

1 Introduced by Council Member White:
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4 **ORDINANCE 2021-783**

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

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

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

27 (a) Appropriated from:
28 See attached **Exhibit 1** \$205,860.00

29 (b) Appropriated to:
30 See attached **Exhibit 1** \$205,860.00

31 (c) **Explanation of Appropriation.** The funding above is an

1 appropriation from the Trail Ridge Mitigation Fund (43301)
2 to be spent on the purchase and installation of a new
3 batting cage and improvements related thereto at Baldwin
4 High School, located at 291 Mill Street West, Baldwin, FL
5 32234.

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

12 **Section 3. Capital Improvement Plan Amendment.** Ordinance
13 2021-505-E, adopting the 2022-2026 Five-Year Capital Improvement Plan
14 (the "CIP") for the City and certain of its independent agencies, is
15 hereby amended to provide funding for the Project, as more fully
16 described in the Project Information Sheet, attached hereto as **Exhibit**
17 **3** and incorporated herein by this reference. The City Council finds
18 that the deferral of this amendment of the CIP until the next annual
19 budget and CIP review will be detrimental to the best interests of
20 the community because such deferral will result in unnecessary delay
21 of the Project and loss of grant funding for the Project. Pursuant
22 to Section 122.605(c), *Ordinance Code*, enactment of this Ordinance
23 requires the affirmative vote of two-thirds of the City Council
24 members present at the meeting because of the CIP amendment set forth
25 in this section. This Ordinance shall constitute an amendment to
26 Ordinance 2021-505-E. In all other respects, the Five-Year Capital
27 Improvement Plan approved by Ordinance 2021-505-E shall remain
28 unchanged and continue in full force and effect.

29 **Section 4. Oversight/Reverter.** The Mayor is requested to
30 appoint the Parks, Recreation and Community Services Department (the
31 "Department") to oversee the disbursement of funds. The Department

1 shall manage and oversee the project through a Joint Use Agreement
2 existing with the Duval County School Board. Any funds not utilized
3 for the purposes set forth in this ordinance shall be returned to the
4 fund of origin by September 30, 2022.

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

15 **Section 6. Effective Date.** This ordinance shall become
16 effective upon signature by the Mayor or upon becoming effective
17 without the Mayor's signature.

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19 Form Approved:

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21 /s/ Paige H. Johnston

22 Office of General Counsel

23 Legislation Prepared By: Paige H. Johnston

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