

**CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY**



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Bill Type and Number: Ordinance 2022-876

Introducer/Sponsor(s): Council President at the request of the Mayor

Date of Introduction: November 22, 2022

Committee(s) of Reference: NCSPHS, R, F

Date of Analysis: November 24, 2022

Type of Action: Appropriation; authorizing amendment to existing design-build contract; invoking Procurement Code direct contracting exemption; CIP amendment; designation of oversight agency; request for one cycle emergency passage

Bill Summary: The bill appropriates a \$1 million State of Florida African American Cultural and Historical Grant and \$50,000 from the James Weldon Johnson Park – DM Engineering & Design account to the James Weldon Johnson Park – DM Other Construction Costs account, to be used toward the design and first phase of construction of the James Weldon Johnson Park Redesign project. It authorizes execution of an amendment to an existing design/build services contract between the City and ACON Construction Company, Inc. for the company to prepare a concept and initial design for the project in accordance with a scope of services negotiated between the parties. The bill invokes the Procurement Code exemption to permit direct contracting with the company as authorized by this ordinance. The 2023-27 Capital Improvement Program is amended to reflect the addition of the grant funding and the transfer of previously appropriated City funds in the amount of \$50,000 to this project.

The Parks, Recreation and Community Services Department is designated as the City's oversight agency. One cycle emergency passage is requested in order to expend the funds by the grant completion deadline of June 2023.

Background Information: The \$1 million state grant (funding derived from the American Rescue Plan Act of 2021) will provide funding for the James Weldon Johnson Park Redesign project. The project will involve extensive community engagement prior to finalizing the construction plans. These additional dollars will pay for the design and first phase of construction of the Project which is expected to include demolition of existing failing structures, addressing underground utilities, and grading on the site. The City is invoking the Procurement Code direct contracting exemption and amending its current small active and passive parks design/build contract with ACON Construction and will increase the maximum indebtedness of that contract by \$576,002.20 for these additional services.

Policy Impact Area: Park design

Fiscal Impact: The bill appropriates a \$1 million state grant and transfers \$50,000 in existing City funding from one account to another to facilitate the park design contract.

Analyst: Clements