

1 Introduced by Council Member Newby & Co-Sponsored by Council  
2 Members Salem, Priestly Jackson, DeFoor, White, Carlucci, Boylan,  
3 Freeman, Gaffney, Hazouri, Pittman and Carrico and amended by the  
4 Finance Committee:  
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7 **ORDINANCE 2021-23-E**

8 AN ORDINANCE APPROPRIATING \$200,000 FROM THE  
9 SOCIAL JUSTICE AND COMMUNITY INVESTMENT  
10 SPECIAL COMMITTEE CONTINGENCY FOR THE  
11 OPERATION BOOST! PROGRAM (\$100,000 TO  
12 WORKFORCE INDUSTRIAL TRAINING, LLC ("WIT") AND  
13 \$100,000 TO FLORIDA STATE COLLEGE AT  
14 JACKSONVILLE ("FSCJ")); APPROVING, AND  
15 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND  
16 CORPORATION SECRETARY TO EXECUTE AND DELIVER,  
17 AN AGREEMENT BETWEEN THE CITY OF JACKSONVILLE  
18 AND WORKFORCE INDUSTRIAL TRAINING, LLC;  
19 INVOKING THE EXCEPTION IN SECTION 126.107(G),  
20 *ORDINANCE CODE*, TO ALLOW DIRECT CONTRACT WITH  
21 WORKFORCE INDUSTRIAL TRAINING, LLC TO PROVIDE  
22 THE SERVICES FOR OPERATION BOOST!; APPROVING,  
23 AND AUTHORIZING THE MAYOR, OR HIS DESIGNEE,  
24 AND CORPORATION SECRETARY TO EXECUTE AND  
25 DELIVER, AN AGREEMENT BETWEEN THE CITY OF  
26 JACKSONVILLE AND FLORIDA STATE COLLEGE AT  
27 JACKSONVILLE; INVOKING THE EXCEPTION IN  
28 SECTION 126.107(G), *ORDINANCE CODE*, TO ALLOW  
29 DIRECT CONTRACT WITH FLORIDA STATE COLLEGE AT  
30 JACKSONVILLE TO PROVIDE SERVICES FOR OPERATION

BOOST!; WAIVING SECTION 110.112 (ADVANCE OF CITY FUNDS; PROHIBITION AGAINST), PART 1 (THE CITY TREASURY), CHAPTER 110 (CITY TREASURY), ORDINANCE CODE, TO ALLOW FOR A PARTIAL ADVANCE PAYMENT BY THE CITY; PROVIDING FOR OVERSIGHT BY THE OFFICE OF GRANTS AND CONTRACT COMPLIANCE; PROVIDING AN EFFECTIVE DATE.

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

**Section 1. Appropriation.** For the 2020-2021 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):

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

(a) Appropriated from:

See attached **Exhibit 1** \$200,000

(b) Appropriated to:

See attached **Exhibit 1** \$200,000

(c) **Explanation of Appropriation** - The funding above is being appropriated from the Social Justice and Community Investment Special Committee Contingency and to be utilized by WIT and FSCJ for the Operation Boost! program.

**Section 2. Purpose.** The purpose of the appropriation in Section 1 is to provide funding for the Operation Boost! program, as more fully described in **Exhibit 2** attached hereto. The Operation Boost! program will provide recruitment, training and employment assistance to low-income students and students who face barriers to employment. \$100,000 in funding will be used by WIT to provide cost free training to 50 students who face barriers to employment and

1 recidivism. \$100,000 in funding will be used by FSCJ to create one  
2 hundred \$750 scholarships for low-income students (\$75,000) and to  
3 create a Student Emergency Assistance Fund for low-income students  
4 (\$25,000).

