

1 Introduced by Council Member White and Co-Sponsored by Council Members
2 Bowman, Carrico, Pittman, Morgan, Priestly Jackson, Salem, Becton,
3 Boylan, Carlucci, Gaffney, Freeman, Dennis, DeFoor, Diamond,
4 Carlucci, Newby, & Howland:

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7 **ORDINANCE 2022-367-E**

8 AN ORDINANCE APPROVING AND AUTHORIZING THE
9 MAYOR, OR HIS DESIGNEE, AND THE CORPORATION
10 SECRETARY TO EXECUTE AND DELIVER A LICENSE
11 AGREEMENT BETWEEN BEN'S PLACE SERVICES, INC.
12 ("TENANT") AND THE CITY OF JACKSONVILLE
13 ("LANDLORD") FOR USE OF THE NORMANDY COMMUNITY
14 CENTER, LOCATED AT 1751 LINDSEY ROAD,
15 JACKSONVILLE, FLORIDA 32221; PROVIDING FOR
16 OVERSIGHT BY THE PARKS, RECREATION AND COMMUNITY
17 SERVICES DEPARTMENT; FINDING THAT THESE
18 CONTRACTUAL SERVICES ARE EXEMPT FROM COMPETITIVE
19 SOLICITATION PURSUANT TO SECTION 126.107
20 (EXEMPTIONS), CHAPTER 126 (PROCUREMENT CODE),
21 *ORDINANCE CODE*; PROVIDING AN EFFECTIVE DATE.

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

24 **Section 1. License Agreement Approved and Execution**
25 **Authorized.** There is hereby approved, and the Mayor, or his designee,
26 and the Corporation Secretary are hereby authorized to execute and
27 deliver a License Agreement between Ben's Place Services, Inc.
28 ("tenant") and the City of Jacksonville ("landlord"), in
29 substantially the form placed **On File** with the Office of Legislative
30 Services (the "Lease"). Said Lease is for use of the Normandy

1 Community Center, located at 1751 Lindsey Road, Jacksonville, Florida
2 32221 to provide for and support the independence of individuals with
3 disabilities.

4 **Section 2. Finding that License Agreement is exempt from**
5 **competitive solicitation under Section 126.107 (Exemptions), Chapter**
6 **126 (Procurement Code), Ordinance Code.** Certain contractual and
7 professional services are exempt from competitive solicitation
8 pursuant to Section 126.107, *Ordinance Code*. In this case, the Council
9 finds that the License Agreement falls within two exempt categories:
10 services provided to persons with mental or physical disabilities
11 (subsection (d)) and services to be provided by those prescribed in
12 authorizing legislation (subsection (g)). Accordingly, the License
13 Agreement herein approved is not subject to competitive solicitation.

14 **Section 3. Oversight Department.** The Parks, Recreation and
15 Community Services Department shall oversee administration of the
16 Lease described herein.

17 **Section 4. Effective Date.** This ordinance shall become
18 effective upon signature by the Mayor or upon becoming effective
19 without the Mayor's signature.

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21 Form Approved:

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24 _____
/s/ Paige H. Johnston

25 Office of General Counsel

26 Legislation prepared by: Paige H. Johnston

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