

**FOR DISTRIBUTION AT THE REGULAR CITY COUNCIL MEETING
SEPTEMBER 19, 2023**

AGENDA NO. 2023-426

Proposed Amendment No. 1

An Ordinance Amending Chapter 38 Section 38.62 of the 1988 City of Springfield Code of Ordinances, as Amended, Pertaining to Minority and Female Owned Businesses and Affirmative Action Requirements, As Amended

AGENDA NO. 2023-430

Proposed Amendment No. 1

An Ordinance Authorizing a Subrecipient Grant Agreement with Better Life Better Living for Kids and Payment in the Amount of \$215,000.00 Pursuant to Grant No. 23203186 from the State of Illinois Department of Commerce and Economic Opportunity in the Amount of \$3,000,000.00 for the Community Connections Program for the Springfield Police Department, As Amended

AGENDA NO. 2023-431

Proposed Amendment No. 1

An Ordinance Authorizing a Subrecipient Grant Agreement with One in a Million, Inc. and Payment in the Amount of \$215,000.00 Pursuant to Grant No. 23203186 from the State of Illinois Department of Commerce and Economic Opportunity in the Amount of \$3,000,000.00 for the Community Connections Program for the Springfield Police Department, As Amended

AGENDA NO. 2023-432

Proposed Amendment No. 1

An Ordinance Authorizing a Subrecipient Grant Agreement with Springfield Park District and Payment in the Amount of \$215,000.00 Pursuant to Grant No. 23203186 from the State of Illinois Department of Commerce and Economic Opportunity in the Amount of \$3,000,000.00 for the Community Connections Program for the Springfield Police Department, As Amended

2023-426

**AN ORDINANCE AMENDING CHAPTER 38, SECTION 38.62 OF THE 1988
CITY OF SPRINGFIELD CODE OF ORDINANCES, AS AMENDED,
PERTAINING TO MINORITY AND FEMALE OWNED BUSINESSES AND
AFFIRMATIVE ACTION REQUIREMENTS, AS AMENDED**

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, it is in the best interest of the City to amend Chapter 38, Section 38.62 of The 1988 City of Springfield Code Of Ordinances, as amended, pertaining to minority and female owned businesses and affirmative action requirements by setting a goal of 10% MBE/FBE participation in public works contracts and directing the Purchasing Agent to administer the new program.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby amends Chapter 38, Section 38.62 of The 1988 City of Springfield Code Of Ordinances, as amended, pertaining to minority and female owned businesses and affirmative action requirements as shown on attached Exhibit "A".

Section 2: That the City Clerk is hereby directed to publish this ordinance in pamphlet form.

Section 3: That this ordinance shall become effective after its passage, recording and publication in pamphlet form.

PASSED: _____, 2023

SIGNED: _____, 2023

RECORDED: _____, 2023

Mayor Misty Buscher

ATTEST: _____
City Clerk Frank J. Lesko

Approved as to legal sufficiency:

Requested by:
Alderman Shawn Gregory

 7/15/23
Office of Corporation Counsel / Date

Exhibit A

ARTICLE VII. MINORITY AND FEMALE OWNED BUSINESSES AND AFFIRMATIVE ACTION REQUIREMENTS¹

§ 38.62. Policy.

It is the policy of the City of Springfield to promote and encourage the continuing economic development of minority and female owned and operated businesses and that minority and female owned and operated businesses participate in the city's procurement process as both prime and subcontractors.

- (a) *Definitions.* For the purpose of this section, the following terms shall have the following definitions:
- (1) *Minority person* shall mean a person who is a citizen or lawful permanent resident of the United States and who is:
- a. *Black.* A person having origins in any of the black racial groups in Africa;
 - b. *Hispanic.* A person of Spanish or Portuguese culture with origins in Mexico, South or Central America, or the Caribbean Islands, regardless of race;
 - c. *Asian American.* A person having origins in any of the original peoples of the Far East, Southeast Asia, the Indian Subcontinent or the Pacific Islands;
 - d. *American Indian or Alaskan Native.* A person having origins in any of the original peoples of North America; or
 - e. *Disabled.* "Disabled" means a severe physical or mental disability that:
 1. Results from amputation, arthritis, autism, blindness, burn injury, cancer, cerebral palsy, cystic fibrosis, deafness, head injury, heart disease, hemiplegia, hemophilia, respiratory or pulmonary dysfunction, mental retardation, mental illness, multiple sclerosis, muscular dystrophy, musculoskeletal disorders, neurological disorders, including stroke and epilepsy, paraplegia, quadriplegia and other spinal cord conditions, sickle cell anemia, specific learning disabilities, or end state renal failure disease; and
 2. Substantially limits one or more of the person's major life activities.

