

1 Introduced by the Council President at the request of the Mayor and
2 Co-Sponsored by Council Members Clark-Murray and Peluso and amended
3 by the Finance Committee:
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6 **ORDINANCE 2024-73-E**

7 AN ORDINANCE APPROPRIATING \$122,091.00 IN FUND
8 BALANCE FROM THE ENVIRONMENTAL PROTECTION FUND
9 TO ASSIST IN THE ECOLOGICAL RESTORATION OF
10 MCCOYS CREEK BY PROVIDING FUNDING TO GROUNDWORK
11 JACKSONVILLE, INC. FOR A WATER QUALITY CREDIT
12 PILOT PROJECT IN THE BRANCHES OFF OF MCCOYS
13 CREEK, AS INITIATED BY SECOND REVISED B.T.
14 24-054; INVOKING THE EXEMPTION OF SECTION
15 126.107(G) (EXEMPTIONS), CHAPTER 126
16 (PROCUREMENT CODE), *ORDINANCE CODE*, TO DIRECT
17 CONTRACT WITH GROUNDWORK JACKSONVILLE, INC.;
18 APPROVING AND AUTHORIZING THE MAYOR, OR HIS
19 DESIGNEE, AND THE CORPORATION SECRETARY TO
20 EXECUTE AND DELIVER THAT CERTAIN FUNDING
21 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND
22 GROUNDWORK JACKSONVILLE, INC.; PROVIDING FOR
23 CITY OVERSIGHT BY THE NEIGHBORHOODS DEPARTMENT,
24 ENVIRONMENTAL QUALITY DIVISION; REQUIRING
25 ANNUAL REPORTS AND A FINAL REPORT TO
26 JACKSONVILLE ENVIRONMENTAL PROTECTION BOARD;
27 PROVIDING AN EFFECTIVE DATE.
28

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

30 **Section 1. Appropriation.** For the 2023-2024 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 (Second Revised B.T. 24-054 attached hereto as **Revised Exhibit 1**,
4 labeled as "Revised Exhibit 1, 2nd Rev B.T. 24-054, February 20, 2024
5 - Rules" and incorporated herein by this reference)

6 (a) Appropriated from:

7 See Second Revised B.T. 24-054 \$122,091.00

8 (b) Appropriated to:

9 See Second Revised B.T. 24-054 \$122,091.00

10 (c) Explanation of appropriation

11 The funding above is appropriating fund balance from the
12 Environmental Protection Fund to fund a water quality
13 credit pilot project in the branches section of McCoys
14 Creek (the "Project").

15 **Section 2. Purpose.** The purpose of the appropriation in
16 Section 1 is to provide funding to Groundwork Jacksonville, Inc.
17 ("Groundwork") for the Project which shall be completed pursuant to
18 the terms, conditions and scope of work more particularly described
19 in that certain Funding Agreement between the City of Jacksonville
20 and Groundwork Jacksonville, Inc., as approved and authorized in
21 Section 4 below. The Environmental Protection Board approved this
22 expenditure of the Environmental Protection Fund at its meeting on
23 August 21, 2023. Payment to Groundwork will be made upon the City's
24 receipt of a final report at the conclusion of the Project.

25 **Section 3. Invoking the exemption pursuant to Section**
26 **126.107(g), Ordinance Code.** The City is hereby authorized to enter
27 into the Agreement authorized in Section 4 below. Pursuant to Section
28 126.107(g) (Exemptions), Part 1 (General Regulations), Chapter 126
29 (Procurement Code), *Ordinance Code*, such procurement is exempted from
30 competitive solicitation because the supplies or services are to be
31 provided by those specifically prescribed within authorizing

1 legislation that appropriates the same. With the exception of the
2 foregoing, all other provisions of Chapter 126, *Ordinance Code*, shall
3 remain in full force and effect.

4 **Section 4. Approval and Authorizing the Agreement.** There
5 is hereby approved, and the Mayor or his designee, and the Corporation
6 Secretary are hereby authorized, to execute and deliver, for and on
7 behalf of the City, that certain Funding Agreement between the City
8 of Jacksonville and Groundwork Jacksonville, Inc. (the "Agreement"),
9 substantially in the form placed **On File** with the Office of
10 Legislative Services, and any respective extension or amendments
11 thereto as necessary and appropriate to effectuate the intent of this
12 Ordinance.

13 **Section 5. Oversight Department.** The Neighborhoods
14 Department, Environmental Quality Division, shall oversee the
15 Project.

16 **Section 6. Reports.** Annual reports shall be submitted by
17 Groundwork to the City's Environmental Protection Board on September
18 15th of each year through Project completion. A final report shall be
19 submitted at the conclusion of the Project.

20 **Section 7. Effective Date.** This Ordinance shall
21 become effective upon signature by the Mayor or upon becoming
22 effective without the Mayor's signature.

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24 Form Approved:

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26 /s/ Mary E. Staffopoulos

27 Office of General Counsel

28 Legislation Prepared By: Joelle J. Dillard

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