



Agenda
City Council

Monday, October 16, 2017

7:00 PM

Council Chambers

MEMORANDUM TO:

The Honorable Mayor and
Members of the City Council
City of Jacksonville Beach, Florida

Council Members:

The following Agenda of Business has been prepared for consideration and action at the Regular Meeting of the City Council.

CALL TO ORDER

OPENING CEREMONIES: INVOCATION, FOLLOWED BY SALUTE TO THE FLAG

ROLL CALL

APPROVAL OF MINUTES

17-178 Regular City Council Meeting Held October 2, 2017

ANNOUNCEMENTS

COURTESY OF THE FLOOR TO VISITORS

MAYOR AND CITY COUNCIL

CITY CLERK

CITY MANAGER

- a. 17-179 Accept the Monthly Financial Report for the Month of September 2017
- b. 17-180 Award Bid 1617-16 to C & C Powerline, Inc. for the Kings Road Transmission Relocation Project

RESOLUTIONS

- a. 17-181 **RESOLUTION NO. 1995-2017**
- A RESOLUTION PROVIDING FOR THE DONATION OF SURPLUS PROPERTY.** (Donates file cabinets to the Volunteer Life Saving Corps.)

- b. 17-182 **RESOLUTION NO. 1992-2017**
- A RESOLUTION AMENDING THE OPERATING BUDGET OF THE CITY OF JACKSONVILLE BEACH, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017.**

ORDINANCES

- a. 17-183 **ORDINANCE NO. 2017-8097 (First Reading) (PUBLIC HEARING)**
- AN ORDINANCE TO AMEND AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE LAND DEVELOPMENT REGULATION AND OFFICIAL ZONING MAP FOR THE INCORPORATED AREA OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AUTHORIZED BY CHAPTER 163.3202, FLORIDA STATUTES, BY AMENDING ARTICLE VII. ZONING DISTRICTS, DIVISION 2, SECTION 34-345. CENTRAL BUSINESS DISTRICT: CBD, PARAGRAPH (D) *CONDITIONAL USES* TO ADD "SINGLE-FAMILY DWELLINGS CONSTRUCTED IN ACCORDANCE WITH REQUIREMENTS SET FORTH IN SECTION 34-338, RESIDENTIAL, SINGLE-FAMILY: RS-3" AS SUBPARAGRAPH (9); TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR OTHER PURPOSES.**

- b. 17-184 **ORDINANCE NO. 2017-8096 (Second Reading) (PUBLIC HEARING)**
- AN ORDINANCE AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF JACKSONVILLE BEACH AND THE CITY OF JACKSONVILLE (THE "PARTIES") TO ALLOW THE JACKSONVILLE BEACH COMMUNITY REDEVELOPMENT AGENCY TO UTILIZE TAX INCREMENT FUNDS OUTSIDE THE REDEVELOPMENT AREAS OF BOTH THE DOWNTOWN AND SOUTHEND COMMUNITY REDEVELOPMENT AREAS FOR THE REPAIR AND CAPACITY IMPROVEMENTS OF THE CONVEYANCE SYSTEMS FOR THE STORMWATER COLLECTION FACILITIES WITHIN THE REDEVELOPMENT AREAS; PROVIDING AN EFFECTIVE DATE.**

ADJOURNMENT**NOTICE**

In accordance with Section 286.0105, Florida Statutes, any person desirous of appealing any decision reached at this meeting may need a record of the proceedings. Such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The public is encouraged to speak on issues on this Agenda that concern them. Anyone who wishes to speak should submit the request to the City Clerk or to the recording secretary prior to the beginning of the meeting. These forms are available at the entrance of the City Council Chambers for your convenience.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (904) 247-6299, extension 10, no later than one business day before the meeting.

**Minutes of Regular City Council Meeting
held Monday, October 2, 2017, at 7:00 P.M.
in the Council Chambers, 11 North 3rd Street,
Jacksonville Beach, Florida**



OPENING CEREMONIES

A moment of silence was held in honor of the recent tragedy in Las Vegas, Nevada, followed by the salute to the flag.

CALL TO ORDER

Mayor Latham called the meeting to order at 7:00 P.M.

ROLL CALL

Mayor: William C. Latham

Council Members: Lee Buck Keith Doherty Christine Hoffman
Bruce Thomason Phil Vogelsang Jeanell Wilson

Also present were City Manager George Forbes, Deputy City Manager Trish Roberts, Director of Public Works Ty Edwards, Fire Chief David Whitmill, Beaches Energy Director Allen Putnam, Parks and Recreation Director Jason Phitides, City Clerk Laurie Scott, and Staff Assistant Mandy Murnane.

APPROVAL OF MINUTES

It was moved by Ms. Wilson, seconded by Ms. Hoffman, and passed unanimously, to approve the following minutes:

- Special City Council Meeting held September 18, 2017
- Regular City Council Meeting held on September 18, 2017

ANNOUNCEMENTS

COURTESY OF THE FLOOR TO VISITORS

- Jim Sorrell, 1410 Pinewood Road, Jacksonville Beach, spoke about variance reform.

MAYOR AND CITY COUNCIL

Item #17-177, Update on Hurricane Irma Restoration Efforts

Director of Public Works, Ty Edwards, gave an overview of the debris pickup program and schedule. He presented a video produced by Debris Tech, the debris monitor, which showed the debris contractor's workers removing dangerous hanger limbs from 75 ft. trees at the cemetery and picking up debris throughout the city.

Mr. Edwards introduced the following contractors in the audience, who have significantly contributed to the local debris clean up and restoration program:

- Herman Dungan with Debris Tech
- Charles Schluter with Ceres Environmental
- Jerry Day with Arbor Master Tree Service

Ms. Roberts announced that FEMA representatives would be at City Hall on October 4, 2017, at 6:00 P.M. The representatives would be available to assist individuals and business owners with questions or to help with their disaster assistance claims.

Speaker:

- Jim Overby, 21 Burling Way, Jacksonville Beach, spoke about the effects post-storm debris residue has on the drainage system and flooding. He requested reconsidering the policy for bagging loose debris.

CITY CLERK

CITY MANAGER

(a) Item #17-173, Provide Direction on the Master Plan for the Golf Course

Director of Parks and Recreation, Jason Phitides, introduced golf course architect, Mr. Harrison Minchew, who outlined the proposed golf course improvements and playability features of the schematic plans.

Speaker:

- Bill Hughes, 110 Championship Way, Ponte Vedra Beach, spoke in support of both Mr. Minchew's professional experience and the golf course improvements.

Discussion: A discussion by Council Members, Mr. Minchew, and staff ensued regarding the design of the master plan for the golf course.

(b) Item #17-174, Award Bid No. 1617-12 to C & C Powerline

Motion: It was moved by Ms. Wilson and seconded by Ms. Hoffman, to award Bid Number 1617-12 C & C Powerlines, Inc., in the amount of \$295,951, to construct reliability components at the Ft. Diego and Sampson Substations.

Discussion: In order to mitigate the risk of losing electric operations due to storm surge, Mr. Forbes reviewed the substation improvements to be as follows:

- The replacement of a transmission pole at Sampson Substation to address a clearance/wire sagging issue.

- A by-pass switch at that Ft. Diego substation.

The City of Jacksonville Beach solicited bids from four (4) qualified contractors. The City only received one (1) bid from C & C Powerline, Inc., which is a local company.

Funding for this project would be from the Beaches Energy 2017-2018 Capital Improvement Plan.

Roll call vote: Ayes – Buck, Hoffman, Thomason, Vogelsang, Wilson, Doherty, and Mayor Latham
The motion carried.

