

LEGISLATIVE FACT SHEET

DATE: 05/22/2019

BT or RC No: BT19-088
(Administration & City Council Bills)

SPONSOR: Emergency Preparedness Division
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentations: Director of Emergency Preparedness

Provide Name: Steve Woodard

Contact Number: (904) 255-3123

Email Address: Swoodard@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.)

This legislation is necessary in order for the City of Jacksonville to accept a federally funded sub award and enter into a grant agreement with the State of Florida, Division of Emergency Management. The purpose of this grant is to acquire and demolish 17 flood-prone properties (listed below) through the Hazard Mitigation Grant Program (HMGP) DR 4337-005-R, as approved by the Florida Division of Emergency Management (Division) and the Federal Emergency Management Agency (FEMA). Properties acquired in this project would be returned to green space, which would improve local flood storage and conveyance. Lastly, acquired properties would be deed-restricted so as not to allow for new structures to be built that would inevitably be damaged by future flooding.

The properties targeted for this project are located within the 100-year floodplain. This area experienced storm surge of over three feet during Hurricane Irma, which severely impacted many of the structures. Even without severe weather, this area is subject to persistent nuisance flooding. This project will reduce future public costs to the county, state, and federal agencies that provide evacuation and rescue, emergency shelter, and debris removal services. The project would further reduce the financial burden on taxpayers caused by having to repeatedly repair these properties that were built directly adjacent to the St. Johns River and located within the 100-year floodplain. Additionally, this project would remove current residents from the immediate dangers presented by flooding.

The period of performance, as approved by the Florida Division of Emergency Management (Division) and the Federal Emergency Management Agency (FEMA), shall last no longer than 24 months from the date of contract execution.

There is a 25% match requirement to be provided by the City of Jacksonville for this mitigation grant project. The total estimated cost of the project is \$4,619,801.00, with the federal share being \$3,464,850.75 (75%) and the local share being \$1,154,950.25 (25%).

The City of Jacksonville, Emergency Preparedness Division, agrees to administer and complete the project per scope of work as submitted by the City of Jacksonville and subsequently approved by the Division and FEMA. The City of Jacksonville, Emergency Preparedness Division, shall complete the work in accordance with all applicable Federal, State and Local Laws, Regulations, and Codes.

(1.) Stephen Plauche 725 South Shores Rd 32207, (2.) Christopher Duguid 731 South Shores Rd 32207, (3.) Robert Back 825 Bee St 32207, (4.) Wilton Rowell 826 Bee St 32207, (5.) Virginia Perez 844 South Shores Rd 32207, (6.) Kimberly Simpson 902 Barbara Ave 32207, (7.) Sharon Scott 907 Barbara Ave 32207, (8.) Janet Fish 924 Cameron St 32207, (9.) Black Sparrow Properties LLC 1025 Vine St 32207, (10.) Amy Brewer 1957 Huntsford Rd 32207, (11.) Carl McCall 2005 Southampton Rd 32207, (12.) Chaleena Inc 2008 Reed Ave 32207, (13.) Elyse Brady 2009 Southampton Rd 32207, (14.) Thomas Edwards Jr 2020 Reed Ave 32207, (15.) Gregory Conger 2066-1 Utah Ave 32207, (16.) Gregory Conger 2066-2 Utah Ave 32007 and (17.) Brett Foster 2221 Guilford Rd 32207.

APPROPRIATION: Total Amount Appropriated: \$4,619,801.00 as follows:

APPROPRIATION: Total Amount Appropriated:

\$4,619,801.00

~~\$4,468,005.00~~ 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: Federal Emergency Management Agency: Hazard Mitigation Grant | Amount: \$3,464,850.75 |
| | To: Land Acquisition, Demolition, Relocation Assistance and Consultant | Amount: \$3,464,850.75 |
| Name of State Funding Source(s): | From: | Amount: |
| | To: | Amount: |
| Name of City of Jacksonville Funding Source(s): | From: General Fund | Amount: \$1,154,950.25 |
| | To: Land Acquisition, Demolition, Relocation Assistance and Consultant | Amount: \$1,154,950.25 |
| 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 mitigation grant agreement shall be entered into by the State of Florida, Division of Emergency Management, with headquarters in Tallahassee, Florida (hereinafter referred to as the "Division"), and the City of Jacksonville. The State of Florida received these grant funds from the Federal government, and the Division has the authority to subgrant these funds to the Sub-Recipient upon the terms and conditions outlined in the Subaward Agreement.

For the purposes of this Agreement, the Division serves as the pass-through entity for the Federal award, and the Sub-Recipient serves as the recipient of a subaward.

The period of performance, as approved by the Florida Division of Emergency Management (Division) and the Federal Emergency Management Agency (FEMA), shall last no longer than 24 months. The Subaward Period of Performance Start and End Date is as follows: Upon Execution through February 28, 2021.

