

Introduced by the Council Member Gaffney:

**ORDINANCE 2022-619**

AN ORDINANCE MAKING CERTAIN FINDINGS AND APPROPRIATING \$3,000,000 IN CORONAVIRUS FISCAL RECOVERY FUNDS FROM THE U.S. DEPARTMENT OF TREASURY IN ACCORDANCE WITH THE AMERICAN RESCUE PLAN ACT OF 2021 (THE "ARP ACT") TO SUPPORT CONTINUED COVID-19 RESPONSE EFFORTS FOR RESIDENTS OF JACKSONVILLE AND TO PROVIDE ADDITIONAL FUNDING FOR ELIGIBLE, QUALIFIED RECIPIENTS OF THE RISE UP MINIGRANT PROGRAM; AUTHORIZING DISBURSEMENTS OF ARP ACT FUNDING INCLUDING: (1) \$1,000,000 PLACED IN A CONTINGENCY TO PROVIDE ADDITIONAL FUNDING FOR THE SAFETY AND CRIME REDUCTION COMMISSION TO AWARD ELIGIBLE, QUALIFIED RECIPIENTS AWARDS UNDER THE RISE UP MINIGRANT PROGRAM (2) \$1,000,000 FOR RENTAL/MORTGAGE (SHELTER) ASSISTANCE THROUGH THE EMERGENCY ASSISTANCE PROGRAM AND (3) \$1,000,000 FOR UTILITIES ASSISTANCE THROUGH THE EMERGENCY ASSISTANCE PROGRAM; PROVIDING FOR CARRYOVER OF FUNDS FROM YEAR TO YEAR UNTIL SUCH FUNDS ARE EXPENDED OR LAPSE, AND PROVIDING THAT ANY ARP ACT FUNDING NOT EXPENDED PURSUANT TO THIS ORDINANCE BY SEPTEMBER 30, 2024, EXCEPT AS OTHERWISE PROVIDED HEREIN, SHALL REVERT TO THE FUND(S) OF ORIGIN FOR REAPPROPRIATION FOR AUTHORIZED EXPENDITURES UNDER THE TERMS OF THE ARP ACT; PROVIDING FOR

OVERSIGHT; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Novel Coronavirus Disease 2019 ("COVID-19") was first discovered in the United States in January 2020 and since that time this severe, acute respiratory illness has infected millions and killed hundreds of thousands of Americans; and

**WHEREAS**, the impacts of the COVID-19 pandemic have been severe and far-reaching, affecting all facets of the American economy and daily life, resulting in the highest national unemployment rates in over 70 years, creating food and housing insecurity for a significant portion of the population, and leading to economic harm and disruption to businesses of all sizes and to governments at all levels; and

**WHEREAS**, the United States federal government recognizes that state, territorial, tribal and local governments continue to be called on to respond to COVID-19 and the lasting effects of this pandemic at an immense scale, including launching major efforts to address the economic impacts of the pandemic as efficiently as possible in a manner that is tailored to meet the specific needs of each community; and

**WHEREAS**, on March 11, 2021, the American Rescue Plan Act of 2021 (the "ARP Act") was signed into law and provided for the distribution of Coronavirus relief, fiscal recovery, and critical capital projects funds to state, territorial, tribal and local governments of the United States; and

**WHEREAS**, the ARP Act provides that these funds may be used for various projects and purposes that include: efforts to respond to the COVID-19 public health emergency and its negative economic impacts, including, but not limited to, assistance to households, small businesses, and non-profits; and

**WHEREAS**, the City of Jacksonville (the "City") recognizes that quick and efficient distribution of these ARP Act funds will further

1 bolster the City's efforts to rebuild and recover the local economy;  
2 and

3 **WHEREAS**, in 2021 the City appropriated an initial allocation of  
4 American Rescue Plan Act of 2021 funds from the U.S. Department of  
5 Treasury in the total amount of \$171,847,895 by Ordinances 2021-463-  
6 E and 2021-516-E; and

7 **WHEREAS**, the Council desires to appropriate a portion of the  
8 second disbursement of local fiscal recovery funds from the U.S.  
9 Department of Treasury in the amount of \$3,000,000 in accordance with  
10 the ARP Act for the various purposes as more fully set forth herein;  
11 now therefore

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

13 **Section 1. Findings.** It is hereby ascertained, determined,  
14 found and declared as follows:

15 (a) The recitals set forth herein are true and correct.