(c) Item #17-175, Approve the Replacement of (2) 800 MHz Radio Antennas (1-Transmit and 1-Receive) on the City-Owned Radio Tower

Motion: It was moved by Ms. Wilson and seconded by Ms. Hoffman, to approve the purchase of the replacement of both the transmit and receive antennas as outlined in the memo by Chief David Whitmill dated September 20, 2017.

Discussion: The City's Public Safety Radio Tower has two 800 MHz antennas installed at the top of the tower. One is for transmitting, and the other is for receiving. The transmit antenna failed due to high winds as Hurricane Irma was approaching Florida. The Ross Tower crew determined that the transmit antenna is not repairable and must be replaced. It is recommended that the receiving antenna also is replaced prior to failure.

Funding for the antennas will be from the Radio Communications Fund.

Roll call vote: Ayes – Doherty, Hoffman, Thomason, Vogelsang, Wilson, Buck, and Mayor Latham
The motion carried.

RESOLUTIONS

ORDINANCES:

Item #17-176 ORDINANCE NO. 2017-8096 (First Reading)

Mayor Latham requested that the City Clerk read Ordinance No. 2017-8096, by title only, whereupon Ms. Scott read the following:

“AN ORDINANCE AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF JACKSONVILLE BEACH AND THE CITY OF JACKSONVILLE (THE "PARTIES") TO ALLOW THE JACKSONVILLE BEACH COMMUNITY

REDEVELOPMENT AGENCY TO UTILIZE TAX INCREMENT FUNDS OUTSIDE THE REDEVELOPMENT AREAS OF BOTH THE DOWNTOWN AND SOUTHEND COMMUNITY REDEVELOPMENT AREAS FOR THE REPAIR AND CAPACITY IMPROVEMENTS OF THE CONVEYANCE SYSTEMS FOR THE STORMWATER COLLECTION FACILITIES WITHIN THE REDEVELOPMENT AREAS; PROVIDING AN EFFECTIVE DATE.”

Motion: It was moved by Ms. Wilson and seconded by Ms. Hoffman, to adopt Ordinance Number 2017-8096, authorizing the Mayor and City Manager to sign an interlocal agreement between Jacksonville Beach and Jacksonville authorizing the expenditure of CRA Tax Increment Trust Funds outside of the City's two redevelopment districts for stormwater improvements.

Discussion: Mr. Forbes explained that the agreement allows the Community Redevelopment Agency to utilize its Tax Increment Revenues for purposes of stormwater system improvements and maintenance for those portions of each Redevelopment District's stormwater systems that lie physically outside its physical boundaries.

Roll call vote: Ayes - Hoffman, Thomason, Vogelsang, Wilson, Buck, Doherty, and Mayor Latham.
The motion carried.

ADJOURNMENT:

There being no further business, the meeting adjourned at 8:54 P.M.

Submitted by: Laurie Scott
City Clerk

Approval:

William C. Latham, MAYOR

Date: _____

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6274

Fax: 904.270.1642

www.jacksonvillebeach.org

MEMORANDUM

TO: George D. Forbes, City Manager
FROM: Karen Nelson, Chief Financial Officer
SUBJECT: Monthly Financial Reports for September 2017
DATE: October 4, 2017

Action Requested

Accept the monthly financial reports for the month of September 2017.

Background

The monthly financial reports for September 2017 are provided for your information and review. These reports can be found in the "Reports and Information" portion of this agenda.

Recommendation

Accept the financial reports for the month of September 2017, as submitted by the Chief Financial Officer.





BEACHES ENERGY
SERVICES

TO: George D. Forbes
City Manager

FROM: Allen Putnam
Director of Beaches Energy Services

DATE: October 5, 2017

RE: Bid No. 1617-16 Kings Road Transmission Relocation

ACTION REQUESTED:

Award Bid No. 1617-16 to C & C Powerline, Inc. for the Kings Road transmission relocation project.

BACKGROUND:

The Florida Department of Transportation (FDOT) is making drainage improvements to State Road A1A (3rd Street). One of the key projects that must be completed to allow for the drainage improvements is the Kings Road Bridge Replacement. The Florida Department of Transportation will construct an estimated one-hundred sixty (160) foot new bridge on Kings Road to replace the existing forty-three (43) foot bridge. This new bridge will allow more water to pass through the opening to offset greater flows that will be released from the upstream improvements

Beaches Energy Services' (BES) existing transmission line interferes with the construction of the new bridge. Beaches Energy Services and the Florida Department of Transportation have worked together to develop the most cost effective solution in relocating the transmission line to allow for the construction of the new bridge structure.

The City of Jacksonville Beach solicited bids from seven (7) qualified contractors and received one (1) bid from C&C Powerline, Inc. in the total amount of \$467,900.

Beaches Energy Services' approved Capital Budget for fiscal year 2018 includes this transmission line relocation project.

RECOMMENDATION:

Award Bid No. 1617-16 to C&C Powerline, Inc. in the amount of \$467,900, for the Kings Road transmission relocation project.

PROGRAM: BES Transmission

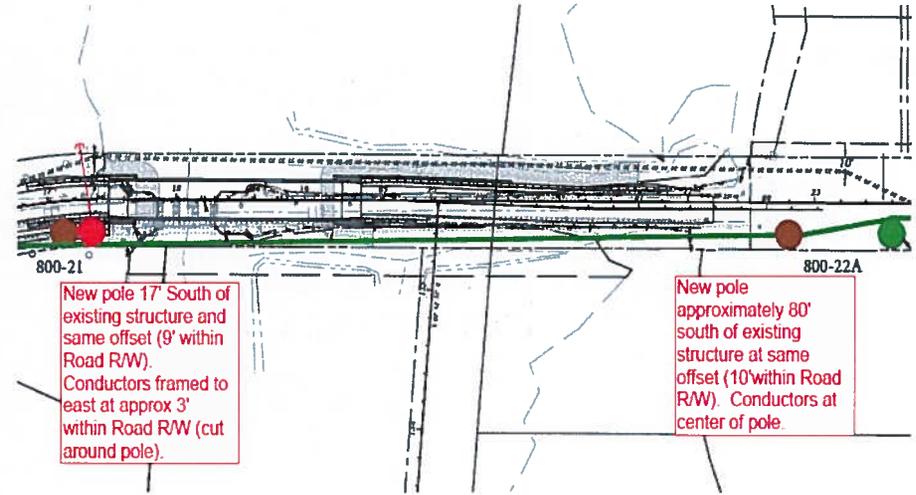
PROJECT: Kings Road Bridge Transmission Line Relocation

AREA: Kings Road Bridge, Neptune Beach

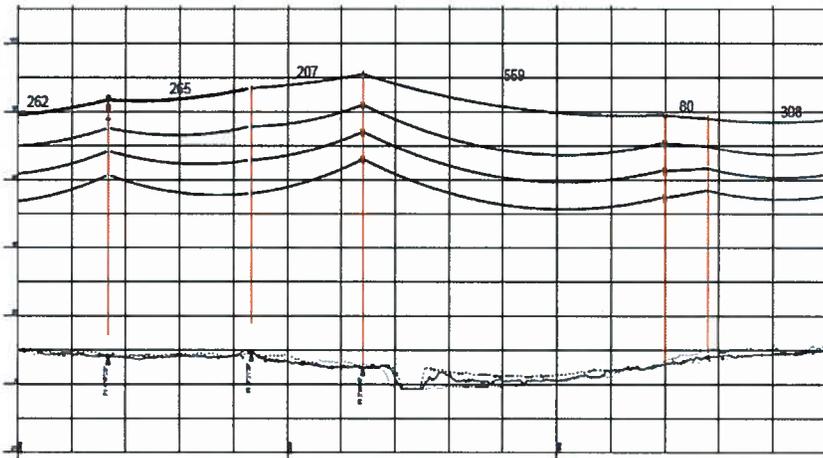
ESTIMATED PROJECT DURATION: 12 Months

GOALS: Relocate transmission line to facilitate FDOT bridge replacement in support of A1A drainage improvements

UPDATE: FDOT is making improvements to A1A drainage from 3rd St. to the Intracoastal Waterway to include replacing Kings Rd. Bridge. BES' existing transmission line interferes with the new bridge design. BES transmission line is within FDOT ROW. BES and FDOT have worked together to develop the most cost-effective solution for all parties involved. Estimated project start is December 2017.