Another disability or combination of disabilities may also be considered as a severe disability if it is determined by an evaluation of rehabilitation potential to

¹Editor's note(s)—Ord. No. 436-12-13, § 1(Exh. A), adopted Dec. 17, 2013, changed the title of Art. VII from "Minority and Female Owned Businesses" to "Minority and Female Owned Businesses and Affirmative Action Requirements."

cause a comparable degree of substantial functional limitation similar to the specific list of disabilities listed above.

- (2) *Female* shall mean a person who is a citizen or lawful permanent resident of the United States and who is of the female gender.
 - (3) *Minority owned business (MBE)* means a business concern which is at least 51% owned by one or more minority persons, or in the case of a corporation, at least 51% of the stock in which is owned by one or more minority persons; and the management and daily business operations of which are controlled by one or more of the minority individuals who own it. Minority contractors must obtain certification from the City of Springfield pursuant to this Article to be considered an MBE.
 - (4) *Female owned business (FBE)* means a business concern which is at least 51% owned by one or more females, or, in the case of a corporation, at least 51% of the stock in which is owned by one or more females; and the management and daily business operation of which are controlled by one or more of the females who own it.
 - (5) *Control* means the exclusive or ultimate and sole control of the business including, but not limited to, capital investment and all other financial matters, property, acquisitions, contract negotiations, legal matters, officer-director-employee selection and comprehensive hiring, operating responsibilities, cost-control matters, income and dividend matters, financial transactions and rights of other shareholders or joint partners. Control shall be real, substantial and continuing, not pro forma. Control shall include the power to direct or cause the direction of the management and policies of the business and to make the day-to-day as well as major decisions in matters of policy, management and operations. Control shall be exemplified by possessing the requisite knowledge and expertise to run the particular business and control shall not include simple majority or absentee ownership.
- (b) *Annual goal and annual goal contracts.* The annual goal for public works contracts ("annual goal contracts") shall be ten percent (10%) ~~set by the Springfield community relations commission, and shall be stated as a percentage that relates to the total dollar~~ amount of public works contracts during each fiscal year. The goal shall not apply to non-public works contracts, where a state or federal rule pre-empts or prohibits such requirements, or where the purchasing agent determines in writing that applying the goal would impair the ability of the city to obtain the best work or materials at the lowest price practicable.
- (c) *Program administration.*
- (1) ~~The office of community relations (OCR)~~ purchasing agent shall be charged with overall responsibility for the administration of the city's minority and women's business enterprise participation policy with the assistance of outreach and advertising completed by the office of community relations (OCR). The purchasing agent or his/her designee shall establish an application and

certification process for minority contractors seeking MBE certification; the process shall include eligibility criteria and documentation requirements to demonstrate minority status. OCR The purchasing agent or his/her designee will establish procedures for all city agencies for the purpose of monitoring the city's overall performance with respect to minority and women's business enterprise participation. The duties and responsibilities of the purchasing agent OCR shall include:

- a. Adopting rules and regulations to effectuate this section;
 - b. Developing and distributing a directory of certified minority business enterprises (MBEs) and female business enterprises (FBEs);
 - c. Providing information and needed assistance to MBEs and FBEs to increase their ability to compete effectively for the award of annual goal contracts;
 - d. Investigating alleged violations of this section and making written recommendations for remedial action when appropriate;
 - e. Developing and distributing all necessary forms, applications, certifications and documents necessary to comply with this section;
 - f. Establishing reporting mechanisms to track the utilization of minority contractors in MBE program contracts, and reviewing, on a regular basis, the progress of each city agency toward achieving the goals for the utilization of minority and women's business enterprises and reporting annually on such progress to the mayor and the city council, together with recommendations as to such further remedial action that should be taken, if any;
 - g. Making recommendations to appropriate city officials regarding methods to further the policies and goals of this section, including presenting quarterly reports to City Council;
 - h. Monitoring contractors throughout the duration of the annual goal contract to ensure that all efforts are made to comply with the requirements of this section;~~and~~
 - i. Certifying that the requirements of this section have been satisfied before the annual goal contracts are signed; and,
 - j. Collaborating with the Springfield Black Chamber of Commerce to provide technical assistance to certified MBEs, provided the Black Chamber of Commerce assists in providing resources, guidance, and support to MBEs to enhance their business capabilities and competitiveness.
- (2) It shall be the responsibility of the purchasing agent to ensure that bids or proposals adhere to the procedures and provisions set forth in this section.
- (3) The purchasing agent shall take the following actions to ensure that MBEs and FBEs have maximum opportunity to participate on the annual goal contracts:

