

CITY OF PHILADELPHIA

AN ORDINANCE

(Bill No. \_\_\_\_\_ )

Amending an Ordinance (Bill No. 877), approved September 16, 1994, by amending the exhibits thereto, for the following purposes: (1) to increase the limit of the amount of funding any entity may receive in any fiscal year from the Philadelphia Activities Fund; (2) to clarify the current Purpose of the Program and Eligible Activities; (3) to amend the composition of the Board of Directors to reflect current practices of the Philadelphia Activities Fund; and (4) to delete the "once a year" limitation on the Board of Director's authority to make funding decisions.

WHEREAS, The City of Philadelphia (the "City") authorized in an Ordinance approved on September 16, 1994 (Bill No. 877) the organization of a nonprofit corporation to be known as The Philadelphia Recreation Fund, now known as the Philadelphia Activities Fund, Inc. for the purpose of "administering a Recreation Assistance Program as set forth in Exhibit 'A' and the guidelines promulgated thereunder"; and

WHEREAS, Said Exhibit "A" included certain funding limitations, including a limitation on the amount that any entity was eligible to receive from the Fund in any fiscal year to \$5,000; and

WHEREAS, Council increased that maximum to \$6,500 by enacting an Ordinance (Bill No. 030300), approved July 21, 2003, amending Exhibit "A" of Bill No. 877; and

WHEREAS, Council increased the maximum to \$7500 by enacting an Ordinance (Bill No. 140180), approved June 4, 2014, again amending Exhibit "A" of Bill No. 877; and

WHEREAS, Council now desires to increase the maximum available funding to \$9000 and make other changes to Exhibit "A" of Bill No. 877 to reflect the current practices and charitable activities of the Philadelphia Activities Fund;

NOW THEREFORE, THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

**SECTION 1.** Section 1 of the Ordinance approved September 16, 1994 (Bill No. 877) and amended by an Ordinance (Bill No. 030300), approved July 21, 2003, and by an Ordinance (Bill No. 140180), approved June 4, 2014, is hereby further amended by amending Exhibit "A" attached thereto, as follows:

1. **Purpose of the Program:** The Philadelphia Activities Fund is established to provide funding to support, enhance and serve community and recreation organizations and activities within the City of Philadelphia (including, without limitation, sports, dance, arts and health) and encouraging and increasing opportunities for involvement, instruction and participation in activities by diverse constituencies

2. **Eligible Activities, Costs and Funding Limits:**

(a) **Eligible Activities:** Eligible Activities include program costs associated with activities of entities, organizations, associations, and initiatives operating on a not for

profit or nonprofit basis and providing community and recreation programs in the City of Philadelphia. Those programs and activities shall include, but not be limited to, sports, dance, arts and health.

\* \* \*

(d) **Funding Limitations:** Funding decisions shall be based on need and shall be provided for specific activities or purchases. Fund applicants shall be required to submit a written budget. No entity may receive more than **\$9,000** from the Recreation Fund in any fiscal year.

3. **Fund Administration:**

\* \* \*

(b) *Board Of Directors:* Funding decisions shall be made by the Board of Directors of the Philadelphia Activities Fund. The Board of Directors shall consist of not less than seven (7) nor more than eleven (11) Directors who shall be natural persons of full age (collectively, the "Board," "Board of Directors," or "Directors," and individually, a "Director"). The number of Directors may be increased or decreased from time to time by a vote of a majority of the Directors then in office. At all times, the Board of Directors shall consist of the following members:

(i) The City of Philadelphia Recreation Commissioner or his or her designee, and the Chairperson of the City Council Committee on Public health, Human Services and Recreation of the City of Philadelphia are permanent ex officio directors;

(ii) The Mayor of the City of Philadelphia shall appoint two directors to the Board of Directors of the Corporation;

(iii) The President of City Council of the City of Philadelphia shall appoint two directors to the Board of Directors of the Corporation;

(iv) No less than one (1) additional Director shall be appointed by the remaining directors.

