

1 Introduced by the Council President at the request of the Office of  
2 General Counsel:

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5 **ORDINANCE 2020-524**

6 AN ORDINANCE RATIFYING AND APPROVING A  
7 SETTLEMENT AGREEMENT REGARDING JACKSONVILLE  
8 LANDING INVESTMENTS, LLC'S CLAIM FOR COSTS  
9 INCURRED IN THE LITIGATION STYLED *CITY OF*  
10 *JACKSONVILLE V. JACKSONVILLE LANDING*  
11 *INVESTMENTS, LLC*, DUVAL COUNTY, FLORIDA CIRCUIT  
12 COURT CASE NO. 16-2015-CA-6340, DIV. CV-C IN THE  
13 AMOUNT OF \$68,366.02; AUTHORIZING THE GENERAL  
14 COUNSEL, OR HIS DESIGNEE, TO TAKE FURTHER ACTION  
15 TO EFFECTUATE THE SETTLEMENT; PROVIDING AN  
16 EFFECTIVE DATE.

17  
18 **WHEREAS**, The City of Jacksonville ("City") filed a lawsuit  
19 against Defendant, Jacksonville Landing Investments, LLC ("JLI"), in  
20 the Duval County, Florida Circuit Court, Case No. 16-2015-CA-6340,  
21 Div. CV-C ("Lawsuit"), in order to acquire the east parcel parking  
22 lot which formerly served as parking for the Jacksonville Landing  
23 ("JLI East Parcel") by paying the purchase price determined by the  
24 court ("JLI East Parcel Acquisition"); and

25 **WHEREAS**, the Circuit Court entered a Final Judgment against the  
26 City in the amount of \$3,717,876.00 ("Judgment"), payment of which  
27 has been made with interest due thereon; and

28 **WHEREAS**, JLI has a claim for costs incurred in the Lawsuit  
29 ("Claim"); and

30 **WHEREAS**, the parties, through their representatives, have  
31 reached a potential settlement of the Claim in the amount of

1 \$68,366.02, subject to review and approval by the City Council  
2 pursuant to the requirements of Chapter 112, *Ordinance Code*; and

3 **WHEREAS**, the Council finds that it is in the best interests of  
4 the City and the public that JLI's Claim be resolved without resorting  
5 to further litigation and incurring additional litigation costs and  
6 expenses; and

7 **WHEREAS**, funding for payment of the settlement amount of  
8 \$68,366.02 has been transferred by the Mayor's Budget Review Committee  
9 via TD20-350 to General Fund - Judgments, Claim and Losses Over  
10 \$50,000, which is attached hereto as **Exhibit 1**; now therefore

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

12 **Section 1. Approval and Ratification of Settlement**  
13 **Agreements.** The Settlement Agreement ("Settlement Agreement")  
14 attached hereto as **Exhibit 2** is hereby approved and ratified pursuant  
15 to Section 112.307(a)(2)(iii), *Ordinance Code*.

16 **Section 2. Further Action Authorized.** The General Counsel,  
17 or his designee, is authorized pursuant to the respective Code to  
18 take all further action and to execute all other documents necessary  
19 to effectuate the approved and ratified Settlement Agreement.

20 **Section 3. Effective Date.** This Ordinance shall become  
21 effective upon signature by the Mayor or upon becoming effective  
22 without the Mayor's signature.

23  
24 Form approved:

25  
26 /s/ Paige H. Johnston

27 Office of General Counsel

28 Legislation Prepared By: Christopher M. Garrett

29 GC-#1382721-v1-Landing\_Costs\_Settlement.docx  
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