PROJECT AREA DETAIL



NEW, HIGHER, SELF-SUPPORTING STEEL POLES

BUSINESS NEEDS

- FDOT driven project
- Project directly impacts Jacksonville Beach
- Project aligns with FDOT drainage improvements
- New (wider) bridge = increased water through flow
- Project performed over three stages around bridgework
- Most economical option for BES

City of

Jacksonville Beach

1460A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6226

www.jacksonvillebeach.org

TO: George D. Forbes
City Manager

FROM: Luis F. Flores
Property and Procurement Officer

DATE: October 6, 2017

RE: Donation of Surplus Property

ACTION REQUESTED:

Adopt Resolution 1995-2017 authorizing the donation of surplus property to the Volunteer Life Saving Corps.

BACKGROUND:

We have received a letter (attached) from George Hapsis of the Volunteer Life Saving Corps requesting surplus filing cabinets. In accordance with the City of Jacksonville Beach procurement manual, surplus and salvaged material or equipment may be disposed of by auction, sale, transfer or donation when authorized by City Council.

The City currently owns two (2) file cabinets which are no longer needed. Staff recommends that these items be declared surplus property and request authorization to donate the items to the Volunteer Life Saving Corps.

The Volunteer Life Saving Corps is a group of more than 120 active members which have stood watch over Jacksonville's Beaches since 1912. "Members of the Corps have recorded over 1,400 lifesaving rescues and over 1,800 assists to swimmers in distress and more than 25,000 first aid cases which range from jellyfish to broken limbs.

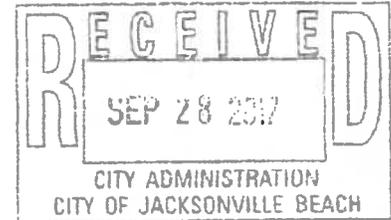
RECOMMENDATION:

Adopt Resolution 1995-2017 authorizing the donation of surplus filing cabinets.



Volunteer Life Saving Corps

Founded in 1912 at Pablo Beach, Florida



September 26, 2017

Mr. George Forbes, City Mgr.
Jacksonville Beach, Florida
City Hall
11 North 3rd Street
Jacksonville Beach, FL 32250

RE: Surplus File Cabinets

We are making good progress with our sorting and storage of the historical records Of The Volunteer Life Saving Corps. The City's support and help has always been appreciated. We are now in need of two (2) letter size, 4-drawer, file cabinets and two (2) metal, 7 or 8 foot tall cabinets. If you have them in surplus and can spare them, we need Them.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads 'George E. Hapsis'.

George E. Hapsis, s50
ARCVLSC Archivist &
Historian
13265 Eucalyptus Drive
Jacksonville, Florida 32225
904-220-2156

#2 Oceanfront
Jacksonville Beach, FL 32250

Introduced by: _____

Adopted: _____

RESOLUTION NO. 1995-2017

**A RESOLUTION PROVIDING FOR THE
DONATION OF SURPLUS PROPERTY**

WHEREAS, it is hereby declared that certain personal property owned by the City of Jacksonville Beach particularly described as two (2) file cabinets, are in excess of the foreseeable needs of the public, and for that reason it is in the best interest of the City that the same be donated to the Volunteer Life Saving Corps which have stood watch over Jacksonville's Beaches for over 100 years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH AS FOLLOWS:

Section 1. Two (2) file cabinets will be disposed of by donation to the Volunteer Life Saving Corps.

Section 2. All items shall be donated, as is, where is, and without warranty.

Section 3. This resolution shall take effect upon its passage and publication as required by law.

AUTHENTICATED this _____ day of _____, A.D., 2017.

William C. Latham, MAYOR

Laurie Scott, CITY CLERK

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6274

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www.jacksonvillebeach.org

October 10, 2017

TO: George D. Forbes, City Manager
FROM: Karen Nelson, Chief Financial Officer
SUBJECT: Year-end Budget Adjustment

ACTION REQUESTED:

Approve Resolution 1992-2017 adopting the year-end budget adjustment.

BACKGROUND:

Each year the City adopts budget amendments adjusting the budget for expenditures that have become necessary since the original budget was adopted. These adjustments provide spending authority for projects authorized by the City Council during the year which were not included in the original budget, projects that may have been budgeted in a previous year, but due to the timing of a contract award, were not begun or encumbered before the previous year's end, and emergency expenditures.

The attached budget resolution reflects proposed adjustments to be made which represent changes in departmental or fund budgets. Detailed explanations are also provided as a part of these adjustments.

In addition, budget adjustments will be required to cover the costs associated with Hurricane Irma. We are estimating these costs because we have not yet recorded all payroll costs and do not have all invoices for other actual costs. The single largest budget adjustment is for debris removal currently estimated at almost \$1 million. We anticipate that a portion of the total costs incurred will be reimbursed by FEMA and the State and will adjust revenues accordingly when that amount is known.

The budget adjustments were previously approved by the City Council, Community Redevelopment Agency or Pension Boards, or discussed with the City Council at budget workshops with the following exceptions:



Hurricane Irma related expenses incurred or estimated as of October 9, 2017:

Funding:	Amount	Description:
General Fund	\$207,280	Hurricane work: Police, Fire, Parks & Recreation, Streets, Building Maintenance, and Planning & Development
Radio Communications Fund	\$27,888	Hurricane Work: Radio tower
Electric Fund	\$358,499	Hurricane work: Electric system
Water & Sewer Fund	\$37,924	Hurricane work: Water Plant, Pollution Control Plant, and Distribution & Collection
Stormwater Fund	\$2,471	Hurricane work: Stormwater system
Sanitation Fund	\$987,017	Hurricane work: Debris removal
Golf Course Fund	\$7,715	Hurricane work: Grounds Maintenance
Internal Service Funds	\$30,429	Hurricane work: Operations & Maintenance, Meter Shop, City Manager, Human Resources, and Finance

Funding:	Amount	Description:
General Fund	\$500,000	Partial funding for a reserve for replacement of the City's business software applications
General Fund	\$100,000	Partial funding for a reserve for the radio system replacement
General Fund	\$200,000	Partial funding for a reserve for dune walkover repairs and replacements
General Fund	\$250,000	Partial funding for a reserve for dune restoration projects
General Fund	\$250,000	Transfer to Golf Course to provide cash flow for operations
Convention Development	\$500,000	Reserve funds for the golf course master plan to redevelop greens and expand recreation opportunities
Half Cent Sales Surtax Fund (Better Jax Beach)	\$500,000	Reserve funds for the golf course master plan to redevelop greens and expand recreation opportunities
Sanitation Fund	\$500,000	Reserve funds for the golf course master plan to redevelop the portion of greens over the closed landfill site

Monies are available to fund all requested expenditures.

