

1 Introduced by Council Member White:  
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4 **ORDINANCE 2021-755**

5 AN ORDINANCE APPROPRIATING \$100,000.00 FROM  
6 TRAIL RIDGE LANDFILL MITIGATION FUNDS TO  
7 PROVIDE FUNDING TO CECIL FIELD POW/MIA  
8 MEMORIAL, INC. FOR COSTS RELATED TO  
9 IMPROVEMENTS FOR A POW/MIA MEMORIAL AT CECIL  
10 COMMERCE CENTER, 6112 POW-MIA MEMORIAL  
11 PARKWAY, JACKSONVILLE, FLORIDA 32221;  
12 APPROVING AND AUTHORIZING EXECUTION OF  
13 AMENDMENT THREE TO CECIL COMMERCE CENTER LEASE  
14 AGREEMENT TO SET FORTH PAYMENT BY CITY FOR  
15 SITE WORK OBLIGATED BY CECIL FIELD POW/MIA  
16 MEMORIAL, INC.; PROVIDING FOR OVERSIGHT BY THE  
17 OFFICE OF ECONOMIC DEVELOPMENT, DISBURSEMENT  
18 OF FUNDS AND CARRYOVER/REVERTER OF ANY UNSPENT  
19 FUNDS; INVOKING THE EXCEPTION OF 126.107(G)  
20 (EXEMPTIONS), PART 1 (GENERAL REGULATIONS),  
21 CHAPTER 126 (PROCUREMENT CODE), *ORDINANCE*  
22 *CODE*, TO ALLOW FOR PAYMENT TO CECIL FIELD  
23 POW/MIA MEMORIAL, INC. FOR WORK PERFORMED AND  
24 IMPROVEMENTS MADE TO THE POW/MIA MEMORIAL;  
25 WAIVING SECTION 110.112 (ADVANCE OF CITY  
26 FUNDS; PROHIBITION AGAINST), PART 1 (THE CITY  
27 TREASURY), CHAPTER 110 (CITY TREASURY),  
28 *ORDINANCE CODE*, TO ALLOW FOR ADVANCE PAYMENT  
29 BY THE CITY; PROVIDING AN EFFECTIVE DATE.  
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31 **BE IT ORDAINED** by the Council of the City of Jacksonville:



1 as attached hereto as **Exhibit 2**, and incorporated by reference  
2 herein.

3 **Section 4. Oversight/Carryover/Reverter.** The Mayor is  
4 requested to appoint the Office of Economic Development to oversee  
5 the installation of the improvements by Cecil Field POW/MIA  
6 Memorial, Inc. The Office of Economic Development may allocate  
7 funding for any of the line items listed in **Exhibit 2** in an amount  
8 more or less than the projected costs shown in **Exhibit 2** so long as  
9 the total costs of the project do not exceed the appropriated  
10 amount of \$100,000.00. Any funds not utilized for the purposes set  
11 forth in this ordinance shall be returned to the fund of origin  
12 after September 30, 2022.

13 **Section 5. Invoking the exception to Sec. 126.107(g),**  
14 **Ordinance Code.** The City is hereby authorized to pay Cecil Field  
15 MIA/POW Memorial, Inc. for installation and improvements related to  
16 the Cecil Field POW/MIA Memorial, as described in **Exhibit 2**.  
17 Pursuant to Section 126.107(g) (Exemptions), Part 1 (General  
18 Regulations), Chapter 126 (Procurement Code), *Ordinance Code*, such  
19 procurement is exempted from competitive solicitation because the  
20 supplies or services are to be provided by those specifically  
21 prescribed within authorizing legislation that appropriates the  
22 same. With the exception of the foregoing, all other provisions of  
23 Chapter 126, *Ordinance Code*, shall remain in full force and effect.

24 **Section 6. Waiving Section 110.112, Ordinance Code.**  
25 Section 110.112 (Advance of City funds; prohibition against), Part  
26 1 (The City Treasury), Chapter 110 (City Treasury), *Ordinance Code*,  
27 is hereby waived to allow for the advance payment in the full  
28 amount of \$100,000 as described in the Agreement.

29 **Section 7. Effective Date.** This ordinance shall become  
30 effective upon signature by the Mayor or upon becoming effective  
31 without the Mayor's signature.

1 Form Approved:

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3 /s/ Paige H. Johnston

4 Office of General Counsel

5 Legislation Prepared By: Paige Hobbs Johnston

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