

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2025-194**

5 AN ORDINANCE APPROPRIATING \$3,500,000 OF
6 PREVIOUSLY APPROPRIATED BUT LAPSED FUNDS FOR THE
7 FULTON CUT CROSSING POWERLINES PROJECT AND
8 RECLASSIFYING \$17,500,000 OF PREVIOUSLY
9 AUTHORIZED FUNDS, AS INITIATED BY B.T. 25-058;
10 PROVIDING FOR CARRYOVER OF FUNDS TO FISCAL YEAR
11 2026/2027; AUTHORIZING A \$34,500,000 GRANT
12 ("CITY GRANT") TO THE JACKSONVILLE PORT
13 AUTHORITY ("JAXPORT"), COMPRISED OF \$27,500,000
14 OF FUNDING PREVIOUSLY AUTHORIZED, AND THE
15 APPLICATION OF \$7,000,000 OF COST SAVINGS FROM
16 THE JAXPORT DREDGE PROJECT AUTHORIZED BY
17 ORDINANCE 2020-377-E, TO SUPPORT THE RAISING OF
18 THE FULTON CUT CROSSING ELECTRIC TRANSMISSION
19 LINES, TO INCREASE THE NUMBER AND CAPACITY OF
20 VESSELS ABLE TO CALL ON JAXPORT PORTS; AMENDING
21 2024-504-E, THE FY 2024-2025 BUDGET ORDINANCE,
22 TO REPLACE THE REVISED SCHEDULE B4 TO CLARIFY
23 AND PARTIALLY CONSOLIDATE THE "FULTON CUT
24 CROSSING POWERLINES" AND "JAXPORT DREDGING
25 (2020-377-E)" PROJECTS; AUTHORIZING THE CITY TO
26 ENTER INTO AN AGREEMENT WITH JAXPORT AND JEA TO
27 PROVIDE THE GRANT AS FURTHER DETAILED THEREIN;
28 REQUESTING THAT THE FINANCE DEPARTMENT
29 ADMINISTER THE AGREEMENT AUTHORIZED HEREIN;
30 REQUESTING ONE CYCLE EMERGENCY PASSAGE;
31 PROVIDING AN EFFECTIVE DATE.

1 **WHEREAS**, as authorized by Ordinance 2022-874-E, the City and the
2 Jacksonville Port Authority ("JAXPORT") have previously entered into
3 that certain Fulton Cut Powerlines Raising Project Funding Agreement
4 dated March 27, 2023 (the "Existing Agreement") to provide partial
5 funding to raise the Fulton Cut Powerlines that cross the St. Johns
6 River to increase the number and capacity of vessels able to call on
7 JAXPORT's ports (the "Project"); and

8 **WHEREAS**, pursuant to the Existing Agreement, the City has
9 authorized matching funding for the Project in the amount of
10 \$27,500,000, comprised of: (i) a loan to JAXPORT in the amount of
11 \$12,500,000; (ii) a grant to JAXPORT in the amount of \$10,000,000,
12 and (iii) a \$5,000,000 revolving line of credit; and

13 **WHEREAS**, since the enactment of 2022-874-E, the costs of the
14 Project have risen to \$117,000,000, inclusive of contingency amounts;
15 and

16 **WHEREAS**, JAXPORT and the City have agreed to terminate the
17 Existing Agreement and JAXPORT, JEA and the City have agreed to enter
18 into a new agreement in substantially the form placed **On File** with
19 the Legislative Services Division ("Agreement"), to provide a
20 \$34,500,000 City Grant (the "City Grant") for the Project, \$27,500,000
21 of which is funding previously authorized (\$5,000,000 of which is a
22 contingency amount in the event of cost overruns), and \$7,000,000 of
23 which is through the application of cost savings realized from the
24 JaxPort Dredging Project, for which funding was previously
25 appropriated to JAXPORT pursuant to 2020-377-E; and

26 **WHEREAS**, pursuant to the Agreement, JEA shall provide
27 \$32,500,000 to the Project, JAXPORT shall provide \$32,500,000 to the
28 Project, and the City shall provide the City Grant, and by separate
29 agreement the FDOT is funding \$22,500,000 of the Project costs, with
30 City funding to be disbursed substantially in accordance with the
31 funding schedule as set forth on Exhibit B attached to the Agreement

