

1 Introduced by Council Member Salem and Co-Sponsored by Council
2 Members R. Gaffney, Diamond, Morgan, Bowman, Cumber, DeFoor,
3 Freeman, Hazouri, Pittman, Salem and Carlucci:
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6 **ORDINANCE 2019-745**

7 AN ORDINANCE APPROPRIATING \$2,000,000.00 FROM
8 THE TREE PROTECTION AND RELATED EXPENSES TRUST
9 FUND, SUBFUND 15F, FOR A COUNTY-WIDE PROGRAM
10 TO PROVIDE TREE PLANTING IN THE PUBLIC RIGHTS-
11 OF-WAY WHERE TREES HAVE BEEN REMOVED BY THE
12 CITY DUE TO TREE CONDITION; PROVIDING A
13 CARRYOVER OF FUNDS INTO SUBSEQUENT FISCAL
14 YEARS; PROVIDING AN EFFECTIVE DATE.
15

16 **WHEREAS**, the Tree Commission, an advisory body of the City of
17 Jacksonville formed to encourage and coordinate the efforts of the
18 various public and private entities that are concerned with the
19 conservation and enhancement of the City's Tree Canopy, voted to
20 recommend two types of tree replacement programs to be administered
21 by Public Works; and

22 **WHEREAS**, pursuant to Ordinance 2018-775-E, the City
23 appropriated \$300,000.00 as an initial amount into the "County-Wide
24 Tree Program-Right-of-Way" account for the Tree Replacement
25 Program; and

26 **WHEREAS**, all of the funds appropriated to the Tree Replacement
27 Program have been expended or allocated to ongoing projects to
28 replace trees within the rights-of-way in Duval County; now
29 therefore

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

31 **Section 1. Appropriation for Tree Replacement Program.**

1 For the 2019-2020 fiscal year, within the City's budget, there
2 are hereby appropriated the indicated sum(s) from the account(s)
3 listed in subsection (a) to the account(s) listed in subsection
4 (b):

5 (The account information is attached hereto as **Exhibit 1**, and
6 incorporated herein by this reference)

7 (a) Appropriated from:

8 See attached **Exhibit 1** \$2,000,000.00

9 (b) Appropriated to:

10
11 See attached **Exhibit 1** \$2,000,000.00

12 (c) **Explanation of the appropriation** - The funding above is
13 to provide \$2,000,000.00 from the Tree Protection and
14 Related Expenses Trust Fund, Subfund 15F, to the County-
15 Wide Tree Program-Right-of-Way, for a county-wide right-
16 of-way tree replacement program, to be administered by
17 the Department of Public Works.

18 **Section 2. Purpose.** The purpose of the appropriation in
19 Section 1 is to provide an additional \$2,000,000.00 for the tree
20 replacement program initiated by Ordinance 2018-775-E (the "Tree
21 Replacement Program"), to plant trees within public rights-of-way
22 in Duval County. The Tree Replacement Program funds will be
23 expended in this way: When a tree within the public right-of-way
24 is damaged, dead, in impending decline, or becomes a hazard to the
25 public health, safety and welfare, the Department of Public Works
26 may use Subfund 15F to remove and replace said tree, so long as

27 (1) the tree removed is replaced within six (6) months;

28 (2) the species of replacement tree is contained in the "Tree
29 Commission Approved Tree Planting List", attached hereto as **Exhibit**
30 **2** and approved by a City Arborist; and

31 (3) the location of the replacement tree is approved by a

1 City Arborist and is in close proximity to the tree removed, such
2 as either: within the right-of-way of the parcel abutting the tree
3 removal site, or in the right-of-way of an adjacent parcel
4 abutting, or across the street from, the tree removal site, but in
5 no instance shall the location of the replacement tree be more than
6 100 feet away from the tree that was removed.

7 **Section 3. Carryover.** The funds appropriated in this
8 ordinance shall not lapse but shall carryover to subsequent fiscal
9 years.

10 **Section 4. Effective Date.** This ordinance shall become
11 effective upon signature by the Mayor or upon becoming effective
12 without the Mayor's signature.

13

14 Form Approved:

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16 /s/ Susan C. Grandin

17 Office of General Counsel

18 Legislation Prepared By: Susan C. Grandin

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