

1 Introduced by the Council President at the request of the Mayor and  
2 Co-Sponsored by Council Members Clark-Murray, Peluso, Carlucci, Amaro  
3 and Gaffney, Jr.:

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6 **ORDINANCE 2023-764-E**

7 AN ORDINANCE APPROPRIATING \$284,000.00 FROM THE  
8 GENERAL FUND MAYOR'S TASK FORCE CONTINGENCY TO  
9 SUBSIDIES AND CONTRIBUTIONS TO PRIVATE  
10 ORGANIZATIONS ACCOUNT WITHIN THE MARTIN LUTHER  
11 KING, JR ACTIVITY TO SUPPORT THE MLK WEEK OF  
12 SERVICE PROGRAMMING TO BE HELD JANUARY 13, 2024  
13 THROUGH JANUARY 20, 2024, AS INITIATED BY  
14 REVISED B.T. 24-016; INVOKING THE EXEMPTION IN  
15 SECTION 126.107(G) (EXEMPTIONS), PART 1 (GENERAL  
16 REGULATIONS), CHAPTER 126 (PROCUREMENT CODE),  
17 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT  
18 WITH UNITED WAY OF NORTHEAST FLORIDA, INC.  
19 ("UNITED WAY") FOR PLANNING AND OVERSIGHT OF THE  
20 MLK WEEK OF SERVICE PROGRAM; WAIVING SECTION  
21 118.107 (NONPROFITS TO RECEIVE FUNDING THROUGH  
22 A COMPETITIVE EVALUATED AWARD PROCESS), PART 1  
23 (GENERAL PROVISIONS), CHAPTER 118 (CITY GRANTS),  
24 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT  
25 WITH UNITED WAY; APPROVING, AND AUTHORIZING THE  
26 MAYOR, OR HER DESIGNEE, AND THE CORPORATION  
27 SECRETARY TO EXECUTE AND DELIVER ON BEHALF OF  
28 THE CITY AN AGREEMENT BETWEEN THE CITY OF  
29 JACKSONVILLE AND UNITED WAY; PROVIDING FOR  
30 OVERSIGHT BY THE GRANTS AND CONTRACTS COMPLIANCE  
31 DIVISION OF THE FINANCE AND ADMINISTRATION

DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

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

**Section 1. Appropriation.** For the 2023-2024 fiscal year, within the City's budget, there are hereby appropriated the indicated sum(s) from the account(s) listed in subsection (a) to the account(s) listed in subsection (b):

(Revised B.T. 24-016, attached hereto as **Revised Exhibit 1**, labeled as "Revised Exhibit 1, Rev B.T. 24-016, December 4, 2023 - NCSPHS" and incorporated herein by this reference)

(a) Appropriated from:

See Revised B.T. 24-016 \$284,000.00

(b) Appropriated to:

See Revised B.T. 24-016 \$284,000.00

(c) **Explanation of Appropriation** - The funding above is an appropriation from the General Fund Mayor's Task Force Contingency to subsidies and contributions to private organizations account within the Martin Luther King, Jr. Activity to support the MLK Week of Service programming, to be held January 13, 2024 through January 20, 2024 with its co-sponsor United Way of Northeast Florida, Inc.

**Section 2. Purpose.** The purpose of the appropriation in Section 1 is to provide funding to the United Way of Northeast Florida, Inc. ("United Way") for planning and oversight of the MLK Week of Service Program as described in **Exhibit 2**, attached hereto and incorporated herein by this reference. The MLK Week of Service Program is a partnership between the City and its co-sponsor United Way of Northeast Florida, Inc. to organize community service activities aimed at uplifting the underserved parts of Jacksonville by pursuing the goals of neighborhood revitalization, improved financial well-being and increased food distribution and honoring the

1 legacy of Dr. Martin Luther King, Jr. United Way of Northeast Florida,  
2 Inc. has received an AmeriCorps grant to implement a day of service  
3 around the birthday of Dr. Martin Luther King, Jr. These additional  
4 funds will allow United Way of Northeast Florida, Inc. to expand the  
5 day of service to a week of service in furtherance of the goals of  
6 MLK Week of Service Program.

7       **Section 3. Invoking the Exemption in Section 126.107(g),**  
8 **Ordinance Code.** The City is hereby authorized to directly procure  
9 the professional services of United Way to plan and oversee the MLK  
10 Week of Service Program. Pursuant to Section 126.107(g) (Exemptions),  
11 Part 1 (General Regulations), Chapter 126 (Procurement Code),  
12 *Ordinance Code*. Such procurement is exempted from competitive  
13 solicitation because the supplies or services are to be provided by  
14 those specifically prescribed within authorizing legislation that  
15 appropriates the same. With the exception of the foregoing, all other  
16 provisions of Chapter 126, *Ordinance Code*, shall remain in full force  
17 and effect.

18       **Section 4. Waiver of Section 118.107, Ordinance Code.** The  
19 provisions of Section 118.107 (Nonprofits to receive funding through  
20 a competitive evaluated award process), Part 1 (General Provisions),  
21 Chapter 118 (City Grants), *Ordinance Code*, are hereby waived to allow  
22 for a direct contract with United Way. This waiver is justified  
23 because United Way has over a decade of experience coordinating  
24 similar programs, including identifying and gathering volunteers and  
25 coordinating with area non-profits to assist with programming and  
26 events.

27       **Section 5. Approval and Authorization to Execute.** There is  
28 hereby approved, and the Mayor, or her designee, and the Corporation  
29 Secretary are hereby authorized to execute and deliver on behalf of  
30 the City an agreement with United Way of Northeast Florida, Inc. in  
31 an amount not-to-exceed \$284,000.00, subject to the Scope of Services

1 and Budget more particularly described in **Exhibit 2**, for a term  
2 commencing upon the City's execution of the agreement through  
3 September 30, 2024, and all other contracts and documents, including  
4 extensions, renewals and amendments to the agreement, and to otherwise  
5 take all action necessary to effectuate the intent of this Ordinance,  
6 subject to appropriate legal review and approval by the General  
7 Counsel, or his or her designee, and the City's Risk Management  
8 Division for appropriate insurance and indemnification requirements  
9 in accordance with Section 128.601, *Ordinance Code*.

10 **Section 6. Oversight Department.** The Grants and Contract  
11 Compliance Division of the Finance and Administration Department  
12 shall oversee the project described herein.

13 **Section 7. Effective Date.** This Ordinance shall become  
14 effective upon signature by the Mayor or upon becoming effective  
15 without the Mayor's signature.

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17 Form Approved:

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19           /s/ Mary E. Staffopoulos          

20 Office of General Counsel

21 Legislation Prepared By: Joelle J. Dillard

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