

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2021-672**

5 AN ORDINANCE APPROPRIATING \$1,000,000.00 IN
6 DISCRETIONARY NON-COMPETITIVE FUNDS AWARDED BY
7 THE STATE OF FLORIDA DEPARTMENT OF EDUCATION TO
8 KIDS HOPE ALLIANCE ("KHA") FOR THE CITY OF
9 JACKSONVILLE'S NORTHWEST JACKSONVILLE STEM
10 CENTER FOR TEENS, AS INITIATED BY B.T. 21-128;
11 AMENDING THE SEVENTH REVISED SCHEDULE M TO
12 ORDINANCE 2020-511-E; APPROVING, AND
13 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND THE
14 CORPORATION SECRETARY, AND/OR THE CHIEF
15 EXECUTIVE OFFICER OF KIDS HOPE ALLIANCE, TO
16 EXECUTE AND DELIVER CONTRACTS WITH 100 BLACK MEN
17 OF JACKSONVILLE, INC. AND I'M A STAR FOUNDATION,
18 INC. FOR THE PROVISION OF PROFESSIONAL SERVICES
19 AT THE NORTHWEST JACKSONVILLE STEM CENTER FOR
20 TEENS; INVOKING THE EXCEPTION TO SECTION
21 126.107(G), *ORDINANCE CODE*, WITH RESPECT TO
22 SERVICES TO BE PROVIDED BY 100 BLACK MEN OF
23 JACKSONVILLE, INC. AND I'M A STAR FOUNDATION,
24 INC.; WAIVING THE REQUIREMENTS OF SECTION
25 77.111(A) (PROVIDER CONTRACTS), CHAPTER 77 (KIDS
26 HOPE ALLIANCE), *ORDINANCE CODE*, TO EXEMPT THE
27 SERVICES TO BE PROVIDED BY 100 BLACK MEN OF
28 JACKSONVILLE, INC. AND I'M A STAR FOUNDATION,
29 INC. FROM COMPETITIVE PROCUREMENT; PROVIDING FOR
30 OVERSIGHT BY KIDS HOPE ALLIANCE; PROVIDING AN
31 EFFECTIVE DATE.

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

3 **Section 1. Appropriation.** For the 2021-2022 fiscal year,
4 within the City's budget, there is hereby appropriated the indicated
5 sum(s) from the account(s) listed in subsection (a) to the account(s)
6 listed in subsection (b):

7 (B.T. 21-128, attached hereto as **Exhibit 1** and incorporated herein
8 by this reference)

9 (a) Appropriated from:

10 See B.T. 21-128 \$1,000,000.00

11 (b) Appropriated to:

12 See B.T. 21-128 \$1,000,000.00

13 (c) Explanation of Appropriation:

14 The appropriation above represents an award of
15 \$1,000,000.00 in discretionary non-competitive funds from
16 the State of Florida Department of Education for the City
17 of Jacksonville's Northwest Jacksonville STEM Center for
18 Teens (the "STEM Center") for the period commencing July
19 1, 2021 through June 30, 2022. No City match is required.

20 **Section 2. Purpose.** The purpose of the appropriation in
21 Section 1 is to fund the procurement of furniture and fixtures,
22 computer hardware and software, and educational supplies for the STEM
23 Center. In addition, the funds will be used to procure the
24 professional services of 100 Black Men of Jacksonville, Inc. and I'm
25 A Star Foundation, Inc. who will manage the STEM Center and provide
26 STEM industry training and hi-tech programs at the STEM Center in the
27 evenings and on weekends. The overall purpose of the STEM Center is
28 to provide workforce training, academic enrichment and positive youth
29 development. Training and programs funded by these State dollars
30 will target at-risk youth ages 12 to 18 years from several Title 1
31 schools and neighborhoods located near the STEM Center. In addition,

1 the STEM Center will provide programming that targets young adults
2 ages 19 to 21 years through the Mayor's Youth at Work Partnership
3 Program. Documentation reflecting the initial State of Florida
4 appropriation of funds for the STEM Center in fiscal year 2019-2020,
5 including the notice of award and Request for Application (RFA
6 Discretionary) terms and conditions applicable to use of the funds,
7 as well as a copy of the relevant portions of State of Florida Senate
8 Bill 2500 reappropriating these funds for the STEM Center for fiscal
9 year 2021-2022, are attached hereto as **Exhibit 2** and incorporated
10 herein by this reference.

