

1 Introduced by Council Member Pittman, Carlucci, Cumber, Dennis,
2 Morgan, Salem, Newby, DeFoor, Boylan and amended by the
3 Neighborhoods, Community Services, Public Health & Safety Committee:
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6 **ORDINANCE 2021-52-E**

7 AN ORDINANCE APPROPRIATING \$225,280.00 FROM
8 THE SOCIAL JUSTICE AND COMMUNITY INVESTMENT
9 SPECIAL COMMITTEE CONTINGENCY TO KIDS HOPE
10 ALLIANCE ("KHA") TO ALLOW KHA TO PROVIDE
11 FUNDING TO BOYS' AND GIRLS' CLUBS OF NORTHEAST
12 FLORIDA, INC. FOR AFTERSCHOOL (\$187,000) AND
13 SUMMER (\$38,280) PROGRAMMING AT CLANZEL T.
14 BROWN COMMUNITY CENTER AND PARK; AMENDING
15 SCHEDULE M TO ORDINANCE 2020-511-E, AS AMENDED
16 BY ORDINANCE 2021-50-E; AUTHORIZING THE MAYOR,
17 OR HIS DESIGNEE, AND CORPORATION SECRETARY,
18 AND/OR THE CHIEF EXECUTIVE OFFICER OF THE KIDS
19 HOPE ALLIANCE TO EXECUTE AND DELIVER A
20 SERVICES CONTRACT WITH BOYS' AND GIRLS' CLUBS
21 OF NORTHEAST FLORIDA, INC. TO PROVIDE THE
22 SERVICES SPECIFIED IN THIS ORDINANCE; INVOKING
23 THE EXCEPTION OF SECTION
24 126.107(G) (EXEMPTIONS), PART 1 (GENERAL
25 REGULATIONS), CHAPTER 126 (PROCUREMENT CODE),
26 *ORDINANCE CODE*, REGARDING THE SERVICES TO BE
27 PROVIDED BY BOYS' AND GIRLS' CLUBS OF
28 NORTHEAST FLORIDA, INC.; WAIVING THE
29 REQUIREMENTS OF CHAPTER 77 (KIDS HOPE
30 ALLIANCE), SECTION 77.111(A) (PROVIDER

1 CONTRACTS), *ORDINANCE CODE*, TO EXEMPT THE
2 SERVICES TO BE PROVIDED BY BOYS' AND GIRLS'
3 CLUBS OF NORTHEAST FLORIDA, INC. FROM
4 COMPETITIVE PROCUREMENT; PROVIDING FOR
5 OVERSIGHT BY THE KIDS HOPE ALLIANCE FOR THE
6 SERVICES CONTRACT; APPROVING, AND AUTHORIZING
7 THE MAYOR, OR HIS DESIGNEE, AND CORPORATION
8 SECRETARY TO EXECUTE AND DELIVER THE LICENSE
9 AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND
10 BOYS' AND GIRLS' CLUBS OF NORTHEAST FLORIDA,
11 INC. FOR A PORTION OF CLANZEL T. BROWN
12 COMMUNITY CENTER AND PARK, LOCATED AT 4575
13 MONCRIEF ROAD, JACKSONVILLE, FLORIDA 32209;
14 PROVIDING FOR FURTHER AUTHORIZATIONS TO
15 EXECUTE AMENDMENTS TO THE LICENSE AGREEMENT
16 AND SERVICE CONTRACT, SUBJECT TO THE REVIEW
17 AND APPROVAL BY THE OFFICE OF GENERAL COUNSEL
18 TO EFFECTUATE THE PURPOSE AND INTENT OF THIS
19 ORDINANCE; PROVIDING FOR OVERSIGHT BY THE
20 PARKS, RECREATION AND COMMUNITY SERVICES
21 DEPARTMENT OF THE LICENSE AGREEMENT; PROVIDING
22 AN EFFECTIVE DATE.

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

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

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

31 (a) Appropriated from:

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

2 (b) Appropriated to:

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

4 (c) **Explanation of Appropriation** - The funding above is being
5 appropriated from the Social Justice and Community
6 Investment Special Committee Contingency to KHA to
7 provide funding to the Boys' and Girls' Clubs of
8 Northeast Florida, Inc. for afterschool (\$187,000) and
9 summer (\$38,280) programming at Clanzel T. Brown
10 Community Center and Park.