RECOMMENDATION:

Adopt Resolution 1992-2017 authorizing the year-end budget adjustment.

KN/ag

Introduced by: _____
Adopted: _____

RESOLUTION NO. 1992-2017

**A RESOLUTION AMENDING THE OPERATING BUDGET OF THE CITY OF JACKSONVILLE
BEACH, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016 AND ENDING
SEPTEMBER 30, 2017**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE
BEACH, FLORIDA, THAT:

SECTION 1: The following items of appropriations for the functions, agencies and departments of the
City government for the fiscal year beginning October 1, 2016 and ending September 30, 2017 be
amended as follows:

General Fund – 001

General Fund Revenues :

- | | | | | |
|-----------------------------------------------|----|----|--------|--------------------|
| Charges for services - tennis pro's lessons | a. | \$ | 22,000 | 001-0000-347.26-01 |
| Donations and contributions - Carver Center | b. | \$ | 2,487 | 001-0000-366.91-02 |
| Donations and contributions - Fire Department | c. | \$ | 5,138 | 001-0000-366.95-00 |
- To adjust budget for Tennis Pro's lessons revenue to offset corresponding professional service fees paid to the Tennis Pro.
 - To adjust budget for Carver Center donations to offset the cost of enrichment programs and corresponding supplies.
 - To adjust budget for contributions from Seawalk Music, Salt Life, Springing the Blues, Neverquit, Swim Run Done, Great Atlantic, Beaches Oktoberfest, and Summer Beach Run festivals to offset Fire Department overtime costs for the events.

General Fund Expenditures :

Planning & Development

- | | | | | |
|---------------------------|----|----|--------|--------------------|
| Personal services - wages | a. | \$ | 36,122 | 001-0402-524.12-06 |
|---------------------------|----|----|--------|--------------------|
- To adjust budget for accrued sick and vacation leave payout made to Building Codes Inspector upon his retirement.

Parks & Recreation

- | | | | | |
|-----------------------------------|----|----|--------|--------------------|
| Personal services - wages | a. | \$ | 39,457 | 001-0603-572.12-06 |
| Operating - professional services | b. | \$ | 22,000 | 001-0606-572.31-23 |
| Operating - contract services | c. | \$ | 1,800 | 001-0609-572.34-00 |
| Operating - supplies | c. | \$ | 687 | 001-0609-572.52-00 |
- To adjust budget for accrued sick and vacation leave payout made to Parks Maintenance Superintendent upon his retirement.
 - To adjust budget for Tennis Pro's lessons revenue to offset corresponding professional service fees paid to the Tennis Pro.
 - To adjust budget for Carver Center donations to offset the cost of enrichment programs and corresponding supplies.

Fire

- | | | | | |
|------------------------------|----|----|-------|--------------------|
| Personal services - overtime | a. | \$ | 5,138 | 001-1001-522.14-00 |
|------------------------------|----|----|-------|--------------------|
- a. To adjust budget for contributions from Seawalk Music, Salt Life, Springing the Blues, Neverquit, Swim Run Done, Great Atlantic, Beaches Oktoberfest, and Summer Beach Run festivals to offset Fire Department overtime costs for the events.

Non-departmental

- | | | | | |
|-------------------------------------------|----|----|----------|--------------------|
| Operating - other charges | a. | \$ | (75,579) | 001-0000-519.49-00 |
| Transfer to Golf Course Fund | b. | \$ | 250,000 | 001-0000-581.91-15 |
| Transfer to General Capital Projects Fund | c. | \$ | 500,000 | 001-0000-581.91-35 |
| Transfer to General Capital Projects Fund | c. | \$ | 100,000 | 001-0000-581.91-35 |
| Transfer to General Capital Projects Fund | c. | \$ | 200,000 | 001-0000-581.91-35 |
| Transfer to General Capital Projects Fund | c. | \$ | 250,000 | 001-0000-581.91-35 |
- a. To adjust budget for net General Fund costs of year-end budget adjustment.
b. To transfer funds from reserves to Golf Course to provide cash flow for operations. As discussed in Budget Workshop 8-15-2017.
c. To transfer funds from reserves to general capital projects fund for partial funding for business software applications replacement (\$500,000), future radio system replacement (\$100,000), dune walkover repairs and replacements (\$200,000), and dune restoration projects (\$250,000).

Convention Development Fund - 130

Expenses:

- | | | | | |
|-------------------------------|----|----|---------|------------|
| Capital outlay - improvements | a. | \$ | 500,000 | memo entry |
|-------------------------------|----|----|---------|------------|
- a. Reserve funds for golf course master plan to redevelop greens and expand recreation opportunities. As discussed with Council at budget workshops on 8-4-2017 and 8-15-2017.

Half-cent Infrastructure Surtax Fund (BJB) - 151

Expenses:

- | | | | | |
|-------------------------------|----|----|---------|------------|
| Capital outlay - improvements | a. | \$ | 500,000 | memo entry |
|-------------------------------|----|----|---------|------------|
- a. Reserve funds for golf course master plan to redevelop greens and expand recreation opportunities. As discussed with Council at budget workshops on 8-4-2017 and 8-15-2017.

Downtown Redevelopment - 181

Expenses:

- | | | | |
|-----------------------------------|----|---------------|--------------------|
| Operating - maintenance | a. | \$ 180,500 | 181-0903-521.46-02 |
| Capital outlay - equipment | a. | \$ 291,684 | 181-0903-521.64-00 |
| Operating - professional services | b. | \$ 14,760 | 181-1601-515.31-00 |
| Capital outlay - improvements | c. | \$ 28,699 | 181-1601-538.63-00 |
| Capital outlay - improvements | d. | \$ 11,564,986 | 181-1601-515.63-00 |
- a. To adjust budget for purchase and extended maintenance of a comprehensive video monitoring and recording system. Approved by CRA 8-28-2017 and Council on 9-5-2017.
- b. To adjust budget for additional consultant services provided by Dix. Hite + Partners for the Downtown Action Plan - Implementation and Management Plan. Approved by CRA 8-28-2017.
- c. To adjust budget to for engineering design and construction document production for three replacement ADA compliant dune walkover structures. Approved by CRA on 4-24-2017.
- d. To adjust funds committed for future Downtown redevelopment projects to correspond with fund balance expected to be available at 9-30-2017.

Southend Redevelopment Fund - 182

Expenses:

- | | | | |
|-----------------------------------|----|--------------|--------------------|
| Operating - professional services | a. | \$ 81,022 | 182-1602-515.31-00 |
| Operating - maintenance | b. | \$ 13,500 | 182-1602-515.46-02 |
| Capital outlay - equipment | b. | \$ 14,734 | 182-1602-515.64-00 |
| Capital outlay - improvements | c. | \$ 8,338 | 182-1602-515.63-00 |
| Capital outlay - improvements | d. | \$ 440,936 | 182-1602-515.63-00 |
| Capital outlay - improvements | e. | \$ 524,856 | 182-1602-572.63-00 |
| Capital outlay - improvements | f. | \$ 5,927,045 | 182-1602-515.63-00 |
- a. To adjust budget to perform a drainage improvement study in the Ocean Terrace area. Approved by CRA 6-26-2017.
- b. To adjust budget for purchase and extended maintenance of a comprehensive video monitoring and recording system. Approved by CRA 8-28-2017 and Council on 9-5-2017.
- c. To adjust budget for the aquatics engineering design and construction documents production for the splash pad modification. Approved by CRA on 4-24-2017.
- d. To adjust budget for stormwater repairs identified during the cleaning and televising of the underground piping components of the South Beach master stormwater system. Approved by CRA 5-22-2017.
- e. To adjust budget for purchase and installation of an artificial turf surface at the South Beach Park sports field. Approved by CRA on 9-28-2017 and Council on 6-19-2017.
- f. To adjust funds committed for future Southend redevelopment projects to correspond with fund balance expected to be available at 9-30-2017.

