

1 Introduced by Council Member Pittman and Co-Sponsored by Council  
2 Members Johnson, Peluso and Clark-Murray:

3  
4  
5 **ORDINANCE 2024-938-E**

6 AN ORDINANCE APPROPRIATING \$30,000 FROM A  
7 CONTINGENCY ACCOUNT WITHIN THE KIDS HOPE  
8 ALLIANCE ("KHA") FUND TO THE SUBSIDIES AND  
9 CONTRIBUTIONS TO PRIVATE ORGANIZATIONS ACCOUNT  
10 TO PROVIDE FUNDING TO JACKSONVILLE ARTS AND  
11 MUSIC SCHOOL INC. ("JAMS") FOR THE ARTWORKS  
12 INITIATIVE (THE "PROGRAM") AS DESCRIBED HEREIN;  
13 INVOKING THE EXEMPTION IN SECTION 126.108(G)  
14 (EXEMPTIONS FROM COMPETITIVE SOLICITATION),  
15 PART 1 (GENERAL REGULATIONS; ETHICS AND  
16 TRANSPARENCY IN PUBLIC CONTRACTING), CHAPTER 126  
17 (PROCUREMENT CODE), *ORDINANCE CODE*, TO ALLOW FOR  
18 A DIRECT CONTRACT WITH JAMS FOR THE PROGRAM;  
19 WAIVING THE REQUIREMENTS OF SECTION 77.111(A)  
20 (PROVIDER CONTRACTS), CHAPTER 77 (KIDS HOPE  
21 ALLIANCE), *ORDINANCE CODE*, TO EXEMPT THE  
22 SERVICES TO BE PROVIDED BY JAMS FROM COMPETITIVE  
23 PROCUREMENT; WAIVING THE AGE REQUIREMENTS OF  
24 SECTION 77.105(E) (DEFINITIONS), CHAPTER 77  
25 (KIDS HOPE ALLIANCE), *ORDINANCE CODE*, TO ALLOW  
26 JAMS TO PROVIDE SERVICES THROUGH THE PROGRAM TO  
27 HIGH SCHOOL AND COLLEGE STUDENTS THROUGH AGE 24;  
28 APPROVING, AND AUTHORIZING THE MAYOR, OR HER  
29 DESIGNEE, AND THE CORPORATION SECRETARY, AND/OR  
30 THE CHIEF EXECUTIVE OFFICER OF KHA TO EXECUTE  
31 AND DELIVER AN AGREEMENT BETWEEN THE CITY OF

JACKSONVILLE OR KHA AND JACKSONVILLE ARTS AND  
MUSIC SCHOOL INC. FOR THE PROGRAM; PROVIDING FOR  
OVERSIGHT BY KHA; PROVIDING AN EFFECTIVE DATE.

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

**Section 1. Appropriation.** For the 2024-2025 fiscal year,  
within the City's budget, there is 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 **Exhibit 1** \$30,000

(b) Appropriated to:

See **Exhibit 1** \$30,000

(c) Explanation of Appropriation:

The funding above is an appropriation of \$30,000 from a  
Contingency account within the Kids Hope Alliance ("KHA")  
Fund to the Subsidies and Contributions to Private  
Organizations account to provide funding to Jacksonville  
Arts and Music School Inc. ("JAMS") for the ArtWorks  
Initiative (the "Program") as described herein.

**Section 2. Purpose.** The purpose of the appropriation in  
Section 1 is to provide funding from the City of Jacksonville to JAMS  
for the JAMS ArtWorks Initiative as described in **Exhibit 2**, attached  
hereto and incorporated herein by this reference. The Program is a  
college and career exploration program designed to prepare teens and  
young adults through age 24 (high school - college) for life beyond  
graduation. JAMS specifically targets this Program to assist  
first-generation college students, low-income students, students of  
color and other underserved students. Eligible participants are youth

1 who are interested in exploring a career in the creative economy,  
2 public/private business sector, or civic engagement and who desire  
3 mentorship to guide them in developing the skills necessary to achieve  
4 their goals. The Program aims to set its participants on a course  
5 towards either college or employment upon graduation from high school  
6 and/or post-secondary pathways. The City funds provided herein will  
7 aid JAMS in expanding the Program with a goal of serving a minimum  
8 of ten additional students over the next year.

9           **Section 3. Invoking the Exemption in Section 126.108(g),**  
10 **Ordinance Code.** The City is hereby authorized to directly procure  
11 the professional services of Jacksonville Arts and Music School Inc.  
12 for the Program as described herein. Pursuant to Section 126.108(g)  
13 (Exemptions from competitive solicitation), Part 1 (General  
14 Regulations; Ethics and Transparency in Public Contracting), Chapter  
15 126 (Procurement Code), *Ordinance Code*, such procurement is exempted  
16 from competitive solicitation because the supplies or services are  
17 to be provided by those specifically prescribed within authorizing  
18 legislation. With the exception of the foregoing, all other provisions  
19 of Chapter 126, *Ordinance Code*, shall remain in full force and effect.

20           **Section 4. Waiving the Requirements of Section 77.111(a),**  
21 **Ordinance Code.** The City hereby waives the requirements of Section  
22 77.111(a) (Provider Contracts), Chapter 77 (Kids Hope Alliance),  
23 *Ordinance Code*, with respect to the contract with JAMS approved and  
24 authorized by this Ordinance. Section 77.111(a) requires contracts  
25 for children's services provided by third parties to be competitively  
26 procured by KHA via an evaluated bid process. This waiver is needed  
27 in order to allow KHA to directly contract with JAMS for the ArtWorks  
28 Initiative described in **Exhibit 2.**

29           **Section 5. Waiving the Age Restriction in Section**  
30 **77.105(e), Ordinance Code.** The City hereby waives the age provisions  
31 in Section 77.105(e) (Definitions), Chapter 77 (Kids Hope Alliance),

1 *Ordinance Code*, with respect to the contract with JAMS authorized and  
2 approved pursuant to Section 6 of this Ordinance. This waiver is  
3 required to allow JAMS to provide Program services to high school and  
4 college students through age 24.

5 **Section 6. Approval and Authorization to Execute.** There is  
6 hereby approved, and the Mayor, or her designee, and the Corporation  
7 Secretary, and/or the Chief Executive Officer of KHA, are hereby  
8 authorized to execute and deliver on behalf of the City or KHA, an  
9 agreement with Jacksonville Arts and Music School Inc. in an amount  
10 not-to-exceed \$30,000. The agreement shall be subject to and  
11 administered in accordance with Chapter 77, *Ordinance Code*, and the  
12 terms, scope and budget more particularly described in **Exhibit 2**, for  
13 a term commencing on October 1, 2024 through September 30, 2025, and  
14 all other contracts and documents, including extensions, renewals and  
15 amendments to the agreement, and to otherwise take all action  
16 necessary to effectuate the intent of this Ordinance, subject to  
17 appropriate legal review and approval by the General Counsel, or his  
18 designee, and the City's Risk Management Division for appropriate  
19 insurance and indemnification requirements in accordance with Section  
20 128.601, *Ordinance Code*.

21 **Section 7. Oversight Department.** The Kids Hope Alliance  
22 shall oversee the project described herein.

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 Form Approved:

27  
28           /s/ Mary E. Staffopoulos          

29 Office of General Counsel

30 Legislation Prepared By: Mary E. Staffopoulos

31 GC-#1666690-v1-2024-938-E.docx