

1 Introduced by the Council President at the request of the Mayor and
2 Co-Sponsored by Council Member Clark-Murray and amended by the
3 Neighborhoods, Community Services, Public Health and Safety
4 Committee:

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7 **ORDINANCE 2025-404-E**

8 AN ORDINANCE APPROPRIATING \$106,000.00 IN FUND
9 BALANCE FROM THE ENVIRONMENTAL PROTECTION FUND
10 TO ST. JOHNS RIVERKEEPER, INC. FOR AN
11 ENVIRONMENTAL QUALITY ASSESSMENT OF THE RIBAULT
12 RIVER AND MONCRIEF CREEK WATERSHEDS, AS
13 INITIATED BY REVISED B.T. 25-085; WAIVING
14 SECTION 110.112 (ADVANCE OF CITY FUNDS;
15 PROHIBITION AGAINST), PART 1 (THE CITY
16 TREASURY), CHAPTER 110 (CITY TREASURY),
17 *ORDINANCE CODE*, TO ALLOW FOR A PARTIAL ADVANCE
18 PAYMENT TO ST. JOHNS RIVERKEEPER, INC.; WAIVING
19 SECTION 118.107 (NONPROFITS TO RECEIVE FUNDING
20 THROUGH A COMPETITIVE EVALUATED AWARD PROCESS),
21 PART 1 (GENERAL PROVISIONS), CHAPTER 118 (CITY
22 GRANTS), *ORDINANCE CODE*, TO ALLOW FOR A DIRECT
23 CONTRACT WITH ST. JOHNS RIVERKEEPER, INC.;
24 INVOKING THE EXEMPTION IN SECTION 126.108(G)
25 (EXEMPTIONS FROM COMPETITIVE SOLICITATION),
26 SUBPART A (GENERAL REGULATIONS), PART 1 (GENERAL
27 REGULATIONS; ETHICS AND TRANSPARENCY IN PUBLIC
28 CONTRACTING), CHAPTER 126 (PROCUREMENT CODE),
29 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT
30 WITH ST. JOHNS RIVERKEEPER, INC.; APPROVING AND
31 AUTHORIZING THE MAYOR, OR HER DESIGNEE, AND THE

CORPORATION SECRETARY TO EXECUTE AND DELIVER
 THAT CERTAIN FUNDING AGREEMENT BETWEEN THE CITY
 OF JACKSONVILLE AND ST. JOHNS RIVERKEEPER, INC.;
 PROVIDING FOR CARRYOVER OF FUNDS INTO FISCAL
 YEAR 2027-2028; PROVIDING FOR CITY OVERSIGHT BY
 THE OFFICE OF ADMINISTRATIVE SERVICES;
 REQUIRING A REPORT TO THE JACKSONVILLE
 ENVIRONMENTAL PROTECTION BOARD; PROVIDING AN
 EFFECTIVE DATE.

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

Section 1. Appropriation. For the 2024-2025 fiscal year,
 within the City's budget, there are hereby appropriated the indicated
 sum(s) from the account(s) listed in subsection (a) to the account(s)
 listed in subsection (b):

(Revised B.T. 25-085 attached hereto as **Revised Exhibit 1**, labeled
 as "Revised Exhibit 1, Rev B.T. 25-085, June 16, 2025 - NCSPHS" and
 incorporated herein by this reference)

(a) Appropriated from:

See Revised B.T. 25-085	\$106,000.00
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(b) Appropriated to:

See Revised B.T. 25-085	\$106,000.00
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(c) Explanation of appropriation

The funding above is appropriating fund balance from the
 Environmental Protection Fund to fund an environmental
 quality assessment of the Ribault River and Moncrief Creek
 watersheds (the "Project").

Section 2. Purpose. The purpose of the appropriation in
 Section 1 is to provide funding to St. Johns Riverkeeper, Inc. for
 the Project, which shall be completed pursuant to the terms,
 conditions and scope of work more particularly described in that

1 certain Funding Agreement between the City of Jacksonville and St.
2 Johns Riverkeeper, Inc., as approved and authorized in Section 6
3 below.