General Capital Projects Fund - 315

Revenues:

Contributions and donations	f.	\$ 75,000	315-0000-366.90-90
Transfer from General Fund	a.	\$ 1,050,000	315-0000-381.01-00
Transfer from Dog Park Fund	f.	\$ 15,000	315-0000-381.97-00

Expenses:

Capital outlay -building maintenance & repairs	b.	\$ 20,363	315-0000-519.46-01
Capital outlay - improvements	c.	\$ 66,210	315-0000-519.63-00
Capital outlay - equipment	d.	\$ 45,327	315-0000-519.64-00
Capital outlay - equipment	e.	\$ 7,956	315-0000-519.64-00
Capital outlay - equipment	f.	\$ 150,003	315-0000-572.63-00

a. To transfer funds from reserves to general capital projects fund for partial funding for business software applications replacement (\$500,000), future radio system replacement (\$100,000), dune walkover repairs and replacements (\$200,000), and dune restoration projects (\$250,000).

b. To adjust budget for the purchase and installation of vinyl tile flooring at the Exhibition Hall and Tennis Center. Approved by Council 6-19-2017.

c. To adjust budget for GIS services associated with ERP project. Approved by Council 5-15-2017.

d. To adjust budget for purchase of four additional hard drives to expand VxRail electronic file storage capacity. Approved by Council 7-17-2017.

e. To adjust budget for purchase of a document folder/inserter. Approved by Council 7-17-2017.

f. To adjust budget for installation of artificial K-9 turf at the large dog park and related donation and transfer from Dog Park fund. Approved by Council 8-7-2017.

Dog Park Fund - 335

Expenses:

Transfer to General Capital Projects Fund	a.	\$ 15,000	335-0000-581.91-35
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a. To adjust budget for the installation of artificial K-9 turf at the large dog park. Approved by Council 8-7-2017.

Natural Gas Fund - 411

Expenses:

Capital outlay - improvements	a.	\$ 84,000	411-1202-532.63-00
-------------------------------	----	-----------	--------------------

a. To adjust budget for the installation of both 4" and 2" natural gas main lines to the Beach Marine area located on the north side of Beach Blvd. Approved by Council 6-19-2017.

Water & Sewer Fund - 420

Expenses:

- | | | | | |
|-------------------------------|----|----|---------|--------------------|
| Capital outlay - improvements | a. | \$ | 751,220 | 420-0707-536.63-00 |
| Capital outlay - improvements | b. | \$ | 25,725 | 420-0707-536.63-00 |
| Capital outlay - improvements | c. | \$ | 516,565 | 420-0707-536.63-00 |
- a. To adjust budget for water main replacement project - Phase D (various locations) bid award. Approved by Council 4-3-2017.
- b. To adjust budget for cost share reimbursement for new water main in easement through Church of Our Savior property to upgrade water pressure to Hopson Road area. Approved by Council 7-17-2017.
- c. To adjust budget for Hopson Road area water & sewer project bid award. Approved by Council 9-5-2017.

Sanitation Fund - 430

Expenses:

- | | | | | |
|-------------------------------|----|----|---------|------------|
| Capital outlay - improvements | a. | \$ | 500,000 | memo entry |
|-------------------------------|----|----|---------|------------|
- a. Reserve funds for redevelopment of the portion of golf course greens over the closed landfill site as part of the golf course master plan. As discussed with Council at budget workshops on 8-4-2017 and 8-15-2017.

Golf Course Fund - 440

Revenues:

- | | | | | |
|----------------------------|----|----|---------|--------------------|
| Transfer from General Fund | a. | \$ | 250,000 | 440-0000-381.01-00 |
|----------------------------|----|----|---------|--------------------|
- a. To transfer funds from reserves to Golf Course to provide cash flow for operations. As discussed in Budget Workshop 8-15-2017.

Law Enforcement Trust Fund - 630

Expenses:

- | | | | | |
|----------------------------|----|----|-------|--------------------|
| Capital outlay - equipment | a. | \$ | 7,500 | 630-0908-521.64-00 |
|----------------------------|----|----|-------|--------------------|
- a. To adjust budget for purchase of a new police patrol and narcotics detection dog. Approved by Council 5-1-2017.

Equitable Sharing Trust Fund - 631

Expenses:

- | | | | | |
|----------------------------|----|----|--------|--------------------|
| Capital outlay - equipment | a. | \$ | 25,400 | 631-0910-521.46-02 |
| Capital outlay - equipment | a. | \$ | 26,205 | 631-0910-521.64-00 |
| Capital outlay - vehicles | b. | \$ | 39,509 | 631-0910-521.64-01 |
- a. To adjust budget for purchase of a video monitoring and recording system, and a five-year service agreement. Approved by Council 9-5-2017.
- b. To adjust budget for purchase of one new marked K-9 vehicle. Approved by Council 5-1-2017.

Hurricane Related Costs

The following entries are to adjust payroll, operating, and capital budgets for costs incurred or estimated as of October 2017 attributable to Hurricane Irma preparation and recovery efforts.

General Fund - 001*Building Maintenance (03)*

Personal services \$ 370

Operating - repairs, materials, rentals, etc. \$ 18,559

Planning & Development (04)

Personal services \$ 827

Parks & Recreation (06)

Personal services \$ 12,445

Operating - repairs, materials, rentals, etc. \$ 12,136

Streets (07)

Personal services \$ 14,063

Operating - repairs, materials, rentals, etc. \$ 1,955

Police (09)

Personal services \$ 104,048

Fire (10)

Personal services \$ 42,877

Radio Communications Fund - 162

Capital Outlay \$ 27,888

Electric Fund - 410

Personal services \$ 162,158

Operating - repairs, materials, rentals, etc. \$ 196,341

Water & Sewer Fund - 420

Personal services \$ 37,924

Stormwater Fund - 423

Personal services \$ 2,471

Sanitation Fund - 430

Personal services \$ 2,017

Operating - debris removal \$ 985,000

Golf Course Fund - 440

Personal services \$ 1,215

Operating - repairs, materials, rentals, etc. \$ 6,500

City Manager Fund - 501

Personal services \$ 7,633

Finance Fund - 511

Personal services \$ 6,675

Human Resources Fund - 514

Personal services \$ 3,058

Meter Services Fund - 541

Personal services \$ 4,613

Operations & Maintenance Fund - 550

Personal services \$ 635

Operating - repairs, materials, rentals, etc. \$ 7,815

Total hurricane related costs (net of transfers): \$ **1,659,223**

SECTION 2. The Chief Financial Officer is hereby authorized and directed to perform all acts necessary to carry out and accomplish the budget amendments in conformity with the provisions of Section 1.

SECTION 3. The City Council recognizes that the Budget is a revenue and spending plan which requires adjustment from time to time as circumstances change. The City Council gives authorization to the City Manager to make Budget Amendments in the budget for the fiscal period beginning October 1, 2016 and ending September 30, 2017, at the department level as long as the amendments do not increase or decrease the overall budget for the related department in the General Fund, or at the fund level in a fund other than the General Fund.