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- a. A written notification shall be sent to such minority and women's trade and professional associations and contractors' associations as are designated by OCR about the availability of contracting opportunities on an annual basis;
 - b. All contract solicitations shall include the MBE/FBE policy;
 - c. All contracting opportunities shall be evaluated in an effort to divide the total requirements of a contract to provide reasonable opportunities for minority and female business enterprises;
 - d. Guidelines shall be established to ensure that a notice to proceed or purchase order is not issued until signed letters of intent or executed agreements with the MBEs and FBEs proposed by contractors have been submitted;
 - e. Actions shall be taken to ensure that all required statistics and documentation are submitted to OCR as requested;
 - f. The contracting agency shall make quarterly reports to OCR concerning the agency's progress in achieving the goals established by this section.
- (4) It shall be the responsibility of each bidder and proposer of annual goal contracts to adhere to the procedures and provisions set forth in this section.
- a. Each bidder and proposer must complete an MBE and FBE utilization form and identify therein its commitment, if any, to utilize MBEs and FBEs. Any failure to complete and sign the MBE and FBE utilization form may result in the bid or proposal being declared nonresponsive. In its response to an invitation to bid or request for proposal, the bidder or proposer shall include the names of minority and female business enterprises to whom it intends to award subcontracts, if any, the dollar value of the subcontracts, and the scope of work to be performed;
 - b. It is the bidder's or proposer's responsibility to ensure that all MBEs and FBEs projected for use have been certified by the city prior to bid opening;
 - c. The awardee must submit copies of executed agreements with the MBEs and FBEs being utilized; and
 - d. The awardee must submit reports and documentation as required by OCR, verifying payments to the MBEs and FBEs being utilized.
- (5) Contractors and subcontractors of annual goal contracts shall consider, and follow where appropriate, the following guidelines in making their good faith efforts to meet the goals of this section. Contractors and subcontractors shall provide documentation of their good faith efforts to the OCR. These guidelines are not all inclusive.
- a. Attend pre-bid meetings scheduled by the city to inform MBE/FBE firms of contracting and subcontracting opportunities;
 - b. Formally advertise in general circulation, trade association and minority-oriented media regarding subcontracting opportunities;

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- c. Provide written notice to specific MBE/FBE firms soliciting their bids. Said solicitations should allow sufficient time for the MBE/FBE firms to review the plans and specifications and develop bids.
 - d. Follow up to the initial solicitation of interest by contacting MBE/FBE firms to determine whether or not said firms will submit a bid;
 - e. Package portions of the work to be performed in such a manner as to encourage and increase the likelihood of participation from MBE/FBE firms;
 - f. Provide interested MBE/FBE firms with adequate information regarding the plans, specifications and requirements for bidding;
 - g. Negotiate in "good faith" with MBE/FBE firms. MBE/FBE firms shall not be disqualified without sound reasons based upon a thorough investigation of their capabilities;
 - h. Assist interested MBE/FBE firms in obtaining the bonding, lines of credit and insurance if required;
 - i. Effectively utilize the services of local, state and federal minority and women business assistance offices, and other organizations that provide assistance in the recruitment and placement of MBE/FBE firms; and
 - j. Document all "good faith efforts" actions taken.

(6) Compliance and reporting

a. All City departments and agencies responsible for contracting shall comply with the MBE program requirements and actively seek participation from certified MBEs for the specified contracts.

(Ord. No. 777-09-92, § 1, 9-15-92; Ord. No. 670-9-95, § 1(Exh. G), 9-19-95; Ord. No. 436-12-13, § 1(Exh. A), 12-17-13; Ord. No. 485-12-16, § 1(Exh. A), 12-20-16)

§ 38.63. Affirmative action requirements.

- (a) The city shall not enter into any EO contract with any contractor or vendor, who is found to be in violation of chapter 93 or provisions of article VII of chapter 38 of the City Code relating to MBE and FBE participation, except where: (1) such contractor or vendor is the sole source of the particular product or service and the product or service is essential for the operations of the city; or (2) an it is an emergency contract under section 38.41.
- (b) The city shall not enter into any annual goal contract with any contractor or vendor which does not first submit to the city a written commitment to provide equal employment opportunity, and a \$50 fee to offset the cost of administration of the city's program. Such commitment must:
 - (1) Set out and agree to maintain specific employment or membership practices and policies sufficient to achieve equal opportunity.

