

Introduced by the Council President at the request of the Mayor:

**ORDINANCE 2025-285**

AN ORDINANCE AMENDING SECTION 118.107 (NONPROFITS TO RECEIVE FUNDING THROUGH A COMPETITIVE EVALUATED AWARD PROCESS; WAIVER AND DISCLOSURES), PART 1 (GENERAL PROVISIONS), CHAPTER 118 (CITY GRANTS), *ORDINANCE CODE*, TO ESTABLISH WAIVER AND DISCLOSURE REQUIREMENTS; PROVIDING FOR CODIFICATION INSTRUCTIONS; PROVIDING AN EFFECTIVE DATE.

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

**Section 1. Amending Section 118.107 (Nonprofits to receive funding through a competitive evaluated award process; waiver and disclosures), Part 1 (General Provisions), Chapter 118 (City Grants), Ordinance Code.** Section 118.107 (Nonprofits to receive funding through a competitive evaluated award process; waiver and disclosures), Part 1 (General Provisions), Chapter 118 (City Grants), *Ordinance Code*, is hereby amended to read as follows:

**CHAPTER 118 - CITY GRANTS**

**PART 1 - GENERAL PROVISIONS**

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**Sec. 118.107. - Nonprofits to receive funding through a competitive evaluated award process; waiver and disclosures.**

(a) Except as provided for in Section 118.106 above, all City funds appropriated to nonprofit organizations shall be subject to a competitive evaluated award process under Chapters 118 or 126, Ordinance Code, as applicable. A "competitive evaluated award process" means that funding shall be competitively procured under the procedures set

1           forth in Parts 6 or 8, Chapter 118, or Part 3, Chapter  
2           126, Ordinance Code, via an evaluated bid process as  
3           outlined therein. This provision is specifically not  
4           intended to prevent the use of Section ~~126.017~~ 126.108  
5           (a), (b), (c), (d), (e), (f) or (h), Ordinance Code, or  
6           single source procurement or noncompetitive purchases  
7           under Sections 126.206 and 126.312, Ordinance Code.  
8           ~~However, the use of Section 126.107(g), Ordinance Code,~~  
9           ~~to direct contract with nonprofits would require a waiver~~  
10          ~~of this Section 118.107 with a detailed explanation as to~~  
11          ~~why the direct contract with the nonprofit is necessary.~~

12          (b) Any waiver of subsection (a) above shall require:

13           (1) a detailed explanation as to why the direct contract  
14           with the nonprofit is necessary,

15           (2) filing by the nonprofit of an affidavit, in a form  
16           approved by the Office of General Counsel, that  
17           indicates whether the Mayor or a Council Member, or  
18           the spouse or children of the Mayor or a Council  
19           Member, is or is not employed by the nonprofit  
20           organization or serves on the nonprofit Board of  
21           Directors, prior to filing of any legislation.  
22           Failure to submit an accurate affidavit shall cause  
23           the award to be voidable by the City. The affidavit  
24           shall be attached to the filed legislation.

25           (3) If a connection listed in subsection (2) above is  
26           listed, publication at the time of filing the  
27           legislation of a notice on the City website for at  
28           least 2 weeks stating that the City is considering a  
29           direct contract and will accept other proposals for  
30           the same project or service. Any proposals received  
31           by the City shall be reviewed by the Council prior

1                   to action on the legislation.

2           (c) Waiver of subsection (a) of this section or any of the  
3           requirements in subsection (b) of this section shall  
4           require approval of two-thirds of the Council members  
5           present.

6           **Section 2.           Codification Instructions.** The Codifier and the  
7 Office of General Counsel are authorized to make all chapter and  
8 division "tables of contents" consistent with the changes set forth  
9 herein. Such editorial changes and any others necessary to make the  
10 *Ordinance Code* consistent with the intent of this legislation are  
11 approved and directed herein, and changes to the *Ordinance Code* shall  
12 be made forthwith and when inconsistencies are discovered.

13           **Section 3.           Effective Date.** This Ordinance shall become  
14 effective upon signature by the Mayor or upon becoming effective  
15 without the Mayor's signature.

16  
17 Form Approved:

18  
19 \_\_\_\_\_  
20 Office of General Counsel

21 Legislation Prepared By: Dylan Reingold

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