

1 Introduced by the Council President at the request of the Mayor:  
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4 **ORDINANCE 2021-449-E**

5 AN ORDINANCE APPROVING AND AUTHORIZING THE  
6 MAYOR, OR HIS DESIGNEE, AND CORPORATION  
7 SECRETARY TO EXECUTE AND DELIVER GLOBAL  
8 AMENDMENT ONE TO ECONOMIC DEVELOPMENT  
9 AGREEMENTS BETWEEN THE CITY OF JACKSONVILLE  
10 ("CITY") AND THOSE BUSINESSES SET FORTH ON  
11 **EXHIBIT 1** ATTACHED HERETO, AMENDING THE  
12 AGREEMENTS SET FORTH ON **EXHIBIT 1** ATTACHED  
13 HERETO TO PERMIT CERTAIN GEOGRAPHICAL  
14 CONDITIONS FOR INCENTIVES GRANTED IN THE  
15 AGREEMENTS TO BE FULFILLED BY EMPLOYEES  
16 WORKING REMOTELY DUE TO COVID-19 WHO RESIDED  
17 IN THE METROPOLITAN STATISTICAL AREA  
18 (COMPRISED OF DUVAL COUNTY, CLAY COUNTY, ST.  
19 JOHNS COUNTY, NASSAU COUNTY AND BAKER COUNTY);  
20 REQUIRING BACKUP DOCUMENTATION TO BE PROVIDED  
21 TO THE OFFICE OF ECONOMIC DEVELOPMENT;  
22 PROVIDING AN EFFECTIVE DATE.  
23

24 **WHEREAS**, the City and those businesses set forth on **Exhibit 1**  
25 attached hereto (each, a "Company"), previously entered into that  
26 certain respective agreement set forth on **Exhibit 1** attached hereto  
27 (each, an "Agreement"), as authorized by the respective Ordinances  
28 and Resolutions set forth on **Exhibit 1** attached hereto;

29 **WHEREAS**, each Agreement provides for certain incentives to the  
30 respective Company in connection with such Company's Project as  
31 defined in such Agreement (the "Project"), all as more particularly

1 set forth in each respective Agreement in accordance with its terms  
2 (the "Incentives"); and

3 **WHEREAS**, each Agreement requires, as a condition precedent to  
4 the Incentives, that the respective Company create certain new jobs  
5 and that such new jobs and the employees filling the new jobs be  
6 located at certain and particular locations (the "Geographical  
7 Condition"); and

8 **WHEREAS**, due to the impacts resulting from the COVID-19  
9 pandemic, including limitations with regard to workforce density  
10 and implementation of other protective measures, each Company  
11 allowed employees to work remotely in calendar years 2020 and 2021;  
12 and

13 **WHEREAS**, each Company has requested the City to allow such  
14 employees working remotely to count with respect to new jobs for  
15 calendar years 2020 and 2021 and to modify the Geographical  
16 Condition in its respective Agreement accordingly; and

17 **WHEREAS**, each Company has requested the City to enter into  
18 Global Amendment One to Economic Development Agreements in  
19 substantially the attached hereto as **Exhibit 2**; now therefore,

20 **BE IT RESOLVED** by the Council of the City of Jacksonville:

21 **Section 1. Approval and authorization to execute Global**  
22 **Amendment One to Economic Development Agreement approved.** There is  
23 hereby approved, and the Mayor or his designee and Corporation  
24 Secretary are authorized to execute and deliver on behalf of the  
25 City a Global Amendment One to Economic Development Agreement  
26 ("Amendment") between the City and each Company, in substantially  
27 the form attached hereto as **Exhibit 2**. The Amendment permits the  
28 Company to satisfy the Geographical Condition to the Incentives,  
29 solely with respect to calendar years 2020 and 2021, if the Company  
30 is able to demonstrate to the City that the employee filling the  
31 new job resided within the geographical borders of the Metropolitan

1 Statistical Area (comprised of Duval County, Clay County, St. Johns  
2 County, Nassau County and Baker County), and such new job was  
3 based, but not necessarily located, at the Project Parcel (as  
4 defined in the respective Agreement), with all other terms and  
5 conditions of the Agreement remaining unchanged. The Agreement also  
6 requires the Company to provide any and all records and back-up  
7 documentation reasonably requested by the City in order to verify  
8 the residency of the Company's employees and the location of the  
9 new jobs. The foregoing shall not be construed as a waiver or  
10 modification of any other conditions or requirements under the  
11 Agreement with respect to the Incentives or otherwise.

12 **Section 2. Oversight Department.** The OED shall  
13 oversee the Agreement and each respective Project.

14 **Section 3. 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:

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20 /s/ Joelle J. Dillard

21 Office of General Counsel

22 Legislation prepared by: Joelle J. Dillard

23 GC-#1442974-v3-Global\_Amendment\_\_to\_Economic\_Development\_Agreements