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- (2) Agree to make a good faith effort to meet the goals established for the award of subcontracts and for the participation of skilled trade professionals.
 - (3) Agree to submit to the city upon request written evidence of compliance with the above required practices, policies and goals.
 - (4) Agree to submit to the city upon request statistical data concerning employee composition or membership composition of MBE or FBE status.
 - (5) Agree to distribute copies of this commitment to all persons who participate in recruitment, screening, referral and selection of job applicants, prospective job applicants or members.
 - (6) Agree to require any subcontractor to submit to the city a written commitment which contains the provisions required by subsections (1) through (5) of this subsection.
- (c) The following shall apply to all annual goal contracts, and these provisions shall appear in every annual goal contract and its subcontracts:
- (1) "The vendor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, ancestry, national origin, place of birth, age or a physical or mental disability which would not interfere with the efficient performance of the contract."
 - (2) "The vendor will take affirmative action to comply with the provisions of chapter 38 and provisions of chapter 93 of the City Code relating to MBE and FBE participation, and will require any subcontractor to submit to the city written commitment to comply."
 - (3) "The vendor will distribute copies of this commitment to all persons who participate in recruitment, screening, referral and selection of job applicants, prospective job applicants, members or prospective subcontractors."
 - (4) "The vendor shall submit to the city, upon written request, compliance reports containing such information as to the practices, policies, programs and statistics of employee or membership composition of MBE or FBE status, and shall require any subcontractor to submit the same upon written request by the city. Vendor shall permit access to all relevant books, records, accounts and work sites by the city for purposes of investigation to ascertain compliance."
 - (5) "In all solicitations or advertisements for employees placed by vendor or on its behalf, it will state that all applicants will be afforded equal opportunity without discrimination because of race, color, sex, religion, national origin, ancestry, sexual orientation, age, or physical/mental disability."
 - (6) "During the performance of the contract, vendor agrees: it will have written sexual harassment policies that include, at a minimum, the following: (i) the illegality of sexual harassment; (ii) the definition of sexual harassment under state law; (iii) a description of sexual harassment utilizing examples; (iv) the vendor's internal complaint process including penalties; (v) the legal recourse, investigative and complaint process available through the Illinois Department of Human Rights and the

Human Rights Commission; (vi) directions on how to contact the Department of Human Rights and Commission; and (vii) protection against retaliation. A copy of the policies shall be provided to the Illinois Department of Human Rights and the city upon request."

- (7) "During the performance of the contract, vendor agrees it will not maintain or provide any segregated facilities at any of their establishments, or permit employees to perform their services at any location under their control where segregated facilities are maintained."
 - (8) "In the event the vendor fails to comply with the provisions of chapter 93 and provisions of article VII of chapter 38 relating to MBE and FBE participation of the City Code, the city may, at its option, do any or all of the following:
 - a. Cancel, terminate or suspend the EO contract in whole or in part.
 - b. Declare the vendor ineligible for further EO Contracts for one calendar year.
 - c. Prosecute the failure to comply pursuant to the provisions of chapter 93 of the City Code.
 - d. Immediately withhold the maximum fine or penalty amount authorized by chapter 93 of the City Code in the event a violation is found, and setoff any fine or penalty assessed against the unpaid portion of the EO contract price.
 - e. Such other sanctions as may be allowable under law.
 - (d) Subcontracting is not required for participation in an annual goal contract. However, if a subcontractor is used and the vendor cannot or does not wish to make subcontracting opportunities available to an MBE or FBE, the vendor must request in writing a waiver of such requirement. The waiver request must include either a:
 - (1) A narrative describing vendor's good faith efforts to secure MBE and FBE participation prior to bid submittal; or
 - (2) A notarized affidavit attesting the vendor did not receive inquiries or proposals from a qualified MBE or FBE in response to the notification prior to bid submittal; or
 - (3) A written explanation for why the vendor believes it is necessary and /or prudent to seek a waiver despite having received qualified MBE and FBE proposals.
 - (e) A vendor shall not deviate from utilizing any of the subcontractors listed in its bid submittal unless such a change has first been approved in writing by the city.
- (Ord. No. 436-12-13, § 1(Exh. A), 12-17-13; Ord. No. 485-12-16, § 1(Exh. A), 12-20-16)

§ 38.64. MBE and FBE goals.

- (a) The Springfield Community Relations Commission shall set the MBE and FBE participation goals on an annual basis.

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- (b) The following criteria shall be used to determine MBE and FBE participation towards subcontracting goals for annual goal contracts:
- (1) When an MBE or FBE participates in a contract, count only the value of the work actually performed by the MBE or FBE.
 - (2) When an MBE or FBE performs as a participant in joint venture, count a portion of the total dollar value of the contract equal to the distinct, clearly defined portion of the work that the MBE or FBE performs with its own forces.
 - (3) Count expenditures to an MBE or FBE contractor or trucking firm only if the MBE or FBE is performing a commercially useful function.
- (c) The following criteria shall be used to determine MBE and FBE participation for materials and supplies toward MBE or FBE goals:
- (1) Count 100% of the expenditure if the MBE or FBE supplier is also the manufacturer.
 - (2) Count 60% of the expenditure if the MBE or FBE supplier is a regular dealer.
 - (3) Count 5% of the expenditure if the MBE or FBE supplier is neither a manufacturer nor a regular dealer of the materials supplied.
- (Ord. No. 436-12-13, § 1(Exh. A), 12-17-13; Ord. No. 485-12-16, § 1(Exh. A), 12-20-16)