There is a 25% match requirement to be provided by the City of Jacksonville for this mitigation grant project. The total estimated cost of the project is **\$4,619,801.00**, with the federal share being **\$3,464,850.75** (75%) and the local share being **\$1,154,950.25** (25%).

There will be an ongoing maintenance cost for upkeep of the converted properties, which shall consist of landscaping and tree maintenance, to be incorporated into existing budgets.

Contingency costs of \$151,796.00 are included in the project total, which will require amendment to the State-Local agreement to receive if they are required.

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"/> |

Justification of Emergency: If yes, explanation must include detailed nature of emergency.

This legislation does not pertain to a current emergency, but will prevent future emergencies by mitigating against the effects of flooding and life-threatening storm surge.

| | | |
|---------------------------|--------------------------|-------------------------------------|
| | Yes | No |
| Federal or State Mandate? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Explanation: If yes, explanation must include detailed nature of mandate including Statute or Provision.

| | | | |
|--------------------------------|--|-------------------------------------|---|
| Fiscal Year Carryover? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Note: If yes, note must include explanation of all-year subfund carryover language. |
| | <div style="border: 1px solid black; height: 60px;"></div> | | |
| CIP Amendment? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Attachment: If yes, attach appropriate CIP form(s). Include justification for mid-year amendment. |
| | <div style="border: 1px solid black; padding: 2px;">Mid-year amendment required due to the timing of grant award and receipt of contract from funding source.</div> | | |
| Contract / Agreement Approval? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 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? |
| | <div style="border: 1px solid black; padding: 2px;">The FL Division of Emergency Management (FDEM) is the pass-through entity for this federal grant and will provide oversight. The Subaward and Grant Agreement are attached. FDEM will provide oversight.</div> | | |
| Related RC/BT? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Attachment: If yes, attach appropriate RC/BT form(s). |
| Waiver of Code? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Code Reference: If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper. |
| | <div style="border: 1px solid black; height: 30px;"></div> | | |
| Code Exception? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Code Reference: If yes, identify code in box below and provide detailed explanation (including impacts) within white paper. |
| | <div style="border: 1px solid black; height: 30px;"></div> | | |
| Related Enacted Ordinances? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 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. |
| | <div style="border: 1px solid black; height: 30px;"></div> | | |

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

ACTION ITEMS:

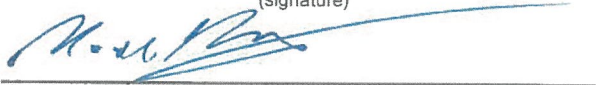
| | Yes | No | |
|---------------------------------|--|-------------------------------------|---|
| Continuation of Grant? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Explanation: How will the funds be used? Does the funding require a match? Is the funding for a specific time frame and/or multi-year? If multi-year, note year of grant? Are there long-term implications for the General Fund? |
| | <div style="border: 1px solid black; padding: 2px;">The funds will be used to acquire and demolish 17 flood-prone structures and convert the property into green space. The period of performance, as approved by the Florida Division of Emergency Management (Division) and the Federal Emergency Management Agency (FEMA), shall last no longer than 24 months from the date of contract execution. There is a 25% match requirement to be provided by the City of Jacksonville for this mitigation grant project. The total estimated cost of the project is \$4,619,801.00, with the federal share being \$3,464,850.75 (75%) and the local share being \$1,154,950.25 (25%). Landscaping of the converted property must be provided by the City of Jacksonville.</div> | | |
| Surplus Property Certification? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Attachment: If yes, attach appropriate form(s). |
| Reporting Requirements? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 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 reports. |

Consistent with 2 C.F.R. §200.328, the Sub-Recipient (City of Jacksonville) shall provide the Florida Division of Emergency Management (FDEM) with quarterly reports and a close-out report. These reports shall include the current status and progress by the Sub-Recipient and all subcontractors in completing the work described in the Scope of Work and the expenditure of funds under this Agreement, in addition to any other information requested by FDEM.

Quarterly Reports to be provided by the Emergency Preparedness Division.
Noah Ray, Program Administrator, (904) 630-7020

Division Chief: 
(signature)

Date: 5.22.19

Prepared By: 
(signature)

Date: 5.22.19

Noah Ray

ADMINISTRATIVE TRANSMITTAL

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

Thru: Jordan Elsbury, Director of Intergovernment Affairs, Office of the Mayor
(Name, Job Title, Department)
Phone: 630-1825 E-mail: jelsbury@coj.net

From: Steve Woodard, Director of Emergency Preparedness
Initiating Department Representative (Name, Job Title, Department)
Phone: (904) 255-3123 E-mail: swoodard@coj.net

Primary Contact: Steve Woodard, Director of Emergency Preparedness
(Name, Job Title, Department)
Phone: (904) 255-3123 E-mail: swoodard@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: Steve Woodard, Director of Emergency Preparedness
(Name, Job Title, Department)
Phone: (904) 255-3123 E-mail: swoodard@coj.net

CC: Jordan Elsbury, Director of Intergovernmental Affairs, Office of the Mayor
904-630-1825 E-mail: JElsbury@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