SECTION 4. The City Council authorizes the City Manager to use funds from any relevant account to pay for items such as staffing, contract services, rental equipment, communications equipment, emergency repairs, and supplies in response to a named storm or declaration of a state of emergency issued by the Mayor for a severe weather event or other emergency of similar magnitude.

SECTION 5. The City Council further authorizes the City Manager to make budget amendments in the budget for the fiscal period beginning October 1, 2016 and ending September 30, 2017, in furtherance of improvements or works which were approved by the City Council and begun in a previous year, but which were not completed in those years, and any such adjustment shall continue in force until the purpose for which it was made shall have been accomplished or abandoned.

SECTION 6. The City Council further authorizes the City Manager to expend donated monies, so long as the expenditure is consistent with the purpose of the donation.

SECTION 7. In compliance with the Convention Development Tax Act, Florida Statutes, Chapter 212.0305, the City of Jacksonville Beach, being unable to use Convention Development revenue solely for the purposes stated in the section, is hereby authorized to use the revenue to acquire and develop municipal parks, lifeguard stations or athletic fields.

SECTION 8. This Resolution shall take effect upon its passage and publication as required by law.

AUTHENTICATED this __th day of October, 2017.

William C. Latham, MAYOR

Laurie Scott, CITY CLERK

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6231

Fax: 904.247.6107

Planning@jaxbchfl.net

www.jacksonvillebeach.org

MEMORANDUM

To: George D. Forbes, City Manager

From: William C. Mann, Planning and Development Director 

Re: **Ordinance No. 2017-8097**, amending the Land Development Code by adding "Single-family dwellings constructed in accordance with requirements set forth in Section 34-338, Residential, single-family: RS-3" as a Conditional Use to the *Central Business District: CBD* zoning district.

Date: October 4, 2017

ACTION REQUESTED:

Ordinance No. 2017-8097, amending the Land Development Code by adding "Single-family dwellings constructed in accordance with requirements set forth in Section 34-338, Residential, single-family: RS-3" as a Conditional Use to the *Central Business District: CBD* zoning district.

BACKGROUND:

Single-family residential dwellings are not currently listed as permitted or conditional uses in the *Central Business District: CBD* zoning district. The *CBD* is located east of A-1-A, from 2nd Avenue South to 6th Avenue North. Currently there are 10 single-family dwellings located in the six-block area bounded by A-1-A, Beach Boulevard, the Atlantic Ocean, and 2nd Avenue South. This area contains all of the existing single-family dwellings located in the *CBD*. They all exist as nonconforming uses, as they were built prior to the adoption of our current land development regulations.

Staff is proposing to add single-family dwellings to the list of conditional uses in the *CBD* zoning district. Single-family dwellings are listed conditional uses in *RM-1* and *RM-2* zoning districts, subject to *RS-3* zoning standards. Approving this text change would allow owners of existing non-conforming single-family dwellings the opportunity to seek conditional use approval in order to bring their property into compliance with the current Land Development Code. It would also



allow the potential for new single-family uses in the *CBD*, but only after review by the Planning Commission.

The Planning Commission met to consider the proposed amendment to the Land Development Code on September 25, 2017 and voted to recommend approval of the amendment by City Council.

RECOMMENDATION:

Adopt Ordinance No. 2017-8097, amending the Land Development Code by adding "Single-family dwellings constructed in accordance with requirements set forth in Section 34-338, Residential, single-family: RS-3" as a Conditional Use in the *Central Business District: CBD* zoning district.

Introduced by: _____

1st Reading: _____

2nd Reading: _____

ORDINANCE NO. 2017-8097

AN ORDINANCE TO AMEND AN ORDINANCE ENACTING AND ESTABLISHING A COMPREHENSIVE LAND DEVELOPMENT REGULATION AND OFFICIAL ZONING MAP FOR THE INCORPORATED AREA OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AS AUTHORIZED BY CHAPTER 163.3202, FLORIDA STATUTES, BY AMENDING ARTICLE VII. ZONING DISTRICTS, DIVISION 2, SECTION 34-345. CENTRAL BUSINESS DISTRICT: CBD, PARAGRAPH (D) *CONDITIONAL USES* TO ADD “SINGLE-FAMILY DWELLINGS CONSTRUCTED IN ACCORDANCE WITH REQUIREMENTS SET FORTH IN SECTION 34-338, RESIDENTIAL, SINGLE-FAMILY: RS-3” AS SUBPARAGRAPH (9); TO REPEAL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND FOR OTHER PURPOSES.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JACKSONVILLE BEACH, FLORIDA:

SECTION 1. That Division 2, Section 34-345. Central Business District: CBD, Paragraph (d) *Conditional uses* of Article VII. Zoning Districts of the Comprehensive Land Development Regulation of the City of Jacksonville Beach, Florida, is hereby amended by adding Subparagraph (9), which shall henceforth read as follows:

Sec 34-345 Central business district: CBD.

(d) *Conditional uses.*

(9) Single-family dwellings constructed in accordance with requirements set forth in Section 34-338, Residential, Single-family: RS-3.

SECTION 2. That all ordinances or parts of ordinances in conflict with this ordinance are, to the extent that the same may conflict, hereby repealed.

SECTION 3. That this ordinance shall take effect upon its adoption by the City Council.

AUTHENTICATED THIS _____th DAY OF _____, A.D., 2017.

William C. Latham, Mayor

Laurie Scott, City Clerk

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6231

Fax: 904.247.6107

Planning@jaxbchfl.net

www.jacksonvillebeach.org

MEMORANDUM

To: George D. Forbes, City Manager

From: William C. Mann, Planning and Development Director

Re: **Ordinance No. 2017-8096**, authorizing the Mayor and City Manager to sign an interlocal agreement between Jacksonville Beach and Jacksonville authorizing the expenditure of Community Redevelopment Agency (CRA) Tax Increment Trust Funds outside of the City's two redevelopment districts for stormwater improvements.

Date: September 22, 2017

ACTION REQUESTED:

Adoption of Ordinance No. 2017-8096, authorizing the Mayor and City Manager to sign an interlocal agreement between Jacksonville Beach and Jacksonville authorizing the expenditure of CRA Tax Increment Trust Funds (TIF) outside of the City's two redevelopment districts for the purpose of maintenance and capacity improvements to portions of each district's stormwater conveyance system.

BACKGROUND:

Stormwater system construction and maintenance are currently a part of both the Downtown District's and the Southend District's approved redevelopment plans. Accordingly, these systems were designed, built, and are maintained using Tax Increment Funds generated in each district.

The entire stormwater system of the Southend District currently discharges into the Intracoastal Waterway via a canal on the north side of The Greens Way. That canal lies outside of the boundaries of the City's Southend District. Per Florida Statutes, without permission from the City's Taxing Authority (the City of Jacksonville), the Community Redevelopment Agency (CRA) can only spend Tax Increment Funds on maintaining and improving the portions of the Southend stormwater system that physically lies within that district's boundaries.



Essentially the same situation exists in the Downtown Redevelopment District. Beginning in 2018, and as part of the Downtown Action Plan, contractors working for the CRA will begin to replace the existing roads, sewer, water and stormwater systems lying in the Downtown District between 5th and 13th Avenues South. It is intended that the stormwater runoff collected by the new stormwater system for that area be routed underneath 3rd Street to connect into the City's 12th Avenue stilling basin west of 3rd Street, and ultimately drain into the Intracoastal Waterway.

The 12th Avenue stilling basin and the creek that drains that basin into the Intracoastal Waterway both lie outside of the Downtown District, so permission is required from the Taxing Authority for any maintenance and capacity improvements necessary to connect the new downtown stormwater system to the stilling basin and its downstream creek.

