

LEGISLATIVE FACT SHEET

DATE: 03/27/17

BT or RC No: _____
(Administration & City Council Bills)

SPONSOR: Planning and Development Department / Administration Division
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations:

Provide Name: William B. Killingsworth, Director

Contact Number: 255-7811

Email Address: BillK@coj.net

PURPOSE: White Paper (Explain Why this legislation is necessary? Provide; Who, What, When, Where, How and the Impact.) Council Research will complete this form for Council introduced legislation and the Administration is responsible for all other legislation. (Minimum of 350 words - Maximum of 1 page.)

The Planning and Development Department requests legislation to authorize the Mayor to execute the First Amendment to Brownfields Cleanup Revolving Loan Agreement between Destined For A Change ("Borrower") and the City of Jacksonville ("Lender"), and to authorize the Mayor to approve terms of Revised and Restated Promissory Note to be executed by Borrower. On August 18, 2011, Destined For A Change received a loan of \$60,000 through a grant from the United States Environmental Protection Agency and the City of Jacksonville, with the obligation of reimbursing those funds to the Brownfields Cleanup Revolving Loan Fund. A repayment schedule was attached to the Promissory Note outlining the schedule of 20 principal payments. Destined For A Change has approached the Planning and Development Department to request revision of the payment terms as it is having difficulty in maintaining the payment schedule. The Department proposes to extend quarterly payments from five years to nine years as shown on Revised Exhibit A to the Revised and Restated Promissory Note. Additionally, the Department proposes to eliminate the 25% Loan Principal forgiveness clause offered in the original Promissory Note due to past loan payments not being made on time per the terms of that Note, as well as the originally agreed upon payment schedule now being extended. Attached is a copy of First Amendment to Brownfields Cleanup Revolving Loan Agreement, and Revised and Restated Promissory Note together with Revised Exhibit A of the payment schedule.

APPROPRIATION: Total Amount Appropriated: N/A as follows:
 List the source name and provide Object and Subobject Numbers for each category listed below:

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

Name of Federal Funding Source(s)	From: _____	Amount: _____
	To: _____	Amount: _____
Name of State Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name of City of Jacksonville Funding Source(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name of In-Kind Contribution(s):	From: _____	Amount: _____
	To: _____	Amount: _____
Name & Number of Bond Account(s):	From: _____	Amount: _____
	To: _____	Amount: _____

PLAIN LANGUAGE OF APPROPRIATION / FINANCIAL IMPACT / OTHER:

Explain: Where are the funds coming from, going to, how will the funds be used? Does the funding require a match? Is the funding for a specific time frame? Will there be an ongoing maintenance? ... and staffing obligation? Per Chapters 122 & 106 regarding funding of anticipated post-construction operation costs.

(Minimum of 350 words - Maximum of 1 page.)

The financial impact will be to the Brownfields Cleanup Revolving Loan Fund, by extending the time for repayment from five years to nine years. These funds, once repaid, can be made available for other Brownfields Cleanup loans.

ACTION ITEMS: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:		Yes	No	
Emergency?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Justification of Emergency: If yes, explanation must include detailed nature of emergency.</p> <div style="border: 1px solid black; height: 60px; width: 100%;"></div>
Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.</p> <div style="border: 1px solid black; height: 60px; width: 100%;"></div>
Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Note: If yes, note must include explanation of all-year subfund carryover language.</p> <div style="border: 1px solid black; height: 60px; width: 100%;"></div>
CIP Amendment?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.</p>
Contract / Agreement Approval?	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<p>Attachment & Explanation: If yes, attach the Contract / Agreement and name of Department (and contact name) that will provide oversight. Indicate if negotiations are on-going and with whom. Has OGC reviewed / drafted?</p> <p>First Amendment to Brownfields Cleanup Revolving Loan Agreement. Planning and Development Department will provide oversight. Negotiations concluded with Destined For A Change approving the revised schedule of payments and the elimination of the forgiveness clause. OGC has drafted the First Amendment to Brownfields Cleanup Revolving Loan Agreement, and the Revised and Restated Promissory Note.</p>
Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Attachment: If yes, attach appropriate RC/BT form(s).</p>
Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.</p> <div style="border: 1px solid black; height: 30px; width: 100%;"></div>
Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.</p> <div style="border: 1px solid black; height: 30px; width: 100%;"></div>
Related Enacted Ordinances?	<input type="checkbox"/>	<input checked="" type="checkbox"/>		<p>Code Reference: If yes, identify related code section(s) and ordinance reference number in the box below and provide detailed explanation and any changes necessary within white paper.</p> <div style="border: 1px solid black; height: 30px; width: 100%;"></div>

ACTION ITEMS CONTINUED: Purpose / Check List. If "Yes" please provide detail by attaching justification, and code provisions for each.

ACTION ITEMS:


	Yes	No
Continuation of Grant?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund?


Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Requirements?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Attachment: If yes, attach appropriate form(s).

Explanation: List agencies (including City Council / Auditor) to receive reports and frequency of reports, including when reports are due. Provide Department (include contact name and telephone number) responsible for generating

Director: 
 (signature)

Date: 3/27/2017

Prepared By: 
 (signature)

Date: 3/27/2017

ADMINISTRATIVE TRANSMITTAL

To: MBRC, c/o Roselyn Chall, Budget Office, St. James Suite 325

Thru: _____

(Name, Job Title, Department)

Phone: _____

E-mail: _____

From: William B. Killingsworth, Director, Planning and Development Department

Initiating Department Representative (Name, Job Title, Department)

Phone: 255-7811

E-mail: BillK@coj.net

Primary Contact: William B. Killingsworth, Director, Planning and Development Department

(Name, Job Title, Department)

Phone: 255-7811

E-mail: BillK@coj.net

CC: Allison Korman Shelton, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: akshelton@coj.net

COUNCIL MEMBER / INDEPENDENT AGENCY / CONSTITUTIONAL OFFICER TRANSMITTAL

To: Peggy Sidman, Office of General Counsel, St. James Suite 480

Phone: 904-630-4647

E-mail: psidman@coj.net

From: _____

Initiating Council Member / Independent Agency / Constitutional Officer

Phone: _____

E-mail: _____

Primary Contact: _____

(Name, Job Title, Department)

Phone: _____

E-mail: _____

CC: Allison Korman Shelton, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: akshelton@coj.net

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

Independent Agency Action Item:

Yes

No

Boards Action / Resolution?

Attachment: If yes, attach appropriate documentation. If no, when is board action scheduled?

FACT SHEET IS REQUIRED BEFORE LEGISLATION IS INTRODUCED