

1 Introduced by Council Member Peluso and Co-Sponsored by Council Member
2 Johnson:

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5 **ORDINANCE 2024-553-E**

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

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

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

1 (The account information is attached hereto as **Exhibit 1** and
2 incorporated herein by this reference)

3 (a) Appropriated from:

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

5 (b) Appropriated to:

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

7 (c) Explanation of Appropriation:

8 The funding above is an appropriation of \$50,000 from the
9 General Fund Operating, Clean Communities Initiative
10 Contingency account to the General Fund Operating,
11 Specialized Equipment account within the Department of
12 Public Works for the purchase and installation of trash
13 receptacles from Big Belly Solar, LLC, in Council District
14 7.

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

28 **Section 3. Carryover.** The funds appropriated herein shall
29 not lapse but shall carryover to fiscal year 2024-2025.

30 **Section 4. Approval and Authorization to Execute.** The
31 Mayor, or her designee, and the Corporation Secretary are hereby

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

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

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

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

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25 Form Approved:

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27 /s/ Mary E. Staffopoulos

28 Office of General Counsel

29 Legislation Prepared By: Mary E. Staffopoulos

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