

1 Introduced by the Council President at the Request of the Mayor and
2 substituted by the Finance Committee:
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5 **ORDINANCE 2021-516-E**

6 AN ORDINANCE MAKING CERTAIN FINDINGS AND
7 APPROPRIATING \$141,847,895 IN CORONAVIRUS
8 RELIEF, FISCAL RECOVERY, AND CRITICAL CAPITAL
9 PROJECTS FUNDS FROM THE U.S. DEPARTMENT OF
10 TREASURY IN ACCORDANCE WITH THE AMERICAN RESCUE
11 PLAN ACT OF 2021 (THE "ARP ACT") TO SUPPORT
12 CONTINUED COVID-19 RESPONSE EFFORTS AND TO
13 PROVIDE FUNDING FOR ELIGIBLE CAPITAL IMPROVEMENT
14 AND AFFORDABLE HOUSING PROJECTS, DEPARTMENTAL
15 ENHANCEMENTS AND EQUIPMENT, CONSULTING
16 SERVICES, PUBLIC HEALTH INITIATIVES, TESTING AND
17 OTHER HEALTH-RELATED NEEDS AND SERVICES, AND
18 OTHER QUALIFIED EXPENSES, AS INITIATED BY
19 REVISED B.T. 21-093; PURPOSE OF APPROPRIATIONS;
20 AUTHORIZING VARIOUS DISBURSEMENTS OF ARP ACT
21 FUNDING INCLUDING: (1) \$50,000,000 TO THE CITY'S
22 WATER/WASTEWATER SYSTEM FUND FOR SEPTIC TANK
23 PHASEOUT CAPITAL PROJECTS; (2) \$11,000,000 FOR
24 PREMIUM PAY RAISES FOR CITY EMPLOYEES IN
25 ACCORDANCE WITH THE ARP ACT; (3) \$20,000,000 FOR
26 ONE-TIME PREMIUM PAYMENTS TO CITY EMPLOYEES IN
27 ACCORDANCE WITH THE ARP ACT; (4) \$19,450,153 FOR
28 ROADWAY RESURFACING CAPITAL PROJECTS; (5)
29 \$19,123,489 FOR VARIOUS ELIGIBLE CITY
30 DEPARTMENTAL ENHANCEMENTS AND EQUIPMENT; (6)
31 \$4,724,406 TO SHANDS JACKSONVILLE MEDICAL

1 CENTER, INC.; (7) \$3,000,000 TO LIFT JAX, INC.
2 FOR THE EASTSIDE AFFORDABLE HOUSING DEVELOPMENT
3 PROGRAM; (8) \$1,000,000 TO ABILITY HOUSING, INC.
4 FOR THE ABILITY PSH-10 PROGRAM; (9) \$2,000,000
5 FOR VACCINATIONS, TESTING AND OTHER HEALTH-
6 RELATED NEEDS AND SERVICES; (10) \$4,000,000 TO
7 OFFSET COSTS FOR SOLID WASTE EMERGENCY ACTIONS
8 BY THE CITY; (11) \$4,549,847 TO FUND A PORTION
9 OF THE INCREASE TO THE CITY'S NEW SOLID WASTE
10 HAULER CONTRACT WITH MERIDIAN WASTE FLORIDA,
11 LLC; (12) \$1,000,000 TO BLUE ZONES, LLC FOR THE
12 PROVISION OF PROFESSIONAL SERVICES RELATIVE TO
13 IMPLEMENTATION OF A COMMUNITY HEALTH INITIATIVE
14 IN DUVAL COUNTY; (13) \$980,000 TO WHEELER
15 EMERGENCY MANAGEMENT CONSULTING, LLC FOR THE
16 PROVISION OF CONSULTING SERVICES TO THE CITY;
17 (14) \$500,000 TO COMMUNITY REHABILITATION
18 CENTER, INC. TO OFFSET ECONOMIC HARM AND LOST
19 REVENUE FROM BUSINESS INTERRUPTION DUE TO COVID-
20 19; (15) \$500,000 TO PROCURE TWO EMERGENCY
21 VEHICLE SIMULATOR TRAINING DEVICES; AND (16)
22 \$20,000 TO EDWARD WATERS UNIVERSITY, INC. FOR
23 THE PURCHASE OF FOUR (4) AUTOMATED EXTERNAL
24 DEFIBRILLATORS; PROVIDING A CARRYOVER OF FUNDS
25 FROM YEAR TO YEAR UNTIL SUCH FUNDS ARE EXPENDED
26 OR LAPSE, AND PROVIDING THAT ANY ARP ACT FUNDING
27 NOT EXPENDED PURSUANT TO THIS ORDINANCE BY
28 SEPTEMBER 30, 2023, EXCEPT AS OTHERWISE PROVIDED
29 HEREIN, SHALL REVERT TO THE FUND(S) OF ORIGIN
30 FOR REAPPROPRIATION FOR AUTHORIZED EXPENDITURES
31 UNDER THE TERMS OF THE ARP ACT; APPROVING AND

