

1 Introduced by the Council President at the request of the Mayor and
2 amended by the Transportation, Energy & utilities Committee:

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5 **ORDINANCE 2021-249-E**

6 AN ORDINANCE APPROVING, AND AUTHORIZING THE
7 MAYOR, OR HIS DESIGNEE, AND CORPORATION
8 SECRETARY TO EXECUTE AND DELIVER, FOR AND ON
9 BEHALF OF THE CITY, A SECOND AMENDMENT TO THE
10 PARKING RIGHTS AGREEMENT (THE "AGREEMENT")
11 BETWEEN THE CITY OF JACKSONVILLE AND JBDF,
12 INC. ("DEVELOPER") IN ORDER TO EXTEND THE
13 DURATION OF THE AGREEMENT TO SEPTEMBER 30,
14 2021, AND TO PHASE OUT CONTRACT DISCOUNTS OVER
15 A PERIOD OF TIME; PROVIDING AN EFFECTIVE DATE.

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17 **WHEREAS**, on November 18, 2014, City and Developer made and
18 entered into a Parking Rights Agreement (the "Agreement") pursuant
19 to which City granted Developer the right to use two hundred (200)
20 parking spaces in the Yates Building Garage; and

21 **WHEREAS**, pursuant to that certain First Amendment to the
22 Agreement dated May 15, 2019, the Developer was provided an
23 additional fifty (50) parking vouchers for public parking by
24 guests, invitees and designees of the Developer and the term of the
25 Agreement was extended to December 31, 2020; and

26 **WHEREAS**, the parties inadvertently allowed the Agreement to
27 expire on December 31, 2020, even though both City and Developer
28 had been discussing for some time before expiration of the
29 Agreement their mutual desire to extend the term of the Agreement;
30 and

1 **WHEREAS**, Developer is otherwise in full compliance with the
2 terms and conditions of the Agreement; now, therefore

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

4 **Section 1. Second Amendment to Parking Rights Agreement**
5 **approved and execution authorized.** There is hereby approved, and
6 the Mayor, or his designee, and Corporation Secretary are hereby
7 authorized to execute and deliver, for and on behalf of the City,
8 the Second Amendment to Parking Rights Agreement, in substantially
9 the same form attached hereto as **Revised Exhibit 1**, labeled as
10 "Revised Exhibit 1, Revised 2nd Amd, May 17, 2021 - TEU" and
11 incorporated herein by this reference.

12 **Section 2. Effective Date.** This ordinance shall become
13 effective upon signature by the Mayor or upon becoming effective
14 without the Mayor's signature.

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16 Form Approved:

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18 /s/ Paige H. Johnston

19 Office of General Counsel

20 Legislation prepared by: James R. McCain, Jr.

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