

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2019-772**

5 AN ORDINANCE APPROVING AND AUTHORIZING THE
6 MAYOR, OR HIS DESIGNEE, AND CORPORATION
7 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON
8 BEHALF OF THE CITY, THE RESTRICTIVE COVENANT
9 BETWEEN AND AMONG THE CITY OF JACKSONVILLE,
10 THE MANDARIN MUSEUM & HISTORICAL SOCIETY, AND
11 THE STATE OF FLORIDA, DEPARTMENT OF STATE,
12 DIVISION OF CULTURAL AFFAIRS; APPROVING AND
13 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND
14 CORPORATION SECRETARY TO EXECUTE AND DELIVER,
15 FOR AND ON BEHALF OF THE CITY, THE SECOND
16 AMENDMENT TO LICENSE AGREEMENT BETWEEN THE
17 CITY AND THE MANDARIN MUSEUM & HISTORICAL
18 SOCIETY; PROVIDING FOR CITY OVERSIGHT BY THE
19 PARKS, RECREATION AND COMMUNITY SERVICES
20 DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE.
21

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

23 **Section 1. Background.** The Mandarin Museum &
24 Historical Society ("MMHS") has an existing license agreement with
25 the City to operate the museum and historic structures at Walter
26 Jones Historical Park and provide educational programming to the
27 public. MMHS applied to the State of Florida, Department of State
28 and has been awarded a Cultural Facilities Grant for the project
29 "Mandarin Museum Building Expansion" in the amount of \$92,063.00.
30 All matching funds are being provided by MMHS and its donors. The
31 only City contribution for this project is the in-kind removal of a

1 few trees adjacent to the museum that is necessary to expand the
2 building. The project will renovate the existing museum building by
3 adding two new rooms, an exhibit hall and expanded archival storage
4 and work space. Both spaces will require the existing roof to be
5 extended. There is no additional plumbing, and electric and HVAC
6 will also be extended from currently existing fixtures.

7 According to the terms of the grant award agreement, all tasks
8 associated with the project need to be performed by June 1, 2021,
9 in order for MMHS to be eligible to receive the grant award. The
10 grant award agreement also requires the execution of 1) a
11 restrictive covenant on the park property ensuring that the museum
12 building will be used as a cultural facility for at least ten years
13 following the execution of the grant award agreement, and 2) an
14 amendment to the existing License Agreement between the City and
15 MMHS to extend the term of the License by at least ten (10) years
16 following the execution of the grant award agreement.

17 **Section 2. Restrictive Covenant approved and execution**
18 **authorized.** There is hereby approved, and the Mayor, or his
19 designee, and the Corporation Secretary are hereby authorized to
20 execute and deliver, for and on behalf of the City, the Restrictive
21 Covenant between and among The City of Jacksonville, the Mandarin
22 Museum & Historical Society, and the State of Florida, Department
23 of State, Division of Cultural Affairs, a copy of which is attached
24 hereto as **Exhibit 1** and incorporated herein by this reference.

25 **Section 3. Second Amendment approved and execution**
26 **authorized.** There is hereby approved, and the Mayor, or his
27 designee, and the Corporation Secretary are hereby authorized to
28 execute and deliver, for and on behalf of the City, the Second
29 Amendment to License Agreement between the City and the Mandarin
30 Museum & Historical Society, a copy of which is attached hereto as
31 **Exhibit 2** and incorporated herein by this reference.

1 **Section 4. Oversight Department.** The Parks, Recreation
2 and Community Services Department shall oversee the project
3 described herein.

4 **Section 5. Effective Date.** This ordinance shall become
5 effective upon signature by the Mayor or upon becoming effective
6 without the Mayor's signature.

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8 Form Approved:

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10 /s/ James R. McCain, Jr.

11 Office of General Counsel

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

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