

1 Introduced by Council Member Boylan:
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4 **ORDINANCE 2021-288**

5 AN ORDINANCE APPROPRIATING \$102,867 FROM THE
6 SOCIAL JUSTICE AND COMMUNITY INVESTMENT
7 SPECIAL COMMITTEE CONTINGENCY TO KIDS HOPE
8 ALLIANCE ("KHA") TO ALLOW KHA TO PROVIDE
9 FUNDING TO THE FIRST COAST LEADERSHIP
10 FOUNDATION JACKSONVILLE, INC. FOR THE
11 MENTORING 2 THRIVE PROGRAM; AMENDING SECOND
12 REVISED SCHEDULE M TO ORDINANCE 2020-511-E;
13 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND
14 CORPORATION SECRETARY, AND/OR THE CHIEF
15 EXECUTIVE OFFICER OF THE KIDS HOPE ALLIANCE TO
16 EXECUTE AND DELIVER A SERVICES CONTRACT WITH
17 THE FIRST COAST LEADERSHIP FOUNDATION
18 JACKSONVILLE, INC. ("TFCLF"); INVOKING THE
19 EXCEPTION IN SECTION 126.107(G), *ORDINANCE*
20 *CODE*, TO ALLOW DIRECT CONTRACT WITH THE FIRST
21 COAST LEADERSHIP FOUNDATION JACKSONVILLE, INC.
22 TO PROVIDE THE SERVICES FOR THE MENTORING 2
23 THRIVE PROGRAM; WAIVING THE REQUIREMENTS OF
24 CHAPTER 77 (KIDS HOPE ALLIANCE), SECTION
25 77.111(A) (PROVIDER CONTRACTS), *ORDINANCE*
26 *CODE*, TO EXEMPT THE SERVICES TO BE PROVIDED BY
27 THE FIRST COAST LEADERSHIP FOUNDATION
28 JACKSONVILLE, INC. FROM COMPETITIVE
29 PROCUREMENT; WAIVING SECTION 110.112 (ADVANCE
30 OF CITY FUNDS; PROHIBITION AGAINST), PART 1
31 (THE CITY TREASURY), CHAPTER 110 (CITY

1 TREASURY), *ORDINANCE CODE*, TO ALLOW FOR A
2 PARTIAL ADVANCE PAYMENT BY THE CITY; PROVIDING
3 FOR OVERSIGHT BY THE KIDS HOPE ALLIANCE;
4 PROVIDING AN EFFECTIVE DATE.

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

7 **Section 1. Appropriation.** For the 2020-2021 fiscal year,
8 within the City's budget, there are hereby appropriated the
9 indicated sum(s) from the account(s) listed in subsection (a) to
10 the account(s) listed in subsection (b):

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

13 (a) Appropriated from:

14 See attached **Exhibit 1** \$102,867

15 (b) Appropriated to:

16 See attached **Exhibit 1** \$102,867

17 (c) **Explanation of Appropriation** - The funding above is being
18 appropriated from the Social Justice and Community
19 Investment Special Committee Contingency to KHA to be
20 utilized by TFCLF for the Mentoring 2 Thrive program.

21 **Section 2. Purpose.** The purpose of the appropriation in
22 Section 1 is to provide funding is to allow KHA to providing
23 funding for the Mentoring 2 Thrive program, as more fully described
24 in **Exhibit 2** attached hereto. The Mentoring 2 Thrive program will
25 provide an expanded mentoring program by providing funding for
26 personnel and a case manager. TFCLF's mentoring program offers
27 community-based resources where case managers recruit, monitor,
28 document, and nurture mentor-mentee relationships.

29 **Section 3. Amending Second Revised Schedule M to**
30 **Ordinance 2020-511-E.** There is hereby amended for the fiscal year
31 2020-2021 budget for the Kids Hope Alliance by substituting in the

1 place of Second Revised Schedule M, approved by Ordinance 2020-511-
2 E, the Third Revised Schedule M, attached hereto as **Exhibit 3** and
3 incorporated herein by this reference. The Third Revised Schedule M
4 will reflect additional transfers and funds appropriated herein.

5 **Section 4. Agreement approved and execution authorized.**

6 The Mayor, or his designee, the Corporation Secretary, and/or the
7 Chief Executive Officer ("CEO") of KHA are hereby authorized to
8 execute and deliver a contract with The First Coast Leadership
9 Foundation Jacksonville, Inc., in substantially the form as
10 attached hereto as **Exhibit 4**, and incorporated herein by this
11 reference (the "Agreement"). The Agreement may include such
12 additions, deletions and changes as may be reasonable, necessary
13 and incidental for carrying out the purposes thereof, as may be
14 acceptable to the Mayor, or his designee, with such inclusion and
15 acceptance being evidenced by execution of the Agreement by the
16 Mayor, or his designee; provided however, no modification to the
17 Agreement may increase the financial obligations or liability of
18 the City to an amount in excess of the amount stated in the
19 Agreement or decrease the duties and obligations of The First Coast
20 Leadership Foundation Jacksonville, Inc., and any such modification
21 shall be technical only and shall be subject to appropriate legal
22 review and approval by the Office of General Counsel. For the
23 purposes of this Ordinance, the term "technical changes" is defined
24 as those changes having no financial impact to the City and any
25 other non-substantive changes that do not substantively increase
26 the duties and responsibilities of the City under the provisions of
27 the Agreement.

28 **Section 5. Invoking the exception to Section 126.107(g),**
29 **Ordinance Code.** KHA is hereby authorized to procure the use of the
30 professional services of The First Coast Leadership Foundation
31 Jacksonville, Inc., to provide services for the Mentoring 2 Thrive

1 program. Pursuant to Section 126.107(g) (Exemptions), Part 1
2 (General Regulations), Chapter 126 (Procurement Code), *Ordinance*
3 *Code*, such procurement is exempted from competitive solicitation
4 because the supplies or services are to be provided by those
5 specifically prescribed within authorizing legislation that
6 appropriates the same. With the exception of the foregoing, all
7 other provisions of Chapter 126, *Ordinance Code*, shall remain in
8 full force and effect.

9 **Section 6. Waiving the requirements of Chapter 77 (Kids**
10 **Hope Alliance), Section 77.111(a) (Provider Contracts), *Ordinance***
11 ***Code*.** The City hereby waives the requirements of Chapter 77 (Kids
12 Hope Alliance), Section 77.111(a) (Provider Contracts), *Ordinance*
13 *Code*, with respect to the contract approved and authorized under
14 Section 3 of this Ordinance. Section 77.111(a) requires contracts
15 for children's services to be competitively procured by KHA via an
16 evaluated bid process. This waiver is needed because The First
17 Coast Leadership Foundation Jacksonville, Inc. is the sole provider
18 for the Mentoring 2 Thrive program.

19 **Section 7. Waiving Section 110.112, *Ordinance Code*.**
20 Section 110.112 (Advance of City funds; prohibition against), Part
21 1 (The City Treasury), Chapter 110 (City Treasury), *Ordinance Code*,
22 is hereby waived to allow for a partial advance payment as
23 described in the Agreements.

24 **Section 8. Oversight.** KHA will oversee the project and
25 services described in Section 2 above and will ensure compliance
26 with all other appropriate laws.

27 **Section 9. Effective Date.** This Ordinance shall become
28 effective upon signature by the Mayor or upon becoming effective
29 without the Mayor's signature.

30 Form Approved:

31 /s/ Margaret M. Sidman

1 Office of General Counsel
2 Legislation prepared by: Margaret M. Sidman
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