

INTRODUCED: November 12, 2024

AN ORDINANCE No. 2024-286

To authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to execute a First Amendment to Fiscal Agency Agreement between the City of Richmond and NextUp RVA for the purpose of accepting funds from NextUp RVA as reimbursement for the funds expended by the City for “CarMax Basketball Youth Development and Summer Camp” activities.

Patron – Mayor Stoney

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: DEC 9 2024 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That the Chief Administrative Officer, for an on behalf of the City of Richmond, is hereby authorized to execute a First Amendment to Fiscal Agency Agreement between the City of Richmond and NextUp RVA for the purpose of accepting funds from NextUp RVA as reimbursement for the funds expended by the City for “CarMax Basketball Youth Development and Summer Camp” activities. The First Amendment to Fiscal Agency Agreement shall be approved as to form by the City Attorney and shall be substantially in the form of the document attached to this ordinance

§ 2. This ordinance shall be in force and effect upon adoption.

AYES: _____ NOES: _____ ABSTAIN: _____

ADOPTED: _____ REJECTED: _____ STRICKEN: _____

APPROVED AS TO FORM:

CITY ATTORNEY'S OFFICE



City of Richmond

900 East Broad Street
2nd Floor of City Hall
Richmond, VA 23219
www.rva.gov

Master

File Number: Admin-2024-1302

File ID: Admin-2024-1302

Type: Request for Ordinance or Resolution

Status: Regular Agenda

Version: 1

Reference:

In Control: City Clerk Waiting Room

Department:

Cost:

File Created: 10/09/2024

Subject:

Final Action:

Title:

Internal Notes:

Code Sections:

Agenda Date: 11/12/2024

Indexes:

Agenda Number:

Patron(s):

Enactment Date:

Attachments: Admin-2024-1302 First Amendment to Fiscal Agency Agreement Between NextUp RVA and City of Richmond (CarMax Youth Basketball Program) 2024 AATF 10.8.24, Admin-2024-1302 WD Ordinance - Accept \$56754 Reimbursement - NextUp RVA - AATF 10.8.24

Enactment Number:

Contact:

Introduction Date:

Drafter: Wanda.Marable@richmondgov.com

Effective Date:

Related Files:

Approval History

Version	Seq #	Action Date	Approver	Action	Due Date
1	1	10/9/2024	Chris Frelke	Approve	10/11/2024
1	2	10/10/2024	Traci DeShazor	Approve	10/11/2024
1	3	10/11/2024	Meghan Brown	Approve	10/15/2024
1	4	10/11/2024	Sheila White	Approve	10/15/2024
1	5	10/11/2024	Sabrina Joy-Hogg	Approve	10/15/2024
1	6	10/22/2024	Jeff Gray	Approve	10/15/2024
1	7	10/28/2024	Lincoln Saunders	Approve	10/24/2024
1	8	11/1/2024	Mayor Stoney	Approve	10/30/2024

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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Text of Legislative File Admin-2024-1302

DATE: October 8, 2024

TO: The Honorable Members of City Council

THROUGH: The Honorable Levar M. Stoney, Mayor

THROUGH: J.E. Lincoln Saunders, Chief Administrative Officer

THROUGH: Sabrina Joy-Hogg, DCAO - Finance and Administration

THROUGH: Sheila White, Director of Finance

THROUGH: Meghan Brown, Acting Director of Budget and Strategic Planning

THROUGH: Traci DeShazor, DCAO-Human Services

FROM: Christopher E. Frelke, Director of Parks, Recreation and Community Facilities

RE: To authorize the Chief Administrative Officer to execute a First Amendment to Fiscal Agency Agreement between NextUp RVA and the City of Richmond

PURPOSE: To authorize the Chief Administrative Officer to execute a First Amendment to Fiscal Agency Agreement between NextUp RVA and the City of Richmond for the purpose of authorizing the acceptance of funds from NextUp RVA to the City in the amount of \$56,754.70 for reimbursement of funds expended by the City for the 2024 CarMax Basketball Youth Development and Summer Camp activities.

BACKGROUND: For 18 years The CarMax Foundation has provided funds for a Basketball Youth Development and Summer Camp program in partnership with Parks, Recreation, and Community Facilities. The CarMax Foundation does not make grants to local governments, so the City must use a non-profit partner as a fiscal agent to facilitate payments to vendors and to the City. NextUp RVA has served as the fiscal agent each year since 2022 to accept and facilitate grant funds from the CarMax Foundation for the CarMax Basketball Youth Development and Summer Camp.

On July 22, 2024, City Council approved ordinance 2024-188 which authorized the Chief Administrative Officer to execute a Fiscal Agency Agreement between NextUp RVA and the City of Richmond for the purpose of authorizing NextUp RVA to act as a fiscal agent on behalf of the City to facilitate funding for the Department of Parks, Recreation and Community Facilities' 2024 CarMax Basketball Youth Development and Summer Camp program. That Fiscal Agency Agreement between NextUp RVA and the City of Richmond authorizes NextUp RVA to receive funds totaling \$58,510.00 for costs associated with the 2024 CarMax Basketball Youth Development and Summer Camp activities.

