

1 Co-Introduced by the Council President at the request of the Mayor  
2 and Council Members Salem and Carlucci:  
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4

5 **ORDINANCE 2021-**

6 AN ORDINANCE REGARDING THE WASTEWATER SYSTEM  
7 IMPROVEMENT PROGRAM; AMENDING THE 2021-2025  
8 FIVE-YEAR CAPITAL IMPROVEMENT PLAN APPROVED BY  
9 ORDINANCE 2020-505-E TO REALLOCATE FUNDING  
10 WITHIN THE PROJECT ENTITLED "WATER/WASTEWATER  
11 SYSTEM FUND" FOR SEPTIC TANK PHASE-OUT PROJECTS  
12 IN FISCAL YEARS 2021-2022 AND 2022-2023;  
13 PROVIDING FOR AN EFFECTIVE DATE.  
14

15 **WHEREAS**, the City of Jacksonville established the Wastewater  
16 System Improvement Program (the "Program") to promote the environment  
17 and the health, safety and general welfare of the inhabitants of the  
18 City and to improve surface water quality of the St. Johns River and  
19 its tributaries through the elimination of on-site wastewater  
20 treatment and disposal systems throughout the City; and

21 **WHEREAS**, the Program is a joint initiative between the City, JEA  
22 and key stakeholders in the Jacksonville area and was implemented,  
23 in part, to identify various funding opportunities to pay for  
24 construction of central water and wastewater treatment systems  
25 throughout the city, with a priority given to those areas of the city  
26 in greatest need of these services; and

27 **WHEREAS**, this Program is also designed to assist the City in  
28 prioritizing projects to meet its obligations under the Basin  
29 Management Action Plan (the "BMAP") for both the lower mainstream of  
30 the St. Johns River and its tributaries which includes, but is not  
31 limited to, removal of septic tanks that contribute pollutants to

1 existing surface water bodies; and

2       **WHEREAS**, the Council desires to reallocate funds recently  
3 appropriated to the 2021-2025 Capital Improvement Plan (the "CIP")  
4 project entitled "Water/Wastewater System Fund" to fiscal years 2021-  
5 2022 and 2022-2023 (CIP years 2 and 3) to fund various septic tank  
6 phase-out projects; now therefore

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

8       **Section 1. Capital Improvement Plan Amendment.** Ordinance  
9 2020-505-E, adopting the 2021-2025 Five-Year Capital Improvement Plan  
10 for the City and certain of its independent agencies, is hereby  
11 amended to reallocate funding within the project entitled  
12 "Water/Wastewater System Fund" for septic tank phase-out projects in  
13 fiscal years 2021-2022 and 2022-2023, as more fully described in the  
14 Project Information Sheet, attached hereto as **Exhibit 1** and  
15 incorporated herein by this reference. The City Council finds that  
16 the deferral of this amendment of the CIP until the next annual budget  
17 and CIP review will be detrimental to the best interests of the  
18 community because such deferral will result in unnecessary delay of  
19 projects designed to improve surface water quality by removing septic  
20 tanks that are contributing pollutants to existing surface water  
21 bodies and to meet the City's obligations under the BMAP. Pursuant  
22 to Section 122.605(c), *Ordinance Code*, enactment of this Ordinance  
23 requires the affirmative vote of two-thirds of the City Council  
24 members present at the meeting because of the CIP amendment set forth  
25 in this Section. This Ordinance shall constitute an amendment to  
26 Ordinance 2020-505-E. In all other respects, the Five-Year Capital  
27 Improvement Plan approved by Ordinance 2020-505-E shall remain  
28 unchanged and continue in full force and effect.

29       **Section 2. Effective Date.** This Ordinance shall become  
30 effective upon signature by the Mayor or upon becoming effective  
31 without the Mayor's signature.

1

2 Form Approved:

3

4 *Mary E. Staffopoulos*

5 Office of General Counsel

6 Legislation prepared by: Mary E. Staffopoulos

7 GC-#1427568-v1-Septic\_Tank\_Phase\_Out\_-\_CIP\_Amendment\_(Mayor).docx

**Project Title:** Water / Wastewater System Fund **Council District(s):** CW  
**Project Location:** Countywide **Project Number:** 001317  
**Department:** Public Works **Program Area:** Roads/Infrastructure/Transportation  
**Ordinance No.:** \_\_\_\_\_ **BT No.:** \_\_\_\_\_ **Useful Life:** \_\_\_\_\_ **Project Completion Date:** \_\_\_\_\_

**Project Description:**

The Intent of this project is to improve surface water quality by removing septic tanks that are contributing pollutants to existing surface water bodies. It is a requirement of the Basin Management Action Plan (BMAP) for both the lower mainstream of St. Johns River and the many impaired tributaries of the St. Johns River.

**Justification:**

Surface water quality improvements are legal requirements to meet the BMAP obligations require the City to execute a septic tank phase-out program. This is a joint initiative between the City, JEA and key stakeholders in the area.