1 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND THE
2 CORPORATION SECRETARY TO EXECUTE AND DELIVER A
3 GRANT AGREEMENT WITH LIFT JAX, INC.; INVOKING
4 THE EXCEPTION OF SECTION 126.107(G)
5 (EXEMPTIONS), PART 1 (GENERAL REGULATIONS),
6 CHAPTER 126 (PROCUREMENT CODE), *ORDINANCE CODE*,
7 TO ALLOW FOR A DIRECT CONTRACT WITH LIFT JAX,
8 INC.; APPROVING AND AUTHORIZING THE MAYOR, OR
9 HIS DESIGNEE, AND THE CORPORATION SECRETARY TO
10 EXECUTE AND DELIVER A GRANT AGREEMENT WITH
11 ABILITY HOUSING, INC.; INVOKING THE EXCEPTION OF
12 SECTION 126.107(G) (EXEMPTIONS), PART 1 (GENERAL
13 REGULATIONS), CHAPTER 126 (PROCUREMENT CODE),
14 *ORDINANCE CODE*, TO ALLOW FOR A DIRECT CONTRACT
15 WITH ABILITY HOUSING, INC.; APPROVING AND
16 AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND THE
17 CORPORATION SECRETARY TO EXECUTE AND DELIVER AN
18 AGREEMENT WITH BLUE ZONES, LLC; INVOKING THE
19 EXCEPTION OF SECTION 126.107(G) (EXEMPTIONS),
20 PART 1 (GENERAL REGULATIONS), CHAPTER 126
21 (PROCUREMENT CODE), *ORDINANCE CODE*, TO ALLOW FOR
22 A DIRECT CONTRACT WITH BLUE ZONES, LLC;
23 APPROVING AND AUTHORIZING THE MAYOR, OR HIS
24 DESIGNEE, AND THE CORPORATION SECRETARY TO
25 EXECUTE AND DELIVER AN AGREEMENT WITH WHEELER
26 EMERGENCY MANAGEMENT CONSULTING, LLC; INVOKING
27 THE EXCEPTION OF SECTION 126.107(G)
28 (EXEMPTIONS), PART 1 (GENERAL REGULATIONS),
29 CHAPTER 126 (PROCUREMENT CODE), *ORDINANCE CODE*,
30 TO ALLOW FOR A DIRECT CONTRACT WITH WHEELER
31 EMERGENCY MANAGEMENT CONSULTING, LLC; APPROVING

1 AND AUTHORIZING THE MAYOR, OR HIS DESIGNEE, AND
2 THE CORPORATION SECRETARY TO EXECUTE AND DELIVER
3 A GRANT AGREEMENT WITH COMMUNITY REHABILITATION
4 CENTER, INC.; INVOKING THE EXCEPTION OF SECTION
5 126.107(G) (EXEMPTIONS), PART 1 (GENERAL
6 REGULATIONS), CHAPTER 126 (PROCUREMENT CODE),
7 ORDINANCE CODE, TO ALLOW FOR A DIRECT CONTRACT
8 WITH COMMUNITY REHABILITATION CENTER, INC.;
9 APPROVING AND AUTHORIZING THE MAYOR, OR HIS
10 DESIGNEE, AND THE CORPORATION SECRETARY TO
11 EXECUTE AND DELIVER A GRANT AGREEMENT WITH
12 EDWARD WATERS UNIVERSITY, INC.; PROVIDING FOR
13 OVERSIGHT; PROVIDING FOR COMPLIANCE WITH
14 APPLICABLE ARP ACT GRANT FUNDING REQUIREMENTS;
15 PROVIDING AN EFFECTIVE DATE.

