

1 Introduced by Council Member Salem and Co-Sponsored by Council Member  
2 Gaffney, Jr.:

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4  
5 **ORDINANCE 2023-385-E**

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

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

30 **WHEREAS**, said Ordinance provided that the Pilot Program would  
31 commence on February 15, 2023 and continue through August 15, 2023,

1 at which point it would sunset unless further extended by legislation;  
2 and

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

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

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13 repealed, and be of no further effect on November 15, 2023, unless  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

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

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

1 much lead time as possible to prepare for extension of the Pilot  
2 Program and to confirm continued participation by Duval County Public  
3 Schools, restaurants and other food-based businesses for this  
4 extended period.

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

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9 Form Approved:

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11           /s/ Mary E. Staffopoulos          

12 Office of General Counsel

13 Legislation Prepared By: Mary E. Staffopoulos

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