

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2026-463**

5 AN ORDINANCE APPROPRIATING \$703,183.22,
6 INCLUDING (1) \$519,414.54 FROM THE CAPITAL
7 PROJECTS - CITY VENUES SURCHARGE - BASEBALL PARK
8 - BASEBALL PARK - BUILDING SYSTEMS - OTHER
9 CONSTRUCTION COSTS ACCOUNT, AND (2) \$183,768.68
10 FROM THE SPORTS COMPLEX CIP FUND, INCLUDING
11 \$168,239.93 FROM THE BASEBALL PARK - BASEBALL
12 PARK - BUILDING SYSTEMS - OTHER CONSTRUCTION
13 COSTS ACCOUNT AND \$15,528.75 FROM THE BASEBALL
14 PARK - LANDSCAPE AND TURF - OTHER CONSTRUCTION
15 COSTS ACCOUNT, TO THE CITY VENUES CAPITAL
16 PROJECT FUND - BASEBALL GROUNDS - MLB
17 REQUIREMENTS - OTHER CONSTRUCTION COSTS ACCOUNT
18 TO PROVIDE FUNDING FOR CERTAIN IMPROVEMENTS TO
19 THE BASEBALL GROUNDS OF JACKSONVILLE, AS
20 INITIATED BY B.T. 26-082; AMENDING THE 2026-2030
21 FIVE-YEAR CAPITAL IMPROVEMENT PLAN APPROVED BY
22 ORDINANCE 2025-505-E TO REFLECT THIS
23 APPROPRIATION OF FUNDS; WAIVING THE PROVISIONS OF
24 SECTION 106.303 (FORMAT AND DETERMINATION OF
25 AMOUNTS APPROPRIATED), SUBPART A (GENERAL
26 PROVISIONS), PART 3 (APPROPRIATIONS), CHAPTER 106
27 (BUDGET AND ACCOUNTING CODE), *ORDINANCE CODE*, TO
28 ALLOW MODIFICATION OF THE APPROPRIATION OF FUNDS
29 EXHIBIT TO FACILITATE COMPLIANCE WITH THE
30 REQUIREMENTS OF THE AMERICANS WITH DISABILITIES
31 ACT; AUTHORIZING THE MAYOR, OR HER DESIGNEE, AND

1 CORPORATION SECRETARY TO EXECUTE A SECOND
2 AMENDMENT TO COSTS DISBURSEMENT AGREEMENT
3 BETWEEN THE CITY OF JACKSONVILLE AND
4 JACKSONVILLE BASEBALL, LLC TO INCREASE THE
5 MAXIMUM INDEBTEDNESS UNDER THE COST DISBURSEMENT
6 AGREEMENT BY \$703,183.22 FOR A NEW TOTAL MAXIMUM
7 INDEBTEDNESS NOT-TO-EXCEED \$36,063,183.22;
8 PROVIDING FOR OVERSIGHT BY THE DEPARTMENT OF
9 PUBLIC WORKS; PROVIDING AN EFFECTIVE DATE.

10
11 **WHEREAS**, the City of Jacksonville ("City") and Jacksonville
12 Baseball, LLC ("Club") previously entered into that certain Public
13 Infrastructure Capital Improvements Costs Disbursement Agreement,
14 City Contract No. 71339-24, dated May 16, 2024 as authorized by
15 Ordinance 2022-849-E, as amended by that First Amendment to Cost
16 Disbursement Agreement authorized by Ordinance 2024-504-E
17 (collectively, the "Disbursement Agreement"), to construct certain
18 improvements to the Baseball Grounds of Jacksonville over a three-
19 year period, in an aggregate amount not to exceed \$35,360,000,
20 consistent with the CIP Project entitled "Baseball Grounds - MLB
21 Requirements"; and

22 **WHEREAS**, the Disbursement Agreement reflected the City's
23 commitment to cover certain costs with respect to certain improvements
24 to the Baseball Grounds of Jacksonville which were necessary to meet
25 additional Major League Baseball requirements in connection with the
26 Club's transition to AAA status; and

27 **WHEREAS**, additional Major League Baseball requirements were
28 instituted after the execution of the Disbursement Agreement,
29 including the relocation of the bullpen, and notwithstanding that the
30 Club is responsible for cost overruns under the Disbursement
31 Agreement, the City desires to include these required improvements

1 in the Disbursement Agreement; and

2 **WHEREAS,** the Club has requested the City to increase the
3 maximum indebtedness under the Disbursement Agreement by \$703,183.22
4 to a not-to-exceed amount of \$36,063,183.22, to cover costs with
5 respect to certain additional improvements to the Baseball Grounds
6 of Jacksonville which were necessary to meet additional Major League
7 Baseball requirements in connection with the Club's transition to AAA
8 status, including the relocation of the bullpen; and

9 **WHEREAS,** the City has determined that the construction of these
10 additional improvements was most efficiently and cost effectively
11 completed by the Club as part of the construction of the previously
12 approved project under the Disbursement Agreement; and

13 **WHEREAS,** the City recognizes the Jacksonville Jumbo Shrimp as
14 an economic driver in Jacksonville and in the Sports and
15 Entertainment District in Downtown Jacksonville; and

16 **WHEREAS,** it has been determined to be in the interest of the
17 City to enter into an amendment to the Disbursement Agreement and
18 related agreements authorized hereby and approve of and adopt the
19 matters set forth in this Ordinance; now therefore

