

1 Introduced by Council President White:
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4 **ORDINANCE 2024-511**

5 AN ORDINANCE APPROPRIATING \$46,968,032 FROM
6 SPECIAL COUNCIL CONTINGENCY - KHA TO THE KIDS
7 HOPE ALLIANCE (KHA); PROVIDING FOR THE KIDS HOPE
8 ALLIANCE COMPREHENSIVE BUDGET TRANSFER POWERS;
9 APPROVING AND AUTHORIZING EXECUTION OF
10 AGREEMENTS BY THE MAYOR, OR HER DESIGNEE, AND
11 THE CORPORATION SECRETARY WITH NAMED GRANT
12 RECIPIENTS; APPROVAL AND AUTHORIZATION TO
13 EXECUTE AGREEMENTS WITH NAMED GRANT RECIPIENTS
14 AND INVOKING THE EXEMPTION IN SECTION
15 126.108(G), *ORDINANCE CODE*; AUTHORIZING THE
16 PROCUREMENT OF SERVICES PURSUANT TO
17 SINGLE-SOURCE AWARD AS DETERMINED APPROPRIATE IN
18 COORDINATION WITH THE CHIEF OF PROCUREMENT
19 PURSUANT TO SECTION 126.306 (PROCUREMENT METHODS
20 AND SELECTION), CHAPTER 126 (PROCUREMENT CODE),
21 *ORDINANCE CODE*; AUTHORIZING THE PROCUREMENT OF
22 SERVICES PURSUANT TO THE COMPETITIVE
23 SOLICITATION EXEMPTIONS LISTED IN SECTION
24 126.108 (EXEMPTIONS FROM COMPETITIVE
25 SOLICITATION), SUBPART A (GENERAL REGULATIONS),
26 PART 1 (GENERAL REGULATIONS; ETHICS AND
27 TRANSPARENCY IN PUBLIC CONTRACTING), CHAPTER 126
28 (PROCUREMENT CODE), *ORDINANCE CODE*; WAIVING
29 SECTION 77.111(A) (PROVIDER CONTRACTS), CHAPTER
30 77 (KIDS HOPE ALLIANCE), *ORDINANCE CODE*; WAIVING
31 SECTION 77.113 (ANNUAL OPERATING BUDGET; BUDGET

1 TRANSFERS), CHAPTER 77 (KIDS HOPE ALLIANCE),
2 ORDINANCE CODE, AND SECTION 106.304 (MAYOR'S
3 TRANSFER POWER), CHAPTER 106 (BUDGET AND
4 ACCOUNTING CODE), ORDINANCE CODE, TO ALLOW FOR
5 BUDGET TRANSFERS WITHIN THE PLAN; AUTHORIZING
6 THE OFFICE OF GENERAL COUNSEL AND THE COUNCIL
7 AUDITOR'S OFFICE TO MAKE ALL CHANGES NECESSARY
8 TO EFFECTUATE THE COUNCIL'S ACTION; PROVIDING AN
9 EFFECTIVE DATE.

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

12 **Section 1. Appropriation.** For the 2024-2025 fiscal year,
13 within the City's budget, there are hereby appropriated the indicated
14 sum(s) from the account(s) listed in subsection (a) to the account(s)
15 listed in subsection (b):

16 (Account information is attached hereto as **Exhibit 1** and incorporated
17 herein by this reference)

18 (a) Appropriated from:

19 See **Exhibit 1** \$46,968,032

20 (b) Appropriated to:

21 See **Exhibit 1** \$46,968,032

22 (c) Explanation of Appropriation:

23 The funding above is an appropriation of \$46,968,032 from
24 Special Council Contingency - KHA to the Kids Hope Alliance
25 for subsidies and contributions to private organizations.

26 **Section 2. Kids Hope Alliance Comprehensive Budget**
27 **Approved; Grant and Budget Transfers Authorized.** The Kids Hope
28 Alliance Fiscal Year 2024-2025 budget of \$46,968,032 for subsidies
29 and contributions to private organizations is herein appropriated as
30 provided on **Exhibit 1**. Kids Hope Alliance is authorized to receive
31 grants and make budget transfers in the manner described below:

1 **(a) Grants Received by Kids Hope Alliance.** The Kids Hope
2 Alliance is authorized and directed to follow the grant approval
3 process as outlined in Section 1.3 (e)(1) & (2) in the City Budget
4 Ordinance, 2024-504-E.

5 **(b) Kids Hope Alliance Transfer Authority Within the Plan.**
6 The Kids Hope Alliance is authorized to transfer, through a transfer
7 directive approved by the Mayor's Budget Review Committee: (i)
8 appropriations within each of the Essential Services Plan Categories,
9 and (ii) appropriations between Essential Services Plan Categories,
10 provided that cumulative transfers out of an Essential Service
11 Category do not exceed 25% of the individual Essential Services
12 Category budget from which the funds are being transferred. Any
13 transfer out of an Essential Services Category that results in more
14 than 25% of an individual Essential Services Category budget being
15 transferred out shall require City Council approval. In addition to
16 the transfer authority provided in the preceding sentences of this
17 subsection (b), the Kids Hope Alliance is authorized to transfer to
18 any Essential Services Category, through a transfer directive
19 approved by the Mayor's Budget Review Committee, excess funds
20 remaining after completion or termination of a contract for children's
21 services. Such transfers of excess funds shall not be included in the
22 calculation of, and shall not be subject to, the 25% limitation
23 provided in this subsection (b). There shall be provided to the
24 Council Auditor, the Council Finance Committee, and the Mayor's Budget
25 Review Committee at the end of each month a report detailing all
26 transfers made during that month.