16
17 **WHEREAS**, the Novel Coronavirus Disease 2019 ("COVID-19") was
18 first discovered in the United States in January 2020 and since that
19 time this severe, acute respiratory illness has infected over 32
20 million and killed over 610,000 Americans; and

21 **WHEREAS**, the impacts of the COVID-19 pandemic have been severe
22 and far-reaching, affecting all facets of the American economy and
23 daily life, resulting in the highest national unemployment rates in
24 over seventy years, creating food and housing insecurity for a
25 significant portion of the population, and leading to economic harm
26 and disruption to businesses of all sizes and to governments at all
27 levels; and

28 **WHEREAS**, the United States federal government recognizes that
29 state, territorial, tribal and local governments have been called on
30 to respond to COVID-19 at an immense scale, including efforts to
31 prevent and address spread of the disease, while also launching major

1 efforts to address the economic impacts of the pandemic as efficiently
2 as possible in a manner that is tailored to meet the specific needs
3 of each community; and

4 **WHEREAS**, on March 11, 2021, the American Rescue Plan Act (the
5 "ARP Act") was signed into law and provided for the distribution of
6 Coronavirus relief, fiscal recovery, and critical capital projects
7 funds to state, territorial, tribal and local governments of the
8 United States; and

9 **WHEREAS**, the ARP Act provides that these funds may be used for
10 various projects and purposes that include: (1) efforts to respond
11 to the COVID-19 public health emergency and its negative economic
12 impacts, including but not limited to, assistance to households,
13 small businesses, and non-profits, (2) providing premium pay to
14 eligible government workers performing essential work during the
15 COVID-19 public health emergency, (3) offsetting the costs of
16 providing government services, to the extent of the reduction in
17 revenue experienced due to the COVID-19 public health emergency, and
18 (4) making necessary improvements to water, sewer, or broadband
19 infrastructure; and

20 **WHEREAS**, the City of Jacksonville (the "City") recognizes that
21 quick and efficient distribution of these ARP Act funds will further
22 bolster the City's efforts to rebuild and recover the local economy;
23 and

24 **WHEREAS**, the Mayor, as Chief Executive Officer of the City, has
25 determined that all City employees performing work during, and in
26 response to, the COVID-19 public health emergency constitute
27 "eligible workers" necessary to maintain continuity of City
28 operations and essential critical infrastructure which is critical
29 to protect the health and well-being of the residents of Duval County,
30 Florida; and

31 **WHEREAS**, the City desires to appropriate and authorize

1 disbursement of \$141,847,895 in local fiscal recovery funds in
2 accordance with the ARP Act for the various purposes and to various
3 recipients as more fully set forth herein; now therefore

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

5 **Section 1. Findings.** It is hereby ascertained, determined,
6 found and declared as follows:

7 (a) The recitals set forth herein are true and correct.

8 (b) The grants and actions authorized hereby will provide
9 economic relief that encourages recovery of the local economy and
10 benefits the health, safety and welfare of the citizens of Duval
11 County.

12 (c) The distribution of ARP Act funds as set forth herein is
13 necessary and appropriate, and is reasonable and not excessive, taking
14 into account the extent of the public benefits expected to be derived
15 from the grants and other relief authorized hereby, and taking into
16 account all other forms of economic assistance available.

17 (d) The authorizations provided by this Ordinance are for
18 public uses and purposes for which the City may use its powers as a
19 county, municipality and as a political subdivision of the State of
20 Florida to expend public funds, and the necessity in the public
21 interest for the provisions herein enacted is hereby declared as a
22 matter of legislative determination.

23 (e) This Ordinance is adopted pursuant to the provisions of
24 Chapters 163, 166 and 125, Florida Statutes, as amended, the City's
25 Charter, and other applicable provisions of law.