1 authorized hereby; and

2 **WHEREAS**, on February 24, 2025, JAXPORT approved its resolution
3 to enter into the Agreement, and on February 25, 2025, JEA approved
4 its resolution to enter into the Agreement, with said resolutions
5 being attached hereto as **Exhibits 1** and **2**, respectively; and

6 **WHEREAS**, the Project is in the public interest and will provide
7 significant economic benefits to the City and its residents by
8 providing increased economic activity and high salary jobs in the
9 City of Jacksonville and thus constitutes a valid governmental
10 undertaking of the City; now therefore

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

12 **Section 1. Findings.** It is hereby ascertained, determined,
13 found and declared as follows:

14 (a) The recitals set forth herein are true and correct.

15 (b) The Project will promote and further the public and
16 municipal purposes of the City.

17 (c) Enhancement of the City's tax base and revenues are matters
18 of State and City policy and State and City concern in order that the
19 State and its counties and municipalities, including the City, shall
20 not continue to be endangered by unemployment, underemployment,
21 economic recession, poverty, crime and disease, and consume an
22 excessive proportion of the State and City revenues because of the
23 extra services required for police, fire, accident, health care,
24 elderly care, charity care, hospitalization, public housing and
25 housing assistance, and other forms of public protection, services
26 and facilities.

27 (d) The provision of the City's assistance as identified in
28 the Agreement is necessary and appropriate to make the Project
29 feasible; and the City's assistance is reasonable and not excessive,
30 taking into account the extent of the public benefits expected to be
31 derived from the Project, and taking into account all other forms of

1 assistance available.

2 (e) JEA and its contractors, on behalf of JAXPORT, are
3 qualified to carry out and complete the construction and equipping
4 of the Project.

5 (f) The authorizations provided by this Ordinance are for
6 public uses and purposes for which the City may use its powers as a
7 county, municipality and as a political subdivision of the State of
8 Florida and may expend public funds, and the necessity in the public
9 interest for the provisions herein enacted is hereby declared as a
10 matter of legislative determination.

11 (g) This Ordinance is adopted pursuant to the provisions of
12 Chapters 163, 166 and 125, Florida Statutes, as amended, the City's
13 Charter, and other applicable provisions of law.

14 **Section 2. Appropriation.** For the 2024-2025 fiscal year,
15 within the City's budget, there are hereby appropriated the indicated
16 sum(s) from the account(s) listed in subsection (a) to the account(s)
17 listed in subsection (b): (B.T. 25-058 attached hereto as **Exhibit 3**
18 and incorporated herein by this reference):

19 (a) Appropriated from:

20 See B.T. 25-058 \$21,000,000

21 (b) Appropriated to:

22 See B.T. 25-058 \$21,000,000

23 (c) **Explanation of Appropriation**

24 The funding above appropriates \$3,500,000 of funding
25 previously appropriated to the Project but lapsed, and
26 reclassifies \$17,500,000 of previously appropriated City
27 funding from a loan to a City grant to JAXPORT.

28 **Section 3. Purpose.** The purpose of the appropriation in
29 Section 2 is to appropriate \$3,500,000 of funding previously
30 appropriated to the Project that lapsed, and to reclassify \$17,500,000
31 of funds previously appropriated to the Project from a loan to a City

1 grant for the Project.

2 **Section 4. Carryover.** The funds previously appropriated to
3 the Project and appropriated pursuant to the Agreement (now or in the
4 future) authorized hereby shall not lapse but shall carryover to
5 fiscal year 2026-2027.

