

1 Introduced by the Council President at the request of the Mayor &  
2 Co-Sponsored by Council Members Newby and Bowman and amended by the  
3 Finance Committee:  
4  
5

6 **ORDINANCE 2019-737-E**

7 AN ORDINANCE CONCERNING THE FISCAL YEAR 2017-  
8 2018 CITY OF JACKSONVILLE BUDGET; AMENDING  
9 SECTION 11.18 OF ORDINANCE 2017-504-E (THE  
10 CITY OF JACKSONVILLE "BUDGET ORDINANCE") TO  
11 REVISE THE GENERAL TERMS AND CONDITIONS FOR A  
12 REDEVELOPMENT AGREEMENT ("AGREEMENT") BETWEEN  
13 THE CITY AND EDWARD WATERS COLLEGE, INC.  
14 ("EWC") TO: (1) AUTHORIZE DISBURSEMENTS FROM  
15 THE CITY TO EWC ON A WORK PERFORMED AND  
16 INVOICED BASIS, RATHER THAN ON A REIMBURSEMENT  
17 BASIS; AND (2) REVISE EXHIBIT 6 ATTACHED TO  
18 THE BUDGET ORDINANCE; ATTACHING AND  
19 INCORPORATING THE REVISED EXHIBIT 6 TO THE  
20 BUDGET ORDINANCE; AUTHORIZING THE MAYOR, OR  
21 HIS DESIGNEE AND CORPORATION SECRETARY TO  
22 EXECUTE AND DELIVER AN AMENDMENT 2 TO THE  
23 AGREEMENT TO PROVIDE FOR DISBURSEMENT OF CITY  
24 FUNDS ON A WORK PERFORMED AND INVOICED BASIS;  
25 PROVIDING AN EFFECTIVE DATE.  
26

27 **WHEREAS**, Ordinance 2017-504-E, which included the 2017-2018  
28 Fiscal Year budget for the City of Jacksonville (the "Budget  
29 Ordinance") was enacted by Council on September 26, 2017, and  
30 became effective October 1, 2017; and

1           **WHEREAS**, Exhibit 6 attached to the Budget Ordinance set forth  
2 the general terms and conditions to be included in an agreement  
3 (the "Agreement") to be entered into between the City and Edward  
4 Waters College, Inc. ("EWC"), which in part authorized funding from  
5 the City to EWC for capital improvements to be made by EWC on its  
6 campus on a reimbursement basis; and

7           **WHEREAS**, EWC has requested to authorize disbursement of City  
8 funds under the Agreement on a work performed and invoiced basis,  
9 rather than on a reimbursement basis, and the City has agreed to  
10 the same subject to City Council approval; and

11           **WHEREAS**, it is therefore necessary to amend Section 11.18 of  
12 the City's 2017-2018 Budget Ordinance to reflect the foregoing; now  
13 therefore

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

15           **Section 1.           Amending Section 11.18 (Agreement between the**  
16 **City of Jacksonville and Edward Waters College, Inc. for use of the**  
17 **Community Field and Student Housing and Campus Identification**  
18 **Monument), of Ordinance 2017-504-E, to Revise the Exhibit 6 for the**  
19 **2017-2018 Budget.** Ordinance 2017-504-E, Section 11.18 (Agreement  
20 between the City of Jacksonville and Edward Waters College, Inc.  
21 for use of the Community Field and Student Housing and Campus  
22 Identification Monument), is hereby amended, in part, to revise the  
23 Exhibit 6 attached to the Budget Ordinance. The Revised Exhibit 6  
24 is attached hereto as **Exhibit 1**, and is by this reference, made a  
25 part of Ordinance 2017-504-E and replaces Exhibit 6 that is  
26 currently attached to the Budget Ordinance. The Revised Exhibit 6  
27 authorizes disbursement of City funds to EWC on a work performed  
28 and invoiced basis, rather than on a reimbursement basis.

29           **Section 2.           Approval and authorization to execute**  
30 **Amendment Two to Redevelopment Agreement.** There is hereby  
31 approved, and the Mayor or his designee and Corporation Secretary

1 are authorized to enter into an Amendment Two to Redevelopment  
2 Agreement ("Amendment") between the City and EWC, substantially in  
3 the form placed **Revised On File** with the Legislative Services  
4 Division. The Amendment authorizes disbursement of City funds to  
5 EWC on a work performed and invoiced basis, rather than on a  
6 reimbursement basis.

7 **Section 3. Effective Date.** This Ordinance shall  
8 become effective upon signature by the Mayor, or upon becoming  
9 effective without the Mayor's signature.

10  
11 Form Approved:

12  
13 /s/ Paige H. Johnston

14 Office of General Counsel

15 Legislation Prepared By: John Sawyer

16 GC-#1319768-v1-2019-737-E.docx  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