\* \* \*

(c) *Funding Process and Decisions:* The Board of Directors shall:

\* \* \*

(3) administer an annual Grant Cycle and, in certain circumstances and at the Board's discretion, allow for certain on-demand grant funding after ensuring that eligibility criteria are met. Funding decisions of the Board shall include consideration of the recommendations of the members of City Council

**SECTION 2.** This Ordinance shall take effect immediately.

ORDINANCE

(Bill No. \_\_\_\_\_ )

**Exhibit A as Amended**

1. **Purpose of the Program:** The Philadelphia Activities Fund is established to provide funding to support, enhance and serve community and recreation organizations and activities within the City of Philadelphia (including, without limitation, sports, dance, arts and health) and encouraging and increasing opportunities for involvement, instruction and participation in activities by diverse constituencies

2. **Eligible Activities, Costs and Funding Limits:**

(a) **Eligible Activities:** Eligible Activities include program costs associated with activities of entities, organizations, associations, and initiatives operating on a not for profit or nonprofit basis and providing community and recreation programs in the City of Philadelphia. Those programs and activities shall include, but not be limited to, sports, dance, arts and health.

(b) **Eligible Recipients:** Recipients must operate on a not for profit basis, but need not be incorporated or have been determined to be an eligible 501(c)(3). Funding shall not be made available to any entity which discriminates illegally in providing programs or services or which conducts its programs in facilities which do, nor shall funding be provided to any agency of the City, state or federal government.

(c) **Eligible Expenditures:** Capital costs and direct staff costs are not eligible expenses.

(d) **Funding Limitations:** Funding decisions shall be based on need and shall be provided for specific activities or purchases. Fund applicants shall be required to submit a written budget. No entity may receive more than **\$9,000** from the Recreation Fund in any fiscal year.

3. **Fund Administration:**

(a) **Fund Allocation:** Funds shall be allocated equally throughout the City.

(b) **Board Of Directors:** Funding decisions shall be made by the Board of Directors of the Philadelphia Activities Fund. The Board of Directors shall consist of not less than seven (7) nor more than eleven (11) Directors who shall be natural persons of full age (collectively, the "Board," "Board of Directors," or "Directors," and individually, a "Director"). The number of Directors may be increased or decreased from time to time by a vote of a majority of the Directors then in office. At all times, the Board of Directors shall consist of the following members:

(i) The City of Philadelphia Recreation Commissioner or his or her designee, and the Chairperson of the City Council Committee on Public health, Human Services and Recreation of the City of Philadelphia are permanent ex officio directors;

(ii) The Mayor of the City of Philadelphia shall appoint two directors to the Board of Directors of the Corporation;

(iii) The President of City Council of the City of Philadelphia shall appoint two directors to the Board of Directors of the Corporation;

(iv) No less than one (1) additional Director shall be appointed by the remaining directors.

(c) **Funding Process and Decisions:** The Board of Directors shall:

(1) establish a schedule and detailed procedures for soliciting requests for funding from eligible entities throughout the City, and take steps necessary to assure that notice of its schedule and procedures are widely disseminated:

(2) develop a grant application to be completed by all applicants which shall require, among other information, disclosure of the individuals responsible for operating the program, a description of the activities which the entity sponsors and the number of individuals served by the program;

(3) administer an annual Grant Cycle and, in certain circumstances and at the Board's discretion, allow for certain on-demand grant funding after ensuring that eligibility criteria are met. Funding decisions of the Board shall include consideration of the recommendations of the members of City Council

(4) the Board shall provide an annual report of its activities, including a statement of its funding awards, the number of City residents served, and the types of services or programs provided.

(d) **Contracting and Reporting Requirements:** Philadelphia Activities Fund grant recipients shall be required to execute a contract with the Philadelphia Activities Fund, which contract shall include, among other provisions, a requirements that the recipient account for the use of the proceeds.

**Exhibit B – Amended Articles of Incorporation**