6 **Section 5. Amending 2024-504-E, the FY 2024-2025 Budget**
7 **Ordinance, to replace the Revised Schedule B4 to clarify and partially**
8 **consolidate the JaxPort Dredging project and the Fulton Cut Crossing**
9 **Powerlines projects.** 2024-504-E, the FY 2024-2025 Budget Ordinance,
10 is hereby amended to remove the Revised Schedule B4, entitled "FY 24-
11 25 Debt Management Fund Detail," in order to consolidate the Projects
12 entitled "Fulton Cut Crossing Powerlines - JPA Credit Line (2022-
13 874)," "Fulton Cut Crossing Powerlines - JPA Grant (2022-874)", and
14 "Fulton Cut Crossing Powerlines - JPA Loan (2022-874)" and to clarify
15 the name of the "JaxPort Dredging (2020-377-E)" to reflect that a
16 portion of funding is going to Fulton Cut Crossing Powerlines as set
17 forth herein. The Second Revised Schedule B4 is attached hereto as
18 **Exhibit 4.**

19 **Section 6. Authorizing the City to enter into an Agreement**
20 **with the Jacksonville Port Authority and JEA and authorizing**
21 **Amendments to the Agreement.** The City is hereby authorized to enter
22 into an Agreement with the Jacksonville Port Authority and JEA
23 ("Agreement") substantially in the form placed **On File** with the
24 Legislative Services Division, for the purposes of providing the City
25 Grant to Jaxport to partially fund the Project. The Mayor, or her
26 designee, and the Corporation Secretary are authorized to
27 subsequently enter into amendments to the Agreement to reflect
28 additional appropriations to the Agreement made by JAXPORT and/or
29 JEA, or to increase the maximum indebtedness of the City under the
30 Agreement as a result of an appropriation of additional City funds
31 therefor by City Council.

1 **Section 7. Oversight Department.** The Finance Department
2 shall provide oversight for the Agreement authorized herein.

3 **Section 8. Requesting One Cycle Emergency Passage Pursuant**
4 **to Council Rule 4.901 Emergency.** One cycle emergency passage of this
5 legislation is requested. The nature of the emergency is that the
6 guaranteed maximum price of the contract for the Project expires on
7 April 3, 2025 and subjects the parties to the Agreement to higher
8 costs as contractors reprice their bids.

9 **Section 9. Effective Date.** This Ordinance shall become
10 effective upon signature by the Mayor or upon becoming effective
11 without the Mayor's signature.

12
13 Form Approved:

14
15 _____
16 Office of General Counsel

17 Legislation prepared by: John Sawyer

18 GC-#1673303-v6-Leg__2025-__JAXPORT_JEA_Fulton_Cut_Interlocal_Agreement.docx
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AGREEMENT BETWEEN THE CITY OF JACKSONVILLE, THE JACKSONVILLE ELECTRIC AUTHORITY, AND JAXPORT FOR THE FUNDING AND COMPLETION OF THE FULTON CUT CROSSING ELECTRIC TRANSMISSION LINES PROJECT AND AUTHORIZING THE CHIEF EXECUTIVE OFFICER TO EXECUTE ALL DOCUMENTATION REQUIRED TO RECEIVE AND DISBURSE FUNDS AS REQUIRED.

WHEREAS, on April 18 2023, the Jacksonville Port Authority (JAXPORT) entered into an Agreement with the Jacksonville Electric Authority (JEA) to raise the Fulton Cut Crossing Electric Transmission Lines (the "Powerlines") to 225 feet above high tide (the "Project"), and

WHEREAS, on March 27, 2023, JAXPORT and the City of Jacksonville entered into a funding agreement to provide partial funding for the Project; and

WHEREAS, JEA, as the owner of the Powerlines, will manage the Project, including finalizing a Construction Guaranteed Maximum Price and Total Project Cost; and

WHEREAS, the preliminary estimated costs of the Project were between \$42,000,000 and \$45,000,000; and

WHEREAS, after more complete engineering and construction plans were finalized, the new Total Project Cost submitted to JEA is \$117,000,000, inclusive of owner direct costs and contingency amounts; and

WHEREAS, JAXPORT seeks to provide assurances to the City of Jacksonville and JEA that JAXPORT will provide (i) reimbursement for allowable expenses as the recipient of grant funding from the Florida Department of Transportation, in the amount not to exceed \$22,500,000 and (ii) contribute \$32,500,000 to the Total Project Cost to complete the raising of the transmission lines;

WHEREAS, in order to memorialize the agreement between JAXPORT, the City of Jacksonville, and JEA, the parties have agreed to entered into an Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Jacksonville Port Authority:

Section 1: JAXPORT confirms its desire to enter into an Agreement with the City of Jacksonville and JEA in order to more fully define roles and responsibilities of each of the parties in the raising of the transmission lines.

Section 2: The Chief Executive Officer, or his authorized representative, is herein specifically authorized to enter into and sign the Interlocal Agreement and such documents as may be necessary, including Assurances, Certifications and all other documents as may be required.

Section 3: Effective Date. This Resolution shall take effect immediately upon its adoption.

APPROVED AND ADOPTED this 24th day of February 2025.

JACKSONVILLE PORT AUTHORITY

(Official Seal)

ATTEST



February 24, 2025 9:13 AM
Wendy O. Hamilton, Chair



February 24, 2025 9:04 AM
Tom Slater, Secretary



BOARD RESOLUTION No. 2025-11b

February 25, 2025

A RESOLUTION BY THE BOARD APPROVING A TRIPARTE INTERLOCAL AGREEMENT WITH THE JACKSONVILLE PORT AUTHORITY AND THE CITY OF JACKSONVILLE FOR CONSTRUCTION AND FUNDING OF THE FULTON CUT CROSSING TRANSMISSION LINES RELOCATION PROJECT AND TERMINATING THE INTERLOCAL AGREEMENT WITH THE JACKSONVILLE PORT AUTHORITY DATED APRIL 18, 2023; AUTHORIZING THE CHIEF EXECUTIVE OFFICER/MANAGING DIRECTOR OR DESIGNEE TO EXECUTE THE TRIPARTE INTERLOCAL AGREEMENT ON BEHALF OF THE BOARD; PROVIDING FOR THE CORRECTION OF ERRORS; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Jacksonville Port Authority (JAXPORT), a body politic and corporate created under chapter 2001-319, Laws of Florida, as amended, is charged with operating, managing, and controlling the publicly owned seaport and ancillary facilities situated within the geographic boundaries of the City of Jacksonville (CITY); and

WHEREAS, JEA, a body politic and corporate created under chapter 78-538, Laws of Florida, as amended, and Article 21 of the City Charter, is vested with plenary authority to own, manage, and operate electric, waste, wastewater, natural gas, and other utility systems situated within and without the City in accordance with Article 21; and

WHEREAS, JEA owns and operates six (6) aerial high-voltage electric transmission lines that cross the St. Johns River at the Fulton Cut Crossing; and

WHEREAS, the transmission lines are currently carried by three (3) double circuit lattice towers located on each side of the crossing; and

WHEREAS, JAXPORT seeks to increase the height of JEA's transmission lines to improve conditions for the size and types of ships traversing Fulton Cut Crossing, thereby expanding navigation into and out of JAXPORT facilities as well as providing for more reliable, updated and resilient infrastructure; and

WHEREAS, JEA has confirmed the feasibility of replacing the existing lattice towers to increase or raise the height of JEA's transmission lines to at least 225 feet above mean high water to provide a minimum of 205 feet of navigation operational clearance (the "Project") and agrees to facilitate construction and partial funding of the Project in coordination with JAXPORT and CITY; and

WHEREAS, on March 27, 2023, JAXPORT and CITY entered into that certain Jacksonville Port Authority Fulton Cut Powerlines Raising Funding Agreement (City Agreement) to provide partial funding for the Project; and

WHEREAS, on April 18, 2023, JAXPORT and JEA entered into that certain interlocal agreement regarding the Fulton Cut Crossing Transmission Lines (JEA Agreement) to facilitate construction of the Project; and

WHEREAS, in 2023, the preliminary estimated aggregate cost of the Project was between \$42,000,000 and \$45,000,000, inclusive of the contingency amounts, over a four-year period; and

WHEREAS, since that time the total aggregate cost of the Project has increased to \$117,000,000, inclusive of contingency amounts; and

WHEREAS, JAXPORT has secured partial funding for the Project in the amount of Fifty-Two Million, Five Hundred Thousand Dollars (\$52,500,000) from the Florida Department of Transportation ("FDOT") and CITY to be disbursed to JAXPORT during the Project duration; and

WHEREAS, JEA and JAXPORT propose to each contribute Thirty-Two Million, Five Hundred Thousand (\$32,500,000) towards the cost of the Project; and

WHEREAS, the Parties desire to terminate the City Agreement and JEA Agreement and enter into the attached Triparte Interlocal Agreement; and

WHEREAS, pursuant to Chapter 163.01, Florida Statutes, as amended, the Parties are authorized and empowered to cooperate with each other on a basis of mutual advantage to enter into interlocal agreements to make the most efficient use of their powers; and

WHEREAS, the Parties desire to terminate the City Agreement and JEA Agreement and enter into an interlocal agreement in substantially the same form and format as attached hereto as Attachment 1, and incorporated herein, detailing their respective duties and obligations in completing the Project; and

WHEREAS, based upon its review, the Board finds that entering into the proposed interlocal agreement to cooperate with JAXPORT to complete the Project provides mutual advantage and effective use of the Parties respective powers.

BE IT RESOLVED by the JEA Board of Directors that:

1. The recitals stated above are hereby incorporated into and made part of this Resolution, and such recitals shall serve as findings of fact.
2. The Board hereby approves the terms, conditions, and provisions of the proposed Triparte Interlocal Agreement, which includes termination of the Interlocal Agreement with the Jacksonville Port Authority dated April 18, 2023.
3. The Board authorizes the Chief Executive Officer/Managing Director, or designee, to execute an interlocal agreement in substantially the same form and format as attached hereto as Attachment 1, providing for completion of the Project.
4. To the extent that there are any typographical, administrative, and/or scrivener's errors contained herein that do not change the tone, tenor, or purpose of this Resolution, then such errors may be administratively corrected with no further action required by the Board.
5. This Resolution shall be effective upon approval by the Board.

Dated this 25th day of February, 2025




JEA Board Chair



JEA Board Secretary

Form Approved by



Office of General Counsel

VOTE	
In Favor	6
Opposed	0
Abstained	0

City of Jacksonville, Florida
Request for Budget Transfer Form

Department or Area Responsible for Contract / Compliance / Oversight _____ Mayor's Office
 Reversion of Funds: _____ (if applicable) Fund / Center / Account / Project * / Activity / Interfund / Future
 Section of Code Being Waived (if applicable): _____
 Justification for Waiver _____

Justification for / Description of Transfer: _____
 Fulton Cut Crossing Powerlines 2022-874-E: Transfer \$17.5 million of existing budget to revised accounts within 1Cloud and appropriate \$3.5 million of general fund balance for FY24 funding related to 2022-874 E which was not carried over into FY25.

Net Amount Appropriated and/or Transferred: \$21,000,000.00
 * This element of the account string is filled project but it houses both projects and grants.

CITY COUNCIL

Requesting Council Member: _____
 Requesting Council Member: _____
 CM's District: _____
 CM's District: _____
 Ordinance: _____

OFFICE OF THE MAYOR

BUDGET ORDINANCE TRANSFER DIRECTIVE

TD / BT Number: BT 25-058

Department Head	<u>2/17/25</u>	<u>3/11/25</u>	<u>3-4-25</u>	<u>3-4-25</u>
Mayor's Office				
Accounting Division				
Budget Division				

Date of Action By Mayor: _____ Approved: _____
 Date Initiated: _____
 Phone Number: _____
 Prepared By: _____
 Division Chief: _____
 Initiated / Requested By (if other than Department): _____

Budget Transfer Line Item Detail

* This element of the account string is titled project but it houses both projects and grants.

Budget Office approval does not confirm: 1) whether or not a grant requires a new 1Cloud grant number 2) the availability of prior-year revenue 3) the available fund balance in a non-all-years fund 4) the use of fund balance appropriations in all-years funds.

Budget Officer Initials

TRANSFER FROM: (Revenue line items in this area are being appropriated and expense line items are being de-appropriated.)

Rev	Fund Title	Activity / Grant / Project Title	Line Item / Account Title	Amount	Fund	Center	Account	Project *	Activity	Interfund	Future	
Exp	General Fund Operating Fund	Fulton Cut Crossing Powerlines	Debt Management - Contribution to/from Component Unit	\$5,000,000.00	00111	191009	595003	000000	00000636	00000	00000000	
Exp	General Fund Operating Fund	Fulton Cut Crossing Powerlines	Debt Management - Loans	\$12,500,000.00	00111	191009	59952	000000	00000636	00000	00000000	
Rev	General Fund Operating Fund	Fund Level Activity	Transfer from Fund Balance	\$3,500,000.00	00111	191009	389010	000000	00000526	00000	00000000	
				Total: \$21,000,000.00	Accounting Codes							

TRANSFER TO: (Revenue line items in this area are being de-appropriated and expense line items are being appropriated.)

Rev	Fund Title	Activity / Grant / Project Title	Line Item / Account Title	Amount	Fund	Center	Account	Project *	Activity	Interfund	Future	
Exp	General Fund Operating Fund	Fulton Cut Crossing Powerlines	Debt Management - Subsidies & Contributions to Other Govt	\$17,500,000.00	00111	191009	581004	000000	00000636	00000	00000000	
				Total: \$21,000,000.00	Accounting Codes							

FY 24-25 Debt Management Fund Detail
By Project / Activity

Project Name	Prior All Years Budget	New Borrowing	All Years Budget	FY 25 Payment	Removal of Excess Capacity	Amended All Years Budget
Sch B4a - Technology System Development	66,555,241	7,951,699	74,506,940	5,914,742	0	74,506,940
Sch B4b - Capital Impr Projects	2,251,984,717	(153,775,427)	2,098,209,290	75,077,250	0	2,098,209,290
Sch B4b - Ed Ball Building	16,251,827	0	16,251,827	480,821	0	16,251,827
Sch B4b - Solid Waste Projects	86,922,478	46,250,000	133,172,478	5,947,004	0	133,172,478
Sch B4b - Stormwater Projects	20,743,940	0	20,743,940	459,955	0	20,743,940
Sch B4b - Venue Projects	0	175,118,345	175,118,345	0	0	175,118,345
Amphitheater and Flex field (2015-781-E)	45,000,000	0	45,000,000	2,371,275	0	45,000,000
Atlantic Beach Lifeguard Station	562,500	0	562,500	49,531	0	562,500
Blount Island Fire Station 48 City Match - JPA (2024-015-E)	5,979,060	0	5,979,060	493,901	0	5,979,060
Cecil Commerce Center - Mega Site (2023-212-E) - Interest Only	5,600,000	0	5,600,000	0	0	5,600,000
Cecil Commerce Center - Mega Site JEA Infrastructure(2023-310-E) - Interest Only	2,500,000	0	2,500,000	0	0	2,500,000
Courthouse AV Equipment Replacement	1,300,000	0	1,300,000	91,500	0	1,300,000
Ed Ball - Radio Tower and Backup System	4,839,675	0	4,839,675	273,250	0	4,839,675
Fulton Cut Crossing Powerlines	17,500,000	0	17,500,000	1,026,250	0	17,500,000
Haverly Building (2013-187-E)	14,311,480	0	14,311,480	1,666,888	0	14,311,480
JaxPort Dredging \$32 million / Fulton Cut Crossing Powerlines \$7 million	39,160,988	0	39,160,988	1,292,050	0	39,160,988
MPS Settlement - Debt Defeasance (2022-137-E)	28,476,710	0	28,476,710	1,985,676	0	28,476,710
RaceTrack Road Widening St. Johns County Portion	1,240,000	0	1,240,000	0	0	1,240,000
Radio Site Expansion - Montgomery Correctional	3,088,500	0	3,088,500	0	0	3,088,500
Safer Neighborhoods Investment Plan - JFRD	4,438,714	0	4,438,714	296,500	0	4,438,714
Self Contained Breathing Apparatus	5,135,901	0	5,135,901	525,400	0	5,135,901
University of Florida Health and Financial Technology Graduate Education Center (2023-114-E)	35,000,000	15,000,000	50,000,000	0	0	50,000,000

2,656,591,731 90,544,617 2,747,136,348 97,951,993 0 2,747,136,348