as the payments were made in error. As a result, there are no
23 longer enough funds available to complete the Project. The
24 appropriation in Section 1 will allow the Project to be fully
25 funded.

26 **Section 3. Effective Date.** This ordinance shall become
27 effective upon signature by the Mayor or upon becoming effective
28 without the Mayor's signature.
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1 Form Approved

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3 /s/ James R. McCain, Jr.

4 Office of General Counsel

5 Legislation prepared by: James R. McCain, Jr.

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