

**CITY COUNCIL RESEARCH DIVISION  
LEGISLATIVE SUMMARY**



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**Bill Type and Number:** Ordinance 2023-511

**Introducer/Sponsor(s):** Council President

**Date of Introduction:** July 25, 2023

**Committee(s) of Reference:** F

**Date of Analysis:** July 27, 2023

**Type of Action:** Appropriation; authorizing direct contracting with named entities and invoking the exemption in Sec. 106.107(g) of the Procurement Code authorizing single-source noncompetitive procurements; authorizing budget transfer powers; Ordinance Code waivers

**Bill Summary:** The bill appropriates \$46,968,032 from Special Council Contingency – KHA to the Kids Hope Alliance for subsidies and contributions to private organizations. The Kids Hope Alliance Board is authorized to transfer funds through a transfer directive within and between Essential Service Plan Categories subject to a reporting requirement and a 25% cap on transfers out of each Essential Service Category. The Kids Hope Alliance is authorized to contract directly with the entities listed in the grant awards for the following grants - Department of Health & Human Services (SAMHSA) and the Department of Justice Comprehensive Anti-Gang Program for Youth. Per Section 126.107(g) of Chapter 126 -Procurement Code - such services are exempted from competitive solicitation because the services to be provided are being approved via this ordinance. Provisions of Ordinance Code Chapter 77 – Kids Hope Alliance – are waived with regard to the requirement for contracts for children’s services to be competitively procured by KHA via an evaluated bid process and with regard to the application of the Mayor’s transfer authority limitation.

**Background Information:** The purpose of this legislation is to provide funding for Kids Hope Alliance Essential Service Plans. The appropriated funds will cover the following KHA Essential Service Plans:

- Early Learning Programs - \$6,826,268
- Juvenile Justice Prevention/Intervention Programs - \$3,115,169
- Out of School Time Programs - \$22,462,271
- Preteen and Teen Programs - \$5,511,552
- Special Needs Programs - \$9,005,245
- Grief Counseling & Burial Costs - \$47,527

Normally the funding for this program would be appropriated in the annual budget ordinance, but this year a council member’s employment with an agency utilizing KHA funding would constitute a conflict of interest preventing them from voting on the budget. By appropriating the contract funding via separate legislation, the council member can abstain from voting on this bill and can vote without conflict on the budget ordinance.

**Policy Impact Area:** Kids Hope Alliance budget

**Fiscal Impact:** Appropriation of \$46,968,032 from Special Council Contingency-KHA

**Analyst:** Clements