27 **Section 3. Approval and Authorization to Execute Agreements**
28 **With Named Grant Recipients and Invoking the Exemption in Section**
29 **126.108(g), Ordinance Code.** Subject to the authorization terms in
30 Grant Agreements, the Mayor, or her designee, and the Corporation
31 Secretary and/or the Chief Executive Officer of the Kids Hope Alliance

1 ("CEO") are hereby authorized to contract directly with the entities
2 listed in the grant awards for the Criminal Justice Reinvestment,
3 Department of Health & Human Services (SAMHSA), and Department of
4 Justice grants, as shown in **Schedule M** attached hereto as **Exhibit 2**
5 and incorporated herein by this reference, and to extend or renew
6 such contracts to the extent that the underlying grant is extended
7 or renewed. Pursuant to Section 126.108(g) (Exemptions from
8 competitive solicitation), Subpart A (General Regulations), Part 1
9 (General Regulations; Ethics and Transparency in Public Contracting),
10 Chapter 126 (Procurement Code), *Ordinance Code*, such services are
11 exempted from competitive solicitation because the services to be
12 provided are being approved pursuant to this Ordinance.

13 **Section 4. Authorization to Procure Services Pursuant to**
14 **the Single-Source Award.** Kids Hope Alliance, in coordination with
15 the Chief of Procurement, is specifically authorized to procure
16 supplies, professional services and contractual services, including
17 but not limited to, children and youth services pursuant to the
18 single-source award as authorized in Section 126.306 (Procurement
19 methods and selection), *Ordinance Code*, as needed. All such services
20 procured by Kids Hope Alliance by single-source award shall be
21 consistent with the purposes of Chapter 77 (Kids Hope Alliance),
22 *Ordinance Code*, and awarded in accordance with Chapter 126
23 (Procurement Code), *Ordinance Code*.

24 **Section 5. Authorization to Procure Services Pursuant to**
25 **the Competitive Solicitation Exemptions Contained in Section 126.108,**
26 **Ordinance Code.** Kids Hope Alliance is authorized to procure supplies,
27 professional services and contractual services, including but not
28 limited to, children and youth services pursuant to the competitive
29 solicitation exemptions listed in Section 126.108 (Exemptions from
30 competitive solicitation), Subpart A (General Regulations), Part 1
31 (General Regulations; Ethics and Transparency in Public Contracting),

1 Chapter 126 (Procurement Code), *Ordinance Code*, as needed. All such
2 services procured by Kids Hope Alliance pursuant to Section 126.108,
3 *Ordinance Code*, shall be consistent with the purposes of Chapter 77
4 (Kids Hope Alliance), *Ordinance Code*, and awarded in accordance with
5 Chapter 126, *Ordinance Code*.

6 **Section 6. Waiving Section 77.111(a), *Ordinance Code*.** The
7 City hereby waives the provisions in Section 77.111(a) (Provider
8 Contracts), Chapter 77 (Kids Hope Alliance), *Ordinance Code*, with
9 respect to the authorizations described in Sections 3 through 5 above
10 and Section 8 below. Section 77.111(a) requires contracts for
11 children's services to be competitively procured by Kids Hope Alliance
12 via an evaluated bid process. This waiver is necessary to allow Kids
13 Hope Alliance to: (i) enter into direct contracts with the entities
14 described in Section 3 above and Section 8 below; (ii) procure
15 supplies, professional services and contractual services, including
16 but not limited to, children and youth services pursuant to the
17 single-source award, as needed, as described in Section 4 above; and
18 (iii) procure supplies, professional services and contractual
19 services, including but not limited to, children and youth services
20 pursuant to the competitive solicitation exemptions contained in
21 Section 126.108, *Ordinance Code*, as needed, as described in Section
22 5 above.

23 **Section 7. Waiving Section 77.113 and Section 106.304,**
24 ***Ordinance Code*.** Section 77.113 (Annual operating budget; budget
25 transfers), Chapter 77 (Kids Hope Alliance), *Ordinance Code*,
26 regarding the Kids Hope Alliance budget transfer authority, and
27 Section 106.304 (Mayor's transfer power), Subpart A (General
28 Provisions), Part 3 (Appropriations), Chapter 106 (Budget and
29 Accounting Code), *Ordinance Code*, regarding the Mayor's transfer
30 authority, are hereby waived. The provisions for Kids Hope Alliance
31 budget transfers are permitted by compliance with Section 2(b) of

1 this Ordinance.

2 **Section 8. Office of General Counsel and Council Auditor's**
3 **Office Authorization.** The Office of General Counsel and the Council
4 Auditor's Office are hereby authorized to make all changes to titles,
5 tables of content, Ordinance Code, journal entries, schedules,
6 attachments, editorial and text changes consistent with the changes
7 set forth herein to Ordinance 2023-504 and Ordinance 2023-511 to
8 effectuate the Council's action.

9 **Section 9. Effective Date.** This Ordinance shall become
10 effective upon signature by the Mayor or upon becoming effective
11 without the Mayor's signature.

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13 Form Approved:

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15 /s/ Mary E. Staffopoulos

16 Office of General Counsel

17 Legislation Prepared By: Mary E. Staffopoulos

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