11 **Section 3. Amending Seventh Revised Schedule M to Ordinance**
12 **2020-511-E.** There is hereby amended for the fiscal year 2020-2021
13 budget for Kids Hope Alliance ("KHA") by substituting in the place
14 of the Seventh Revised Schedule M, approved by Ordinance 2020-511-E,
15 the Eighth Revised Schedule M, attached hereto as **Exhibit 3** and
16 incorporated herein by this reference. The Eighth Revised Schedule
17 M reflects the funds appropriated herein.

18 **Section 4. Approval and Authorization to Execute Agreements**
19 **with 100 Black Men of Jacksonville, Inc. and I'm A Star Foundation,**
20 **Inc.** The Mayor, or his designee, and the Corporation Secretary,
21 and/or the Chief Executive Officer of KHA, are hereby authorized to
22 execute and deliver an agreement between KHA and 100 Black Men of
23 Jacksonville, Inc. in a not to exceed amount of \$200,000.00, and an
24 agreement between KHA and I'm A Star Foundation, Inc. in a not to
25 exceed amount of \$200,000.00, for the provision of professional
26 services at the STEM Center, to include management of the STEM Center
27 and providing STEM industry training and hi-tech programs, as more
28 particularly described in **Exhibit 4**, attached hereto and incorporated
29 herein by this reference, for the contract period commencing July 1,
30 2021 through June 30, 2022, with up to two (2) one (1) year renewal
31 options. The agreements may include such extensions, renewals,

1 additions, deletions and changes as may be reasonable, necessary and
2 incidental for carrying out the purposes thereof, as may be acceptable
3 to the Mayor, or his designee, and/or the Chief Executive Officer of
4 KHA, with such inclusion and acceptance being evidenced by the
5 execution of the agreements by the Mayor, or his designee, and/or the
6 Chief Executive Officer of the Kids Hope Alliance; provided, however,
7 no modifications to the agreements may increase the financial
8 obligations or liability of the City to an amount in excess of the
9 amounts stated in the agreements or decrease the duties and
10 obligations of 100 Black Men of Jacksonville, Inc. or I'm A Star
11 Foundation, Inc., and any such modifications shall be technical only
12 and shall be subject to appropriate legal review and approval by the
13 Office of General Counsel and the Office of Risk Management for
14 appropriate insurance and indemnification terms. For the purposes
15 of this Ordinance, the term "technical changes" is defined as those
16 changes having no financial impact to the City or any other non-
17 substantive changes that do not substantively increase the duties and
18 responsibilities of the City under the provisions of the agreements.

19 **Section 5. Invoking the exception to Section 126.107(g),**
20 **Ordinance Code.** KHA is hereby authorized to procure professional
21 services from 100 Black Men of Jacksonville, Inc. and I'm A Star
22 Foundation, Inc. for the provision of services described in Exhibit
23 4, as authorized in Section 4 above. Pursuant to Section 126.107(g)
24 (Exemptions), Part 1 (General Regulations), Chapter 126 (Procurement
25 Code), *Ordinance Code*, such services are exempted from competitive
26 solicitation because the services to be provided are being approved
27 via authorizing legislation pursuant to this Ordinance.

28 **Section 6. Waiver of the requirements of Chapter 77 (Kids**
29 **Hope Alliance), Section 77.111(a) (Provider Contracts), Ordinance**
30 **Code.** The City hereby waives the requirements of Chapter 77 (Kids
31 Hope Alliance), Section 77.111(a) (Provider Contracts), *Ordinance*

1 Code, with respect to the contracts with 100 Black Men of
2 Jacksonville, Inc. and I'm A Star Foundation, Inc. approved and
3 authorized in Section 5 of this Ordinance. Section 77.111(a) requires
4 contracts for children's services provided by third parties to be
5 competitively procured by KHA via an evaluated bid process. This
6 waiver is needed in order to allow KHA to directly contract with 100
7 Black Men of Jacksonville, Inc. and I'm A Star Foundation, Inc. to
8 manage the STEM Center and provide the training and program services
9 described in Exhibit 4.

10 **Section 7. Oversight Department.** Kids Hope Alliance shall
11 oversee administration and disbursement of the State funds, the
12 agreements authorized by this Ordinance, and all programming at the
13 STEM Center.

14 **Section 8. Effective Date.** This Ordinance shall become
15 effective upon signature by the Mayor or upon becoming effective
16 without the Mayor's signature.

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18 Form Approved:

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20 /s/ Mary E. Staffopoulos

21 Office of General Counsel

22 Legislation prepared by: Mary E. Staffopoulos

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