

LEGISLATIVE FACT SHEET 2013-0423

DATE: 5/31/13 _____

BT OR RC NUMBER: _____
(Administration Bills)

SPONSOR (Department/Division/Agency/Council Member): Public Works/Real Estate

PURPOSE/SUMMARY:

- Please provide the Real Estate Division, on behalf of the Engineering Division, with the authority to request the legislation necessary for the City Council to declare the subject pond site parcel surplus to the needs of the City, and authorize the Mayor and Corporation Secretary to execute all the necessary documentation to execute the attached Quit Claim Deed, conveying the subject pond site parcel to Mill Creek, L.L.C., as well as to execute the attached Drainage Easement Agreement, creating a drainage easement over the subject pond site parcel for the benefit of the City.
- The subject pond site parcel is a 5.88 acre parcel acquired by the City for the construction and maintenance of a "pond site" as part of the Lone Star Road Improvement Project (BJP). Said "pond site" was subsequently constructed by the City to hold surface water runoff and storm water drainage and retention from Lone Star Road Improvements. The City presently maintains the subject pond site at a cost of approximately \$3,000.00 per year.
- The area surrounding the subject pond site parcel is presently undeveloped. Unfortunately, the remoteness of the subject pond site has attracted various types of criminal activity, including, but not limited to, dumping, trespassing and burning, thus exposing the City to additional maintenance costs, as well as significant potential personal injury liability.
- Mill Creek, L.L.C., which owns the adjacent property, is in the process of developing the adjacent 44.67 parent tract, and other abutting property, into a single family community. As a part of the development, Mill Creek, L.L.C., proposes to enlarge and reconfigure the subject "pond site", so as to accommodate the drainage needs of the development, as well as the continuing drainage needs of the City, related to Lone Star Road.
- Pursuant to the attached Drainage Easement Agreement, Mill Creek, L.L.C. proposes that the City convey the subject parcel to Mill Creek, L.L.C., and, in exchange, Mill Creek, L.L.C. will convey to the City a Drainage Easement over the subject pond site parcel and be responsible for all future maintenance of the pond site, thus relieving the City from all maintenance obligations, and liability. City Engineer William Joyce supports this proposal.
- Council District 1, Honorable Clay Yarborough.

APPROPRIATION : Total Amount Appropriated: \$ _____ as follows:

(Name of Fund as it will appear in title of legislation) _____

Name of Federal Funding Source: _____ Amount: \$ _____

Name of State Funding Source: _____ Amount: \$ _____

Name of City of Jax Funding Source: _____ Amount: \$ _____

Name of In-Kind Contribution Source: _____ Amount: \$ _____

Name of Bond Acct _____ Amount: \$ _____

Number _____

IMPACT - FINANCIAL/OTHER:

ACTION ITEMS:

Emergency?	Yes ___ No <u>x</u>	Justification: _____
Federal or State Mandates	Yes ___ No <u>x</u>	
Fiscal Year Carryover?	Yes ___ No <u>x</u>	_____
CIP Amendment?	Yes ___ No <u>x</u>	(Attach CIP form)
Contract/Agreement (C/A) Approval	Yes ___ No <u>x</u>	(Attach a copy only)
C/A negotiations on-going?	Yes ___ No <u>x</u>	
Oversight Department Required?	Yes ___ No <u>x</u>	Name of Dept. _____
Related RC?/BT?	Yes ___ No <u>x</u>	(Attach a copy)
Waiver of Code?	Yes <u>x</u> No ___	(Identify Code Provision 122.424)
Code Exception?	Yes ___ No <u>x</u>	(Identify Code Provision _____)
Continuation Grant?	Yes ___ No <u>x</u>	
Surplus Property Certification?	Yes <u>x</u> No ___	(Attach a copy)
Related Enacted Ordinances?	Yes ___ No ___	Ord. # of Previous Ord. _____
Report Required to City Council/Council Auditors	Yes ___ No <u>x</u>	Date _____ Frequency _____

ADMINISTRATION TRANSMITTAL

To: MBRC, c/o Roselyn Chall, Budget Division, Suite 325

CC: Chris Hand, Chief of Staff
Mayor's Office, Fourth Floor, City Hall at St. James

From: John M. Jones, Real Estate Manager Senior, Real Estate Division
(Name, Job Title, Department)
Phone: 255-8700 Fax: 255-8948 E-mail: johnj@coj.net

Contact person: Joe Namey, Land Acquisition and Disposition Manager, Real Estate Division
(Name, Job Title, Department)
Phone: 255-8792 Fax: 255-8948 E-mail: namey@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman (630-4647), Office of General Counsel
Suite 480, City Hall at St. James

From: _____
(Name, Job Title, Department)

Phone: _____ Fax: _____ E-mail: _____

Contact person: _____
(Name, Job Title, Department)

Phone: _____ Fax: _____ E-mail: _____

Legislation from Independent Agencies requires a resolution from the Independent Agency Board approving the legislation.

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED