

RESOLUTION 2024-06-12

A RESOLUTION OF THE DOWNTOWN INVESTMENT AUTHORITY (“DIA”) ACTING AS THE COMBINED NORTHBANK COMMUNITY DEVELOPMENT AGENCY (“GRANTOR”) APPROVING THE AWARD OF DIA STOREFRONT FAÇADE GRANT AGREEMENT TO 45 BAY STREET, LLC (“APPLICANT OR GRANTEE”); AUTHORIZING THE CEO OF THE DIA TO NEGOTIATE A GRANT AGREEMENT; AUTHORIZING THE DIA CEO TO EXECUTE SUCH AGREEMENT; AND FINDING THAT THE DEVELOPMENT PLAN IS CONSISTENT WITH THE DIA’S BUSINESS INVESTMENT AND DEVELOPMENT PLAN (“BID PLAN”) AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, at their June 18, 2020 meeting the Downtown Investment Authority (“DIA”) approved Resolution 2020-06-02 establishing the DIA Storefront Façade Grant Program, to provide funding for the improvement of storefronts, and, if applicable, second story façades, in the Downtown Jacksonville Historic District to activate the streetscape and the overall revitalization of Downtown Jacksonville, with funding provided through the Downtown Northbank CRA Redevelopment Trust Fund; and

WHEREAS, the Applicant owns eligible property located at 45 W. Bay Street (RE# 073664-0000) and applied for funding under the DIA Storefront Façade Grant Program to facilitate improvements to the exterior of the building; and

WHEREAS, the application was reviewed by the DIA staff, found to be consistent with program guidelines and the BID Plan and CRA Plan for Downtown; and

WHEREAS, 45 West Bay Street is a Locally Designated Landmark which will require a Certificate of Appropriateness for any exterior changes issued by the City of Jacksonville’s Planning and Development Department; and

WHEREAS, the DIA Strategic Implementation Committee, at their meeting of June 14, 2024, voted to recommend approval of the application to the DIA Board; and

WHEREAS, to assist the Grantee in making renovations to the façade of the commercial building located at 45 W. Bay Street (“the Project”) the DIA proposes to provide a Grant in an amount not to exceed SIXTY-NINE THOUSAND THREE HUNDRED NINETY-TWO AND NO CENTS (\$69,392.00) to the Grantee; and

WHEREAS, the financial assistance to the Project will be in the form of the proposed terms and incentives on the Term Sheet, attached as Exhibit A to this Resolution; and

NOW THEREFORE, BE IT RESOLVED, by the Downtown Investment Authority:

Section 1. The DIA finds that the recitals set forth above are true and correct and are incorporated herein by this reference.

Section 2. The DIA hereby finds that the Project is supported by the following Goal(s) and Strategic Objective(s) of the BID Plan:

- Goal Number 1: Increase commercial office utilization, occupancy, and job growth to reinforce Downtown as the region's epicenter for business.
 - Improve the occupancy rates of existing Downtown commercial office buildings.
 - Facilitate restoration and rehabilitation of Downtown's historic building stock for productive commercial office use.
- Goal Number 4: Increase the vibrancy of Downtown for residents and visitors through arts, culture, history, sports, theater, events, parks, and attractions.
 - Create and promote a consistent brand for Downtown that conveys a sense of excitement and within the boundary of Downtown foster distinct neighborhood identities that evoke a unique sense of place.
- Goal Number 5: Improve the safety, accessibility, and wellness of Downtown Jacksonville and cleanliness and maintenance of public spaces for residents, workers, and visitors.
 - Support a clean and safe Downtown 24-7, including the work of Downtown Vision Inc.
 - Enforce proper maintenance of private property.
 - Promote safe and equitable access to all Downtown facilities by improving access to buildings and other properties, amenities, transit, events, and attractions; by eliminating obstacles; and by designing for all ages and abilities.

Section 3. The DIA hereby awards a DIA Storefront Façade Grant to Grantee in an amount not to exceed \$69,392.00 from the Combined Northbank TID in accordance with the terms of the term sheet attached hereto as Exhibit A.


Section 4. The Chief Executive Officer is hereby authorized to negotiate and execute the contracts necessary to document this approval and otherwise take all additional actions necessary to effectuate the purposes of this Resolution.

Section 5. The Effective Date of this Resolution is the date of execution of this Resolution by the Chair of the DIA Board.

(Continued on following page)

WITNESS:

DOWNTOWN INVESTMENT AUTHORITY


Witness


Patrick Krechowski, Chairman

7/1/24
Date

VOTE: In Favor: 6 Opposed: 0 Abstained: 0

**EXHIBIT A - TERM SHEET
Resolution 2024-06-12**

**45 Bay Street, LLC
45 West Bay Street
Façade Grant**

Project Name: 45 West Bay St.

Applicant: 45 Bay Street, LLC
Kevin Gay, Partner
Jesse Kraker, Partner
Chris Weaver, Property Manager

Estimated Rehabilitation Budget:	\$155,740
Eligible Façade Improvement Costs:	\$138,785
Maximum Façade Grant Funding:	\$ 69,392

Project: Exterior renovations to 45 W Bay Street in accordance with the application received, materially consistent with images and narrative found in FIGURE 1., subject to DIA Board approval.

DIA Funding: No more than \$69,392, through the Downtown Northbank Combined CRA.

Infrastructure: No City of Jacksonville or CRA infrastructure funding or support is requested.

Land: No City of Jacksonville or CRA land or building is requested.

Loans: No further City of Jacksonville or CRA loans have been requested.

Façade Grant:

- Maximum funding limited to the lesser of 50% of actual costs incurred on eligible improvements as supported by invoices as approved by the DIA, or \$69,392.
- Eligible costs are those outlined in Figure 2 below and are further limited to expenditures made on improvements to the exterior walls facing Bay Street.
- The Grant will be funded upon submission of a funding request form following completion of the work.
- Work shall be inspected for compliance with the application as submitted, and all invoices must be submitted for satisfactory review and approval by DIA Staff.
- The Grant approval is contingent upon the following:
 1. Only work on the street-facing storefront as outlined in the application submitted is eligible for reimbursement.

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2. Applicant must be in good standing with the City (no unpaid taxes, Municipal Code Compliance outstanding citation on any property of applicant, outstanding defaults on any City contract, or previous uncured grant defaults or non-compliance).
3. The property being improved may not have any outstanding liens or violations.
4. Applicant must not be engaged in an active lawsuit with or have an unresolved claim from or against the City or its agencies that is related to the property from which the grant is sought or other similar rehabilitation grants.
5. Applicant agrees to utilize City-approved JSEBs for renovation work associated with the grant where possible.
6. Must maintain the improvements in good repair.
7. All improvements must adhere to Downtown Overlay Zone and Downtown District Use and Form Regulations, and DDRB approvals, as applicable.
8. If at any point the space is not occupied, the Applicant shall utilize its best efforts to continue to activate the streetscape. This can be accomplished through temporarily attaching art to the windows, utilizing the storefront space as an art installation or exhibition, or other creative efforts to address street activation.

Performance Schedule:

1. Façade Grant Agreement or appropriate loan document to be executed not later than six (6) months of approval by the DIA Board which will establish the Façade Grant Agreement Effective Date.
2. Commencement of Construction of Façade Improvements: Within three (3) months following the Façade Grant Agreement Effective Date, Applicant commits to commencement of construction, meaning receipt of all required approvals, permitting, and closing on all required financing to allow the start of construction activities and has begun work in earnest.
3. Substantial Completion: Within twelve (12) months following Commencement of Construction as defined above.
4. The DIA CEO will have authority to extend this Performance Schedule, at the CEO's sole discretion, for up to three (3) cumulative months for good cause shown by the Applicant. Any extensions to the Commencement Date shall have the same effect of extending the Substantial Completion Date simultaneously.

Conditions:

This Term Sheet is limited by the following conditions:

1. Downtown Investment Authority to receive copies of any necessary permits, invoices, cancelled checks or documentation from other methods of payment, and other items as may be requested by the DIA in its sole discretion as evidence of eligible expenditures; and
2. Annual reporting required to demonstrate compliance with terms and conditions as approved; and
3. There may be additional terms, conditions, rights, responsibilities, warranties, and obligations for both parties which shall be determined in a later negotiated mutually agreeable written contract.

FIGURE 1. FAÇADE IMPROVEMENTS

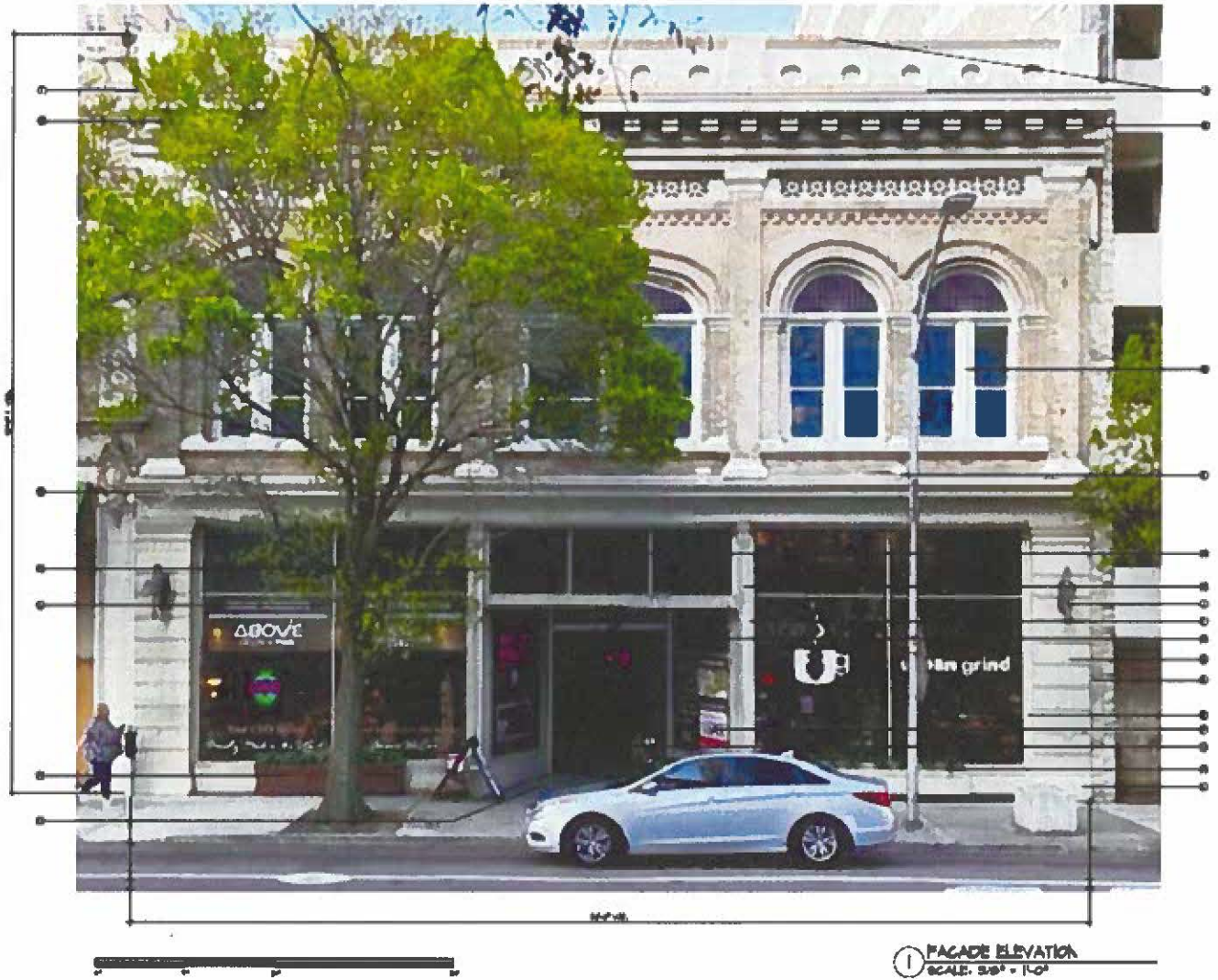


FIGURE 1. FAÇADE IMPROVEMENTS (cont.)

KEYPLAN ELEVATION NOTES

- A. REPAIR, RECONSTRUCT AND REPAINT EXISTING PLANTERS AS REQUIRED. PROVIDE NEW PLANTINGS, TYP
- B. REPAINT ENTIRE FACADE WHICH SHALL INCLUDE BLOCK, BRICK, WOOD PANELS, WOOD TRIM AND PLANTERS. PAINT COLOR TBD
- C. RESEAL EXISTING WINDOWS AS REQUIRED, TYP
- D. RESURFACE FLOORING AT ENTRY
- E. REPLACE EXISTING LIGHTING WITH NEW AS SPECIFIED, TYP
- F. PROVIDE NEW BLADE SIGNAGE
- G. PROVIDE NEW BUILDING ADDRESS LETTERING
- H. REPAINT WINDOW FRAMES. REPAIR OR REPLACE ANY DAMAGED WOOD TRIM AS REQUIRED, TYP
- I. REPLACE ANY RUSTED METAL CAPS AS REQUIRED. IF REPLACEMENT NOT NEEDED, REPAINT AS SCHEDULED, TYP
- J. REPAIR AND REFINISH EXISTING SCONCES, TYP
- K. RE-GROUT EDGE OF BUILDING WHERE BRICK MEETS CMU, TYP
- L. REPAIR, REPAINT EXISTING DAMAGED MASONRY
- M. REPAINT EXISTING CEILING AT ENTRY. PROVIDE NEW LIGHT FIXTURES, TYP
- N. REMOVE RUST AND REPAINT EXISTING CORNICE. REPLACE AS REQUIRED, TYP
- O. PROVIDE NEW IRON GATE AT ENTRY. DESIGN TBD
- P. PROVIDE NEW SWINGS DOORS AT UTILITY CLOSET
- Q. SC TO PROVIDE PROVISIONS FOR NEW EXTERIOR SECURITY CAMERA. COORDINATE WITH OWNER SPECS OF EQUIPMENT

FIGURE 2. PROPOSED EXPENDITURES

Item	Cost	Eligible?	Eligible Costs
Dumpsters	\$1,455.00	n	\$ -
Temp Protection	\$1,200.00	y	\$ 1,200.00
Demolition	\$750.00	y	\$ 750.00
Repair, Reconstruct, Repaint Existing Planters	\$115,121.00	y	\$ 115,121.00
Repaint Entire Façade (Included Above)	\$0.00	y	\$ -
Reseal Existing Windows (Included Above)	\$0.00	y	\$ -
Resurface Flooring at Entry (Included Above)	\$0.00	y	\$ -
Repair/Repaint Existing Window Frames (Included Above)	\$0.00	y	\$ -
Replace Existing Metal Coping (Included Above)	\$0.00	y	\$ -
Repair/Refinish Existing Sconces (Included Above)	\$0.00	y	\$ -
RegROUT Brick at Building Edge (Included Above)	\$0.00	y	\$ -
Repair/Repaint Damaged Masonry (Included Above)	\$0.00	y	\$ -
Repaint Existing Entry Ceiling	\$0.00	y	\$ -
Remove Rust, Repaint Existing Cornice (Included Above)	\$0.00	y	\$ -
Building Lettering (Allowance)	\$300.00	y	\$ 300.00
Building Blade Sign (Allowance)	\$2,500.00	y	\$ 2,500.00
Iron Gate (Allowance)	\$10,000.00	y	\$ 10,000.00
Utility Closet Swing Doors (Allowance)	\$3,500.00	y	\$ 3,500.00
Electrical	\$5,414.00	y	\$ 5,414.00
General Conditions/Overhead/Fees	\$15,500.00	n	\$ -
Permits	\$0.00	y	\$ -
TOTAL	\$155,740.00		\$ 138,785.00