

1 Introduced by the Council President at the request of the Mayor and
2 Co-Sponsored by Council Member Johnson and amended by the Rules
3 Committee:

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6 **ORDINANCE 2024-852-E**

7 AN ORDINANCE MAKING CERTAIN FINDINGS AND
8 APPROPRIATING \$6,199,837.67, INCLUDING
9 \$4,200,000.00 IN FUNDS AVAILABLE FROM THE
10 SETTLEMENT OF A CONTRACT DISPUTE BETWEEN THE
11 CITY OF JACKSONVILLE ("CITY") AND APPLICATIONS
12 SOFTWARE TECHNOLOGY LLC ("AST") TO A NEW PROJECT
13 FOR NETWORK INFRASTRUCTURE UPGRADE AND
14 \$1,999,837.67 BETWEEN ACCOUNTS IN THE ENTERPRISE
15 FINANCIAL AND RESOURCE MANAGEMENT SOLUTION -
16 1CLOUD PROJECT TO BALANCE ACCOUNTS, AS INITIATED
17 BY REVISED B.T. 25-012; APPROVING THE SETTLEMENT
18 OF A CONTRACT DISPUTE BETWEEN THE CITY AND AST;
19 AUTHORIZING THE MAYOR, OR HER DESIGNEE, AND
20 CORPORATION SECRETARY TO EXECUTE AND DELIVER,
21 FOR AND ON BEHALF OF THE CITY, A SETTLEMENT
22 AGREEMENT BETWEEN THE CITY AND AST; AMENDING THE
23 2025-2029 FIVE-YEAR IT SYSTEM DEVELOPMENT PLAN
24 APPROVED BY ORDINANCE 2024-507-E; AMENDING
25 ORDINANCE 2024-504-E, THE FISCAL YEAR 2024-2025
26 BUDGET, TO REPLACE THE SCHEDULE B4A; PROVIDING
27 FOR OVERSIGHT BY THE TECHNOLOGY SOLUTIONS
28 DEPARTMENT; PROVIDING AN EFFECTIVE DATE.

29
30 **WHEREAS**, on March 28, 2018, the City of Jacksonville ("City")
31 and Applications Software Technology LLC ("AST") entered into that

1 certain "Master Services Agreement between City of Jacksonville and
2 Applications Software Technology LLC for Enterprise Resource Planning
3 SaaS System Solution" ("Contract"); and

4 **WHEREAS**, a contract dispute arose between the City and AST
5 concerning amounts owed by the City to AST under the Contract
6 ("Dispute"); and

7 **WHEREAS**, the City and AST wish to avoid lengthy and expensive
8 litigation with an uncertain outcome, and accordingly, have reached
9 a settlement of their Dispute subject to review and approval by the
10 City Council pursuant to the requirements of Chapter 112 of the City's
11 Ordinance Code; and

12 **WHEREAS**, a portion of the funds saved by settling the Dispute
13 will be used for the Network Infrastructure Upgrade project; and

14 **WHEREAS**, the City Council finds that it is in the best
15 interests of the City and the public that the Dispute be resolved
16 without resort to litigation, costs and expenses; now therefore

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

18 **Section 1. Findings.** The recitals set forth herein are
19 true and correct.

20 **Section 2. Appropriation.** For the 2024-2025 fiscal year,
21 within the City's budget, there are hereby appropriated the indicated
22 sum(s) from the account(s) listed in subsection (a) to the account(s)
23 listed in subsection (b):

24 (Revised B.T. 25-012, attached hereto as **Revised Exhibit 1**, labeled
25 as "Revised Exhibit 1, Rev B.T. 25-012, November 18, 2024 - Rules"
26 and incorporated herein by this reference)

27 (a) Appropriated from:

28 See Revised B.T. 25-012 \$6,199,837.67

29 (b) Appropriated to:

30 See Revised B.T. 25-012 \$6,199,837.67

31 (c) Explanation of Appropriation:

1 The funding above is an appropriation of funds from the DM
2 Capital Professional Services account to the DM Computer
3 Equipment and Software account (\$4,200,000.00) which is
4 available due to the settlement of the Dispute (as
5 hereinafter defined) and to be designated for the Network
6 Infrastructure Upgrade project (the "Project") and to the
7 DM Internal Service - Capital Expense account
8 (\$1,999,837.67) within the IT System development Fund to
9 balance the account.

10 **Section 3. Purpose.** The purpose of the appropriation in
11 Section 2 above is to provide funding in connection with the Project.
12 The Project will improve overall network infrastructure resilience
13 and security to support the City's first responders, to ensure high
14 availability of City services to the community of Jacksonville and
15 strengthen the continuity of operations for the City's workforce.

16 **Section 4. Settlement Approval and Authorization.** The
17 Settlement Agreement between the City and AST ("Settlement
18 Agreement") attached hereto as **Exhibit 2** is hereby approved in
19 accordance with Section 112.307, Ordinance Code. The Mayor, or her
20 designee, and Corporation Secretary are hereby authorized to execute
21 and deliver the Settlement Agreement for and on behalf of the City.

22 **Section 5. Amending the 2025-2029 Five-Year IT System**
23 **Development Plan Approved by Ordinance 2024-507-E.** The 2025-2029
24 Five-Year IT System Development Plan, approved by Ordinance
25 2024-507-E, is hereby amended by substituting in the place of Exhibit
26 1 to Ordinance 2024-507-E, the Fiscal Year 2025-2029 IT System
27 Development Projects schedule, attached hereto as **Exhibit 3**, and
28 incorporated herein by this reference. Ordinance 2024-507-E is hereby
29 further amended by including the Enterprise Financial and Resource
30 Management Solution - 1Cloud and Network Infrastructure Upgrade
31 project information sheets, attached hereto as **Exhibit 4**, and

1 incorporated herein by this reference, as part of Exhibit 2 to
2 Ordinance 2024-507-E.

3 **Section 6. Amending Ordinance 2024-504-E, the Fiscal Year**
4 **2024-2025 Budget, to Replace Schedule B4a.** Ordinance 2024-504-E, the
5 Fiscal Year 2024-2025 Budget, is hereby amended to replace Schedule
6 B4a, entitled "Fiscal Year 2024-2025 IT System Development Capital
7 Projects", to reflect the deappropriation of funding in the Enterprise
8 Financial and Resource Management Solution - 1Cloud project and the
9 appropriation of funding to the Project in the current fiscal year.
10 The Revised Schedule B4a is attached hereto as **Exhibit 3** and
11 incorporated herein by this reference.

12 **Section 7. Oversight.** The Department of Technology
13 Solutions shall oversee the project described herein.

14 **Section 8. 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:

19
20 /s/ Mary E. Staffopoulos

21 Office of General Counsel

22 Legislation Prepared By: Tiffiny Douglas Pinkstaff

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