Introduced by the Council President at the request of the Mayor:

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## ORDINANCE 2021-248-E

ORDINANCE APPROPRIATING A \$50,000.00 CONTRIBUTION FROM THE TRINITY BAPTIST CHURCH OF JACKSONVILLE, INC. ("TRINITY"), TO BE USED TO PAY A PORTION OF THE CITY OF JACKSONVILLE'S COSTS FOR INSTALLATION OF AN 8-FOOT VINYL FENCE ALONG PORTIONS OF HAMMOND BOULEVARD AND RAMONA BOULEVARD ADJACENT TO TRINITY'S PROPERTY (THE "PROJECT"), AS INITIATED BY B.T. 21-069; PURPOSE OF APPROPRIATION; AMENDING THE 2021-2025 FIVE-YEAR CAPITAL IMPROVEMENT PLAN APPROVED BY ORDINANCE 2020-505-E FOR INSTALLATION OF AN 8-FOOT VINYL FENCE ALONG HAMMOND BOULEVARD AND RAMONA BOULEVARD; APPROVING AND AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND THE CORPORATION SECRETARY TO EXECUTE AND DELIVER THAT CERTAIN AGREEMENT BETWEEN THE CITY OF JACKSONVILLE (THE "CITY") AND THETRINITY BAPTIST CHURCH OF JACKSONVILLE, INC., REGARDING RECEIPT OF THE PRIVATE CONTRIBUTION FROM TRINITY FOR THE PROJECT AND THE CITY'S OBLIGATIONS RELATED THERETO; PROVIDING FOR CITY OVERSIGHT BY THE ENGINEERING AND CONSTRUCTION MANAGEMENT DIVISION OF THE DEPARTMENT OF PUBLIC WORKS; PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. Appropriation. For the 2020-2021 fiscal year, within the City's budget, there is hereby appropriated the indicated sum from the account(s) listed in subsection (a) to the account(s) listed in subsection (b):

(B.T. 21-069, attached hereto as **Exhibit 1** and incorporated herein by this reference):

(a) Appropriated from:

2.8

See B.T. 21-069

\$50,000.00

(b) Appropriated to:

See B.T. 21-069

\$50,000.00

(c) Explanation of Appropriation:

The funding above is a private financial contribution from Trinity to pay a portion of the City's costs for installation of an 8-foot vinyl fence on Hammond Boulevard ("Blvd.") and Ramona Blvd. adjacent to Trinity's property.

Section 2. Purpose. The purpose of the appropriation in Section 1 is to allocate a private contribution from Trinity to the City to pay a portion of the City's costs for the Project. The City will have sole authority and responsibility for the planning, design, engineering and construction of the Project. Following completion of the Project, the City will issue a revocable permit to Trinity pursuant to which Trinity will own, operate and maintain the Project in perpetuity.

Section 3. Capital Improvement Plan Amendment. Ordinance 2020-505-E, adopting the 2021-2025 Five-Year Capital Improvement Plan (the "CIP") for the City and certain of its independent agencies, is hereby amended to provide funding for the Project, as more fully described in the Project Information Sheet, attached hereto as Exhibit 2 and incorporated herein by this reference. The

City Council finds that the deferral of this amendment of the CIP until the next annual budget and CIP review will be detrimental to the best interests of the community because such deferral will result in unnecessary delay of infrastructure construction. Pursuant to Section 122.605(c), Ordinance Code, enactment of this Ordinance requires the affirmative vote of two-thirds of the City Council members present at the meeting because of the CIP amendment set forth in this section. This Ordinance shall constitute an amendment to Ordinance 2020-505-E. In all other respects, the Five-Year Capital Improvement Plan approved by Ordinance 2020-505-E shall remain unchanged and continue in full force and effect.

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Section 4. Approval and Authorization Execute Agreement. There is hereby approved, and the Mayor, or his designee, and the Corporation Secretary are hereby authorized to execute and deliver, for and on behalf of the City, that certain Agreement Between the City of Jacksonville and The Trinity Baptist Church of Jacksonville, Inc. (the "Agreement"), in substantially the same form as has been placed On File with the Office of Legislative Services. Pursuant to the Agreement, Trinity will provide a private contribution of \$50,000.00 to the City for the Project, payable as a lump sum on the effective date of The City's obligation to complete the Project Agreement. upon Florida Department of Transportation's contingent the completion of interchange improvements at Interstate 10 and Hammond The City will be responsible for any additional costs to complete the Project that exceed Trinity's contribution. Agreement expires upon completion of the Project.

Section 5. Oversight Department. The Engineering and Construction Management Division of the Department of Public Works shall oversee the Project.

Section 6. Effective Date. This Ordinance shall become

effective upon signature by the Mayor or upon becoming effective without the Mayor's signature. Form Approved: /s/ Mary E. Staffopoulos Office of General Counsel Legislation prepared by: Mary E. Staffopoulos GC-#1427150-v3A-Trinity\_Baptist\_Church\_-\_Hammond\_Blvd\_Fence\_(CIP)\_(BT21-069).docx