Funding Sources	Total	Prior Years	FY 20-21	FY 21-22	FY 22-23	FY 23-24	FY 24-25	Beyond 5th
Transfer Between Projects	\$ -							
Debt Proceeds / Borrowed Funds	\$ 20,295,457	5,911,095	14,384,362					
Pay-Go	\$ 152,500,000	30,000,000	12,500,000	55,000,000	55,000,000			
Interest Earnings	\$ -							
Judgements Recovered	\$ -							
Grant / Trust Fund	\$ -							
<b>Totals</b>	<b>\$ 172,795,457</b>	<b>\$ 35,911,095</b>	<b>\$ 26,884,362</b>	<b>\$55,000,000</b>	<b>\$ 55,000,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

Expenditures/Project Phase	Total	Prior Years	FY 20-21	FY 21-22	FY 22-23	FY 23-24	FY 24-25	Beyond 5th
Design & Engineering	\$ -							
Land Acquisition & Site Preparation	\$ -							
Construction	\$ 172,795,457	35,911,095	26,884,362	55,000,000	55,000,000			
Capital Equipment	\$ -							
Misc. Equipment & Furnishings	\$ -							
Art in Public Places	\$ -							
<b>Totals</b>	<b>\$ 172,795,457</b>	<b>\$ 35,911,095</b>	<b>\$ 26,884,362</b>	<b>\$55,000,000</b>	<b>\$ 55,000,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

Operating Budget Impact	Total	FY 20-21	FY 21-22	FY 22-23	FY 23-24	FY 24-25	Beyond 5th
Full Time Equivalents	-						
Personnel Expenses	\$ -						
Contractual Services	\$ -						
Utilities	\$ -						
Materials/Supplies	\$ -						
Equipment	\$ -						
Annual Debt Service	\$ -						
<b>Totals</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

## LEGISLATIVE FACT SHEET

DATE: 04/15/21

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

SPONSOR: Mayor's Office and Council President Tommy Hazouri  
(Department/Division/Agency/Council Member)

Contact for all inquiries and presentation: Jordan Elsbury

Provide Name: Jordan Elsbury

Contact Number: (904) 255-5013

Email Address: jelsbury@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 amends the FY 2020-2021 CIP, as adopted in 2020-504-E, to include \$50,000,000 of COJ project cost contributions to the Water/Wastewater System Fund in years 2 and 3, for a total of \$100 million, for continued work toward Septic Tank Phase-out. Funding will be initially designated as debt proceeds, the payments on which will be made possible through freed up general fund capacity upon enactment of the Local Option Gas Tax which will support the City's planned transportation infrastructure projects.

APPROPRIATION: Total Amount Appropriated \_\_\_\_\_ 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.)

This legislation amends the FY 2020-2021 CIP, as adopted in 2020-504-E, to include \$50,000,000 of COJ project cost contributions to the Water/Wastewater System Fund in years 2 and 3, for a total of \$100 million, for continued work toward Septic Tank Phase-out. Funding will be initially designated as debt proceeds, the payments on which will be made possible through freed up general fund capacity upon enactment of the Local Option Gas Tax which will support the City's planned transportation infrastructure projects.

**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.

Federal or State Mandate?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**Explanation:** If yes, explanation must include detailed nature of mandate including Statute or Provision.

Fiscal Year Carryover?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**Note:** If yes, note must include explanation of all-year subfund carryover language.

This is an all-years Capital fund

CIP Amendment?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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**Attachment:** If yes, attach appropriate CIP form(s). Include justification for mid-year amendment.

Contract / Agreement Approval?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**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?

Related RC/BT?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**Attachment:** If yes, attach appropriate RC/BT form(s).

Waiver of Code?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**Code Reference:** If yes, identify code section(s) in box below and provide detailed explanation (including impacts) within white paper.

Code Exception?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**Code Reference:** If yes, identify code in box below and provide detailed explanation (including impacts) within white paper.

Related Enacted Ordinances?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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**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.

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

ACTION ITEMS:

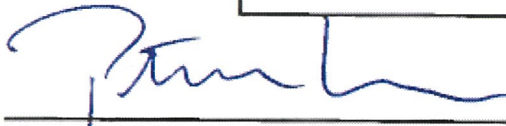
	Yes	No
Continuation of Grant?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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?

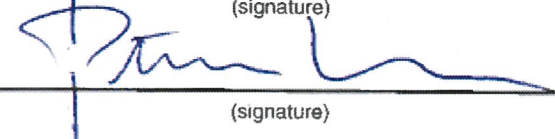
Surplus Property Certification?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Requirements?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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

Division Chief:   
\_\_\_\_\_  
(signature)

Date: 4/19/21

Prepared By:   
\_\_\_\_\_  
(signature)

Date: 4/19/21



**ADMINISTRATIVE TRANSMITTAL**

To: MBRC, c/o Teresa Eichner, Budget Office, St. James Suite 325

Thru: Jordan Elsbury  
(Name, Job Title, Department)  
Phone: (904) 255-5013 E-mail: [jelsbury@coj.net](mailto:jelsbury@coj.net)

From: Joey Greive  
Initiating Department Representative (Name, Job Title, Department)  
Phone: (904) 255-5354 E-mail: [pgreive@coj.net](mailto:pgreive@coj.net)

Primary Contact: Jordan Elsbury  
(Name, Job Title, Department)  
Phone: (904) 255-5013 E-mail: [jelsbury@coj.net](mailto:jelsbury@coj.net)

CC:  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

**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](mailto:psidman@coj.net)

From: \_\_\_\_\_  
Initiating Council Member / Independent Agency / Constitutional Officer  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Primary Contact: \_\_\_\_\_  
(Name, Job Title, Department)  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

CC: Jordan Elsbury, Chief of Staff  
Phone: 904-255-5013 E-mail: [jelsbury@coj.net](mailto: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**