

1 Introduced by Council President Salem:
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4 **ORDINANCE 2024-250**

5 AN ORDINANCE REGARDING THE OPIOID AND SUBSTANCE
6 USE DISORDER SETTLEMENT PROCEEDS GRANTS;
7 AMENDING SECTIONS 84.304 (ELIGIBILITY TO APPLY
8 FOR OPIOID SETTLEMENT PROCEEDS GRANTS) AND
9 84.306 (REVIEW, EVALUATION AND SCORING OF
10 APPLICATIONS BY OSUD GRANTS COMMITTEE), PART 3
11 (OPIOID SETTLEMENT PROCEEDS GRANTS), CHAPTER 84
12 (OPIOID SETTLEMENT PROCEEDS GRANTS), *ORDINANCE*
13 *CODE*; REQUESTING ONE-CYCLE EMERGENCY PASSAGE;
14 PROVIDING FOR CODIFICATION INSTRUCTIONS;
15 PROVIDING AN EFFECTIVE DATE.
16

17 **WHEREAS**, the Council established the Opioid and Substance Use
18 Disorder Grants Committee ("Committee") pursuant to Ordinance 2023-
19 350-E (the "Enabling Ordinance"); and

20 **WHEREAS**, the Committee desires to amend the Enabling
21 Ordinance; now therefore

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

23 **Section 1. Recitals.** The recitals above are incorporated
24 herein by this reference.

25 **Section 2. Amending Sections 84.304 (Eligibility to Apply**
26 **for Opioid Settlement Proceeds Grants) and 84.306 (Review, Evaluation**
27 **and Scoring of Applications by OSUD Grants Committee), Part 3 (Opioid**
28 **Settlement Proceeds Grants), Chapter 84 (Opioid Settlement Proceeds**
29 **Grants), Ordinance Code.** Sections 84.304 (Eligibility to Apply for
30 Opioid Settlement Proceeds Grants) and 84.306 (Review, Evaluation and
31 Scoring of Applications by OSUD Grants Committee), Part 3 (Opioid

1 Settlement Proceeds Grants), Chapter 84 (Opioid Settlement Proceeds
2 Grants), *Ordinance Code*, are amended to read as follows:

3 **CHAPTER 84 - OPIOID SETTLEMENT PROCEEDS GRANTS**

4 * * *

5 **PART 3. OPIOID SETTLEMENT PROCEEDS GRANT AWARDS PROCEDURES**

6 * * *

7 **Sec. 84.304. - Eligibility to Apply for Opioid Settlement**
8 **Proceeds Grants.**

9 * * *

10 (b) *Eligible Programs.* In order to be eligible to apply for or
11 receive an Opioid Settlement Proceeds Grant a requesting agency
12 must meet the following qualifications:

13 (1) All requesting agencies must operate programs that tangibly
14 affect and improve an Opioid Settlement Proceeds funded
15 category- and comply with the requirements of the MOU
16 authorized by Ordinance 2021-659-E, as may be amended.

17 (2) The requesting agency must perform services or operate the
18 program(s) in Duval County, Florida. Grant funds awarded
19 pursuant to this Part shall be used solely to serve
20 residents of Duval County and all expenditures of grant
21 funds shall be in compliance with the obligations set forth
22 in Chapter 118, Parts 1 - 5, this Chapter, and the MOU
23 authorized by Ordinance 2021-659-E. For existing programs,
24 grant funds awarded pursuant to this Part must be used to
25 expand or enhance the program.

26 (c) *Eligibility Documents.* Notwithstanding the prohibition in
27 subsection (a) above, a requesting agency shall include the
28 following eligibility documents listed in subsections (1) - (5)
29 below, as applicable (collectively, the "Eligibility
30 Documents"), in its Opioid Settlement Proceeds Grant application
31 submittal. If a requesting agency fails to include the

1 Eligibility Documents in the form and manner prescribed below,
2 the requesting agency shall be ineligible to apply for an Opioid
3 Settlement Proceeds Grant and such requesting agency's
4 application shall not be reviewed and evaluated by the OSUD
5 Grants Committee. The Eligibility Documents are as follows:

6 * * *

7 (3) The following financial information as applicable:

8 a. Copies of the requesting agency's fiscal balance sheets
9 and statements of income and expenses for the last two
10 fiscal years of the requesting agency; and

11 b. Copies of the requesting agency's completed and filed
12 federal tax returns for the last three tax years; ~~or.~~

13 ~~e. Agencies exempt from filing federal tax returns shall~~
14 ~~file:~~

15 ~~i. IRS certification of exemption and copy of the~~
16 ~~agency's completed Form 1023; and~~

