

1 Introduced by Council Member Salem:
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4 **ORDINANCE 2024-933**

5 AN ORDINANCE APPROPRIATING \$152,362 FROM A
6 GENERAL FUND OPERATING SPECIAL COUNCIL
7 CONTINGENCY ACCOUNT TO THE GENERAL FUND
8 OPERATING SUBSIDIES AND CONTRIBUTIONS TO PRIVATE
9 ORG ACCOUNT, TO PROVIDE CITY GRANT FUNDING TO
10 REGIONAL FOOD BANK OF NORTHEAST FLORIDA, INC.
11 D/B/A FEEDING NORTHEAST FLORIDA ("FNEFL") FOR
12 THE GROWING TO MEET THE NEED PROGRAM (THE
13 "PROGRAM") AS DESCRIBED HEREIN; WAIVING SECTION
14 118.107 (NONPROFITS TO RECEIVE FUNDING THROUGH
15 A COMPETITIVE EVALUATED AWARD PROCESS), PART 1
16 (GENERAL PROVISIONS), CHAPTER 118 (CITY GRANTS),
17 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT
18 WITH FNEFL; APPROVING, AND AUTHORIZING THE
19 MAYOR, OR HER DESIGNEE, AND THE CORPORATION
20 SECRETARY TO EXECUTE AND DELIVER ON BEHALF OF
21 THE CITY A GRANT AGREEMENT BETWEEN THE CITY OF
22 JACKSONVILLE AND FNEFL FOR THE PROGRAM;
23 PROVIDING FOR OVERSIGHT BY THE GRANTS AND
24 CONTRACT COMPLIANCE DIVISION OF THE FINANCE
25 DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

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

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

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

3 (a) Appropriated from:

4 See **Exhibit 1** \$152,362

5 (b) Appropriated to:

6 See **Exhibit 1** \$152,362

7 (c) Explanation of Appropriation:

8 The funding above is an appropriation of \$152,362 from a
9 General Fund Operating Special Council Contingency account
10 to the General Fund Operating Subsidies and Contributions
11 to Private Org account, to provide a grant to Regional Food
12 Bank of Northeast Florida, Inc. d/b/a Feeding Northeast
13 Florida ("FNEFL") for the Growing to Meet the Need Program
14 (the "Program") as described herein.

15 **Section 2. Purpose.** The purpose of the appropriation in
16 Section 1 is to provide grant funds from the City of Jacksonville to
17 Regional Food Bank of Northeast Florida, Inc. d/b/a Feeding Northeast
18 Florida for the Growing to Meet the Need Program as described in
19 **Exhibit 2**, attached hereto and incorporated herein by this reference.
20 The Program entails completion of improvements to FNEFL's new
21 warehouse/operations facility located at 5245 Old Kings Road. FNEFL
22 purchased this facility to serve as a consolidated location for cold
23 and dry food storage and to house the operations and various programs
24 offered by FNEFL, including an expanded Volunteer Center, a community
25 kitchen, an Education Center, a demonstration garden, and an event
26 space. Approximately 80% of the activity at this FNEFL facility is
27 dedicated to supporting Duval County residents.

28 The new warehouse/operations facility is in need of a number of
29 capital repairs and improvements to ensure food can be properly stored
30 and to ensure the safety of staff working at the facility. The City
31 funds will be used to pay for modifications to the receiving truck

1 well incline and for purchase and installation of various equipment
2 including a dehumidifier system for the primary cooler, a speed door
3 alarm system at the primary cooler, a drier system for the volunteer
4 cooler, and lighting and system infrastructure upgrades to the event
5 space and Education Center. The City grant funds will be used to
6 cover a maximum of 80% of the total cost of the facility improvements
7 and equipment purchases up to the not-to-exceed amount of \$152,362.
8 In addition, in the event the City funds expended for real property
9 improvements are equal to or greater than \$25,000, FNEFL will be
10 required to enter into a restrictive covenant agreement with the City
11 to ensure continued, dedicated use of the improved facility/property
12 for public purposes for a period of not less than ten years.

13 **Section 3. Waiver of Section 118.107, Ordinance Code.** The
14 provisions of Section 118.107 (Nonprofits to receive funding through
15 a competitive evaluated award process), Part 1 (General Provisions),
16 Chapter 118 (City Grants), *Ordinance Code*, are hereby waived to allow
17 for a direct contract with FNEFL. This waiver is justified because
18 FNEFL provides a significant service to the community by operating a
19 food bank to address food insecurity amongst Duval County's most
20 vulnerable populations. Upgrades to the facility are necessary to
21 ensure the safe, uninterrupted operation of FNEFL's food bank and
22 other operations to avoid a lapse in service to the community.

23 **Section 4. Approval and Authorization to Execute.** There is
24 hereby approved, and the Mayor, or her designee, and the Corporation
25 Secretary are hereby authorized to execute and deliver on behalf of
26 the City a grant agreement with Regional Food Bank of Northeast
27 Florida, Inc. d/b/a Feeding Northeast Florida, in an amount
28 not-to-exceed \$152,362, subject to the Term Sheet and Budget more
29 particularly described in **Exhibit 2**, for a term commencing on October
30 1, 2024 through September 30, 2025, and all other contracts and
31 documents, including extensions, renewals and amendments to the

1 agreement, and to otherwise take all action necessary to effectuate
2 the intent of this Ordinance, subject to appropriate legal review and
3 approval by the General Counsel, or his or her designee, and the
4 City's Risk Management Division for appropriate insurance and
5 indemnification requirements in accordance with Section 128.601,
6 *Ordinance Code*.

7 **Section 5. Oversight Department.** The Grants and Contract
8 Compliance Division of the Finance Department shall oversee the
9 project described herein.

10 **Section 6. Effective Date.** This Ordinance shall become
11 effective upon signature by the Mayor or upon becoming effective
12 without the Mayor's signature.

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14 Form Approved:

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16 /s/ Mary E. Staffopoulos

17 Office of General Counsel

18 Legislation Prepared By: Mary E. Staffopoulos

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