26 **Section 2. Appropriation.** For the 2021-2022 fiscal year,
27 within the City's budget, there are hereby appropriated the indicated
28 sum(s) from the account(s) listed in subsection (a) to the account(s)
29 listed in subsection (b):

30 (Revised B.T. 21-093, attached hereto as **Revised Exhibit 1** and
31 incorporated herein by this reference)

1 (a) Appropriated from:

2 See **Revised Exhibit 1** \$141,847,895

3 (b) Appropriated to:

4 See **Revised Exhibit 1** \$141,847,895

5 (c) **Explanation of Appropriation:**

6 The funding appropriated above represents \$141,847,895 in
7 Coronavirus relief, fiscal recovery, and critical capital
8 projects funds received by the City from the federal
9 government pursuant to the American Rescue Plan Act of 2021
10 (the "ARP Act"). These funds will be used to support
11 continued COVID-19 response efforts and will provide a
12 vital infusion of funds to assist with immediate economic
13 recovery and stabilization efforts through replacement of
14 lost public-sector revenue and by providing funding for
15 professional and contractual services for the City, public
16 infrastructure improvements, premium pay for essential
17 (City) workers, and supporting indigent care and affordable
18 housing programs. These funds will also be used for COVID-
19 19 vaccinations, testing and other health-related needs
20 and services throughout Duval County, implementation of a
21 community health initiative, grants to small businesses
22 and non-profits to offset economic harm and lost revenue
23 from business interruption due to COVID-19, and other
24 eligible expenses under the ARP Act.

25 **Section 3. Purpose.** The purpose of the appropriation in
26 Section 2 is to disburse the ARP Act local fiscal recovery funds as
27 follows: (1) \$50,000,000 to the City's Water/Wastewater System Fund
28 for septic tank phaseout capital projects; (2) \$11,000,000 for premium
29 pay raises for City employees designated as "eligible workers" in
30 accordance with the ARP Act; (3) \$20,000,000 for one-time premium
31 payments to City employees in accordance with the ARP Act; (4)

1 \$19,450,153 for roadway resurfacing capital projects; (5) \$19,123,489
2 for various eligible City departmental enhancements; including, but
3 not limited to: information technology network and security systems
4 upgrades, portable radio refresh costs, enhanced cleaning services
5 at City facilities, and various equipment additions and upgrades for
6 the Jacksonville Fire Rescue Department and Jacksonville Sheriff's
7 Office; (6) \$4,724,406 to Shands Jacksonville Medical Center, Inc.
8 for indigent health care; (7) \$3,000,000 to LIFT JAX, INC. for the
9 Eastside Affordable Housing Development Program; (8) \$1,000,000 to
10 Ability Housing, Inc. for the Ability PSH-10 Program; (9) \$2,000,000
11 for vaccinations, testing and other health-related needs and
12 services; (10) \$4,000,000 to offset costs for solid waste emergency
13 actions by the City arising from private sector labor shortages due
14 to COVID-19; (11) \$4,549,847 to fund a portion of the increase to the
15 City's new solid waste hauler contract with Meridian Waste Florida,
16 LLC; (12) \$1,000,000 to Blue Zones, LLC for the provision of
17 professional services to the City for implementation of a community
18 health initiative in Duval County as more specifically outlined
19 herein; (13) \$980,000 to Wheeler Emergency Management Consulting, LLC
20 for the provision of consulting services to the City, for a contract
21 term beginning June 1, 2021, as more specifically outlined herein;
22 (14) \$500,000 as a grant to Community Rehabilitation Center, Inc. to
23 offset economic harm and lost revenue from business interruption due
24 to COVID-19; (15) \$500,000 to procure two emergency vehicle simulator
25 training devices for the City; (16) \$20,000 to Edward Waters
26 University, Inc. for the purchase of four automated external
27 defibrillators ("AEDs").

28 **Section 4. Carryover.** The funds appropriated herein shall
29 not lapse but shall carryover as appropriated from year to year until
30 such funds are expended or lapse. Funds appropriated in this
31 Ordinance must be expended before September 30, 2023, with the

1 exception that funds appropriated to procure the professional
2 services of Wheeler Emergency Management Consulting, LLC must be
3 expended before September 30, 2024. Failure to do so will cause said
4 funds to revert to the account(s) of origin for reappropriation for
5 authorized expenditures under the terms of the ARP Act, subject to
6 Council approval.

