Enacted 9/22/20

Introduced by Council Members Dennis, Gaffney, Pittman, Ferraro,
 White, Wilson, and Freeman & Co-Sponsored by Council Members
 DeFoor, Newby, Hazouri, Salem, Becton, Bowman, Priestly Jackson,
 Diamond, Carlucci, and Morgan:

ORDINANCE 2020-597-E

8 AN ORDINANCE APPROPRIATING \$50,952.25 (\$25,000 9 FROM SPECIAL COUNCIL OPERATING CONTINGENCY, \$12,443.55 FROM COUNCIL DISTRICT 9 10 DISCRETIONARY FUNDS FROM THE BETTER 11 JACKSONVILLE PROGRAM, \$10,000 FROM COUNCIL 12 DISTRICT 7 DISCRETIONARY FUNDS FROM THE BETTER 13 JACKSONVILLE PROGRAM, AND \$3,508.70 FROM 14 COUNCIL DISTRICT 8 DISCRETIONARY FUNDS FROM 15 16 THE BETTER JACKSONVILLE PROGRAM) FOR IMPROVEMENTS TO AN OUTDOOR SPORTS COURT, 17 LOCATED AT 5731 & 5732 NORMANDY BOULEVARD, 18 JACKSONVILLE, FLORIDA 32210, 19 IN COUNCIL 20 DISTRICT 9; PROVIDING FOR A CARRYOVER OF FUNDS 21 INTO THE 2020-2021 FISCAL YEAR; APPROVING, AND 22 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND 23 CORPORATION SECRETARY TO EXECUTE AND DELIVER, A JOINT USE AGREEMENT BETWEEN THE CITY OF 24 JACKSONVILLE AND THE POTTER'S HOUSE CHRISTIAN 25 FELLOWSHIP, INC.; PROVIDING FOR THE PARKS, 26 RECREATION AND COMMUNITY SERVICES DEPARTMENT 27 TO OVERSEE THE PROJECT; REQUESTING EMERGENCY 28 29 PASSAGE UPON INTRODUCTION; PROVIDING AN 30 EFFECTIVE DATE.

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WHEREAS, the funds being appropriated are Better Jacksonville Program (BJP) funds, which are being used pursuant to 2000-572-E and 2000-965-E; and

WHEREAS, these BJP funds are to be used within 10 years and thereafter, the funds lapse into a Special Council Reserves account; and

7 WHEREAS, the Potter's House Christian Fellowship, Inc.
8 organization is making a contribution to the project by providing
9 oversight for programing and maintenance; and

10 WHEREAS, the outdoor sports court will be open to the public; 11 and

12 WHEREAS, the project will have a Joint Use Agreement with the 13 City for use by the public for the expected life of the outdoor 14 sports court; now therefore

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

16 Section 1. Appropriation. For the 2019-2020 fiscal year, 17 within the City's budget, there are hereby appropriated the 18 indicated sum(s) from the account(s) listed in subsection (a) to 19 the account(s) listed in subsection (b):

20 (The account information is attached hereto as **Exhibit 1**, and 21 incorporated herein by this reference)

(a) Appropriated from:

See attached Exhibit 1 \$50,952.25

(b) Appropriated to:

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See attached **Exhibit 1**

\$50,952.25

26 Explanation of Appropriation - The funding above is being (C) 27 appropriated (\$25,000 from Special Council Operating 2.8 \$12,443.55 from Council District 9 Contingency, 29 Discretionary funds from the Better Jacksonville Program, \$10,000 from Council District 7 Discretionary funds from 30 the Better Jacksonville Program, and \$3,508.70 from 31

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Council District 8 Discretionary funds from the Better Jacksonville Program) for costs to install a new allweather coating and other associated improvements on an outdoor sports court at the Potter's House Christian Academy, in Council District 8.

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6 Section 2. Purpose. The purpose of the appropriation in 7 Section 1 is to provide funding for costs to install a new all-8 weather coating and other associated improvements on an outdoor 9 sports court at the Potter's House Christian Academy located at 10 5731 & 5732 Normandy Boulevard, Jacksonville, Florida 32210, in 11 Council District 9, as more fully described in Exhibit 2 attached 12 hereto.

Section 3. Carryover. The funds appropriated in Section 1 of this ordinance shall not lapse but shall carryover into fiscal year 2020-2021.

Joint Use Agreement approved and execution 16 Section 4. 17 authorized. There is hereby approved, and the Mayor, or his designee, and Corporation Secretary are hereby authorized 18 to 19 execute and deliver, the Funding Agreement between the City of 20 Jacksonville and The Potter's House Christian Fellowship, Inc., in 21 substantially the form as attached hereto as **Exhibit 3**, and incorporated herein by this reference (the "Agreement"). 22 The 23 Agreement provides for the City and citizens of Jacksonville to use 24 the Sports Court and to provide certain programming on the Sports 25 Court located at 5731 & 5732 Normandy Blvd. The Agreement may 26 include such additions, deletions and changes as may be reasonable, 27 necessary and incidental for carrying out the purposes thereof, as may be acceptable to the Mayor, or his designee, with such 28 inclusion and acceptance being evidenced by execution of 29 the Agreement by the Mayor, or his designee; provided however, 30 no 31 modification the Agreement may increase the financial to

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1 obligations or liability of the City to an amount in excess of the 2 amount stated in the Agreement or decrease the duties and 3 obligations of the Potter's House Christian Fellowship, Inc. as stated in the Agreement, and any such modification shall be 4 5 technical only and shall be subject to appropriate legal review and approval by the Office of General Counsel. For the purposes of this 6 7 Ordinance, the term "technical changes" is defined as those changes having no financial impact to the City and any other non-8 9 substantive changes that do not substantively increase the duties and responsibilities of the City under the provisions of the 10 11 Agreement.

12 Section 5. Oversight. The Mayor is requested to appoint 13 the Parks, Recreation and Community Services Department to oversee 14 the project in Section 2 above and to ensure compliance with all 15 other appropriate laws.

16 Section 6. Requesting emergency passage upon introduction 17 pursuant to Council Rule 4.901 Emergency. Emergency passage upon 18 introduction of this legislation is requested. The nature of the 19 emergency is that \$25,000 of the funding will lapse on September 20 30, 2020. These funds are being appropriated to cover 50% of the 21 project described in Section 2 above.

22 Section 7. Effective Date. This Ordinance shall become 23 effective upon signature by the Mayor or upon becoming effective 24 without the Mayor's signature.

25 Form Approved:

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28 /s/ Margaret M. Sidman

29 Office of General Counsel

30 Legislation prepared by: Margaret M. Sidman

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