

1 Introduced by Council Member Newby:
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4 **ORDINANCE 2022-689**

5 AN ORDINANCE APPROPRIATING \$4,294.00 FROM A
6 DESIGNATED SPECIAL COUNCIL CONTINGENCY TO
7 PROVIDE FUNDING FOR FIRST COAST COMMUNITY
8 DEVELOPMENT TO PROVIDE MEALS AND HEALTH SERVICES
9 TO VULNERABLE RESIDENTS; REQUESTING CARRYOVER;
10 AUTHORIZING THE MAYOR AND THE CORPORATION
11 SECRETARY TO EXECUTE A GRANT AGREEMENT BETWEEN
12 THE CITY OF JACKSONVILLE AND FIRST COAST
13 COMMUNITY DEVELOPMENT TO EFFECTUATE THIS
14 LEGISLATION; INVOKING THE EXEMPTION IN SECTION
15 126.107(G) (EXEMPTIONS), PART 1 (GENERAL
16 REGUALTIONS), CHAPTER 126, *ORDINANCE CODE*;
17 WAIVING SECTION 118.107 (NONPROFITS TO RECEIVE
18 FUNDING THROUGH A COMPETITIVE EVALUATED AWARD
19 PROCESS), *ORDINANCE CODE*; WAIVING SECTION
20 118.201(F) (7) (RELEASE OF APPROPRIATIONS),
21 *ORDINANCE CODE*; AUTHORIZING THE MAYOR AND THE
22 CORPORATION SECRETARY TO EXECUTE ANY OR ALL
23 DOCUMENTS NECESSARY TO EFFECTUATE THIS
24 LEGISLATION; DESIGNATING THE OFFICE OF GRANTS
25 AND CONTRACT COMPLIANCE TO OVERSEE THE PROJECT;
26 REQUESTING ONE CYCLE EMERGENCY PASSAGE;
27 PROVIDING AN EFFECTIVE DATE.

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

30 **Section 1. Appropriation.** For the 2021-2022 fiscal year,
31 within the City's budget, there are hereby appropriated the indicated

1 sum(s) from the account(s) listed in subsection (a) to the account(s)
2 listed in subsection (b):

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

5 (a) Appropriated from:

6 See **Exhibit 1** \$4,294.00

7 (b) Appropriated to:

8 See **Exhibit 1** \$4,294.00

9 (c) **Explanation of Appropriation** - Transfer funding from the
10 designated Council contingency to First Coast Community
11 Development to provide meals and health services to
12 vulnerable residents.

13 **Section 2. Purpose.** The purpose of the appropriation in
14 Section 1 above is to provide funding from the City of Jacksonville
15 to First Coast Community Development so that they can provide meals
16 and health services to vulnerable residents.

17 **Section 3. Carryover.** The funds appropriated by this
18 Ordinance shall not lapse but shall carryover through September 30,
19 2023.

20 **Section 4. Authorizing the Mayor and the Corporation**
21 **Secretary to execute any and all documents necessary to effectuate**
22 **this legislation.** The Mayor, or his designee, and the Corporation
23 Secretary are hereby authorized to execute and deliver an agreement
24 between the City of Jacksonville and First Coast Community
25 Development.

26 **Section 5. Invoking the exception to Section 126.107(g),**
27 **Ordinance Code.** The City is hereby authorized to procure the use of
28 the services of First Coast Community Development to provide for
29 meals and health services for vulnerable residents. Pursuant to
30 Section 126.107(g) (Exemptions), Part 1 (General Regulations),
31 Chapter 126 (Procurement Code), *Ordinance Code*, such procurement is

1 exempted from competitive solicitation because the supplies or
2 services are to be provided by those specifically prescribed within
3 authorizing legislation that appropriates the same. With the
4 exception of the foregoing, all other provisions of Chapter 126,
5 *Ordinance Code*, shall remain in full force and effect.

6 **Section 6. Waiver of Section 118.107 (Nonprofits to**
7 **receive funding through a competitive evaluated award process), Part**
8 **1 (General Provisions), Chapter 118 (City Grants), Ordinance Code.**

9 The provisions of Section 118.107 (Nonprofits to receive funding
10 through a competitive evaluated award process), Part 1 (General
11 Provisions), Chapter 118 (City Grants), *Ordinance Code*, are hereby
12 waived to allow for a direct contract with First Coast Community
13 Development and the City of Jacksonville. The City finds that First
14 Coast Community Development is a justified direct contract because
15 First Coast Community Development is a nonprofit organization which
16 provides free meals and limited health services to vulnerable
17 residents.

18 **Section 7. Waiver of Section 118.201(f) (7) (Release of**
19 **Appropriations), Ordinance Code.**

20 Section 118.201(f) (7) (Release of
21 Appropriations), Chapter 118 (City Grants), *Ordinance Code*, is hereby
22 waived as to the disbursement of funds based upon draws for services
23 performed or reimbursements for work done. Waiver of Section
24 118.201(f) (7), *Ordinance Code*, is requested to allow advance payments
25 in excess of 10% to First Coast Community Development. Due to the
26 nature and purpose of the funding, advance payment equal to 1/2 of
27 the appropriation (\$2,147) will be allowed to be paid for start-up
28 costs with the remainder paid upon completion of the project, subject
29 to the terms of the agreement, drafted pursuant to Section 4 of this
30 Ordinance.

31 **Section 8. Authorizing the Mayor and the Corporation**
Secretary to execute any and all documents necessary to effectuate

1 **this legislation.** The Mayor and the Corporation Secretary are hereby
2 authorized to execute any and all documents necessary to effectuate
3 this legislation.

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5 **Section 9. Oversight Department.** The Office of Grants and
6 Contract Compliance within the Department of Finance and
7 Administration shall oversee the project described herein.

8 **Section 10. Requesting one cycle emergency passage pursuant**
9 **to Council Rule 4.901 Emergency.** Once cycle emergency passage of this
10 legislation is requested. The nature of the emergency is that this
11 funding is coming from a Council contingency account that will return
12 to the General Fund if not appropriated by September 30, 2022.
13 Emergency action is requested so that this bill can be taken up in
14 at the last meeting in September to secure the appropriations of
15 these funds for this purpose. Carryover language is requested below
16 so that First Coast Community Development has time to expend the
17 funds appropriated.

18 **Section 11. Effective Date.** This Ordinance shall become
19 effective upon signature by the Mayor or upon becoming effective
20 without the Mayor's signature.

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22 Form Approved:

23
24 /s/ Paige H. Johnston

25 Office of General Counsel

26 Legislation prepared by: Paige H. Johnston

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