The attached ordinance authorizes the Mayor and City Manager to sign the Interlocal Agreement between the City of Jacksonville Beach and the City of Jacksonville, attached to Ordinance 2017-8096 as Exhibit 1. This agreement allows the Community Redevelopment Agency to utilize its Tax Increment Revenues for purposes of stormwater system improvements and maintenance for those portions of each Redevelopment District's stormwater systems that lie physically outside its physical boundaries.

RECOMMENDATION:

Adopt Ordinance No. 2017-8096, authorizing the Mayor and City Manager to sign an interlocal agreement between Jacksonville Beach and Jacksonville authorizing the expenditure of CRA Tax Increment Trust Funds outside of the City's two redevelopment districts for stormwater improvements.

Introduced by: Council Member Wilson

1st Reading: October 2, 2017

2nd Reading: October 16, 2017

ORDINANCE NO. 2017-8096

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF JACKSONVILLE BEACH AND THE CITY OF JACKSONVILLE (THE "PARTIES") TO ALLOW THE JACKSONVILLE BEACH COMMUNITY REDEVELOPMENT AGENCY TO UTILIZE TAX INCREMENT FUNDS OUTSIDE THE REDEVELOPMENT AREAS OF BOTH THE DOWNTOWN AND SOUTHEND COMMUNITY REDEVELOPMENT AREAS FOR THE REPAIR AND CAPACITY IMPROVEMENTS OF THE CONVEYANCE SYSTEMS FOR THE STORMWATER COLLECTION FACILITIES WITHIN THE REDEVELOPMENT AREAS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Jacksonville Beach is a municipal corporation existing under the laws of the State of Florida whose boundaries wholly contain the areas of operation of the Jacksonville Beach Community Redevelopment Agency; and

WHEREAS, Chapter 163, Part III, Florida Statutes, known as the "Community Redevelopment Act of 1969" (the "Redevelopment Act") governs the creation and operation of community redevelopment agencies; and

WHEREAS, pursuant to the Redevelopment Act, the Jacksonville Beach Community Redevelopment Agency (the "Agency") is a duly created and existing community redevelopment agency authorized to receive "increment revenues" as defined in Section 163.340(22), Florida Statutes and calculated pursuant to Section 163.387(1), Florida Statutes; and

WHEREAS, the Parties find the Interlocal Agreement, **attached hereto as Exhibit 1**, to be necessary, proper and convenient to the exercise of their powers, duties, and purposes authorized by law; and

WHEREAS, this Interlocal Agreement is entered into pursuant to the powers and authority granted to the Parties under the Constitution and laws of the State of Florida, including but not limited to, the authority of Section 163.01, and Section 163.387, Florida Statutes; and

WHEREAS, it is determined that it is in the best interest of the Parties that the Agency be permitted to spend the Agency's increment revenues identified within the Interlocal Agreement outside of the boundaries of both the Southend and the Downtown Community Redevelopment Districts for necessary stormwater infrastructure improvements described in Article II of the

Interlocal Agreement, and graphically depicted on the color aerial photograph attached to the Interlocal Agreement as Exhibit "A";

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF JACKSONVILLE BEACH, FLORIDA:

SECTION 1. The Mayor and City Manager are authorized to execute on behalf of the City of Jacksonville Beach an Interlocal Agreement between the City of Jacksonville Beach and the City of Jacksonville, in substantially the form attached hereto and made a part hereof as **Exhibit 1**, to allow the use of Agency tax increment finance funding outside of the boundaries of the Community Redevelopment Areas for the stormwater drainage improvements for both Community Redevelopment Districts as described in the Interlocal Agreement attached as **Exhibit 1**.

SECTION 2. All ordinances or parts of ordinances in conflict herewith be, and the same are, to the extent the same may be in conflict, hereby repealed.

SECTION 3. This ordinance shall take effect upon its adoption.

AUTHENTICATED THIS ____ DAY OF _____, A.D. 2017.

William C. Latham, MAYOR

Laurie Scott, CITY CLERK

**INTERLOCAL AGREEMENT BETWEEN THE
CITY OF JACKSONVILLE, FLORIDA AND THE
CITY OF JACKSONVILLE BEACH, FLORIDA,
REGARDING AUTHORIZED PROJECTS**

THIS INTERLOCAL AGREEMENT (the "Interlocal Agreement") is made and entered into this ___ day of _____, 2017, by and between the CITY OF JACKSONVILLE, a municipal corporation existing under the Constitution and State Laws of Florida ("Jacksonville") and the CITY OF JACKSONVILLE BEACH, a municipal corporation existing under the laws of the State of Florida ("Jacksonville Beach"); collectively (the "Parties").

WHEREAS, Jacksonville is a consolidated government in the form of a municipal corporation that is successor to the county government of Duval County; and

WHEREAS, for purposes of this Agreement, Jacksonville is exercising its power as a county government pursuant to Section 3.01, City Charter; and

WHEREAS, Jacksonville Beach is a municipal corporation existing under the laws of State of Florida whereas whose boundaries wholly contain the areas of operation of the Jacksonville Beach Community Redevelopment Agency; and

WHEREAS, Chapter 163, Part III, Florida Statutes, known as the "Community Redevelopment Act of 1969" (the "Redevelopment Act") governs the creation and operation of community redevelopment agencies; and

WHEREAS, pursuant to the Redevelopment Act, the Jacksonville Beach Community Redevelopment Agency (the "Agency") is a duly created and existing community redevelopment agency authorized to receive "increment revenues" as defined in Section 163.340(22), Florida Statutes and calculated pursuant to Section 163.387(1), Florida Statutes; and

WHEREAS, Section 163.01, Florida Statutes, known as the "Florida Interlocal Cooperation Act of 1969," (the "Cooperation Act") permits local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities; and

WHEREAS, the Parties find this Interlocal Agreement to be necessary, proper and convenient to the exercise of their powers, duties and purposes authorized by law; and

WHEREAS, the Parties desire to exercise jointly their common powers and authority concerning the cost effective financing and construction of necessary stormwater infrastructure improvements described herein for the two Community Redevelopment Districts located in Jacksonville Beach that benefit the Parties and the Agency; the avoidance of inefficiencies caused by the unnecessary duplication of services and facilities, and the clarification of responsibilities, obligations, duties, powers, and liabilities of each of the governmental bodies; and

WHEREAS, this Interlocal Agreement is entered into pursuant to the powers and authority granted to the Parties under the Constitution and laws of the State of Florida, including but not limited to, the authority of Section 163.01, Florida Statutes; and

WHEREAS, pursuant to Section 163.360, Florida Statutes, the Agency has created a community redevelopment plan (the "Plan") for each of its Community Redevelopment Districts in conformance with the Redevelopment Act; and

WHEREAS, pursuant to the Redevelopment Act, unless provided otherwise within an interlocal agreement between Jacksonville and Jacksonville Beach, to which the Agency may be an additional party, Agency funds must be spent within the Agency's boundaries on redevelopment projects specified within the Agency's Plan; and

WHEREAS, Section 163.387(3)(b), Florida Statutes, provides that alternate provisions contained in an interlocal agreement between a taxing authority and the governing body that created the community redevelopment agency may supersede the provisions of said statute with respect to that taxing authority; and

WHEREAS, the Parties wish to enter into this Interlocal Agreement pursuant to provisions of Section 163.387(3)(b); and

