

1 Introduced by Council Member DeFoor and Co-Sponsored by Council
2 Members Hazouri, Newby, Pittman, Priestly Jackson & Carlucci and
3 amended by the Neighborhoods, Community Services, Public Health and
4 Safety Committee:

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7 **ORDINANCE 2021-285-E**

8 AN ORDINANCE APPROPRIATING \$14,247.75 FROM
9 DISTRICT 14-AUTUMN BOND FUNDING TO FUND
10 CONSTRUCTION OF A SIDEWALK ALONG CARLISLE ROAD
11 FOR PUBLIC USE AT JOHN N.C. STOCKTON
12 ELEMENTARY SCHOOL, IN COUNCIL DISTRICT 14;
13 FINDING A MUNICIPAL PURPOSE; WAIVING THE
14 REQUIREMENT OF SECTION 106.315 (DISTRICT
15 COUNCIL EXPENDITURES), *ORDINANCE CODE*, THAT
16 FUNDS BE USED ON CITY PROPERTY; AUTHORIZING
17 THE MAYOR, OR HIS DESIGNEE, AND CORPORATION
18 SECRETARY TO EXECUTE AND DELIVER AN AMENDMENT
19 TO THE JOINT USE AGREEMENT BETWEEN THE CITY OF
20 JACKSONVILLE AND THE SCHOOL BOARD OF DUVAL
21 COUNTY; OVERSIGHT BY THE DEPARTMENT OF PUBLIC
22 WORKS; INVOKING THE EXCEPTION IN SECTION
23 126.107(G), *ORDINANCE CODE*, TO ALLOW DIRECT
24 CONTRACT WITH JAX UTILITIES MANAGEMENT, INC.,
25 TO INSTALL THE RELOCATED SIDEWALK; PROVIDING
26 AN EFFECTIVE DATE.

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

29 **Section 1. Appropriation.** For the 2020-2021 fiscal
30 year, within the City's budget, there are hereby appropriated the

1 indicated sum(s) from the account(s) listed in subsection (a) to
2 the account(s) listed in subsection (b):

3 (The account information is attached hereto as **Revised Exhibit 1**,
4 labeled as "Revised Exhibit 1, Revised Account Info, NCSPHS - June
5 1, 2021" and incorporated herein by this reference)

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7 (a) Appropriated from:

8 See **Revised Exhibit 1** \$14,247.75

9 (b) Appropriated to:

10 See **Revised Exhibit 1** \$14,247.75

11 (c) Explanation of Appropriation: Appropriating \$14,247.75
12 from District 14-Autumn Bond Funding to fund construction
13 of a sidewalk at John Stockton Elementary along Carlisle
14 Road.

15 **Section 2. Purpose.** The purpose of the appropriation in
16 Section 1 is to provide \$14,247.75 of funding for the installation
17 of a relocated public sidewalk on property owned by the Duval
18 County School Board along Carlisle Road, as more fully described in
19 **Exhibit 2**, attached hereto.

20 **Section 3. Finding of Public Purpose.** The City finds
21 that the installation of a new, relocated sidewalk on Duval County
22 School Board property, for use by students and personnel of the
23 John N.C. Stockton Elementary School, the surrounding community,
24 and the public at-large, is a valid municipal purpose for which
25 funds should be expended.

26 **Section 4. Waiving provisions of Section 106.315**
27 **(District Council expenditures), Ordinance Code, as to use of funds**
28 **on City Property.** The provisions of Section 106.315, *Ordinance*
29 *Code*, requiring that bond funds be used on City property, is hereby
30 waived. The existing public sidewalk on Carlisle Road is located

1 on property owned by the Duval County School Board; to address a
2 public safety concern made by the John N.C. Stockton Elementary
3 School, the City will pay the costs to relocate the existing
4 sidewalk on Duval County School Board property and the Duval County
5 School Board will thereafter maintain the sidewalk. The relocated
6 sidewalk will remain open to the public.

7 **Section 5. Authorization for Amendment to Joint Use**
8 **Agreement.** The Mayor, or his designee, and Corporation Secretary
9 are hereby authorized to execute and deliver an amendment to the
10 Joint Use Agreement between the City of Jacksonville and the School
11 Board of Duval County, to add the relocated sidewalk along Carlisle
12 Road at John N.C. Stockton Elementary School to the scope of the
13 agreement with the School Board agreeing to maintain the sidewalk
14 thereafter.

15 **Section 6. Oversight Department.** The Department of Public
16 Works shall oversee the project described herein.

17 **Section 7. Invoking the exception to Section 126.107(g),**
18 **Ordinance Code.** The City is hereby authorized to procure the use of
19 the professional services of Jax Utilities Management, Inc. to
20 install the sidewalk specified in **Exhibit 2.** Jax Utilities
21 Management, Inc. is an existing city contractor and has provided
22 such services prior. Pursuant to Section 126.107(g) (Exemptions),
23 Part 1 (General Regulations), Chapter 126 (Procurement Code),
24 *Ordinance Code*, such procurement is exempted from competitive
25 solicitation because the supplies or services are to be provided by
26 those specifically prescribed within authorizing legislation that
27 appropriates the same. With the exception of the foregoing, all
28 other provisions of Chapter 126, *Ordinance Code*, shall remain in
29 full force and effect.

30 **Section 8. Effective Date.** This ordinance shall become

1 effective upon signature by the Mayor or upon becoming effective
2 without the Mayor's signature.

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7 Form Approved:

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9 /s/ Paige H. Johnston

10 Office of General Counsel

11 Legislation Prepared By: Paige H. Johnston

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