

1 Introduced by Council Member Boylan and co-sponsored by Council
2 Members Morgan, Carlucci, Hazouri, Bowman, Cumber, White, Diamond,
3 Newby, R. Gaffney, Priestly Jackson, DeFoor, Pittman, Salem, Ferraro
4 Becton and Freeman:
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6

7 **ORDINANCE 2020-248**

8 AN ORDINANCE PERTAINING TO HUNGER AND EVICTION
9 RELIEF; APPROPRIATING \$1,000,000.00 FROM
10 OPERATING RESERVES WITHIN THE GENERAL FUND/
11 GENERAL SERVICE DISTRICT TO PROVIDE FUNDING TO
12 UNITED WAY OF NORTHEAST FLORIDA FOR FUNDING
13 FLORIDA'S FIRST COAST RELIEF FUND TO ASSIST
14 VARIOUS NONPROFITS IN PROVIDING NECESSARY
15 SERVICES DIRECTLY RELATED TO THE COVID-19
16 OUTBREAK; APPROVING, AND AUTHORIZING THE
17 MAYOR, OR HIS DESIGNEE, AND CORPORATION
18 SECRETARY TO EXECUTE AND DELIVER, A FUNDING
19 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND
20 UNITED WAY OF NORTHEAST FLORIDA FOR
21 DISTRIBUTION THROUGH FLORIDA'S FIRST COAST
22 RELIEF FUND; INVOKING THE EXCEPTION OF
23 126.107(G) (EXEMPTIONS), CHAPTER 126
24 (PROCUREMENT CODE), *ORDINANCE CODE*, TO DIRECT
25 CONTRACT WITH UNITED WAY OF NORTHEAST FLORIDA;
26 WAIVING SECTION 118.201(F)(7) (RELEASE OF
27 APPROPRIATIONS), *ORDINANCE CODE*, SINCE
28 PAYMENTS ARE NOT TIED TO DRAWS FOR SERVICES
29 PERFORMED OR REIMBURSEMENT FOR WORK DONE BUT
30 PER A SCHEDULE WITHIN THE AGREEMENT; PROVIDING
31 FOR OVERSIGHT BY THE OFFICE OF GRANTS AND

1 CONTRACT COMPLIANCE; REQUESTING EMERGENCY ONE
2 CYCLE PASSAGE; PROVIDING AN EFFECTIVE DATE.
3

4 **WHEREAS**, Florida's First Coast Relief Fund (the "Fund") was
5 formed around 2016 by local funders to provide a dependable,
6 consistent and collaborative method to raise and deploy resources
7 to nonprofit organizations in Northeast Florida working to meet
8 unmet critical needs of residents who are disproportionately
9 impacted by disasters and crises; and

10 **WHEREAS**, the Fund was founded by The Community Foundation for
11 Northeast Florida, the Jessie Ball duPont Fund, the Jewish
12 Federation and Foundation of Northeast Florida, United Way of
13 Northeast Florida, and United Way of St. Johns and Putnam Counties;
14 and

15 **WHEREAS**, the Fund was recently reactivated to combat the
16 economic damage done by the COVID-19 pandemic; and

17 **WHEREAS**, the local needs of nonprofit organizations for
18 programs to assist individuals and families with short-term housing
19 assistance, food assistance, child-care support, medical care, and
20 other financial assistance to allow for the continued delivery of
21 services cannot be overstated due to the COVID-19 pandemic and its
22 effect of the local, state, national and global economies; and

23 **WHEREAS**, the Fund is administered by the United Way of
24 Northeast Florida and fund recipients are chosen based on criteria
25 and qualifications by a Grants Committee which reviews the
26 applications; and

27 **WHEREAS**, the Fund's Grants Committee is staffed by experienced
28 program officers from the United Way of Northeast Florida, the
29 Community Foundation of Northeast Florida, Jessie Ball duPont Fund
30 and the Jacksonville Jewish Federation and Foundation; and

31 **WHEREAS**, the City's Director of Strategic Partnerships

1 currently sits on the Grants Committee as a nonvoting member but
2 with the allocation requested in this legislation, the City would
3 have the option of appointing a voting member to the Grants
4 Committee; and

5 **WHEREAS**, as of May 1, 2020, \$3.5 million has been raised with
6 68 agencies receiving \$2.2 million in support from the Fund; and

7 **WHEREAS**, in recent weeks the Fund has received more than 150
8 applications totaling \$5.5 million; and

9 **WHEREAS**, 100 percent of all donations to the Fund go out to
10 nonprofit organizations serving individuals with immediate needs
11 for food, shelter and medical care who are directly impacted and in
12 need of urgent relief; and

13 **WHEREAS**, the exact use of monies within the Fund existing must
14 be accounted for to private donors and the proposed allocation and
15 Funding Agreement provided for herein similarly require stringent
16 accounting of the funds to be appropriated by the City and specify
17 that the City funds will be directed to Duval County nonprofits who
18 meet the application criteria as reviewed by the Grants Committee;
19 now therefore