AN ORDINANCE AUTHORIZING A SUBRECIPIENT GRANT AGREEMENT WITH BETTER LIFE BETTER LIVING FOR KIDS AND PAYMENT IN THE AMOUNT OF \$215,000.00 PURSUANT TO GRANT NO. 23-203186 FROM THE STATE OF ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY IN THE AMOUNT OF \$3,000,000.00, FOR THE COMMUNITY CONNECTIONS PROGRAM FOR THE SPRINGFIELD POLICE DEPARTMENT, AS AMENDED

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the purpose of this allocation is to expand youth services programs to provide educational, recreational, and mentorship opportunities for the youth in the empowerment zone and Eastside community; and

WHEREAS, Subrecipient Grant Agreement _____ will be administered by the City of Springfield's Office of Planning and Economic Development; and

WHEREAS, Grant No. 23-203186 provided \$645,000.00 for a teen empowerment zone which would provide mentorship and education for youth in the city including a salaried officer position, a physical space and technological components; and

WHEREAS, the City used a core grant in the amount of \$400,000 from the Illinois State Representative for the 96th District to purchase real property and improvements for location of the empowerment zone; and

WHEREAS, the budget allocation for Grant No. 23-203186 received approval from city officials, including Police Chief Scarlett, and state officials, and signed approval of Mayor Langfelder, Alderman Gregory, and Alderman Williams; and

WHEREAS, the city now wishes to allocate the \$645,000.00 equally as follows:

- \$215,000.00 to the Springfield Park District, a long-standing partner of the City that has consistently provided summer youth employment opportunities over the past three years;
- \$215,000.00 to One in a Million, Inc., an organization with a 20+ year history of serving the Springfield community currently operating under a state grant program focused on youth activities housed at a building owned by the company in the city; and
- \$215,000.00 for Better Life Better Living for Kids, an organization operating in Cox Park and the empowerment zone; and

WHEREAS, these three organizations, working with the Salvation Army and Chamberlin Ball Park, form the vision of the empowerment zone; and

WHEREAS, the City of Springfield's Office of Planning and Economic Development shall administer a Subrecipient Grant Agreement with Better Life Better Living for Kids upon

approval from the State of Illinois; and

WHEREAS, Better Life Better Living for Kids, shall utilize the allocated funds to expand youth services programs to provide educational, recreational, and mentorship opportunities for the youth in the empowerment zone and Eastside community, enhance and continue mentorship, activities, health and wellness activities, implement virtual reality programs to provide immersive and educational experiences for the youth, conduct financial literacy programs to equip the youth with essential financial management skills and support other approved activities related to violence prevention efforts in the Eastside community; and

WHEREAS, Better Life Better Living for Kids, shall provide quarterly reports to the granting authority detailing the progress, fund utilization, and outcomes of the programs funded by this grant; and

WHEREAS, the granting authority reserves the right to conduct audits or evaluations to ensure proper utilization of the allocated funds and adherence to the grant's objectives; and

WHEREAS, the final Subrecipient Grant Agreement, once approved, shall be located in the Office of the City Clerk; and

WHEREAS, it is in the best interest of the City of Springfield to authorize a Subrecipient Grant Agreement with Better Life Better Living for Kids to expand youth services programs to provide educational, recreational, and mentorship opportunities for the youth in the empowerment zone and Eastside community in the amount not to exceed \$215,000.00 utilizing the Springfield Police Department's Community Connection Grant funds.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes a Subrecipient Grant Agreement with Better Life Better Living for Kids for use of the Springfield Police Department's Community Connections Grant funds in an amount not to exceed \$215,000.00 to expand youth services programs to provide educational, recreational, and mentorship opportunities for the youth in the empowerment zone and Eastside community.

Section 2: That the Office of Budget and Management is hereby authorized to make payment in an amount not to exceed \$215,000.00 to Better Life Better Living for Kids ~~from account number~~ pursuant to the terms and conditions of the Subrecipient Grant Agreement entered into between the parties. The city is hereby authorized to enter into a Subrecipient Agreement with Better Life Better Living for Kids upon approval of a revised budget from the State of Illinois Department of Commerce and Economic Opportunity. The Mayor and City Clerk are hereby authorized to approve and execute any documents on behalf of the City to carry out the terms of this Ordinance.