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

21 **Section 1. Appropriation.** For the 2025-2026 fiscal year,
22 within the City's budget, there are hereby appropriated the indicated
23 sum(s) from the account(s) listed in subsection (a) to the account(s)
24 listed in subsection (b):

25 (B.T. 26-082 is attached hereto as **Exhibit 1**, and incorporated herein
26 by this reference)

27 (a) Appropriated from:

28 See B.T. 26-082 \$703,183.22

29 (b) Appropriated to:

30 See B.T. 26-082 \$703,183.22

31 (c) Explanation of Appropriation:

1 The funding above represents an appropriation of funds
2 including (1) \$519,414.54 from the Capital Projects - City
3 Venues Surcharge - Baseball Park - Baseball Park - Building
4 Systems - Other Construction Costs account, and (2)
5 \$183,768.68 from the Sports Complex CIP Fund, including
6 \$168,239.93 from the Baseball Park - Baseball Park -
7 Building Systems - Other Construction Costs account and
8 \$15,528.75 from the Baseball Park - Landscape and Turf -
9 Other Construction Costs account, to the City Venues
10 Capital Project Fund - Baseball Grounds - MLB Requirements
11 - Other Construction Costs account to provide funding for
12 the Baseball Grounds - MLB Requirements Project (the
13 "Project").

14 **Section 2. Purpose.** The purpose of the appropriation in
15 Section 1 is to provide additional funding for the Project including
16 to pay for additional improvements to the Baseball Grounds of
17 Jacksonville necessary to meet Major League Baseball requirements in
18 connection with the Club's transition to AAA status, including costs
19 incurred in connection with the relocation of the bullpen.

20 **Section 3. Capital Improvement Plan Amendment.** Ordinance
21 2025-505-E, adopting the 2026-2030 Five-Year Capital Improvement Plan
22 (the "CIP") for the City and certain of its independent agencies, is
23 hereby amended to reflect this appropriation of funds to the Project,
24 as more fully described in the Project Information Sheet attached
25 hereto as **Exhibit 2**, and incorporated herein by this reference. The
26 City Council finds that the deferral of this amendment of the CIP
27 until the next annual budget and CIP review will be detrimental to
28 the best interests of the community because such deferral could result
29 in a delay in the close-out of the Project.

30 Pursuant to Section 122.605(c), Ordinance Code, enactment of
31 this Ordinance requires the affirmative vote of two-thirds of the

1 City Council members present at the meeting because of the CIP
2 amendment set forth in this section. This Ordinance shall constitute
3 an amendment to Ordinance 2025-505-E. In all other respects, the
4 Five-Year Capital Improvement Plan approved by Ordinance 2025-505-E
5 shall remain unchanged and continue in full force and effect.

6 **Section 4. Waiving the Provisions of Section 106.303,**
7 **Ordinance Code.** Section 106.303 (Format and determination of amounts
8 appropriated), Subpart A (General Provisions), Part 3 (Appropriations),
9 Chapter 106 (Budget and Accounting Code), *Ordinance Code*, is hereby
10 waived. This waiver is necessary to allow the modification of the
11 Appropriation of Funds Exhibit to be in the form attached hereto as
12 **Exhibit 1**, in order to facilitate compliance with the requirements of
13 the Americans with Disabilities Act. B.T. 26-082 in the form authorized
14 pursuant to Ordinance 2015-428-E and reflecting the Mayor's approval can
15 be found on file with the Budget Office.

16 **Section 5. Approval and Authorization to Execute.** The
17 Mayor, or her designee, and the Corporation Secretary are hereby
18 authorized to execute and deliver a Second Amendment to the Costs
19 Disbursement Agreement between the City and the Club, in substantially
20 the form attached hereto as placed **On File** with the Legislative
21 Services Division, and incorporated herein by this reference (the
22 "Second Amendment"), to increase the City's maximum indebtedness
23 under the Disbursement Agreement by an additional \$703,183.22 for a
24 new total maximum indebtedness not-to-exceed \$36,063,183.22, to agree
25 upon the final budget for the improvements, and to provide that the
26 City's obligations under the Disbursement Agreement shall not extend
27 beyond September 30, 2026. The Second Amendment may include such
28 additions, deletions and changes as may be reasonable, necessary and
29 incidental for carrying out the purposes thereof, as may be acceptable
30 to the Mayor, or her designee, with such inclusion and acceptance
31 being evidenced by execution of the Second Amendment by the Mayor,

1 or her designee; provided however, no modifications to the Second
2 Amendment may increase the financial obligations of the City to an
3 amount in excess of the amount stated herein or decrease the duties
4 and obligations of the Club, and any such modifications shall be
5 technical only and shall be subject to appropriate legal review and
6 approval by the Office of General Counsel and the Office of Risk
7 Management for appropriate insurance and indemnification terms. For
8 the purposes of this Ordinance, the term "technical changes" is
9 defined as those changes having no financial impact to the City, and
10 any other non-substantive changes that do not substantively increase
11 the duties and responsibilities of the City under the provisions of
12 the Agreement.

13 **Section 6. Oversight.** The Department of Public Works shall
14 continue to oversee the project described herein.

15 **Section 7. Effective Date.** This Ordinance shall become
16 effective upon signature by the Mayor or upon becoming effective
17 without the Mayor's signature.

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19 Form Approved:

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21 /s/ Joelle Dillard

22 Office of General Counsel

23 Legislation Prepared By: Joelle J. Dillard

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