4 During its meeting on March 17, 2025, the Jacksonville
5 Environmental Protection Board approved this expenditure, as
6 reflected in the Monthly Meeting Summary attached hereto as **Exhibit**
7 **2** and incorporated herein by this reference. The Project will include
8 an environmental quality assessment of the Ribault River and Moncrief
9 Creek watersheds.

10 **Section 3. Waiving Section 110.112, Ordinance Code.** Section
11 110.112 (Advance of City funds; prohibition against), Part 1 (The
12 City Treasury), Chapter 110 (City Treasury), *Ordinance Code*, is hereby
13 waived to allow for a partial advance payment to St. Johns
14 Riverkeeper, Inc. as provided in the Agreement.

15 **Section 4. Waiver of Section 118.107, Ordinance Code.** The
16 provisions of Section 118.107 (Nonprofits to receive funding through
17 a competitive evaluated award process), Part 1 (General Provisions),
18 Chapter 118 (City Grants), *Ordinance Code*, are hereby waived to allow
19 for a direct contract with St. Johns Riverkeeper, Inc. The City
20 finds that this waiver is justified because St. Johns Riverkeeper,
21 Inc. has assembled the team to perform the Project and is uniquely
22 positioned to perform the Project in a timely manner.

23 **Section 5. Invoking the exemption pursuant to Section**
24 **126.108(g), Ordinance Code.** The City is hereby authorized to procure
25 the use of the services of St. Johns Riverkeeper, Inc. to provide an
26 environmental quality assessment of the Ribault River and Moncrief
27 Creek watersheds. Pursuant to Section 126.108(g) (Exemptions from
28 competitive solicitation), Subpart A (General Regulations), Part 1
29 (General Regulations; Ethics and Transparency in Public Contracting),
30 Chapter 126 (Procurement Code), *Ordinance Code*, such procurement is
31 exempted from competitive solicitation because the supplies or

1 services are to be provided by those specifically prescribed within
2 authorizing legislation that appropriates the same. With the
3 exception of the foregoing, all other provisions of Chapter 126,
4 *Ordinance Code*, shall remain in full force and effect.

5 **Section 6. Approval and Authorization to Execute.** There is
6 hereby approved, and the Mayor, or her designee, and the Corporation
7 Secretary are hereby authorized to execute and deliver on behalf of
8 the City an agreement with St. Johns Riverkeeper, Inc. in an amount
9 not-to-exceed \$106,000, subject to the Scope of Services and Budget
10 more particularly described in **Revised Exhibit 3**, labeled as "Revised
11 Exhibit 3, Rev MOU, June 16, 2025 - NCSPHS" and all other contracts
12 and documents, including extensions, renewals and amendments to the
13 agreement, and to otherwise take all action necessary to effectuate
14 the intent of this Ordinance, subject to appropriate legal review and
15 approval by the General Counsel, or his or her designee, and the
16 City's Risk Management Division for appropriate insurance and
17 indemnification requirements in accordance with Section 128.601,
18 *Ordinance Code*.

19 **Section 7. Carryover.** The funds appropriated by this
20 Ordinance shall not lapse but shall carryover to fiscal year 2027-
21 2028.

22 **Section 8. Oversight Department.** The Office of
23 Administrative Services shall oversee the Project.

24 **Section 9. Reports.** A report shall be submitted by St.
25 Johns Riverkeeper, Inc. to the Jacksonville Environmental Protection
26 Board at the conclusion of the Project.

27 **Section 10. Effective Date.** This Ordinance shall
28 become effective upon signature by the Mayor or upon becoming
29 effective without the Mayor's signature.
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Form Approved:

/s/ Mary E. Staffopoulos

Office of General Counsel

Legislation Prepared By: Ashley Smith

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