17 ~~ii. Copies of audit reports for the last three years.~~

18 ~~Audit reports shall be conducted in accordance with~~
19 ~~both GAAS and Government Auditing Standards (GAS)~~
20 ~~issued by the Comptroller General of the United~~
21 ~~States, and if applicable the provisions of the~~
22 ~~Office of Management and Budget Circular A-133~~
23 ~~"Audits of States, Local Governments and Non-Profit~~
24 ~~Organizations" made by a certified public~~
25 ~~accountant; or~~

26 ~~d. If the Agency does not have the financial information~~
27 ~~requested in subsections (3)a - c above, then the agency~~
28 ~~must submit its financial information in form and~~
29 ~~substance reasonably acceptable to the Department of~~
30 ~~Finance and Administration. The form shall be identified~~
31 ~~by the department prior to the commencement of the~~

1 application cycle and be uniform for all agencies
2 completing the form.

3 * * *

4 (5) An original and accurate affidavit as verified by the
5 Manager of Opioid Abatement, in the form provided by the
6 Office of General Counsel, executed by the requesting
7 agency's executive director, chief executive or operating
8 officer, president, vice president or board chairman
9 certifying that:

10 a. The requesting agency's program will be operated in
11 Duval County, Florida, ~~and~~ serve residents of Duval
12 County, Florida, and comply with the requirements of the
13 MOU authorized by Ordinance 2021-659-E, as may be
14 amended;

15 b. The requesting agency's program will serve an Opioid
16 Settlement Proceeds Grant funded category for the grant
17 application cycle in which the requesting agency is
18 applying for;

19 c. The requesting agency's program is not ~~eligible to~~
20 ~~receive~~ receiving funding from any of the City programs
21 listed in Section 84.304(a) for the fiscal year in which
22 the requesting agency is applying;

23 d. The requesting agency's appropriation request for
24 multiple or single programs does not exceed in the
25 aggregate 24 percent of the requesting agency's annual
26 revenue (as shown on filed tax returns) averaged over
27 the previous three tax years;

28 e. The requesting agency is in compliance with the terms
29 of all existing City agreements in which the requesting
30 agency is a party; and

31 f. The requesting agency is in compliance with all

1 applicable federal, state, and local laws, rules,
2 regulations, and ordinances, as the same may exist and
3 may be amended from time to time.

4 * * *

5 **Sec. 84.306. - Review, Evaluation and Scoring of Applications**
6 **by OSUD Grants Committee.**

7 * * *

8 (b) *Scoring and Rankings.* A score sheet containing the evaluation
9 criteria, together with the maximum points assigned to each
10 criterion pursuant to Section 84.306(c) below, shall be used to
11 evaluate applications. Each Member shall record the scores given
12 to each criterion on the score sheet. The score sheet shall be
13 retained by the Manager of Opioid Abatement and made available
14 for review as public record at such time that the scoring for
15 all eligible applications is completed. City staff shall not
16 score applications nor provide scoring suggestions to members
17 of the OSUD Grants Committee. The Manager of Opioid Abatement
18 shall rank each application belonging to an Opioid Settlement
19 Proceeds Grant funded category from highest to lowest (e.g.,
20 first, second, third, etc.) based on the average of the scores
21 contained on the score sheets for each application. Upon
22 determining the average score for each application, the Manager
23 of Opioid Abatement shall discard any individual application
24 score that is 20 points more or less than such average score and
25 recalculate the average score for said application based on the
26 remaining scores. An application must have an average score of
27 70 points or more to be awarded grant funds pursuant to this
28 Part. The OSUD Grants Committee shall establish a uniform
29 procedure for breaking tied scores.

30 * * *

31 **Section 3. Requesting One-Cycle Emergency Passage Pursuant**

1 to Council Rule 4.901 (Declaration of Emergency), Part 9 (Emergency
2 Legislation), Chapter 4 (Procedures). One-cycle emergency passage
3 of this legislation is requested. The nature of this emergency is
4 that the amendments in this legislation are needed prior to the
5 commencement of Fiscal Year 2024-2025 Opioid Settlement Proceeds
6 Grants cycle.

7 **Section 4. Codification Instructions.** The Codifier and the
8 Office of General Counsel are authorized to make all chapter and
9 division "tables of contents" consistent with the changes set forth
10 herein. Such editorial changes and any others necessary to make the
11 *Ordinance Code* consistent with the intent of this legislation are
12 approved and directed herein, and changes to the *Ordinance Code* shall
13 be made forthwith and when inconsistencies are discovered.

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

17
18 Form Approved:

19
20 /s/ Jeremy M. Brown

21 Office of General Counsel

22 Legislation Prepared By: Jeremy M. Brown

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