

1 Introduced by Council President Salem and Co-Sponsored by Council
2 Member Clark-Murray and amended by the Rules Committee:
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5 **ORDINANCE 2024-250-E**

6 AN ORDINANCE REGARDING THE OPIOID AND SUBSTANCE
7 USE DISORDER SETTLEMENT PROCEEDS GRANTS;
8 AMENDING SECTIONS 84.304 (ELIGIBILITY TO APPLY
9 FOR OPIOID SETTLEMENT PROCEEDS GRANTS) AND
10 84.306 (REVIEW, EVALUATION AND SCORING OF
11 APPLICATIONS BY OSUD GRANTS COMMITTEE), PART 3
12 (OPIOID SETTLEMENT PROCEEDS GRANT AWARDS
13 PROCEDURES), CHAPTER 84 (OPIOID SETTLEMENT
14 PROCEEDS GRANTS), *ORDINANCE CODE*; REQUESTING
15 ONE-CYCLE EMERGENCY PASSAGE; PROVIDING FOR
16 CODIFICATION INSTRUCTIONS; PROVIDING AN
17 EFFECTIVE DATE.
18

19 **WHEREAS**, the Council established the Opioid and Substance Use
20 Disorder Grants Committee ("Committee") pursuant to Ordinance
21 2023-350-E (the "Enabling Ordinance"); and

22 **WHEREAS**, the Committee desires to amend the Enabling
23 Ordinance; now therefore

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

25 **Section 1. Recitals.** The recitals above are incorporated
26 herein by this reference.

27 **Section 2. Amending Sections 84.304 (Eligibility to Apply**
28 **for Opioid Settlement Proceeds Grants) and 84.306 (Review, Evaluation**
29 **and Scoring of Applications by OSUD Grants Committee), Part 3 (Opioid**
30 **Settlement Proceeds Grant Awards Procedures), Chapter 84 (Opioid**
31 **Settlement Proceeds Grants), *Ordinance Code*.** Sections 84.304

1 (Eligibility to Apply for Opioid Settlement Proceeds Grants) and
2 84.306 (Review, Evaluation and Scoring of Applications by OSUD Grants
3 Committee), Part 3 (Opioid Settlement Proceeds Grant Awards
4 Procedures), Chapter 84 (Opioid Settlement Proceeds Grants),
5 *Ordinance Code*, are amended to read as follows:

6 **CHAPTER 84 - OPIOID SETTLEMENT PROCEEDS GRANTS**

7 * * *

8 **PART 3. OPIOID SETTLEMENT PROCEEDS GRANT AWARDS PROCEDURES**

9 * * *

10 **Sec. 84.304. - Eligibility to Apply for Opioid Settlement Proceeds**
11 **Grants.**

12 * * *

13 (b) *Eligible Programs.* In order to be eligible to apply for or
14 receive an Opioid Settlement Proceeds Grant a requesting agency
15 must meet the following qualifications:

- 16 (1) All requesting agencies must operate programs that tangibly
17 affect and improve an Opioid Settlement Proceeds funded
18 category- and comply with the requirements of the MOU
19 authorized by Ordinance 2021-659-E, as may be amended.
- 20 (2) The requesting agency must perform services or operate the
21 program(s) in Duval County, Florida. Grant funds awarded
22 pursuant to this Part shall be used solely to serve
23 residents of Duval County and all expenditures of grant
24 funds shall be in compliance with the obligations set forth
25 in Chapter 118, Parts 1 - 5, this Chapter, and the MOU
26 authorized by Ordinance 2021-659-E. For existing programs,
27 grant funds awarded pursuant to this Part must be used to
28 expand or enhance the program.

29 (c) *Eligibility Documents.* Notwithstanding the prohibition in
30 subsection (a) above, a requesting agency shall include the
31 following eligibility documents listed in subsections (1) - (5)

1 below, as applicable (collectively, the "Eligibility
2 Documents"), in its Opioid Settlement Proceeds Grant application
3 submittal. If a requesting agency fails to include the
4 Eligibility Documents in the form and manner prescribed below,
5 the requesting agency shall be ineligible to apply for an Opioid
6 Settlement Proceeds Grant and such requesting agency's
7 application shall not be reviewed and evaluated by the OSUD
8 Grants Committee. The Eligibility Documents are as follows:

9 * * *

10 (3) The following financial information as applicable:

- 11 a. Copies of the requesting agency's fiscal balance sheets
12 and statements of income and expenses for the last two
13 fiscal years of the requesting agency; and
14 b. Copies of the requesting agency's completed and filed
15 federal tax returns for the last three tax years, ~~or~~
16 c. Agencies exempt from filing federal tax returns shall
17 file:
18 i. IRS certification of exemption ~~and copy of the~~
19 ~~agency's completed Form 1023~~; and
20 ii. Copies of audit reports for the last three years.
21 Audit reports shall be conducted in accordance with
22 both GAAS and Government Auditing Standards (GAS)
23 issued by the Comptroller General of the United
24 States, and if applicable the provisions of the
25 Office of Management and Budget Circular A-133
26 "Audits of States, Local Governments and Non-Profit
27 Organizations" made by a certified public
28 accountant; or
29 d. iii. For agencies that do not have the required audit
30 reports listed in (ii) above, ~~If the Agency does not have~~
31 ~~the financial information requested in subsections (3)a~~

1 ~~e above,~~ then the agency must submit its financial
2 information in form and substance reasonably acceptable
3 to the Department of Finance and Administration. The
4 form shall be identified by the department prior to the
5 commencement of the application cycle and be uniform for
6 all agencies completing the form.

7 * * *

8 (5) An original and accurate affidavit as verified by the
9 Manager of Opioid Abatement, in the form provided by the
10 Office of General Counsel, executed by the requesting
11 agency's executive director, chief executive or operating
12 officer, president, vice president or board chairman
13 certifying that:

14 a. The requesting agency's program will be operated in
15 Duval County, Florida, ~~and~~ serve residents of Duval
16 County, Florida, and comply with the requirements of the
17 MOU authorized by Ordinance 2021-659-E, as may be
18 amended;

19 b. The requesting agency's program will serve an Opioid
20 Settlement Proceeds Grant funded category for the grant
21 application cycle in which the requesting agency is
22 applying for;

23 c. The requesting agency's program is not ~~eligible to~~
24 ~~receive~~ receiving funding from any of the City programs
25 listed in Section 84.304(a) for the fiscal year in which
26 the requesting agency is applying;

27 d. The requesting agency's appropriation request for
28 multiple or single programs does not exceed in the
29 aggregate 24 percent of the requesting agency's annual
30 revenue (as shown on filed tax returns) averaged over
31 the previous three tax years;

1 e. The requesting agency is in compliance with the terms
2 of all existing City agreements in which the requesting
3 agency is a party; and

4 f. The requesting agency is in compliance with all
5 applicable federal, state, and local laws, rules,
6 regulations, and ordinances, as the same may exist and
7 may be amended from time to time.

8 * * *

9 **Sec. 84.306. - Review, Evaluation and Scoring of Applications by OSUD**
10 **Grants Committee.**

11 * * *

12 (b) *Scoring and Rankings.* A score sheet containing the evaluation
13 criteria, together with the maximum points assigned to each
14 criterion pursuant to Section 84.306(c) below, shall be used to
15 evaluate applications. Each Member shall record the scores given
16 to each criterion on the score sheet. The score sheet shall be
17 retained by the Manager of Opioid Abatement and made available
18 for review as public record at such time that the scoring for
19 all eligible applications is completed. City staff shall not
20 score applications nor provide scoring suggestions to members
21 of the OSUD Grants Committee. The Manager of Opioid Abatement
22 shall rank each application belonging to an Opioid Settlement
23 Proceeds Grant funded category from highest to lowest (e.g.,
24 first, second, third, etc.) based on the average of the scores
25 contained on the score sheets for each application. Upon
26 determining the average score for each application, the Manager
27 of Opioid Abatement shall discard any individual application
28 score that is 20 points more or less than such average score and
29 recalculate the average score for said application based on the
30 remaining scores. An application must have an average score of
31 70 points or more to be awarded grant funds pursuant to this

1 Part. The OSUD Grants Committee shall establish a uniform
2 procedure for breaking tied scores.

3 * * *

4 **Section 3. Requesting One-Cycle Emergency Passage Pursuant**
5 **to Council Rule 4.901 (Declaration of Emergency), Part 9 (Emergency**
6 **Legislation), Chapter 4 (Procedures).** One-cycle emergency passage
7 of this legislation is requested. The nature of this emergency is
8 that the amendments in this legislation are needed prior to the
9 commencement of Fiscal Year 2024-2025 Opioid Settlement Proceeds
10 Grants cycle.

11 **Section 4. Codification Instructions.** The Codifier and the
12 Office of General Counsel are authorized to make all chapter and
13 division "tables of contents" consistent with the changes set forth
14 herein. Such editorial changes and any others necessary to make the
15 *Ordinance Code* consistent with the intent of this legislation are
16 approved and directed herein, and changes to the *Ordinance Code* shall
17 be made forthwith and when inconsistencies are discovered.

18 **Section 5. Effective Date.** This Ordinance shall become
19 effective upon signature by the Mayor or upon becoming effective
20 without the Mayor's signature.

21
22 Form Approved:

23
24 /s/ Mary E. Staffopoulos

25 Office of General Counsel

26 Legislation Prepared By: Jeremy M. Brown

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