7 **Section 5. Approval and authorization to execute a grant**
8 **agreement between the City and LIFT JAX, INC. ("LIFT JAX").** The
9 Mayor, or his designee, and the Corporation Secretary are hereby
10 authorized to execute and deliver, on behalf of the City, a grant
11 agreement with LIFT JAX, INC., in accordance with Chapter 118, Parts
12 1 - 5, *Ordinance Code*, and subject to applicable requirements under
13 the ARP Act, in a not-to-exceed amount of \$3,000,000 for the Eastside
14 Affordable Housing Development Program, as more fully described in
15 **Revised Exhibit 2**, attached hereto and incorporated herein by this
16 reference, and all other contracts, memorandums of understanding and
17 documents, including extensions, renewals or amendments thereto, and
18 to otherwise take all action necessary to effectuate the intent of
19 this Ordinance, subject to appropriate legal review and approval by
20 the Office of General Counsel and the City's Risk Management Division
21 for appropriate insurance and indemnification requirements in
22 accordance with Section 128.601, *Ordinance Code*.

23 **Section 6. Invoking the exception to Section 126.107(g),**
24 **Ordinance Code.** The City is hereby authorized to enter into a grant
25 agreement with LIFT JAX for the Eastside Affordable Housing
26 Development Program described in Revised Exhibit 2. Pursuant to
27 Section 126.107(g) (Exemptions), Part 1 (General Regulations),
28 Chapter 126 (Procurement Code), *Ordinance Code*, such procurement is
29 exempted from competitive solicitation because the supplies or
30 services are to be provided by those specifically prescribed within
31 the authorizing legislation that appropriates the same. With the

1 exception of the foregoing, all other provisions of Chapter 126,
2 *Ordinance Code*, shall remain in full force and effect.

3 **Section 7. Approval and authorization to execute a grant**
4 **agreement between the City and Ability Housing, Inc. ("Ability**
5 **Housing").** The Mayor, or his designee, and the Corporation Secretary
6 are hereby authorized to execute and deliver, on behalf of the City,
7 a grant agreement with Ability Housing, Inc., in accordance with
8 Chapter 118, Parts 1 - 5, *Ordinance Code*, and subject to applicable
9 requirements under the ARP Act, in a not-to-exceed amount of
10 \$1,000,000 for the Ability PSH-10 Program, as more fully described
11 in **Revised Exhibit 3**, attached hereto and incorporated herein by this
12 reference, and all other contracts, memorandums of understanding and
13 documents, including extensions, renewals or amendments thereto, and
14 to otherwise take all action necessary to effectuate the intent of
15 this Ordinance, subject to appropriate legal review and approval by
16 the Office of General Counsel and the City's Risk Management Division
17 for appropriate insurance and indemnification requirements in
18 accordance with Section 128.601, *Ordinance Code*.

19 **Section 8. Invoking the exception to Section 126.107(g),**
20 **Ordinance Code.** The City is hereby authorized to enter into a grant
21 agreement with Ability Housing for the Ability PSH-10 Program
22 described in Revised Exhibit 3. Pursuant to Section 126.107(g)
23 (Exemptions), Part 1 (General Regulations), Chapter 126 (Procurement
24 Code), *Ordinance Code*, such procurement is exempted from competitive
25 solicitation because the supplies or services are to be provided by
26 those specifically prescribed within the authorizing legislation that
27 appropriates the same. With the exception of the foregoing, all
28 other provisions of Chapter 126, *Ordinance Code*, shall remain in full
29 force and effect.

30 **Section 9. Approval and authorization to execute an**
31 **agreement between the City and Blue Zones, LLC. ("Blue Zones").** The

1 Mayor, or his designee, and the Corporation Secretary are hereby
2 authorized to execute and deliver, on behalf of the City, an agreement
3 with Blue Zones, in an amount not-to-exceed \$1,000,000, for the
4 provision of professional services relative to implementation of a
5 community health initiative in Duval County, as more fully described
6 in **Exhibit 5**, attached hereto and incorporated herein by this
7 reference, and all other contracts, memorandums of understanding and
8 documents, including extensions, renewals or amendments thereto, and
9 to otherwise take all action necessary to effectuate the intent of
10 this Ordinance, subject to appropriate legal review and approval by
11 the Office of General Counsel and the City's Risk Management Division
12 for appropriate insurance and indemnification requirements in
13 accordance with Section 128.601, *Ordinance Code*.

