

## **CITY BILL ADDENDUM**

We provide the following information concerning various components of the bill that we believe are of significance to Council:

1. Discount Sleep, et al. v. the City remains pending in trial court. Thomas Cloud and Jason Zimmerman of GrayRobinson continue to serve as lead counsel at the expense of the City's insurance carrier. We are serving in a support and supervisory role with outside counsel and have recently worked with staff on preparing to fund the common fund and with outside counsel on the filing of motions to provide sufficient time to do so. Notices have been sent to class members and we are working with City staff on a comprehensive plan for administration and funding consistent with recent and future court orders.
2. Last month, Carlton Arms voluntarily dismissed its lawsuit challenging the legality of the City's fire assessment. We are awaiting an updated estimate from outside counsel concerning the costs and benefits of a bond validation proceeding and will provide council with a report and recommended course of action upon receipt.
3. We have continued to interface with outside counsel concerning the status of the multi-district litigation against opioid manufacturers and distributors. This continues to progress as settlement negotiations, bankruptcy proceedings of more defendants, and discussions with the City's partners (including Marion County and the Attorney General) about the settlement structure and the highest and best use of proceeds are ongoing.
4. We have worked with Growth Management, Engineering and applicants or third parties concerning several pending land use matters including plats, concurrency development agreements, transfers of right of way, redevelopment agreements, developer's agreements, comprehensive plan amendments, rezonings, and alcohol location permits. As the City remains extremely busy managing population growth and development activity, staff continues to do a tremendous job keeping up with demand.
5. There is unprecedented activity at the Airport and we are assisting with the negotiation and drafting of several leases and contracts for grants and construction projects, as well as a takeover agreement with DAB Construction's surety concerning completion of the taxiway project.
6. We have worked with Code Enforcement on active cases, public records requests, and requests from property owners or title agents concerning lien releases and payoffs.
7. Ocala Electric Utility is attempting to renegotiate the renewal of its territorial agreement with SECO, which is a high priority, long term contract. We are also working with Electric and Real Estate departments concerning relocations of our facilities on properties undergoing major development or within right of way that is scheduled for expansion.
8. We are working with private partners on several Economic Incentive Program agreements to bring jobs, infrastructure expansion, and utility utilization to the City.
9. We are working with engineers and attorneys representing Ocala Trophy, the Bernetti family, the County, and the Winding Oaks development team concerning the construction of SW 49th Avenue under an arrangement pursuant to which the City will convey to the developer(s) a now-unneeded strip of land adjacent to I-75 and the developer will convey right of way to the County. The sticking

point has been the need for the City to reserve a 69 kV transmission line easement in the property it currently owns, but we are making progress on that front.

10. We are working with Growth Management and Engineering staff to finally obtain the final right of way that will permit the City to complete the “missing link” in 44th Avenue (just south of NW 20th Street). This involves two developers who have been fighting in court for years but who now appear to be motivated to work with us to wrap this up.
11. We are working on the replatting of the property, known as the “Imagine North Magnolia” project.
12. We are working with staff and a developer to sell the Tuscawilla fire station property for redevelopment. We anticipate it will close in early April.
13. We assisted Real Estate staff with property swap agreements, purchase and sale agreements, replats, and corrective deeds for several properties owned or being acquired by the City, including a new parking garage downtown.
14. We are working with Growth Management staff on the drafting of a solid waste ordinance to be discussed with industry leaders and the community at large prior to council’s consideration.
15. We are working internally and with City staff to respond to a higher volume of public records requests than the City has ever received.
16. We are working with staff and remain committed to doing everything in our power to ensure a smooth transition to an in-house legal department.