

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2019-525**

5 AN ORDINANCE CONCERNING A CONTINUATION GRANT;
6 APPROPRIATING \$496,965.00 (\$372,723.75 FROM
7 THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)
8 THROUGH THE FLORIDA DIVISION OF EMERGENCY
9 MANAGEMENT (FDEM) AND A 25% CITY MATCH OF
10 \$124,241.25 FROM GENERAL FUND GSD) UNDER THE
11 HAZARD MITIGATION GRANT PROGRAM TO ACQUIRE AND
12 DEMOLISH A FLOOD-PRONE PROPERTY AND RETURN IT
13 TO GREEN SPACE, AS INITIATED BY B.T. 19-100;
14 AMENDING THE 2019-2023 FIVE-YEAR CAPITAL
15 IMPROVEMENT PROGRAM APPROVED BY ORDINANCE
16 2018-505-E TO PROVIDE FUNDING FOR THE PROJECT
17 ENTITLED "ACQUISITION & DEMO OF FLOODPRONE
18 PROPERTY - OAKWOOD DRIVE"; AUTHORIZING THE
19 MAYOR, OR HIS DESIGNEE, AND THE CORPORATION
20 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON
21 BEHALF OF THE CITY, THE FEDERALLY-FUNDED
22 SUBAWARD AND GRANT AGREEMENT BETWEEN FDEM AND
23 CITY OF JACKSONVILLE; PROVIDING FOR CITY
24 OVERSIGHT BY EMERGENCY PREPAREDNESS DIVISION;
25 REQUIRING QUARTERLY REPORTS; PROVIDING AN
26 EFFECTIVE DATE.

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

29 **Section 1. Appropriation.** For the 2018-2019 fiscal year,
30 within the City's budget, there are hereby appropriated the
31 indicated sum(s) from the account(s) listed in subsection (a) to

1 the account(s) listed in subsection (b):
2 (B.T. 19-100 attached hereto as **Exhibit 1** and incorporated herein
3 by this reference)

4 (a) Appropriated from:

5 See B.T. 19-100 \$496,965.00

6 (b) Appropriated to:

7 See B.T. 19-100 \$496,965.00

8 (c) Explanation of Appropriation

9 The funding above is an award in the amount of
10 \$372,723.75 from the Federal Emergency Management Agency
11 (FEMA) through the State of Florida Division of Emergency
12 Management (75%) and a City match of \$124,241.25 from the
13 General Fund GSD (25%) for a Hazard Mitigation Grant
14 project.

15 **Section 2. Purpose.** The purpose of the appropriation in
16 Section 1 is to provide funding for the Hazard Mitigation Grant
17 Program project (the "Project") to acquire and demolish a structure
18 located at 6732 Oakwood Drive, Jacksonville, Florida 32211 (the
19 "Subject Property"). The Subject Property is situated on the bend
20 of the Arlington River at the transition to Pottsburg Creek. Even
21 without severe weather, this area is subject to persistent
22 flooding. Further, this area experienced storm surge during
23 Hurricane Irma, which severely impacted the structure. There are
24 four recorded flood loss claims with FEMA for the Subject Property.
25 The current homeowner filed two of the claims and the owner prior
26 to her also filed two claims. According to a neighbor, the Subject
27 Property also experienced flooding prior to the two most recent
28 owners. The Project is an acquisition/demolition project that will
29 remove the structure from the threat of future flood damages.
30 Acquisition and demolition is the most effective means to protect
31 against flooding and has been promoted as the preferred method of

1 reducing flood risks. The completion of the Project will reduce
2 future public costs to county, state, and federal agencies that
3 provide, among other things, evacuation and rescue, emergency
4 shelter, and debris removal services. The Project will also remove
5 the current residents from the immediate dangers of flooding. The
6 Subject Property will be returned to green space, thus improving
7 local flood storage and conveyance. Finally, the Subject Property
8 will be deed-restricted so as not to allow a new structure that
9 inevitably would be damaged by future flooding to be built.

10 **Section 3. CIP Amendment.** Ordinance 2018-505-E, being the
11 2019-2023 Five-Year Capital Improvement Program for the City and
12 certain of its independent agencies, is hereby amended to provide
13 funding for the project entitled "Acquisition & Demo of Floodprone
14 Property - Oakwood Drive." The project is more fully described in
15 the Project Information Sheet, attached hereto as **Exhibit 2** and
16 incorporated herein by this reference. The Council finds that the
17 deferral of this amendment of the CIP until the next annual budget
18 and CIP review will be detrimental to the best interests of the
19 community because such deferral will delay urgently needed
20 mitigation. Pursuant to Section 122.605(c), *Ordinance Code*,
21 enactment of this ordinance requires the affirmative vote of two-
22 thirds of the Council members present at the meeting because of the
23 CIP amendment set forth in this section. This ordinance shall
24 constitute an amendment to Ordinance 2018-505-E. In all other
25 respects, the Five-Year Capital Improvement Program approved by
26 Ordinance 2018-505-E shall continue in full force and effect.

27 **Section 4. Authorization to execute.** The Mayor, or his
28 designee, and Corporation Secretary are hereby authorized to
29 execute and deliver, for and on behalf of the City, the Federally-
30 Funded Subaward and Grant Agreement between the Florida Division of
31 Emergency Management (FDEM) and the City of Jacksonville, in

1 substantially the same form placed **on file** with the Office of
2 Legislative Services (the "Agreement").

3 **Section 5. Oversight.** The Emergency Preparedness
4 Division of the Jacksonville Fire and Rescue Department will
5 provide oversight.

6 **Section 6. Reporting.** Consistent with 2 C.F.R. § 200.238,
7 the City of Jacksonville (the "Sub-Recipient") shall provide FDEM
8 quarterly reports and a close-out report. These reports shall
9 include the current status and progress by the Sub-Recipient and
10 all subcontractors in completing the work described in the Scope of
11 Work and the expenditure of funds under the Agreement, in addition
12 to any other information requested by FDEM.

13 **Section 7. Effective Date.** This ordinance shall become
14 effective upon signature by the Mayor or upon becoming effective
15 without the Mayor's signature.

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17 Form Approved:

18
19 /s/ James R. McCain, Jr.

20 Office of General Counsel

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

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