

1 Introduced by Council Member Salem and Co-Sponsored by Council Member
2 Clark-Murray:

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4
5 **ORDINANCE 2024-933-E**

6 AN ORDINANCE APPROPRIATING \$152,362 FROM A
7 GENERAL FUND OPERATING SPECIAL COUNCIL
8 CONTINGENCY ACCOUNT TO THE GENERAL FUND
9 OPERATING SUBSIDIES AND CONTRIBUTIONS TO PRIVATE
10 ORG ACCOUNT, TO PROVIDE CITY GRANT FUNDING TO
11 REGIONAL FOOD BANK OF NORTHEAST FLORIDA, INC.
12 D/B/A FEEDING NORTHEAST FLORIDA ("FNEFL") FOR
13 THE GROWING TO MEET THE NEED PROGRAM (THE
14 "PROGRAM") AS DESCRIBED HEREIN; WAIVING SECTION
15 118.107 (NONPROFITS TO RECEIVE FUNDING THROUGH
16 A COMPETITIVE EVALUATED AWARD PROCESS), PART 1
17 (GENERAL PROVISIONS), CHAPTER 118 (CITY GRANTS),
18 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT
19 WITH FNEFL; APPROVING, AND AUTHORIZING THE
20 MAYOR, OR HER DESIGNEE, AND THE CORPORATION
21 SECRETARY TO EXECUTE AND DELIVER ON BEHALF OF
22 THE CITY A GRANT AGREEMENT BETWEEN THE CITY OF
23 JACKSONVILLE AND FNEFL FOR THE PROGRAM;
24 PROVIDING FOR OVERSIGHT BY THE GRANTS AND
25 CONTRACT COMPLIANCE DIVISION OF THE FINANCE
26 DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

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

29 **Section 1. Appropriation.** For the 2024-2025 fiscal year,
30 within the City's budget, there is hereby appropriated the indicated
31 sum(s) from the account(s) listed in subsection (a) to the account(s)

1 listed in subsection (b):

2 (The account information is attached hereto as **Exhibit 1** and
3 incorporated herein by this reference)

4 (a) Appropriated from:

5 See **Exhibit 1** \$152,362

6 (b) Appropriated to:

7 See **Exhibit 1** \$152,362

8 (c) Explanation of Appropriation:

9 The funding above is an appropriation of \$152,362 from a
10 General Fund Operating Special Council Contingency account
11 to the General Fund Operating Subsidies and Contributions
12 to Private Org account, to provide a grant to Regional Food
13 Bank of Northeast Florida, Inc. d/b/a Feeding Northeast
14 Florida ("FNEFL") for the Growing to Meet the Need Program
15 (the "Program") as described herein.

16 **Section 2. Purpose.** The purpose of the appropriation in
17 Section 1 is to provide grant funds from the City of Jacksonville to
18 Regional Food Bank of Northeast Florida, Inc. d/b/a Feeding Northeast
19 Florida for the Growing to Meet the Need Program as described in
20 **Exhibit 2**, attached hereto and incorporated herein by this reference.

21 The Program entails completion of improvements to FNEFL's new
22 warehouse/operations facility located at 5245 Old Kings Road. FNEFL
23 purchased this facility to serve as a consolidated location for cold
24 and dry food storage and to house the operations and various programs
25 offered by FNEFL, including an expanded Volunteer Center, a community
26 kitchen, an Education Center, a demonstration garden, and an event
27 space. Approximately 80% of the activity at this FNEFL facility is
28 dedicated to supporting Duval County residents.

29 The new warehouse/operations facility is in need of a number of
30 capital repairs and improvements to ensure food can be properly stored
31 and to ensure the safety of staff working at the facility. The City

1 funds will be used to pay for modifications to the receiving truck
2 well incline and for purchase and installation of various equipment
3 including a dehumidifier system for the primary cooler, a speed door
4 alarm system at the primary cooler, a drier system for the volunteer
5 cooler, and lighting and system infrastructure upgrades to the event
6 space and Education Center. The City grant funds will be used to
7 cover a maximum of 80% of the total cost of the facility improvements
8 and equipment purchases up to the not-to-exceed amount of \$152,362.
9 In addition, in the event the City funds expended for real property
10 improvements are equal to or greater than \$25,000, FNEFL will be
11 required to enter into a restrictive covenant agreement with the City
12 to ensure continued, dedicated use of the improved facility/property
13 for public purposes for a period of not less than ten years.

14 **Section 3. Waiver of Section 118.107, Ordinance Code.** The
15 provisions of Section 118.107 (Nonprofits to receive funding through
16 a competitive evaluated award process), Part 1 (General Provisions),
17 Chapter 118 (City Grants), *Ordinance Code*, are hereby waived to allow
18 for a direct contract with FNEFL. This waiver is justified because
19 FNEFL provides a significant service to the community by operating a
20 food bank to address food insecurity amongst Duval County's most
21 vulnerable populations. Upgrades to the facility are necessary to
22 ensure the safe, uninterrupted operation of FNEFL's food bank and
23 other operations to avoid a lapse in service to the community.

24 **Section 4. Approval and Authorization to Execute.** There is
25 hereby approved, and the Mayor, or her designee, and the Corporation
26 Secretary are hereby authorized to execute and deliver on behalf of
27 the City a grant agreement with Regional Food Bank of Northeast
28 Florida, Inc. d/b/a Feeding Northeast Florida, in an amount
29 not-to-exceed \$152,362, subject to the Term Sheet and Budget more
30 particularly described in **Exhibit 2**, for a term commencing on October
31 1, 2024 through September 30, 2025, and all other contracts and

1 documents, including extensions, renewals and amendments to the
2 agreement, and to otherwise take all action necessary to effectuate
3 the intent of this Ordinance, subject to appropriate legal review and
4 approval by the General Counsel, or his or her designee, and the
5 City's Risk Management Division for appropriate insurance and
6 indemnification requirements in accordance with Section 128.601,
7 *Ordinance Code.*

8 **Section 5. Oversight Department.** The Grants and Contract
9 Compliance Division of the Finance Department shall oversee the
10 project described herein.

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

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15 Form Approved:

16
17 /s/ Mary E. Staffopoulos

18 Office of General Counsel

19 Legislation Prepared By: Mary E. Staffopoulos

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