14 **Section 10. Invoking the exception to Section 126.107(g),**
15 ***Ordinance Code***. The City is hereby authorized to directly procure
16 the professional services of Blue Zones for implementation of a
17 community health initiative as described in Exhibit 5. Pursuant to
18 Section 126.107(g) (Exemptions), Part 1 (General Regulations),
19 Chapter 126 (Procurement Code), *Ordinance Code*, such procurement is
20 exempted from competitive solicitation because the supplies or
21 services are to be provided by those specifically prescribed within
22 the authorizing legislation that appropriates the same. With the
23 exception of the foregoing, all other provisions of Chapter 126,
24 *Ordinance Code*, shall remain in full force and effect. The Scope of
25 Services more particularly described in Exhibit 5 designates the
26 specific services to be performed by Blue Zones for the City. The
27 Scope of Services may include such additions, deletions and changes
28 as may be reasonable, necessary and incidental for carrying out the
29 purposes thereof, as may be acceptable to the Mayor, or his designee;
30 provided however, such modifications shall be technical only, subject
31 to appropriate legal review and approval by the Office of General

1 Counsel, and shall be undertaken in compliance with any applicable
2 requirements of the ARP Act and related laws, consistent with the
3 intent of this Ordinance. For the purposes of this Ordinance, the
4 term "technical changes" is defined as those changes having no
5 financial impact to the City and any other non-substantive changes.

6 **Section 11. Approval and authorization to execute an**
7 **agreement between the City and Wheeler Emergency Management**
8 **Consulting, LLC. ("Wheeler").** The Mayor, or his designee, and the
9 Corporation Secretary are hereby authorized to execute and deliver,
10 on behalf of the City, an agreement with Wheeler, in an amount not-
11 to-exceed \$980,000 for the provision of professional services
12 relative to the ARP Act and expenditure of the ARP Act funds, as more
13 fully described in **Exhibit 6**, attached hereto and incorporated herein
14 by this reference for the period beginning June 1, 2021, and all
15 other contracts, memorandums of understanding and documents,
16 including extensions, renewals or amendments thereto, and to
17 otherwise take all action necessary to effectuate the intent of this
18 Ordinance, subject to appropriate legal review and approval by the
19 Office of General Counsel and the City's Risk Management Division for
20 appropriate insurance and indemnification requirements in accordance
21 with Section 128.601, *Ordinance Code*.

22 **Section 12. Invoking the exception to Section 126.107(g),**
23 **Ordinance Code.** The City is hereby authorized to directly procure
24 the professional services of Wheeler for the provision of professional
25 services as described in Exhibit 6. Pursuant to Section 126.107(g)
26 (Exemptions), Part 1 (General Regulations), Chapter 126 (Procurement
27 Code), *Ordinance Code*, such procurement is exempted from competitive
28 solicitation because the supplies or services are to be provided by
29 those specifically prescribed within the authorizing legislation that
30 appropriates the same. With the exception of the foregoing, all
31 other provisions of Chapter 126, *Ordinance Code*, shall remain in full

1 force and effect. The Scope of Services more particularly described
2 in Exhibit 6 designates the specific services to be performed by
3 Wheeler for the City. The Scope of Services may include such
4 additions, deletions and changes as may be reasonable, necessary and
5 incidental for carrying out the purposes thereof, as may be acceptable
6 to the Mayor, or his designee; provided however, such modifications
7 shall be technical only, subject to appropriate legal review and
8 approval by the Office of General Counsel, and shall be undertaken
9 in compliance with any applicable requirements of the ARP Act and
10 related laws, consistent with the intent of this Ordinance. For the
11 purposes of this Ordinance, the term "technical changes" is defined
12 as those changes having no financial impact to the City and any other
13 non-substantive changes.

14 **Section 13. Approval and authorization to execute a grant**
15 **agreement with Community Rehabilitation Center, Inc. ("CRC").** There
16 is hereby approved, and the Mayor, or his designee, and the
17 Corporation Secretary are hereby authorized to execute and deliver
18 on behalf of the City, a grant agreement with CRC in the form attached
19 hereto as **Exhibit 7** (the "Agreement"). Distribution of the ARP Act
20 grant funds to CRC is contingent upon CRC's completion of a Grant
21 Application in the form provided in the Agreement and review and
22 approval of the same by the City. The Agreement may include such
23 additions, deletions and changes as may be reasonable, necessary and
24 incidental for carrying out the purposes thereof, as may be acceptable
25 to the Mayor, or his designee; provided however, such modifications
26 shall be technical only, subject to appropriate legal review and
27 approval by the Office of General Counsel, and shall be undertaken
28 in compliance with any applicable requirements of the ARP Act and
29 related laws, consistent with the intent of this Ordinance. For the
30 purposes of this Ordinance, the term "technical changes" is defined
31 as those changes having no financial impact to the City, and any

1 other non-substantive changes, which may include additions,
2 deletions, and/or changes to the Agreement that provide further
3 protections for the City or as deemed necessary and appropriate by
4 the Office of General Counsel for compliance with the ARP Act and
5 related laws, consistent with the intent of this Ordinance.

