

1 Introduced by the Council President at the request of the Mayor:
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4 **ORDINANCE 2020-142**

5 AN ORDINANCE APPROPRIATING \$2,015,156 FROM THE
6 GENERAL FUND/GENERAL SVC. DIST. FUND BALANCE
7 TO AUTHORIZED CAPITAL PROJECTS (SUBFUND 32E)
8 TO FIDELITY NATIONAL INFORMATION SERVICES,
9 INC. ("DEVELOPER"), FOR THE PURPOSE OF
10 PROVIDING FUNDING FOR THE BROOKLYN AREA
11 DRAINAGE & SAFETY IMPROVEMENTS PROJECT, AS
12 INITIATED BY B.T. 20-000; APPROVING AND
13 AUTHORIZING THE MAYOR AND CORPORATION
14 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON
15 BEHALF OF THE CITY, THE PUBLIC INFRASTRUCTURE
16 CAPITAL IMPROVEMENTS COSTS DISBURSEMENT
17 AGREEMENT FOR RIGHT-OF-WAY IMPROVEMENTS TO THE
18 RIVERSIDE AVENUE, ALFRED DUPONT PLACE AND
19 FOREST STREET INTERSECTION AND ADJACENT AREAS
20 BETWEEN THE CITY AND DEVELOPER IN ORDER TO
21 PROVIDE THE DEVELOPER AUTHORITY FOR THE
22 PLANNING, DESIGN, ENGINEERING, PERMITTING,
23 CEI, AND CONSTRUCTION OF THE RIGHT-OF-WAY
24 IMPROVEMENTS AND FOR CITY COST REIMBURSEMENT
25 TO DEVELOPER FOR UNDERTAKING SAID ACTIVITIES;
26 PROVIDING FOR OVERSIGHT BY THE ENGINEERING AND
27 CONSTRUCTION MANAGEMENT DIVISION OF THE PUBLIC
28 WORKS DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

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30 **WHEREAS**, as authorized by Ordinance 2019-596-E, the City has
31 entered into an Economic Development Agreement with Fidelity

1 National Information Services, Inc. ("Developer") to provide QTI
2 Refunds, a REV Grant and a City Closing Fund Grant to the Developer
3 in the maximum, combined amount of \$27,500,000 to support the
4 construction by Developer of a new, 300,000 sq. ft. corporate
5 headquarters and related parking facility in downtown Jacksonville
6 (the "Project"); and

7 **WHEREAS**, on February 11, 2020 Ordinance 2020-116 was
8 introduced and, if approved, the City intends to enter into a
9 Redevelopment Agreement with the Developer in order to convey
10 certain City-owned real property to the Developer as needed for the
11 Project, and for the City to enter into a Restrictive Covenants and
12 Parking Rights Agreement for night time and weekend parking in a
13 portion of the parking facility by the general public; and

14 **WHEREAS**, attendant to the Project, there are certain road and
15 right-of-way improvements to Riverside Avenue, Alfred DuPont Place
16 and Forest Street that are needed to correct a misaligned
17 intersection and improve pedestrian access to Gefen Park and the
18 Riverwalk, in addition to supporting the Project (the "Right-of-Way
19 Improvements"); and

20 **WHEREAS**, the Developer has requested and the City has agreed
21 to enter into a Public Infrastructure Capital Improvements Costs
22 Disbursement Agreement (the "Agreement") with the Developer for the
23 Developer to perform the Right-of-Way Improvements on behalf of the
24 City with the costs thereof to be reimbursed by the City in
25 accordance with the Agreement; now, therefore

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

27 **Section 1. Appropriation.** For the 2019-2020 fiscal year,
28 within the City's budget, there are hereby appropriated the
29 indicated sum(s) from the account(s) listed in subsection (a) to
30 the account(s) listed in subsection (b):

1 (B.T. 20-000 attached hereto as **Exhibit 1** and incorporated herein
2 by this reference)

3 (a) Appropriated from:

4 See B.T. 20-000 \$2,015,156

5 (b) Appropriated to:

6 See B.T. 20-000 \$2,015,156

7 (c) Explanation of Appropriation: the appropriation
8 above is appropriating \$2,015,156 from the General
9 Fund/General Svc. Dist. Fund Balance to reimburse
10 the Developer for design and construction costs
11 attendant to certain right-of-way improvements to be
12 performed by Developer on City-owned rights-of-way.

13 **Section 2. Purpose of Appropriation.** The purpose of the
14 appropriation above is to provide the Developer authority for the
15 planning, design, engineering, permitting, CEI, and construction of
16 the Right-of-Way Improvements and for City cost reimbursement to
17 Developer for undertaking said activities. The Agreement will help
18 facilitate the reconstruction and realignment of portions of
19 Riverside Avenue, Alfred DuPont Place and Forest Street and the
20 development of the Developer's property, which is adjacent to City-
21 owned right-of-way at the intersection of Riverside Avenue, Forest
22 Street and Alfred DuPont Place. The Right-of-Way Improvements serve
23 a public purpose as a means for the City to meet its infrastructure
24 improvements and public safety needs.

25 **Section 3. CIP Amendment.** Ordinance 2019-505-E, being
26 the 2019-2023 Five-Year Capital Improvement Program for the City
27 and certain of its independent agencies ("CIP"), is hereby amended
28 to add additional funds in the amount of \$2,015,156 to the project
29 entitled "Brooklyn Area Drainage & Safety Improvements" (the
30 "Project"). The Project is more fully described in the Project
31 Information Sheet attached hereto as **Exhibit 2** and incorporated

1 herein. The Council finds that the deferral of this amendment of
2 the CIP until the next annual budget and CIP review will be
3 detrimental to the best interests of the community because such
4 deferral will prolong this needed improvement. Pursuant to Section
5 122.605(c), Ordinance Code, enactment of this ordinance requires
6 approval by a two-thirds vote of the Council members present at the
7 meeting because of the CIP amendment set forth in this section.
8 Except as amended herein, the Five-Year Capital Improvement Program
9 approved by Ordinance 2019-505-E shall continue in full force and
10 effect.

11 **Section 4. Execution of Public Infrastructure Capital**
12 **Improvements Costs Disbursement Agreement authorized.** The Mayor,
13 or his designee, and the Corporation Secretary are hereby
14 authorized to execute and deliver, for and on behalf of the City,
15 the Public Infrastructure Capital Improvements Costs Disbursement
16 Agreement for the Right-of-Way Improvements (the "Agreement")
17 between the City and Fidelity National Information Services, Inc.
18 (the "Developer"), in substantially the same form placed **On File**
19 with the Office of Legislative Services. Total City funding for the
20 project is capped at \$ 4,515.156.

21 **Section 5. Oversight.** Oversight of the Project and
22 the Agreement shall be provided by the Engineering and Construction
23 Management Division of the Public Works Department.

24 **Section 6. Effective Date.** This Ordinance shall become
25 effective upon signature by the Mayor or upon becoming effective
26 without the Mayor's signature.

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3 Form Approved:

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5 /s/ John Sawyer

6 Office of General Counsel

7 Legislation prepared by: John Sawyer

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