Section 3: That Better Life Better Living for Kids and the City of Springfield shall collaborate to ensure the timely and effective implementation of the programs funded by this grant and utilize the allocated funds to: (a) expand youth services programs to provide educational, recreational, and mentorship opportunities to the youth in the Empowerment Zone and Eastside

community; (b) enhance and continue mentorship, activities, health and wellness activities; (c) implement virtual reality programs to provide immersive and educational experiences for the youth; (d) conduct financial literacy programs to equip the youth with essential financial management skills; and (e) support other approved activities related to violence prevention efforts in the Eastside community.

Section 4: That Better Life Better Living for Kids shall (a) provide annual reports to the City of Springfield detailing the progress, utilization of funds and outcomes of the programs funded by this grant and (b) The City of Springfield reserves the right to conduct audits or evaluations to ensure the appropriate utilization of the allocated funds and adherence to the grant's objectives.

Section 5: That if any provision or part of this ordinance is deemed invalid or unenforceable, the remaining provisions shall remain in full force and effect.

Section 6: That this ordinance shall be enacted and implemented in accordance with the laws and regulations of the State of Illinois and the City of Springfield.

Section 7: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: _____, 2023

SIGNED: _____, 2023

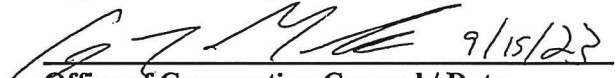
RECORDED: _____, 2023

Mayor Misty Buscher

ATTEST: _____
City Clerk Frank J. Lesko

Approved as to legal sufficiency:

Requested by: Alderman Shawn Gregory

 9/15/22
Office of Corporation Counsel / Date

AN ORDINANCE AUTHORIZING A SUBRECIPIENT GRANT AGREEMENT WITH ONE IN A MILLION INC. AND PAYMENT IN THE AMOUNT OF \$215,000.00 PURSUANT TO GRANT NO. 23-203186 FROM THE STATE OF ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY IN THE AMOUNT OF \$3,000,000.00, FOR THE COMMUNITY CONNECTIONS PROGRAM FOR THE SPRINGFIELD POLICE DEPARTMENT, AS AMENDED

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the purpose of this allocation is to expand current programming in youth services, technology, e-sports, virtual reality, financial literacy, and other approved activities pertaining to violence prevention efforts in the empowerment zone and Eastside community; and

WHEREAS, Subrecipient Grant Agreement _____ will be administered by the City of Springfield's Office of Planning and Economic Development; and

WHEREAS, Grant No. 23-203186 provided \$645,000.00 for a teen empowerment zone which would provide mentorship and education for youth in the city including a salaried officer position, a physical space and technological components; and

WHEREAS, the City used a core grant in the amount of \$400,000 from the Illinois State Representative for the 96th District to purchase real property and improvements for location of the empowerment zone; and

WHEREAS, the budget allocation for Grant No. 23-203186 received approval from city officials, including Police Chief Scarlett, and state officials, and signed approval of Mayor Langfelder, Alderman Gregory, and Alderman Williams; and

WHEREAS, the city now wishes to allocate the \$645,000.00 equally as follows:

- \$215,000.00 to the Springfield Park District, a long-standing partner of the City that has consistently provided summer youth employment opportunities over the past three years;
- \$215,000.00 to One in a Million, Inc., an organization with a 20+ year history of serving the Springfield community currently operating under a state grant program focused on youth activities housed at a building owned by the company in the city; and
- \$215,000.00 for Better Life Better Living for Kids, an organization operating in Cox Park and the empowerment zone; and

WHEREAS, these three organizations, working with the Salvation Army and Chamberlin Ball Park, form the vision of the empowerment zone; and

WHEREAS, the City of Springfield's Office of Planning and Economic Development shall administer a Subrecipient Grant Agreement with One in a Million, Inc. upon approval from the State of Illinois; and

WHEREAS, One in a Million Inc. shall utilize the allocated funds to expand its current technology center and “A Way Out” program aimed at providing educational, recreational, and mentorship opportunities to the youth in the Eastside community, enhance technology-related initiatives, including the expansion of current computer lab, coding classes, senior typing and technology workshops, continue to develop and promote e-sports programs to engage and empower the youth in competitive gaming activities, implement virtual reality programs to provide immersive and educational experiences for the youth, conduct financial literacy programs to equip the youth with essential financial management skills and support other approved activities related to violence prevention efforts in the Eastside community; and

WHEREAS, One in a Million Inc. shall provide quarterly reports to the granting authority, detailing the progress, fund utilization, and outcomes of the programs funded by this grant; and

WHEREAS, the granting authority reserves the right to conduct audits or evaluations to ensure proper utilization of the allocated funds and adherence to the grant's objectives; and

