

1 Introduced by Council Member Pittman:
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4 **ORDINANCE 2021-52**

5 AN ORDINANCE APPROPRIATING \$225,280.00 FROM THE
6 SOCIAL JUSTICE AND COMMUNITY INVESTMENT SPECIAL
7 COMMITTEE CONTINGENCY TO KIDS HOPE ALLIANCE
8 ("KHA") TO ALLOW KHA TO PROVIDE FUNDING TO BOYS'
9 AND GIRLS' CLUBS OF NORTHEAST FLORIDA, INC. FOR
10 AFTERSCHOOL (\$187,000) AND SUMMER (\$38,280)
11 PROGRAMMING AT CLANZEL T. BROWN COMMUNITY CENTER
12 AND PARK; AUTHORIZING THE MAYOR, OR HIS
13 DESIGNEE, AND CORPORATION SECRETARY, AND/OR THE
14 CHIEF EXECUTIVE OFFICER OF THE KIDS HOPE
15 ALLIANCE TO EXECUTE AND DELIVER A SERVICES
16 CONTRACT WITH BOYS' AND GIRLS' CLUBS OF
17 NORTHEAST FLORIDA, INC. TO PROVIDE THE SERVICES
18 SPECIFIED IN THIS ORDINANCE; INVOKING THE
19 EXCEPTION OF SECTION 126.107(G) (EXEMPTIONS),
20 PART 1 (GENERAL REGULATIONS), CHAPTER 126
21 (PROCUREMENT CODE), *ORDINANCE CODE*, REGARDING
22 THE SERVICES TO BE PROVIDED BY BOYS' AND GIRLS'
23 CLUBS OF NORTHEAST FLORIDA, INC.; WAIVING THE
24 REQUIREMENTS OF CHAPTER 77 (KIDS HOPE ALLIANCE),
25 SECTION 77.111(A) (PROVIDER CONTRACTS),
26 *ORDINANCE CODE*, TO EXEMPT THE SERVICES TO BE
27 PROVIDED BY BOYS' AND GIRLS' CLUBS OF NORTHEAST
28 FLORIDA, INC. FROM COMPETITIVE PROCUREMENT;
29 PROVIDING FOR OVERSIGHT BY THE KIDS HOPE
30 ALLIANCE FOR THE SERVICES CONTRACT; APPROVING,
31 AND AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND

1 CORPORATION SECRETARY TO EXECUTE AND DELIVER THE
2 LICENSE AGREEMENT BETWEEN THE CITY OF
3 JACKSONVILLE AND BOYS' AND GIRLS' CLUBS OF
4 NORTHEAST FLORIDA, INC. FOR A PORTION OF CLANZEL
5 T. BROWN COMMUNITY CENTER AND PARK, LOCATED AT
6 4575 MONCRIEF ROAD, JACKSONVILLE, FLORIDA 32209;
7 PROVIDING FOR FURTHER AUTHORIZATIONS TO EXECUTE
8 AMENDMENTS TO THE LICENSE AGREEMENT, SUBJECT TO
9 THE REVIEW AND APPROVAL BY THE OFFICE OF GENERAL
10 COUNSEL TO EFFECTUATE THE PURPOSE AND INTENT OF
11 THIS ORDINANCE; PROVIDING FOR OVERSIGHT BY THE
12 PARKS, RECREATION AND COMMUNITY SERVICES
13 DEPARTMENT OF THE LICENSE AGREEMENT; PROVIDING
14 AN EFFECTIVE DATE.

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

17 **Section 1. Appropriation.** For the 2020-2021 fiscal year,
18 within the City's budget, there are hereby appropriated the indicated
19 sum(s) from the account(s) listed in subsection (a) to the account(s)
20 listed in subsection (b):

21 (The account information is attached hereto as **Exhibit 1**, and
22 incorporated herein by this reference)

23 (a) Appropriated from:

24 See attached **Exhibit 1** \$225,280.00

25 (b) Appropriated to:

26 See attached **Exhibit 1** \$225,280.00

27 (c) **Explanation of Appropriation** - The funding above is being
28 appropriated from the Social Justice and Community
29 Investment Special Committee Contingency to KHA to provide
30 funding to the Boys' and Girls' Clubs of Northeast Florida,
31 Inc. for afterschool (\$187,000) and summer (\$38,280)

1 programming at Clanzel T. Brown Community Center and Park.

