

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2021-153**

5 AN ORDINANCE APPROPRIATING \$6,011,963.00 IN
6 EMERGENCY SOLUTIONS GRANT ("ESG") FUNDING FROM
7 THE U.S. DEPARTMENT OF HOUSING AND URBAN
8 DEVELOPMENT AUTHORIZED BY THE CORONAVIRUS AID,
9 RELIEF, AND ECONOMIC SECURITY ("CARES") ACT TO
10 BE USED TO PREVENT, PREPARE FOR, AND RESPOND TO
11 THE CORONAVIRUS PANDEMIC ("COVID-19") BY
12 PROVIDING AID AND ASSISTANCE TO INDIVIDUALS AND
13 FAMILIES WHO ARE HOMELESS OR RECEIVING
14 HOMELESSNESS PREVENTION ASSISTANCE, AND TO
15 SUPPORT ADDITIONAL HOMELESS ASSISTANCE AND
16 HOMELESSNESS PREVENTION ACTIVITIES TO MITIGATE
17 THE IMPACTS OF COVID-19, AS INITIATED BY B.T.
18 21-045; INVOKING THE EXCEPTION OF SECTION
19 126.107(G) (EXEMPTIONS), PART 1 (GENERAL
20 REGULATIONS), CHAPTER 126, (PROCUREMENT CODE),
21 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT
22 WITH CHANGING HOMELESSNESS, INC.; APPROVING AND
23 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND
24 CORPORATION SECRETARY TO EXECUTE AND DELIVER ON
25 BEHALF OF THE CITY AN AGREEMENT WITH CHANGING
26 HOMELESSNESS, INC. FOR THE PROVISION OF SERVICES
27 DESCRIBED IN THIS ORDINANCE; PROVIDING FOR
28 OVERSIGHT BY THE HOUSING AND COMMUNITY
29 DEVELOPMENT DIVISION, NEIGHBORHOODS DEPARTMENT;
30 PROVIDING FOR COMPLIANCE WITH ALL CARES ACT
31 GRANT FUNDING REQUIREMENTS AND OTHER

1 REQUIREMENTS AS PROVIDED BY LAW; REQUESTING
2 EMERGENCY PASSAGE UPON INTRODUCTION; PROVIDING
3 AN EFFECTIVE DATE.
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5 **BE IT ORDAINED** by the Council of the City of Jacksonville:

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

10 (B.T. 21-045 attached hereto as **Exhibit 1** and incorporated herein by
11 this reference)

12 (a) Appropriated from:

13 See B.T. 21-045 \$6,011,963.00

14 (b) Appropriated to:

15 See B.T. 21-045 \$6,011,963.00

16 (c) Explanation of Appropriation:

17 The funding above is an appropriation of Emergency
18 Solutions Grant funds in the amount of \$6,011,963.00 from
19 the U.S. Department of Housing and Urban Development
20 ("HUD") authorized by the CARES Act ("ESG-CV Funds"), of
21 which \$5,715,000.00 will be disbursed to Changing
22 Homelessness, Inc. for the provision of services described
23 in this ordinance, and \$296,963.00 will be retained by the
24 City to cover administrative costs incurred by the Housing
25 and Community Development Division for program
26 administration.

27 **Section 2. Purpose.** The purpose of the appropriation in
28 Section 1 is to provide aid and assistance to prevent, prepare for,
29 and respond to COVID-19 among individuals and families who are

1 homeless or receiving homelessness assistance, and to support
2 additional homeless assistance and homelessness prevention activities
3 to mitigate the impacts of COVID-19. The ESG-CV Funds will be used
4 to provide rapid rehousing services, including acquisition of non-
5 congregate shelter space (hotel rooms), and COVID-19 testing services
6 for eligible recipients and for acquisition of shelter equipment and
7 supplies. These funds may also be used to cover or reimburse
8 allowable costs incurred by the City before the award of funding from
9 HUD, including allowable costs incurred prior to the signing of the
10 CARES Act. A copy of the HUD ESG-CV Funds award letter is attached
11 hereto as **Exhibit 2** and incorporated herein by this reference.

12 **Section 3. Invoking the exception to Section 126.107(g),**
13 **Ordinance Code.** The City is hereby authorized to procure the use of
14 the professional services of Changing Homelessness, Inc. ("CH, Inc.")
15 to provide Emergency Solutions Grant Coronavirus assistance services
16 as more particularly described in **Exhibit 3**, attached hereto and
17 incorporated herein by this reference (the "ESG-CV Services").
18 Pursuant to Section 126.107(g) (Exemptions), Part 1 (General
19 Regulations), Chapter 126 (Procurement Code), *Ordinance Code*, such
20 procurement is exempted from competitive solicitation because the
21 supplies or services are to be provided by those specifically
22 prescribed within authorizing legislation that appropriates the same.
23 With the exception of the foregoing, all other provisions of Chapter
24 126, *Ordinance Code*, shall remain in full force and effect.

25 **Section 4. Authorizations.** The Mayor, or his designee,
26 and the Corporation Secretary are hereby authorized to execute and
27 deliver on behalf of the City an agreement with Changing Homelessness,
28 Inc. in an amount not to exceed \$5,715,000.00, subject to the Scope
29 of Work and Program Budget more particularly described in Exhibit 3,

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

8 **Section 5. Oversight department.** The Housing and
9 Community Development Division, Neighborhoods Department shall
10 provide oversight of expenditure of the ESG-CV Funds and the ESG-CV
11 Services to be provided by CH, Inc.

12 **Section 6. Compliance with applicable CARES Act grant**
13 **requirements.** CH, Inc. will comply with all CARES Act grant
14 requirements in providing the ESG-CV Services and all other
15 requirements provided by law including, but not limited to, the audit
16 requirements attached hereto as **Exhibit 4** and incorporated herein by
17 this reference.

18 **Section 7. Requesting emergency passage upon introduction**
19 **pursuant to Council Rule 4.901.** Emergency passage of this
20 legislation is requested upon introduction. The nature of the
21 emergency is that the negative economic impacts of COVID-19 are
22 ongoing and immediate assistance is needed to ensure eligible
23 individuals and families have access to shelter, COVID-19 testing,
24 and other homelessness prevention services.

25 **Section 8. Effective Date.** This ordinance shall become
26 effective upon signature by the Mayor or upon becoming effective
27 without the Mayor's signature.

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Form Approved:

 /s/ Mary E. Staffopoulos

Office of General Counsel

Legislation prepared by: Mary E. Staffopoulos

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