WHEREAS, the final Subrecipient Grant Agreement, once approved, shall be located in the Office of the City Clerk; and

WHEREAS, it is in the best interest of the City of Springfield to authorize a Subrecipient Grant Agreement with One in a Million, Inc. to expand youth services programs to provide educational, recreational, and mentorship opportunities for the youth in the empowerment zone and Eastside community in the amount not to exceed \$215,000.00 utilizing the Springfield Police Department’s Community Connection Grant funds.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes a Subrecipient Grant Agreement with One in a Million, Inc. for use of the Springfield Police Department’s Community Connections Grant funds in an amount not to exceed \$215,000.00 to expand current programming in youth services, technology, e-sports, virtual reality, financial literacy, and other approved activities pertaining to violence prevention efforts in the empowerment zone and Eastside community.

Section 2: That the Office of Budget and Management is hereby authorized to make payment in an amount not to exceed \$215,000.00 to One in a Million, Inc. ~~from account number~~ pursuant to the terms and conditions of the Subrecipient Grant Agreement entered into between the parties. The city is hereby authorized to enter into a Subrecipient Agreement with One in a Million, Inc. upon approval of a revised budget from the State of Illinois Department of Commerce and Economic Opportunity. The Mayor and City Clerk are hereby authorized to approve and execute any documents on behalf of the City to carry out the terms of this Ordinance.

Section 3: That One in a Million Inc. and the City of Springfield shall collaborate to ensure the timely and effective implementation of the programs funded by this grant and utilize the allocated funds to: (a) expand its current technology center and “A Way Out” program aimed at providing educational, recreational, and mentorship opportunities to the youth in the Eastside community; (b) enhance technology-related initiatives, including the expansion of current computer lab, coding classes, senior typing and technology workshops; (c) continue to develop

and promote e-sports programs to engage and empower the youth in competitive gaming activities; (d) implement virtual reality programs to provide immersive and educational experiences for the youth; (e) conduct financial literacy programs to equip the youth with essential financial management skills; and (f) support other approved activities related to violence prevention efforts in the Eastside community.

Section 4: That One in a Million Inc. shall (a) provide annual reports to the City of Springfield detailing the progress, utilization of funds and outcomes of the programs funded by this grant and (b) The City of Springfield reserves the right to conduct audits or evaluations to ensure the appropriate utilization of the allocated funds and adherence to the grant's objectives.

Section 5: That if any provision or part of this ordinance is deemed invalid or unenforceable, the remaining provisions shall remain in full force and effect.

Section 6: That this ordinance shall be enacted and implemented in accordance with the laws and regulations of the State of Illinois and the City of Springfield.

Section 7: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: _____, 2023

SIGNED: _____, 2023

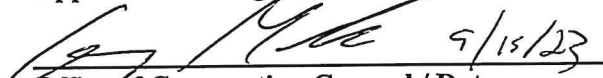
RECORDED: _____, 2023

Mayor Misty Buscher

ATTEST: _____
City Clerk Frank J. Lesko

Approved as to legal sufficiency:

Requested by: Alderman Shawn Gregory

 9/15/23
Office of Corporation Counsel / Date

AN ORDINANCE AUTHORIZING A SUBRECIPIENT GRANT AGREEMENT WITH SPRINGFIELD PARK DISTRICT AND PAYMENT IN THE AMOUNT OF \$215,000.00 PURSUANT TO GRANT NO. 23-203186 FROM THE STATE OF ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY IN THE AMOUNT OF \$3,000,000.00, FOR THE COMMUNITY CONNECTIONS PROGRAM FOR THE SPRINGFIELD POLICE DEPARTMENT, AS AMENDED

WHEREAS, the City of Springfield is a home rule unit as defined in Article VII, Section 6(a) of the 1970 Illinois Constitution and has jurisdiction over matters pertaining to its government and affairs; and

WHEREAS, the purpose of this allocation is to expand youth services programs to provide educational, recreational, and mentorship opportunities, including violence prevention and community engagement, for the youth in the empowerment zone and Eastside community; and

WHEREAS, Subrecipient Grant Agreement _____ will be administered by the City of Springfield's Office of Planning and Economic Development; and

WHEREAS, Grant No. 23-203186 provided \$645,000.00 for a teen empowerment zone which would provide mentorship and education for youth in the city including a salaried officer position, a physical space and technological components; and

WHEREAS, the City used a core grant in the amount of \$400,000 from the Illinois State Representative for the 96th District to purchase real property and improvements for location of the empowerment zone; and

WHEREAS, the budget allocation for Grant No. 23-203186 received approval from city officials, including Police Chief Scarlett, and state officials, and signed approval of Mayor Langfelder, Alderman Gregory, and Alderman Williams; and