2 **Section 2. Purpose.** The purpose of the appropriation in
3 Section 1 is to provide funding in the amount of \$225,280.00 to KHA
4 to provide fundning to Boys' and Girls' Clubs of Northeast Florida,
5 Inc. for operational expenses for afterschool (\$187,000) and summer
6 (\$38,280) programs at Clanzel T. Brown Community Center and Park, as
7 more fully described in **Exhibit 2** attached hereto.

8 **Section 3. Approval and authorization to execute Service**
9 **Contract.** The Mayor, or his designee, the Corporation Secretary,
10 and/or the Chief Executive Officer ("CEO") of KHA are hereby
11 authorized to execute and deliver a service contract with Boys' and
12 Girls' Clubs of Northeast Florida, Inc. for the services specified
13 in this ordinance, in substantially the form **On File** with the Office
14 of Legislative Services.

15 **Section 4. Invoking the exception to Section 126.107(g),**
16 **Ordinance Code.** KHA is hereby authorized to directly procure the use
17 of the professional services of Boys' and Girls' Clubs of Northeast
18 Florida, Inc., to provide services as more particularly described in
19 Section 2. Pursuant to Section 126.107(g) (Exemptions), Part 1
20 (General Regulations), Chapter 126 (Procurement Code), *Ordinance*
21 *Code*, such procurement is exempted from competitive solicitation
22 because the supplies or services are to be provided by those
23 specifically prescribed within authorizing legislation that
24 appropriates the same. With the exception of the foregoing, all other
25 provisions of Chapter 126, *Ordinance Code*, shall remain in full force
26 and effect.

27 **Section 5. Waiving the requirements of Chapter 77 (Kids**
28 **Hope Alliance), Section 77.111(a) (Provider Contracts), Ordinance**
29 **Code.** The City hereby waives the requirements of Chapter 77 (Kids
30 Hope Alliance), Section 77.111(a) (Provider Contracts), Ordinance
31 Code, with respect to the contract approved and authorized under

1 Section 3 of this Ordinance. Section 77.111(a) requires contracts for
2 children's services to be competitively procured by KHA via an
3 evaluated bid process. This waiver is needed to allow KHA to meet
4 grant requirements.

5 **Section 6. Oversight.** KHA will oversee the project and
6 Service Contract as described in Sections 2 and 3 above and will
7 ensure compliance with all other appropriate laws.

8 **Section 7. License Agreement approved and execution**
9 **authorized.** There is hereby approved, and the Mayor, or his designee,
10 and Corporation Secretary are hereby authorized to execute and
11 deliver, the License Agreement between the City of Jacksonville and
12 Boys' and Girls' Clubs of Northeast Florida, Inc. for a portion of
13 Clanzel T. Brown Community Center and Park, located at 4575 Moncrief
14 Road, Jacksonville, Florida 32209, a copy of which has been placed
15 **On File** with the Office of Legislative Services.

16 **Section 8. Further authorizations.** The Mayor, or his
17 designee, and the Corporation Secretary are hereby authorized to
18 execute amendments to the License that: (i) exercise any existing
19 renewal option under the License or (ii) extend the License term for
20 a period of up to six (6) months. The Mayor, or his designee, and the
21 Corporation Secretary are hereby authorized to execute all other
22 contracts and documents and otherwise take all necessary action
23 therewith and herewith, subject to review and approval by the Office
24 of General Counsel, to effectuate the purpose and intent of this
25 ordinance.

26 **Section 9. Oversight.** The Mayor is requested to appoint the
27 Parks, Recreation and Community Services Department to oversee the
28 License Agreement described in Section 7 above and to ensure
29 compliance with all other appropriate laws.

30 **Section 10. Effective Date.** This ordinance shall become
31 effective upon signature by the Mayor or upon becoming effective

1 without the Mayor's signature.

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3 Form Approved:

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5 /s/ Margaret M. Sidman

6 Office of General Counsel

7 Legislation Prepared By: Margaret M. Sidman

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