16 (b) The disbursements of funds and actions authorized hereby  
17 will provide economic relief that encourages recovery of the local  
18 economy and benefits the health, safety and welfare of the citizens  
19 of Duval County.

20 (c) The distribution of ARP Act funds as set forth herein is  
21 necessary and appropriate, and is reasonable and not excessive, taking  
22 into account the extent of the public benefits expected to be derived  
23 to residents from the emergency assistance program, to businesses and  
24 non-profits through the migrant program, and other relief  
25 authorized hereby, and taking into account all other forms of economic  
26 assistance available.

27 (d) The authorizations provided by this Ordinance are for  
28 public uses and purposes for which the City may use its powers as a  
29 county, municipality and as a political subdivision of the State of  
30 Florida to expend public funds, and the necessity in the public  
31 interest for the provisions herein enacted is hereby declared as a

1 matter of legislative determination.

2 (e) This Ordinance is adopted pursuant to the provisions of  
3 Chapters 163, 166 and 125, Florida Statutes, as amended, the City's  
4 Charter, and other applicable provisions of law.

5 **Section 2. Appropriation.** For the 2021-2022 fiscal year,  
6 within the City's budget, there are hereby appropriated the indicated  
7 sum(s) from the account(s) listed in subsection (a) to the account(s)  
8 listed in subsection (b):

9 (Attached hereto as **Exhibit 1** and incorporated herein by this  
10 reference)

11 (a) Appropriated from:

12 See **Exhibit 1** \$3,000,000

13 (b) Appropriated to:

14 See **Exhibit 1** \$3,000,000

15 (c) **Explanation of Appropriation:**

16 The funding appropriated above represents a portion of the  
17 \$171,847,895.50 in additional Coronavirus relief, fiscal  
18 recovery, and critical capital projects funds received by  
19 the City from the federal government pursuant to the  
20 American Rescue Plan Act of 2021 (the "ARP Act"). These  
21 funds will be used to support continued COVID-19 response  
22 efforts and to assist with continued economic recovery and  
23 stabilization efforts.

24 **Section 3. Purpose.** The purpose of the appropriation in  
25 Section 2 is to disburse a small portion of the second tranche of ARP  
26 Act local fiscal recovery funds as follows: (1) \$1,000,000 to be  
27 placed in a contingency for additional funding for the Safety and  
28 Crime Reduction Commission for awards to eligible, qualified entities  
29 who participated in the Rise Up Minigrant Program; (2) \$1,000,000 for  
30 rental/mortgage (shelter) assistance through the Parks, Recreation  
31 and Community Services Department Emergency Assistance Program

1 administered by the Social Services Division; and (3) \$1,000,000 for  
2 utilities assistance through the Parks, Recreation and Community  
3 Services Department Emergency Assistance Program administered by the  
4 Social Services Division.

5 **Section 4. Carryover.** The funds appropriated herein shall  
6 not lapse but shall carryover as appropriated from year to year until  
7 such funds are expended. Funds appropriated in this Ordinance must  
8 be expended before September 30, 2024. Failure to do so will cause  
9 said funds to revert to the account(s) of origin for reappropriation  
10 for authorized expenditures under the terms of the ARP Act, subject  
11 to Council approval.

12 **Section 5. Oversight Department.** The Finance and  
13 Administration Department shall provide general oversight of the  
14 distribution and expenditure of the ARP Act funds. The Social Services  
15 Division of the Parks and Recreation Department shall oversee and  
16 coordinate the expenditure of the ARP Act funds appropriated for the  
17 Emergency Assistance Program for rent, mortgage and utilities for  
18 impacted citizens. Upon recommendation of awards by the Safety and  
19 Crime Reduction Commission to qualified, eligible entities pursuant  
20 to the Rise Up Minigrant Program, the Council shall approve through  
21 separate legislation the awards which meet program guidelines to  
22 qualified, eligible entites.

23 **Section 6. Effective Date.** This Ordinance shall become  
24 effective upon signature by the Mayor or upon becoming effective  
25 without the Mayor's signature.

26 Form Approved:

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28 \_\_\_\_\_  
29 Office of General Counsel

30 Legislation prepared by: Paige H. Johnston

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