5 **Section 3. Agreement approved and execution authorized.**

6 There is hereby approved, and the Mayor, or his designee, and  
7 Corporation Secretary are hereby authorized to execute and deliver,  
8 the Funding Agreement between the City of Jacksonville and  
9 Workforce Industrial Training, LLC, in substantially the form as  
10 attached hereto as **Revised Exhibit 3**, labeled as "Revised Exhibit  
11 3, Rev WIT Agmt, February 2, 2021 - Finance", and incorporated  
12 herein by this reference (the "Agreement"). The Agreement may  
13 include such additions, deletions and changes as may be reasonable,  
14 necessary and incidental for carrying out the purposes thereof, as  
15 may be acceptable to the Mayor, or his designee, with such  
16 inclusion and acceptance being evidenced by execution of the  
17 Agreement by the Mayor, or his designee; provided however, no  
18 modification to the Agreement may increase the financial  
19 obligations or liability of the City to an amount in excess of the  
20 amount stated in the Agreement or decrease the duties and  
21 obligations of the Workforce Industrial Training, LLC as stated in  
22 the Agreement, and any such modification shall be technical only  
23 and shall be subject to appropriate legal review and approval by  
24 the Office of General Counsel. For the purposes of this Ordinance,  
25 the term "technical changes" is defined as those changes having no  
26 financial impact to the City and any other non-substantive changes  
27 that do not substantively increase the duties and responsibilities  
28 of the City under the provisions of the Agreement.

29 **Section 4. Invoking the exception to Section 126.107(g),**  
30 **Ordinance Code.** The City is hereby authorized to procure the use of  
31 the professional services of Workforce Industrial Training, LLC, to

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

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

10 There is hereby approved, and the Mayor, or his designee, and  
11 Corporation Secretary are hereby authorized to execute and deliver,  
12 the Funding Agreement between the City of Jacksonville and Florida  
13 State College at Jacksonville, in substantially the form as  
14 attached hereto as **Revised Exhibit 4**, labeled as "Revised Exhibit  
15 4, Rev FSCJ Agmt, February 2, 2021 - Finance", and incorporated  
16 herein by this reference (the "Agreement") to provide services for  
17 the Operation Boost! program. The Agreement may include such  
18 additions, deletions and changes as may be reasonable, necessary  
19 and incidental for carrying out the purposes thereof, as may be  
20 acceptable to the Mayor, or his designee, with such inclusion and  
21 acceptance being evidenced by execution of the Agreement by the  
22 Mayor, or his designee; provided however, no modification to the  
23 Agreement may increase the financial obligations or liability of  
24 the City to an amount in excess of the amount stated in the  
25 Agreement or decrease the duties and obligations of Florida State  
26 College of Jacksonville as stated in the Agreement, and any such  
27 modification shall be technical only and shall be subject to  
28 appropriate legal review and approval by the Office of General  
29 Counsel. For the purposes of this Ordinance, the term "technical  
30 changes" is defined as those changes having no financial impact to  
31 the City and any other non-substantive changes that do not

1 substantively increase the duties and responsibilities of the City  
2 under the provisions of the Agreement.

3       **Section 6. Invoking the exception to Section 126.107(g),**  
4 **Ordinance Code.** The City is hereby authorized to procure the use of  
5 the professional services of Florida State College of Jacksonville  
6 to provide services for the Operation Boost! program. Pursuant to  
7 Section 126.107(g) (Exemptions), Part 1 (General Regulations),  
8 Chapter 126 (Procurement Code), *Ordinance Code*, such procurement is  
9 exempted from competitive solicitation because the supplies or  
10 services are to be provided by those specifically prescribed within  
11 authorizing legislation that appropriates the same. With the  
12 exception of the foregoing, all other provisions of Chapter 126,  
13 *Ordinance Code*, shall remain in full force and effect.

14       **Section 5. Waiving Section 110.112, Ordinance Code.**  
15 Section 110.112 (Advance of City funds; prohibition against), Part  
16 1 (The City Treasury), Chapter 110 (City Treasury), *Ordinance Code*,  
17 is hereby waived to allow for a partial advance payment as  
18 described in the Agreements.

19       **Section 7. Oversight.** The Mayor is requested to appoint  
20 the Office of Grants and Contract Compliance to oversee the project  
21 in Section 2 above and to ensure compliance with all other  
22 appropriate laws.

23       **Section 8. Effective Date.** This Ordinance shall become  
24 effective upon signature by the Mayor or upon becoming effective  
25 without the Mayor's signature.

26  
27 Form Approved:

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29 /s/ Paige H. Johnston

30 Office of General Counsel

31 Legislation prepared by: Margaret M. Sidman

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