The Department of Parks, Recreation, and Community Facilities expended funds totaling at least \$56,754.70 for the 2024 CarMax Basketball Youth Development and Summer Camp activities prior to the execution of the Fiscal Agency Agreement between NextUp RVA and the City. This ordinance will

authorize the CAO to sign a First Amendment to Fiscal Agency Agreement between NextUp RVA and the City to authorize the acceptance of \$56,754.70 (the total Grant Award minus NextUp RVA's Administration Fee) from NextUp RVA to the City for reimbursement of funds expended by the City for the 2024 CarMax Basketball Youth Development and Summer Camp activities.

COMMUNITY ENGAGEMENT: After introduction, the proposed ordinance will be referred to a future Education and Human Services (EHS) Standing Committee meeting for discussion, where the public is encouraged to attend to provide comments. Subsequent to EHS's recommendation to City Council, Council will hold a public hearing regarding the proposed ordinance.

STRATEGIC INITIATIVES AND OTHER GOVERNMENTAL: N/A

FISCAL IMPACT: Reimbursement of funds expended by the City in the amount of \$56,754.70.

DESIRED EFFECTIVE DATE: Upon adoption

REQUESTED INTRODUCTION DATE: November 12, 2024

CITY COUNCIL PUBLIC HEARING DATE: December 9, 2024

REQUESTED AGENDA: Consent

RECOMMENDED COUNCIL COMMITTEE: Education and Human Services Standing Committee

AFFECTED AGENCIES: Parks, Recreation and Community Facilities, Budget, and Finance Departments

RELATIONSHIP TO EXISTING ORD. OR RES.: Ord. Nos. 2023-013, 2023-297, and 2024-188 - Authorized Fiscal Agency Agreement between NextUp RVA and the City of Richmond for CarMax Basketball Youth Development and Summer Camp program (2022, 2023, 2024)

ATTACHMENTS: First Amendment to Fiscal Agency Agreement between NextUp RVA and City of Richmond

STAFF: Christopher Frelke - Director of Parks, Recreation & Community Facilities, 646-1128; Ray Chavis - Parks, Recreation & Community Facilities, 646-1084

**FIRST AMENDMENT TO FISCAL
AGENCY AGREEMENT
BETWEEN NEXTUP RVA
and
CITY OF RICHMOND**

This First Amendment (“First Amendment”) to Fiscal Agency Agreement ("Agreement") is made by and between NextUp RVA, a Virginia nonstock corporation (the "Fiscal Agent"), and the City of Richmond, a municipal corporation and political subdivision of the Commonwealth of Virginia (the "City"), acting for this purpose through the Department of Parks, Recreation, and Community Facilities ("DPRCF"), collectively the "Parties" and is effective as of the date of last signature below.

RECITALS

- A. The Fiscal Agent and City are parties to that certain Fiscal Agency Agreement dated September 26, 2024 (the “Agreement”).
- B. The Parties desire to amend the Agreement in accordance with the terms and conditions set forth herein.
- C. Unless otherwise defined herein, all capitalized terms used in this First Amendment shall have the meanings ascribed thereto in the Agreement.

AMENDMENT:

In consideration of the covenants and conditions herein set forth, the receipt and sufficiency of which is hereby acknowledged, the parties do hereby amend the Agreement as follows:

1. Authorization for Reimbursement to the City. The parties hereby add a section 22 to the Agreement as follows:

22. Authorization for Reimbursement of Expenses to the City. This Agreement authorizes the Fiscal Agent to reimburse the City for the City’s expenditure of funds in 2024 for the purpose of the Project in the amount of \$56,754.70. The Fiscal Agent shall reimburse the City within seven (7) days of receipt of an invoice for the Project from DPRCF.

2. Limited Amendment. Except as specifically modified in this First Amendment, all other provisions of the Agreement remain the same. If any of the terms of this First Amendment conflict with the Agreement, the terms of this First Amendment shall control.

3. Counterparts. A facsimile or electronically mailed “PDF” or similar type electronic copy of a duly executed counterpart of this First Amendment shall be sufficient to evidence the binding agreement of the terms of this First Amendment.

Signature Page to Follow

NEXTUP RVA

Traymanesha Lamy, President & CEO
NextUp RVA

Date: _____

CITY OF RICHMOND

By:

Lincoln Saunders
Chief Administrative Officer

Date: _____

**APPROVED AS TO
TERMS**

By:

Christopher Frelke, Director
Parks, Recreation & Community
Facilities, City of Richmond

Date: _____

APPROVED AS TO FORM:



Keisha Dillard-Brady
Senior Assistant City Attorney

Date: 10/8/2024