

1 Introduced by Council Member Peluso:
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4 **ORDINANCE 2024-553**

5 AN ORDINANCE APPROPRIATING \$50,000 FROM THE
6 GENERAL FUND OPERATING, CLEAN COMMUNITIES
7 INITIATIVE CONTINGENCY ACCOUNT TO THE GENERAL
8 FUND OPERATING, SPECIALIZED EQUIPMENT ACCOUNT
9 WITHIN THE DEPARTMENT OF PUBLIC WORKS FOR THE
10 PURCHASE OF TRASH RECEPTACLES FROM BIG BELLY
11 SOLAR, LLC, TO BE INSTALLED ALONG COMMERCIAL
12 CORRIDORS IN COUNCIL DISTRICT 7 AT SPECIFIC
13 LOCATIONS IDENTIFIED HEREIN; PROVIDING FOR
14 CARRYOVER TO FISCAL YEAR 2024-2025; APPROVAL AND
15 AUTHORIZATION TO EXECUTE AN AGREEMENT WITH BIG
16 BELLY SOLAR, LLC, FOR THE PURCHASE AND
17 INSTALLATION OF TRASH RECEPTACLES; INVOKING THE
18 EXEMPTION IN SECTION 126.108(G) (EXEMPTIONS FROM
19 COMPETITIVE SOLICITATION), SUBPART A (GENERAL
20 REGULATIONS), PART 1 (GENERAL REGULATIONS;
21 ETHICS AND TRANSPARENCY IN PUBLIC CONTRACTING),
22 CHAPTER 126 (PROCUREMENT CODE), *ORDINANCE CODE*;
23 PROVIDING FOR OVERSIGHT BY THE DEPARTMENT OF
24 PUBLIC WORKS; PROVIDING AN EFFECTIVE DATE.
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26 **BE IT ORDAINED** by the Council of the City of Jacksonville:

27 **Section 1. Appropriation.** For the 2023-2024 fiscal year,
28 within the City's budget, there is hereby appropriated the indicated
29 sum(s) from the account(s) listed in subsection (a) to the account(s)
30 listed in subsection (b):

31 (The account information is attached hereto as **Exhibit 1** and

1 incorporated herein by this reference)

2 (a) Appropriated from:

3 See **Exhibit 1** \$50,000

4 (b) Appropriated to:

5 See **Exhibit 1** \$50,000

6 (c) Explanation of Appropriation:

7 The funding above is an appropriation of \$50,000 from the
8 General Fund Operating, Clean Communities Initiative
9 Contingency account to the General Fund Operating,
10 Specialized Equipment account within the Department of
11 Public Works for the purchase and installation of trash
12 receptacles from Big Belly Solar, LLC, in Council District
13 7.

14 **Section 2. Purpose.** The purpose of the appropriation in

15 Section 1 is to provide funding for the purchase and installation of
16 trash receptacles from Big Belly Solar, LLC, in Council District 7
17 as described in Quote No. Q43177-2 provided to the City for this
18 purpose. The trash receptacles will be installed along commercial
19 corridors in Five Points along Park Street and in Murray Hill along
20 Edgewood Avenue South in the locations listed and depicted in **Exhibit**
21 **2**, attached hereto and incorporated herein by this reference, or as
22 close thereto as is reasonably practicable as determined by the City's
23 Public Works Department. The Solid Waste Division of Public Works
24 will assume responsibility for trash collection and any required
25 maintenance of the trash receptacles not provided by Big Belly Solar,
26 LLC.

27 **Section 3. Carryover.** The funds appropriated herein shall

28 not lapse but shall carryover to fiscal year 2024-2025.

29 **Section 4. Approval and Authorization to Execute.** The

30 Mayor, or her designee, and the Corporation Secretary are hereby
31 authorized to negotiate and execute an agreement, including

1 amendments thereto, with Big Belly Solar, LLC, in a not-to-exceed
2 amount of \$50,000.00 for the purchase and installation of trash
3 receptacles in Council District 7 as more specifically described
4 herein.

5 **Section 5. Invoking the Exemption in Section 126.108(g),**
6 **Ordinance Code.** The City is hereby authorized to enter into an
7 agreement with Big Belly Solar, LLC, for the purchase and installation
8 of trash receptacles in Five Points and Murray Hill in Council
9 District 7 as described herein. Pursuant to Section 126.108(g)
10 (Exemptions from competitive solicitation), Subpart A (General
11 Regulations), Part 1 (General Regulations; Ethics and Transparency
12 in Public Contracting), Chapter 126 (Procurement Code), *Ordinance*
13 *Code*, such procurement is exempted from competitive solicitation
14 because the supplies or services are to be provided by those
15 specifically prescribed within authorizing legislation. With the
16 exception of the foregoing, all other provisions of Chapter 126,
17 *Ordinance Code*, shall remain in full force and effect.

18 **Section 6. Oversight.** The Department of Public Works
19 shall have oversight of the project described herein.

20 **Section 7. Effective Date.** This Ordinance shall become
21 effective upon signature by the Mayor or upon becoming effective
22 without the Mayor's signature.

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24 Form Approved:

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26 /s/ Mary E. Staffopoulos

27 Office of General Counsel

28 Legislation Prepared By: Mary E. Staffopoulos

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