

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2021-449**

5 AN ORDINANCE APPROVING AND AUTHORIZING THE
6 MAYOR, OR HIS DESIGNEE, AND CORPORATION
7 SECRETARY TO EXECUTE AND DELIVER GLOBAL
8 AMENDMENT ONE TO ECONOMIC DEVELOPMENT
9 AGREEMENTS BETWEEN THE CITY OF JACKSONVILLE
10 ("CITY") AND THOSE BUSINESSES SET FORTH ON
11 **EXHIBIT 1** ATTACHED HERETO, AMENDING THE
12 AGREEMENTS SET FORTH ON **EXHIBIT 1** ATTACHED
13 HERETO TO PERMIT CERTAIN GEOGRAPHICAL
14 CONDITIONS FOR INCENTIVES GRANTED IN THE
15 AGREEMENTS TO BE FULFILLED BY EMPLOYEES
16 WORKING REMOTELY DUE TO COVID-19 WHO RESIDED
17 IN THE METROPOLITAN STATISTICAL AREA
18 (COMPRISED OF DUVAL COUNTY, CLAY COUNTY, ST.
19 JOHNS COUNTY, NASSAU COUNTY AND BAKER COUNTY);
20 REQUIRING BACKUP DOCUMENTATION TO BE PROVIDED
21 TO THE OFFICE OF ECONOMIC DEVELOPMENT;
22 PROVIDING AN EFFECTIVE DATE.

23
24 **WHEREAS**, the City and those businesses set forth on **Exhibit 1**
25 attached hereto (each, a "Company"), previously entered into that
26 certain respective agreement set forth on **Exhibit 1** attached hereto
27 (each, an "Agreement"), as authorized by the respective Ordinances
28 and Resolutions set forth on **Exhibit 1** attached hereto;

29 **WHEREAS**, each Agreement provides for certain incentives to the
30 respective Company in connection with such Company's Project as
31 defined in such Agreement (the "Project"), all as more particularly

1 set forth in each respective Agreement in accordance with its terms
2 (the "Incentives"); and

3 **WHEREAS**, each Agreement requires, as a condition precedent to
4 the Incentives, that the respective Company create certain new jobs
5 and that such new jobs and the employees filling the new jobs be
6 located at certain and particular locations (the "Geographical
7 Condition"); and

8 **WHEREAS**, due to the impacts resulting from the COVID-19
9 pandemic, including limitations with regard to workforce density
10 and implementation of other protective measures, each Company
11 allowed employees to work remotely in calendar years 2020 and 2021;
12 and

13 **WHEREAS**, each Company has requested the City to allow such
14 employees working remotely to count with respect to new jobs for
15 calendar years 2020 and 2021 and to modify the Geographical
16 Condition in its respective Agreement accordingly; and

17 **WHEREAS**, each Company has requested the City to enter into
18 Global Amendment One to Economic Development Agreements in
19 substantially the attached hereto as **Exhibit 2**; now therefore,

20 **BE IT RESOLVED** by the Council of the City of Jacksonville:

21 **Section 1. Approval and authorization to execute Global**
22 **Amendment One to Economic Development Agreement approved.** There is
23 hereby approved, and the Mayor or his designee and Corporation
24 Secretary are authorized to execute and deliver on behalf of the
25 City a Global Amendment One to Economic Development Agreement
26 ("Amendment") between the City and each Company, in substantially
27 the form attached hereto as **Exhibit 2**. The Amendment permits the
28 Company to satisfy the Geographical Condition to the Incentives,
29 solely with respect to calendar years 2020 and 2021, if the Company
30 is able to demonstrate to the City that the employee filling the
31 new job resided within the geographical borders of the Metropolitan

1 Statistical Area (comprised of Duval County, Clay County, St. Johns
2 County, Nassau County and Baker County), and such new job was
3 based, but not necessarily located, at the Project Parcel (as
4 defined in the respective Agreement), with all other terms and
5 conditions of the Agreement remaining unchanged. The Agreement also
6 requires the Company to provide any and all records and back-up
7 documentation reasonably requested by the City in order to verify
8 the residency of the Company's employees and the location of the
9 new jobs. The foregoing shall not be construed as a waiver or
10 modification of any other conditions or requirements under the
11 Agreement with respect to the Incentives or otherwise.

12 **Section 2. Oversight Department.** The OED shall
13 oversee the Agreement and each respective Project.

14 **Section 3. Effective Date.** This Ordinance shall become
15 effective upon signature by the Mayor or upon becoming effective
16 without the Mayor's signature.

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18 Form Approved:

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20 /s/ Joelle J. Dillard

21 Office of General Counsel

22 Legislation prepared by: Joelle J. Dillard

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