WHEREAS, it is determined that it is in the best interests of the Parties that the Agency's increment revenues identified herein are spent on necessary stormwater infrastructure improvements described herein, and that the said improvements are necessary for the welfare of the Agency, Jacksonville, and Jacksonville Beach; and

WHEREAS, it is determined that it is in the best interest of the Parties that the Agency be permitted to spend the Agency's increment revenues identified within this Interlocal Agreement outside of the boundaries of the Agency's boundaries for necessary stormwater infrastructure improvements described in Article II of this Interlocal Agreement, and graphically depicted on the color aerial attached hereto as Exhibit "A"; and

WHEREAS, the Parties are in agreement that the necessary stormwater infrastructure improvements described herein are consistent with the purpose and contents of the Plan for each Community Redevelopment District and are in furtherance of the goals, objectives, and policies within each said Plan; and

WHEREAS, the Parties are in agreement that the expenditure of all increment revenues identified within this Interlocal Agreement are an appropriate expenditure for necessary stormwater infrastructure improvements; and

WHEREAS, portions of necessary drainage improvements to manage stormwater runoff generated within the Downtown Community Redevelopment District will be completed within Agency boundaries, are necessary, and will significantly benefit the welfare and operation of the Agency, Jacksonville Beach, and Jacksonville; and

WHEREAS, portions of necessary drainage improvements to manage stormwater runoff generated within the Downtown Community Redevelopment District will be completed outside of the Agency's boundaries, are necessary, and will significantly benefit the welfare and operation of the Agency, Jacksonville Beach, and Jacksonville; and

WHEREAS, portions of necessary drainage improvements to manage stormwater runoff generated within the Southend Community Redevelopment District will be completed within Agency boundaries, are necessary, and will significantly benefit the welfare and operation of the Agency, Jacksonville Beach, and Jacksonville; and

WHEREAS, portions of necessary stormwater infrastructure improvements to manage stormwater runoff generated within the Southend Community Redevelopment District will be completed outside of the Agency's boundaries, are necessary, and will significantly benefit the welfare and operation of the Agency, Jacksonville Beach, and Jacksonville; and

WHEREAS, the Parties desire to enter into this Interlocal Agreement to provide for and authorize the expenditure of the Agency's increment revenues on necessary stormwater infrastructure improvements for the two Community Redevelopment Districts within Jacksonville Beach.

NOW, THEREFORE, it is hereby agreed by the Parties as follows:

ARTICLE I INTRODUCTION

Section 1.01 Authority. This Interlocal Agreement is entered into pursuant to the authority set forth in the Cooperation Act, the Redevelopment Act, and other applicable laws.

Section 1.02 Recitals. The recitals so stated are true and correct and by this reference are incorporated into and form a material part of this Interlocal Agreement.

Section 1.03 Authority to Contract. The execution of this Interlocal Agreement has been duly authorized by the appropriate official bodies of the Parties, each party has complied with all applicable requirements of law, and each party has full power and authority to comply with the terms and provisions of this instrument.

ARTICLE II

AUTHORIZATION OF AGENCY'S EXPENDITURE OF INCREMENT REVENUES ON NECESSARY STORMWATER INFRASTRUCTURE IMPROVEMENTS

Section 2.01 The Agency and Jacksonville Beach are authorized to expend increment revenues on the stormwater drainage improvements for the Districts described as follows:

Downtown Community Redevelopment District - Infrastructure installation and improvements required within, and downstream outside of, the Downtown Community Redevelopment District to collect, treat and convey stormwater runoff generated within said District.

Southend Community Redevelopment District - Infrastructure installation and improvements required within, and downstream outside of, the Southend Community Redevelopment District to collect, treat and convey stormwater runoff generated within said District.

With a copy to:

Administration

Jacksonville Beach CRA
11 North Third Street
Jacksonville Beach, FL 32250

Section 3.03 Binding Effect. This Interlocal Agreement shall be binding upon and shall inure to the benefit of Jacksonville and Jacksonville Beach and their respective successors.

Section 3.04 Actions by Agency. Any action required to be taken by the Agency or any notices to be given to the Agency shall be taken or given, as applicable, by the Community Redevelopment Agency (CRA) Administrator, unless otherwise provided herein.

Section 3.05 Filing. Jacksonville Beach is hereby authorized and directed, after approval of this Interlocal Agreement by the respective governing bodies of the Parties and the execution thereof by the duly qualified and authorized officers of each of the Parties hereto, to cause this Interlocal Agreement to be filed with the Clerk of the Circuit Court in Duval County, Florida, in accordance with the requirements of Section 163.01(11) of the Cooperation Act.

Section 3.06 Applicable Law and Venue. This Interlocal Agreement and the provisions contained herein shall be governed by and construed in accordance with the laws of the State of Florida. In any action, in equity or law, with respect to the enforcement or interpretation of this Interlocal Agreement, venue shall be in Duval County, Florida.

Section 3.07 Severability. If any part of this Interlocal Agreement is held by a court of competent jurisdiction to be invalid, illegal or unenforceable, such invalid, illegal or unenforceable part shall be deemed severable and the remaining parts of this Interlocal Agreement shall continue in full force and effect provided that the rights and obligations of the Parties are not materially prejudiced and the intentions of the Parties can continue to be effected.

Section 3.08 Joint Effort. The preparation of this Interlocal Agreement has been a joint effort of the Parties hereto and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the Parties than the other.

Section 3.09 No Third Party Beneficiaries. This agreement is an administrative agreement generated solely for the benefit of the parties hereto and no right or cause of action shall accrue by reason of or for the benefit of any third party. Nothing in this Agreement, expressed or implied, is intended nor shall it be construed to confer upon or give any person or entity any right, remedy, or claim under or by reason of this Agreement or any provisions or conditions hereof, other than the parties hereto and their respective representatives, heirs, successors, and assigns.

Section 3.10 Mutual Cooperation. The Parties agree to cooperate and deliver any further documents or perform any additional acts to accomplish the agreements set forth herein.

Section 3.11 Construction. This Interlocal Agreement is the result of the negotiations among and between the Parties and such that all Parties have contributed materially and

substantially to its preparation, and shall not be construed more strictly against one party than the other.

Section 3.12 Intent and Interpretation. This Agreement shall not be construed as modifying or altering the governmental powers of the Parties as they now exist or may be modified in the future, except as are lawfully and expressly provided by the terms of this Agreement.

Section 3.13 Entire Agreement. This instrument and its exhibits constitute the entire agreement between the parties and supersede all previous discussions, understandings and agreements between the parties relating to the subject matter of this Agreement. Amendments to and waivers of the provisions herein shall be made by the parties in writing by formal amendment.

Section 3.14 Effective Date. This Interlocal Agreement shall become effective upon the filing of same pursuant to Section 3.05 above.

IN WITNESS WHEREOF, the parties hereto, by and through the undersigned, have entered into this Interlocal Agreement on the date and year first above written.

Attest:

City of Jacksonville

By: _____
Corporation Secretary

By: _____
Lenny Curry, Mayor

Form Approved:

By: _____
Office of General Counsel

Attest:

City of Jacksonville Beach

By: _____
City Clerk

By: _____
William C. Latham, Mayor

By: _____
George Forbes, City Manager



SOUTH JACKSONVILLE BEACH
DRAINAGE PROJECT

12TH AVENUE SOUTH
STILLING BASIN PROJECT

SOUTH BEACH CRA

DOWNTOWN CRA

JACKSONVILLE BEACH INFRASTRUCTURE PROJECTS

October 2016

EXHIBIT A

EXHIBIT 1
PAGE 7 OF 7