

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2024-329-E**

5 AN ORDINANCE APPROVING AND AUTHORIZING THE
6 MAYOR, OR HER DESIGNEE, AND THE CORPORATION
7 SECRETARY TO EXECUTE AND DELIVER A MEMORANDUM OF
8 UNDERSTANDING BETWEEN SOUTHERN OFF ROAD BICYCLE
9 ASSOCIATION JACKSONVILLE CHAPTER, INC. AND THE
10 CITY OF JACKSONVILLE FOR THE CONSTRUCTION, USE
11 AND MAINTENANCE OF CITY MOUNTAIN BIKE SITES;
12 FINDING THAT THESE CONTRACTUAL SERVICES ARE
13 EXEMPT FROM COMPETITIVE SOLICITATION PURSUANT TO
14 SECTION 126.107(G) (EXEMPTIONS), CHAPTER 126
15 (PROCUREMENT CODE), *ORDINANCE CODE*; PROVIDING
16 FOR OVERSIGHT BY THE PARKS, RECREATION AND
17 COMMUNITY SERVICES DEPARTMENT; PROVIDING AN
18 EFFECTIVE DATE.
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20 **BE IT ORDAINED** by the Council of the City of Jacksonville:

21 **Section 1. Memorandum of Understanding Approved and**
22 **Execution Authorized.** There is hereby approved, and the Mayor, or
23 her designee, and the Corporation Secretary are hereby authorized to
24 execute and deliver a Memorandum of Understanding between Southern
25 Off Road Bicycle Association Jacksonville Chapter, Inc. ("SORBA") and
26 the City of Jacksonville ("City"), in substantially the form placed
27 **On File** with the Office of Legislative Services (the "MOU"). The MOU
28 is for the construction, use and maintenance of existing and future
29 mountain bike sites within the City at Tillie Fowler Regional Park,
30 Bulls Bay Preserve, Kathryn Abbey Hanna Park, and other sites owned
31 and approved by the City for mountain biking.

1 **Section 2. Finding that Memorandum of Understanding is**
2 **exempt from competitive solicitation under Section 126.107**
3 **(Exemptions), Chapter 126 (Procurement Code), Ordinance Code.** Certain
4 contractual and professional services are exempt from competitive
5 solicitation pursuant to Section 126.107, *Ordinance Code*. In this
6 case, the Council finds that the MOU falls under subsection (g) as
7 contractual services to be provided by those prescribed in authorizing
8 legislation. Accordingly, the MOU herein approved is not subject to
9 competitive solicitation.

10 **Section 3. Oversight Department.** The Parks, Recreation and
11 Community Services Department shall oversee administration of the MOU
12 described herein.

13 **Section 4. Effective Date.** This Ordinance shall become
14 effective upon signature by the Mayor or upon becoming effective
15 without the Mayor's signature.

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17 Form Approved:

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19 _____
20 Office of General Counsel

21 Legislation prepared by: Joelle J. Dillard

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