11 **Section 2. Purpose.** The purpose of the appropriation in
12 Section 1 is to provide funding in the amount of \$225,280.00 to KHA
13 to provide funding to Boys' and Girls' Clubs of Northeast Florida,
14 Inc. for operational expense s for afterschool (\$187,000) and
15 summer (\$38,280) programs at Clanzel T. Brown Community Center and
16 Park, as more fully described in **Exhibit 2** attached hereto.

17 **Section 3. Amending Schedule M to Ordinance 2020-511-E, as**
18 **amended by Ordinance 2021-50-E.** There is hereby amended for the
19 fiscal year 2020-2021 budget for the Kids Hope Alliance by
20 substituting in the place of Schedule M, approved by Ordinance
21 2020-511-E, and as amended by Ordinance 2021-50-E, the Second
22 Revised Schedule M, attached hereto as **Exhibit 2** and incorporated
23 herein by this reference. The Second Revised Schedule M will
24 reflect the funds appropriated herein.

25 **Section 4. Approval and authorization to execute Service**
26 **Contract.** The Mayor, or his designee, the Corporation Secretary,
27 and/or the Chief Executive Officer ("CEO") of KHA are hereby
28 authorized to execute and deliver a service contract with Boys' and
29 Girls' Clubs of Northeast Florida, Inc. for the services specified
30 in this ordinance, in substantially the form **Revised On File** with
31 the Office of Legislative Services.

1 **Section 5. Invoking the exception to Section 126.107(g),**
2 **Ordinance Code.** KHA is hereby authorized to directly procure the
3 use of the professional services of Boys' and Girls' Clubs of
4 Northeast Florida, Inc., to provide services as more particularly
5 described in Section 2. Pursuant to Section 126.107(g)
6 (Exemptions), Part 1 (General Regulations), Chapter 126
7 (Procurement Code), *Ordinance Code*, such procurement is exempted
8 from competitive solicitation because the supplies or services are
9 to be provided by those specifically prescribed within authorizing
10 legislation that appropriates the same. With the exception of the
11 foregoing, all other provisions of Chapter 126, *Ordinance Code*,
12 shall remain in full force and effect.

13 **Section 6. Waiving the requirements of Chapter 77 (Kids**
14 **Hope Alliance), Section 77.111(a) (Provider Contracts), Ordinance**
15 **Code.** The City hereby waives the requirements of Chapter 77 (Kids
16 Hope Alliance), Section 77.111(a) (Provider Contracts), Ordinance
17 Code, with respect to the contract approved and authorized under
18 Section 3 of this Ordinance. Section 77.111(a) requires contracts
19 for children's services to be competitively procured by KHA via an
20 evaluated bid process. This waiver is needed to allow KHA to
21 contract directly with Boys' and Girls' Clubs of Northeast Florida,
22 Inc. to provide afterschool and summer programming at the Park as
23 contemplated by the License Agreement as defined in Section 8.

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

27 **Section 8. License Agreement approved and execution**
28 **authorized.** There is hereby approved, and the Mayor, or his
29 designee, and Corporation Secretary are hereby authorized to
30 execute and deliver, the License Agreement between the City of
31 Jacksonville and Boys' and Girls' Clubs of Northeast Florida, Inc.

1 for a portion of Clanzel T. Brown Community Center and Park,
2 located at 4575 Moncrief Road, Jacksonville, Florida 32209, a copy
3 of which has been placed **Revised On File** with the Office of
4 Legislative Services.

5 **Section 9. Further authorizations.** The Mayor, or his
6 designee, and the Corporation Secretary are hereby authorized to
7 execute amendments to the License Agreement and Service Contract
8 that: (i) exercise any existing renewal option under the License
9 Agreement and Service Contract or (ii) extend the License term
10 and/or Service term for a period of up to six (6) months. The
11 Mayor, or his designee, and the Corporation Secretary are hereby
12 authorized to execute all other contracts and documents and
13 otherwise take all necessary action therewith and herewith, subject
14 to review and approval by the Office of General Counsel, to
15 effectuate the purpose and intent of this ordinance.

16 **Section 10. Oversight.** The Mayor is requested to appoint
17 the Parks, Recreation and Community Services Department to oversee
18 the License Agreement described in Section 7 above and to ensure
19 compliance with all other appropriate laws.

20 **Section 11. 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: Margaret M. Sidman

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