6 **Section 14. Invoking the exception to Section 126.107(g),**
7 **Ordinance Code.** The City is hereby authorized to enter into a direct
8 contract with CRC for the purposes of providing relief and assistance
9 as set forth herein. Pursuant to Section 126.107(g) (Exemptions),
10 Part 1 (General Regulations), Chapter 126 (Procurement Code),
11 *Ordinance Code*, such procurement is exempted from competitive
12 solicitation because the supplies or services are to be provided by
13 those specifically prescribed within the authorizing legislation that
14 appropriates the same. With the exception of the foregoing, all
15 other provisions of Chapter 126, *Ordinance Code*, shall remain in full
16 force and effect. CRC's failure to enter into the Agreement
17 authorized in Section 13 or to provide a completed Grant Application
18 as described in the Agreement shall render CRC ineligible to receive
19 the ARP Act grant funds authorized hereby.

20 **Section 15. Approval and authorization to execute a grant**
21 **agreement with Edward Waters University, Inc. ("EWU").** The Mayor,
22 or his designee, and the Corporation Secretary are hereby authorized
23 to execute and deliver, on behalf of the City, in accordance with
24 Chapter 118, Parts 1 - 5, *Ordinance Code*, a grant agreement with EWU,
25 in an amount not-to-exceed \$20,000, for procurement of four (4) AEDs
26 for EWU facilities, consistent with the intent of this Ordinance and
27 subject to applicable requirements under the ARP Act, and all other
28 contracts, memorandums of understanding and documents, including
29 extensions, renewals or amendments thereto, and to otherwise take all
30 action necessary to effectuate the intent of this Ordinance, subject
31 to appropriate legal review and approval by the Office of General

1 Counsel and the City's Risk Management Division for appropriate
2 insurance and indemnification requirements in accordance with Section
3 128.601, *Ordinance Code*.

4 **Section 16. Oversight Departments.** The Finance and
5 Administration Department shall provide general oversight of the
6 distribution and expenditure of the ARP Act funds, including but not
7 limited to the agreements authorized in Sections 11 and 13. The
8 Neighborhoods Department shall provide oversight of the grant
9 agreements authorized in Sections 5 and 7. The Mayor's Office shall
10 oversee the agreement authorized in Section 9 and any contracts
11 entered into for the provision of vaccinations, testing and other
12 health-related needs and services. The Public Works Department shall
13 oversee the expenditure of the ARP Act funds appropriated for solid
14 waste emergency actions and any contracts related thereto. The
15 Jacksonville Fire and Rescue Department shall oversee procurement of
16 the emergency vehicle simulator training devices. The Office of
17 Grant and Contract Compliance shall oversee the grant agreement
18 authorized in Section 15.

19 **Section 17. Compliance with applicable American Rescue Plan**
20 **Act grant funding requirements.** Shands Jacksonville Medical Center,
21 Inc., LIFT JAX, INC., Ability Housing, Inc., Blue Zones, LLC, Wheeler
22 Emergency Management Consulting, LLC, Community Rehabilitation
23 Center, Inc., Edward Waters University, Inc. and any other
24 subcontractors or vendors receiving ARP Act funds in accordance with
25 the appropriations outlined herein shall comply with all applicable
26 ARP Act grant requirements in their respective use and expenditure
27 of the ARP Act funds provided pursuant to this Ordinance; including,
28 but not limited to, the audit requirements attached hereto as **Revised**
29 **Exhibit 4**, and incorporated herein by this reference.

30 **Section 18. Effective Date.** This Ordinance shall become
31 effective upon signature by the Mayor or upon becoming effective

1 without the Mayor's signature.

2

3 Form Approved:

4

5 /s/ Mary E. Staffopoulos

6 Office of General Counsel

7 Legislation prepared by: Mary E. Staffopoulos

8 GC-#1457146-v1-2021-516-E.docx