

1 Introduced by the Council President at the request of the Mayor and  
2 amended by the Neighborhoods, Community Services, Public Health &  
3 Safety Committee:  
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6 **ORDINANCE 2019-435-E**

7 AN ORDINANCE APPROPRIATING \$71,874.00 FROM THE  
8 KIDS HOPE ALLIANCE OPERATING SUBFUND FUND  
9 BALANCE INTO THE KIDS HOPE ALLIANCE BUDGET TO  
10 FUND AFTERSCHOOL PROGRAMMING; AUTHORIZING THE  
11 KIDS HOPE ALLIANCE TO CONTRACT DIRECTLY WITH  
12 THE YMCA OF FLORIDA'S FIRST COAST, INC.  
13 ("YMCA") TO PROVIDE AFTERSCHOOL PROGRAMMING AT  
14 WINDY HILL, RAMONA AND JACKSONVILLE HEIGHTS  
15 ELEMENTARY SCHOOLS; INVOKING THE EXCEPTION OF  
16 SECTION 126.107(G) (EXEMPTIONS), PART 1  
17 (GENERAL REGULATIONS), CHAPTER 126  
18 (PROCUREMENT CODE), *ORDINANCE CODE*, TO ALLOW  
19 THE KIDS HOPE ALLIANCE TO PROCURE AFTERSCHOOL  
20 PROGRAMMING FROM YMCA; AUTHORIZING THE MAYOR,  
21 OR HIS DESIGNEE, AND CORPORATION SECRETARY,  
22 AND/OR THE CHIEF EXECUTIVE OFFICER OF THE KIDS  
23 HOPE ALLIANCE TO EXECUTE AND DELIVER A  
24 CHILDREN'S SERVICES CONTRACT WITH YMCA;  
25 WAIVING THE REQUIREMENTS OF SECTION 77.111(a)  
26 (PROVIDER CONTRACTS), CHAPTER 77 (KIDS HOPE  
27 ALLIANCE), *ORDINANCE CODE*, TO EXEMPT  
28 CHILDREN'S SERVICES PROGRAMMING TO BE PROVIDED  
29 BY YMCA FROM COMPETITIVE PROCUREMENT;  
30 PROVIDING AN EFFECTIVE DATE.

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

**Section 1. Appropriation.** For the 2018-2019 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):

(The account information is attached hereto as **Revised Exhibit 1**, labeled as "Revised Exhibit 1, B.T. 19-107, July 15, 2019 - NCSPHS" and incorporated herein by this reference)

(a) Appropriated from:

See **Revised Exhibit 1** \$71,874.00

(b) Appropriated to:

See **Revised Exhibit 1** \$71,874.00

(c) Explanation of appropriation

The funding above is an appropriation of \$71,874 from the Kids Hope Alliance operating subfund fund balance into subsidies and contributions to private organizations within the Kids Hope Alliance operating budget.

**Section 2. Invoking the exception to Section 126.107(g) (Exemptions), Part 1 (General Regulations), Chapter 126 (Procurement Code), Ordinance Code.** As shown on the Eighth Revised

2018-504-E Schedule M, a copy of which is attached hereto as **Exhibit 2**, the Kids Hope Alliance is hereby authorized to procure afterschool children's services from YMCA at Windy Hill, Ramona, and Jacksonville Heights Elementary Schools in the amount of \$71,874.00. Pursuant to Section 126.107(g) (Exemptions), Part 1 (General Regulations), Chapter 126 (Procurement Code), *Ordinance Code*, such services are exempted from competitive solicitation because the children's services to be provided by YMCA are being appropriated and approved in this authorizing legislation.

**Section 3. Approval and authorization to execute.** As

1 authorized in Section 2 above, the Mayor, or his designee, the  
2 Corporation Secretary, and/or the Chief Executive Officer of the  
3 Kids Hope Alliance ("CEO") are hereby authorized to execute an  
4 afterschool programming contract with YMCA. The afterschool  
5 programming contract with YMCA shall be in the amount of \$71,874.00  
6 and have a term from August 1, 2019 through September 30, 2019.  
7 The contract with YMCA shall be subject to the terms and conditions  
8 of the Kids Hope Alliance RFP ESC-0410-17 for Afterschool and  
9 Summer Programs.

10 **Section 4. Waiver of the provisions in Section 77.111(a)**  
11 **(Provider Contracts), Chapter 77 (Kids Hope Alliance), Ordinance**  
12 **Code.** The City hereby waives the provisions in Chapter 77 (Kids  
13 Hope Alliance), Section 77.111(a) (Provider Contracts) with respect  
14 to the contract approved and authorized under Section 3 of this  
15 Ordinance. Section 77.111(a) requires contracts for children's  
16 services to be competitively procured by KHA via an evaluated bid  
17 process. The waiver is needed because federal funding for  
18 afterschool programs at Windy Hill, Ramona, and Jacksonville  
19 Heights Elementary Schools will terminate July 31, 2019.

20 **Section 5. Effective Date.** This ordinance shall become  
21 effective upon signature by the Mayor or upon becoming effective  
22 without the Mayor's signature.

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24 Form Approved:

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26 /s/ Paige H. Johnston

27 Office of General Counsel

28 Legislation prepared by: Julia B. Davis

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