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

21 **Section 1. Appropriation.** For the 2019-2020 fiscal year,
22 within the City's budget, there are hereby appropriated the
23 indicated sum(s) from the account(s) listed in subsection (a) to
24 the account(s) listed in subsection (b):

25 (Account information attached hereto as **Exhibit 1**, and incorporated
26 herein by this reference)

27 (a) Appropriated from:

28 See **Exhibit 1** \$1,000,000.00

29 (b) Appropriated to:

30 See **Exhibit 1** \$1,000,000.00

31 (c) Explanation of Appropriation:

1 The funding above is from the Operating Reserves within
2 the General Fund/General Service District to provide
3 funding to United Way of Northeast Florida so that the
4 funding can be distributed through an application and
5 award process to Duval County nonprofit organizations to
6 assist local citizens in essential and immediate services
7 as part of relief efforts for the COVID-19 outbreak.

8 **Section 2. Purpose.** The purpose of the appropriation in
9 Section 1 above is to provide funding to United Way of Northeast
10 Florida for relief funds to assist Duval County nonprofits for
11 losses sustained as a result of the COVID-19 outbreak. United Way
12 of Northeast Florida is the Administrator of Florida's First Coast
13 Relief Fund which is an effort between various nonprofits to fill
14 in the gaps in essential and immediate social services for those
15 impacted by COVID-19.

16 **Section 3. Agreement approved and execution authorized.**
17 There is hereby approved, and the Mayor, or his designee, and
18 Corporation Secretary are hereby authorized to execute and deliver,
19 the Funding Agreement between the City of Jacksonville and United
20 Way of Northeast Florida, in substantially the form as attached
21 hereto as **Exhibit 2**, and incorporated herein by this reference (the
22 "Agreement"). The Agreement provides for \$1,000,000 for assistance
23 in the Florida's First Coast Relief Fund. The Agreement may include
24 such additions, deletions and changes as may be reasonable,
25 necessary and incidental for carrying out the purposes thereof, as
26 may be acceptable to the Mayor, or his designee, with such
27 inclusion and acceptance being evidenced by execution of the
28 Agreement by the Mayor, or his designee; provided however, no
29 modification to the Agreement may increase the financial
30 obligations or liability of the City to an amount in excess of the
31 amount stated in the Agreement or decrease the duties and

1 obligations of the United Way of Northeast Florida as stated in the
2 Agreement, and any such modification shall be technical only and
3 shall be subject to appropriate legal review and approval by the
4 Office of General Counsel. For the purposes of this Ordinance, the
5 term "technical changes" is defined as those changes having no
6 financial impact to the City and any other non-substantive changes
7 that do not substantively increase the duties and responsibilities
8 of the City under the provisions of the Agreement.

9 **Section 4. Invoking the exception to Section 126.107(g),**
10 **Ordinance Code.** The City is hereby authorized to enter into an
11 agreement with United Way of Northeast Florida for assistance with
12 the Florida's First Coast Relief Fund. Pursuant to Section
13 126.107(g) (Exemptions), Part 1 (General Regulations), Chapter 126,
14 Procurement Code), *Ordinance Code*, such procurement is exempted
15 from competitive solicitation because the supplies or services are
16 to be provided by those specifically prescribed within authorizing
17 legislation that appropriates the same. With the exception of the
18 foregoing, all other provisions of Chapter 126, *Ordinance Code*,
19 shall remain in full force and effect.

20 **Section 5. Waiving Section 118.201(f) (7) (Release of**
21 **Appropriations), Ordinance Code.** Section 118.201(f) (7), Ordinance
22 Code, requires that agreements for payment of City grants require
23 provisions for reimbursement for work done or based upon draws for
24 services. To the extent that the scheduled disbursements under the
25 Agreement provide funding in a phased schedule without being tied
26 to payment for work done or draws based upon services, the Council
27 waives the provisions of Section 118.201(f) (7) for this Ordinance.

28 **Section 6. Oversight.** The Office of Grants and
29 Contract Compliance shall oversee the funding agreement described
30 herein.

31 **Section 7. Requesting emergency one cycle passage**

1 **pursuant to Council Rule 4.901 Emergency.** Emergency one cycle
2 passage of this legislation is requested. The nature of the
3 emergency is that the current COVID-19 pandemic has resulted in the
4 immediate disruption of nonprofit organizations in providing
5 essential social services to the most vulnerable citizens in Duval
6 County and the nonprofit organizations involved in Florida's First
7 Coast Relief Fund desire to address the immediate concerns and
8 needs of the community in the most expedited manner with swift
9 results; therefore, there is an urgent need to allocate the funding
10 and execute the Funding Agreement to expedite relief to those
11 impacted.

12 **Section 8. Effective Date.** This ordinance shall become
13 effective upon signature by the Mayor or upon becoming effective
14 without the Mayor's signature.

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16 Form Approved:

17
18 /s/ Paige H. Johnston

19 Office of General Counsel

20 Legislation prepared by: Paige H. Johnston

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