

1 Introduced by the Council President at the request of the Mayor and
2 amended by the Neighborhoods, Community Services, Public Health &
3 Safety Committee:

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6 **ORDINANCE 2019-519-E**

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

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

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

21 (Revised B.T. 19-104 attached hereto as **Revised Exhibit 1**, labeled
22 as "Revised Exhibit 1, Revised B.T. 19-104, August 19, 2019 -
23 NCSPHS" and incorporated herein by this reference)

24 (a) Appropriated from:

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

26 (b) Appropriated to:

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

28 (c) Explanation of Appropriation

29 The funding above is a transfer of surplus funds from the
30 General Fund - Economic Grant Program to Authorized

1 Capital Projects in order to fully fund the Boone Park
2 North Project to upgrade the electrical and tennis court
3 lighting at Boone Park.

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

29 **Section 3. Effective Date.** This ordinance shall become
30 effective upon signature by the Mayor or upon becoming effective
31 without the Mayor's signature.

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Form Approved

/s/ Paige H. Johnston

Office of General Counsel

Legislation prepared by: James R. McCain, Jr.

GC-#1302187-v1-2019-519-E