

1 Introduced by Council Member White & Co-Sponsored by Council Members
2 Salem, Freeman, and DeFoor, and amended by the Neighborhoods,
3 Community Services, Public Health and Safety Committee:
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6 **ORDINANCE 2021-783-E**

7 AN ORDINANCE APPROPRIATING \$205,860.00 FROM THE
8 TRAIL RIDGE LANDFILL MITIGATION FUND RETAINED
9 EARNINGS TO PROVIDE FUNDING TO BE USED FOR THE
10 PURCHASE AND INSTALLATION OF A NEW BATTING CAGE
11 AND IMPROVEMENTS RELATED THERETO AT BALDWIN HIGH
12 SCHOOL; AMENDING THE 2022-2026 FIVE YEAR CAPITAL
13 IMPROVEMENT PLAN APPROVED BY 2021-505-E;
14 PROVIDING FOR OVERSIGHT BY THE PARKS, RECREATION
15 AND COMMUNITY SERVICES DEPARTMENT; PROVIDING FOR
16 REVERTER OF ANY UNSPENT FUNDS; INVOKING THE
17 EXCEPTION OF 126.107(G) (EXEMPTIONS), CHAPTER
18 126 (PROCUREMENT CODE), *ORDINANCE CODE*, TO
19 DIRECT CONTRACT WITH SOUTHERN RECREATION, INC.;
20 PROVIDING AN EFFECTIVE DATE.
21

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

23 **Section 1. Appropriation.** For the 2021-2022 fiscal year,
24 within the City's budget, there are hereby appropriated the indicated
25 sum(s) from the account(s) listed in subsection (a) to the account(s)
26 listed in subsection (b):

27 (The account information is attached hereto as **Revised Exhibit 1**,
28 labeled as "Revised Exhibit 1, Rev B.T., November 15, 2021 - NCSPHS"
29 and incorporated herein by this reference)

30 (a) Appropriated from:

1 See attached **Revised Exhibit 1** \$205,860.00

2 (b) Appropriated to:

3 See attached **Revised Exhibit 1** \$205,860.00

4 (c) **Explanation of Appropriation.** The funding above is an
5 appropriation from the Trail Ridge Mitigation Fund (43301)
6 retained earnings to be spent on the purchase and
7 installation of a new batting cage and improvements related
8 thereto at Baldwin High School, located at 291 Mill Street
9 West, Baldwin, FL 32234.

10 **Section 2. Purpose and use of funds.** The purpose of the
11 appropriation above is to provide funding from the Trail Ridge
12 Landfill Mitigation Fund retained earnings to purchase and install a
13 new batting cage and improvements related thereto at Baldwin High
14 School, located at 291 Mill Street West, Baldwin, FL 32234. An
15 explanation of scope is included in the quote attached hereto as
16 **Exhibit 2.**

17 **Section 3. Capital Improvement Plan Amendment.** Ordinance
18 2021-505-E, adopting the 2022-2026 Five-Year Capital Improvement Plan
19 (the "CIP") for the City and certain of its independent agencies, is
20 hereby amended to provide funding for the Project, as more fully
21 described in the Project Information Sheet, attached hereto as **Exhibit**
22 **3** and incorporated herein by this reference. The City Council finds
23 that the deferral of this amendment of the CIP until the next annual
24 budget and CIP review will be detrimental to the best interests of
25 the community because such deferral will result in unnecessary delay
26 of the Project. Pursuant to Section 122.605(c), *Ordinance Code*,
27 enactment of this Ordinance requires the affirmative vote of two-
28 thirds of the City Council members present at the meeting because of
29 the CIP amendment set forth in this section. This Ordinance shall
30 constitute an amendment to Ordinance 2021-505-E. In all other
31 respects, the Five-Year Capital Improvement Plan approved by

1 Ordinance 2021-505-E shall remain unchanged and continue in full
2 force and effect.

3 **Section 4. Oversight/Reverter.** The Mayor is requested to
4 appoint the Parks, Recreation and Community Services Department (the
5 "Department") to oversee the disbursement of funds. The Department
6 shall manage and oversee the project through a Joint Use Agreement
7 existing with the Duval County School Board. Any funds not utilized
8 for the purposes set forth in this ordinance shall be returned to the
9 fund of origin by September 30, 2022.

10 **Section 5. Invoking the exception to Section 126.107(g),**
11 **Ordinance Code.** The City is hereby authorized to enter into a contract
12 with Southern Recreation, Inc. for the purposes described in Section
13 2. Pursuant to Section 126.107(g) (Exemptions), Part 1 (General
14 Regulations), Chapter 126 (Procurement Code), *Ordinance Code*, such
15 procurement is exempted from competitive solicitation because the
16 supplies or services are to be provided by those specifically
17 prescribed within authorizing legislation that appropriates the same.
18 With the exception of the foregoing, all other provisions of Chapter
19 126, *Ordinance Code*, shall remain in full force and effect.

20 **Section 6. 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:

25
26 /s/ Margaret M. Sidman

27 Office of General Counsel

28 Legislation Prepared By: Paige H. Johnston

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