Introduced by Council Member DeFoor:

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ORDINANCE 2021-114-E

AN ORDINANCE AMENDING ORDINANCE 2019-888-E TO PROVIDE FOR A CARRYOVER OF FUNDS SO THAT THE "ROOSEVELT/EDGEWOOD - ARTWALK LIGHTING" PROJECT CAN BE COMPLETED FOLLOWING CONSTRUCTION DELAYS; PROVIDING FOR AN AMENDMENT TO THE REVERTER LANGUAGE PROVIDE FOR 2019-888-E; PROVIDING FOR RETROACTIVE APPLICABILITY; PROVIDING THAT THERE ARE NO OTHER CHANGES TO ORDINANCE 2019-888-E; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Council enacted Ordinance 2019-888-E, which appropriated \$50,000 (\$45,000 from the Council District 14 Autumn Bond Account to the Public Art Account and \$5,000 from the Council Operating Contingency to the Art in Public Places Trust Fund) for design of a mural, purchase of materials and installation of a mural, including lighting, and maintenance costs associated with the project entitled "Roosevelt/Edgewood - Artwork & Lighting Project"; and

WHEREAS, the project has been implemented and managed by the Cultural Council of Greater Jacksonville, Inc. ("Cultural Council") pursuant to the authority set forth in Part 9, Chapter 126, Ordinance Code, and the Cultural Council has been notified by the Florida Department of Transportation (FDOT) that the scheduling of FDOT's portion of the project has been extended by FDOT to occur in spring or summer of 2022 and the Cultural Council will not be able to implement its portion of the project until the FDOT contractor

is finished; and

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WHEREAS, the Council desires to amend Ordinance 2019-888-E to provide for a carryover of funds, so that the funds appropriated do not expire as originally intended on September 30, 2021, in order to allow for the project to be completed based upon the modified timeline; now therefore

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

Section 1. Carryover. Ordinance 2019-888-E is hereby amended to provide for a carryover of the funds appropriated in Ordinance 2019-888-E, which shall not lapse but shall carryover to subsequent fiscal years.

Section 2. Amending Section 4 (Oversight/Disbursement of Funds upon Invoice/Account/Reverter) of Ordinance 2019-888-E. Section 4 of Ordinance 2019-888-E is hereby amended in part to remove the specific date of September 30, 2021 for the reverter of funds, and as amended shall read as follows:

* * *

"Section 4. Oversight/Disbursement of Funds upon Invoice/ Accounting/Reverter. The Roosevelt/Edgewood Artwork & Lighting project shall be implemented and managed by the Cultural Council of Greater Jacksonville, Inc. pursuant to authority set forth in Part 9, Chapter 126, Ordinance Code. The Mayor is requested to appoint the Public Works Department to oversee the Cultural Council of Greater Jacksonville, Inc., the project manager responsible will be implementation and maintenance of the Project consistent with Sections 126.904(d) and 126.907, Ordinance Code. Funds shall be disbursed only after invoices for the listed items have been delivered to the Public Works Department. The Cultural Council of Greater Jacksonville, Inc. shall provide the Public Works Department with periodic updates regarding the status of

the project. Any funds not utilized for the purposes set forth in this ordinance shall be returned to the fund of origin by September 30, 2021." No other changes to Ordinance 2019-888-E. Section 3. Except for as provided in Section 1 above, there are no other changes to the provisions of Ordinance 2019-888-E. Section 4. Retroactive applicability. This ordinance shall be retroactive in application so that the amendment adopted herein shall be effective as if it were contained in the original enabling Ordinance 2019-888-E. Section 5. Effective Date. This ordinance shall become effective upon signature by the Mayor or upon becoming effective without the Mayor's signature. Form Approved: /s/ Paige H. Johnston Office of General Counsel Legislation prepared by: Paige H. Johnston GC-#1423404-v1-2021-114-E Scriv Corr.docx

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