WHEREAS, the city now wishes to allocate the \$645,000.00 equally as follows:

- \$215,000.00 to the Springfield Park District, a long-standing partner of the City that has consistently provided summer youth employment opportunities over the past three years;
- \$215,000.00 to One in a Million, Inc., an organization with a 20+ year history of serving the Springfield community currently operating under a state grant program focused on youth activities housed at a building owned by the company in the city; and
- \$215,000.00 for Better Life Better Living for Kids, an organization operating in Cox Park and the empowerment zone; and

WHEREAS, these three organizations, working with the Salvation Army and Chamberlin Ball Park, form the vision of the empowerment zone; and

WHEREAS, the City of Springfield's Office of Planning and Economic Development shall administer a Subrecipient Grant Agreement with Springfield Park District upon approval from the State of Illinois; and

WHEREAS, Springfield Park District, shall utilize the allocated funds to expand and improve youth services programs within the parks, providing education through BMX Steam, dance, recreational, employment, and mentorship opportunities to the youth in the Eastside community parks and bordering neighborhood parks such as Enos and Iles, enhance Comer Cox Park Teen Empowerment Zone programming with current community groups, enhance, develop and promote programs in collaboration with the youth community, encouraging participation in competitive, support other approved activities related to violence prevention efforts in the Eastside community such as community outreach events and programs; and

WHEREAS, the Springfield Park District shall provide reports to the granting authority, detailing the progress, utilization of funds, and outcomes of the programs funded by this grant; and

WHEREAS, the granting authority reserves the right to conduct audits or evaluations to ensure proper utilization of the allocated funds and adherence to the grant's objectives; and

WHEREAS, the final Subrecipient Grant Agreement, once approved, shall be located in the Office of the City Clerk; and

WHEREAS, it is in the best interest of the City of Springfield to authorize a Subrecipient Grant Agreement with Springfield Park District to expand youth services programs to provide educational, recreational, and mentorship opportunities for the youth in the empowerment zone and Eastside community in the amount not to exceed \$215,000.00 utilizing the Springfield Police Department's Community Connection Grant funds.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, ILLINOIS:

Section 1: That the City Council hereby authorizes a Subrecipient Grant Agreement with Springfield Park District for use of the Springfield Police Department's Community Connections Grant funds in an amount not to exceed \$215,000.00 to be utilized for violence prevention and community engagement.

Section 2: That the Office of Budget and Management is hereby authorized to make payment in an amount not to exceed \$215,000.00 to Springfield Park District ~~from account number~~ pursuant to the terms and conditions of the Subrecipient Grant Agreement entered into between the parties. The city is hereby authorized to enter into a Subrecipient Agreement with Springfield Park District upon approval of a revised budget from the State of Illinois Department of Commerce and Economic Opportunity. The Mayor and City Clerk are hereby authorized to approve and execute any documents on behalf of the City to carry out the terms of this Ordinance.

Section 3: That Springfield Park District and the City of Springfield shall collaborate to ensure the timely and effective implementation of the programs funded by this grant and utilize the allocated funds to: (a) expand and improve youth services programs with the parks providing education through BMX Steam, dance, recreational, employment and mentorship opportunities to the youth in the Eastside community parks and bordering neighborhood parks such as Enos and Iles; (b) enhance Comer Cox Park Teen Empowerment Zone programming with current

community groups; (c) enhance, develop and promote programs in collaboration with the youth community, encouraging participation in competitive activities; and (d) support other approved activities related to violence prevention efforts in the Eastside community such as community outreach events and programs.

Section 4: That Springfield Park District shall (a) provide annual reports to the City of Springfield detailing the progress, utilization of funds and outcomes of the programs funded by this grant and (b) The City of Springfield reserves the right to conduct audits or evaluations to ensure the appropriate utilization of the allocated funds and adherence to the grant's objectives.

Section 5: That if any provision or part of this ordinance is deemed invalid or unenforceable, the remaining provisions shall remain in full force and effect.

Section 6: That this ordinance shall be enacted and implemented in accordance with the laws and regulations of the State of Illinois and the City of Springfield.

Section 7: That this ordinance shall become effective immediately upon its passage and recording by the City Clerk.

PASSED: _____, 2023

SIGNED: _____, 2023

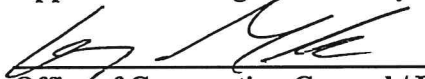
RECORDED: _____, 2023

Mayor Misty Buscher

ATTEST: _____
City Clerk Frank J. Lesko

Approved as to legal sufficiency:

Requested by: Alderman Shawn Gregory

 9/15/23

Office of Corporation Counsel / Date