

1 Introduced by Council Member Salem:
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4 **ORDINANCE 2023-385**

5 AN ORDINANCE REGARDING THE FOOD WASTE DIVERSION
6 (COMPOSTING) PILOT PROGRAM (THE "PILOT
7 PROGRAM"); AMENDING ORDINANCE 2022-907-E,
8 APPROVING AND ADOPTING THE PILOT PROGRAM, TO
9 EXTEND THE PILOT PROGRAM FOR AN ADDITIONAL THREE
10 MONTHS TO NOVEMBER 15, 2023, AND TO EXTEND THE
11 DATE FOR A PRELIMINARY REPORT ON THE PILOT
12 PROGRAM TO BE PRESENTED TO THE CITY COUNCIL TO
13 DECEMBER 15, 2023; AUTHORIZING THE MAYOR, OR HIS
14 DESIGNEE, AND THE CORPORATION SECRETARY TO
15 EXECUTE AN AMENDMENT TO THE CONTRACT BETWEEN THE
16 CITY OF JACKSONVILLE AND SUNSHINE ORGANICS &
17 COMPOST LLC, TO EXTEND THE TERM OF SAID CONTRACT
18 TO NOVEMBER 15, 2023; REQUESTING ONE CYCLE
19 EMERGENCY PASSAGE; PROVIDING AN EFFECTIVE DATE.
20

21 **WHEREAS**, on January 24, 2023, the City Council enacted Ordinance
22 2022-907-E approving and adopting the Food Waste Diversion
23 (Composting) Pilot Program (the "Pilot Program") to provide a
24 voluntary opportunity for Duval County Public Schools and various
25 restaurants and other food-based businesses in the Riverside-Avondale
26 area to partner with the City and its contractor, Sunshine Organics
27 & Composting LLC, for the provision of limited composting services
28 for certain food products; and

29 **WHEREAS**, said Ordinance provided that the Pilot Program would
30 commence on February 15, 2023 and continue through August 15, 2023,
31 at which point it would sunset unless further extended by legislation;

1 and

2 **WHEREAS**, it took longer than anticipated for the contractor and
3 the City to finalize the logistics for operation and administration
4 of the Pilot Program and therefore the City Council desires to extend
5 the Pilot Program by an additional three months to November 15, 2023
6 so that it might be administered for a full six-month period as
7 originally intended; now therefore

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

9 **Section 1. Amending Ordinance 2022-907-E.** Ordinance 2022-
10 907-E is hereby amended to extend the term of the Pilot Program for
11 an additional three months. The Pilot Program shall now sunset, be
12 repealed, and be of no further effect on November 15, 2023, unless
13 further extended by subsequent legislation. In addition, Ordinance
14 2022-907-E is hereby amended to extend the deadline for the Public
15 Works Department to provide a preliminary report to the City Council
16 regarding the Pilot Program (as outlined in Section 1 of said
17 Ordinance) to December 15, 2023.

18 **Section 2. Authorizing Execution of Amendment to Contract.**
19 The Mayor, or his designee, and the Corporation Secretary are hereby
20 authorized to execute and deliver, for and on behalf of the City, an
21 amendment to the Contract between the City of Jacksonville and
22 Sunshine Organics & Compost LLC, to extend the term of the contract
23 to November 15, 2023, subject to the same terms and conditions as
24 provided therein. The Solid Waste Division of the Public Works
25 Department shall continue to oversee and administer the contract and
26 Pilot Program described herein.

27 **Section 3. Requesting One Cycle Emergency Passage Pursuant**
28 **to Council Rule 4.901 Emergency.** One cycle emergency passage of this
29 legislation is requested. The nature of the emergency is that the
30 City Council would like to provide the City and contractor with as
31 much lead time as possible to prepare for extension of the Pilot

1 Program and to confirm continued participation by Duval County Public
2 Schools, restaurants and other food-based businesses for this
3 extended period.

4 **Section 4. Effective Date.** This Ordinance shall become
5 effective upon signature by the Mayor or upon becoming effective
6 without the Mayor's signature.

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8 Form Approved:

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10 /s/ Mary E. Staffopoulos

11 Office of General Counsel

12 Legislation Prepared By: Mary E. Staffopoulos

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