

1 Introduced by Council Member Boylan:
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4 **ORDINANCE 2025-322**

5 AN ORDINANCE APPROPRIATING \$15,500 FROM THE
6 MANDARIN PARK - RENOVATE ADA RESTROOMS - OTHER
7 CONSTRUCTION COSTS ACCOUNT TO THE GENERAL FUND
8 OPERATING SUBSIDIES AND CONTRIBUTIONS TO OTHER
9 GOVT ACCOUNT TO PROVIDE FUNDS TO THE DEEP BOTTOM
10 CREEK DEPENDENT SPECIAL DISTRICT ("DEEP BOTTOM
11 CREEK DSD") FOR ADDITIONAL SURVEY, LEGAL AND
12 OTHER PROFESSIONAL SERVICES, AND PERMITTING
13 COSTS NECESSARY TO OBTAIN PERMITS TO IMPLEMENT
14 DREDGING OF DEEP BOTTOM CREEK; APPROVING, AND
15 AUTHORIZING THE MAYOR, OR HER DESIGNEE, AND THE
16 CORPORATION SECRETARY TO EXECUTE AND DELIVER ON
17 BEHALF OF THE CITY A FIRST AMENDMENT TO THE
18 FUNDING AGREEMENT FOR DEEP BOTTOM CREEK SPECIAL
19 DISTRICT (THE "AGREEMENT"), ORIGINALLY APPROVED
20 AND AUTHORIZED BY ORDINANCE 2023-92-E, TO
21 INCREASE THE MAXIMUM INDEBTEDNESS \$15,500 TO A
22 NEW TOTAL MAXIMUM INDEBTEDNESS OF \$30,500 WITH
23 ALL OTHER TERMS AND CONDITIONS OF THE AGREEMENT
24 REMAINING THE SAME EXCEPT AS SPECIFICALLY
25 AUTHORIZED HEREIN; PROVIDING FOR OVERSIGHT BY
26 THE PUBLIC WORKS DEPARTMENT; PROVIDING AN
27 EFFECTIVE DATE.
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29 **WHEREAS,** the Deep Bottom Creek Dependent Special District (the
30 "Deep Bottom Creek DSD") was created pursuant to Ordinance 2022-489-E
31 for the purpose of providing an appropriate, efficient and effective

mechanism for ongoing maintenance of Deep Bottom Creek; and

WHEREAS, the Deep Bottom Creek DSD continues to make efforts to implement a dredging project for Deep Bottom Creek; and

WHEREAS, pursuant to Ordinance 2023-92-E, the City Council appropriated \$15,000 to the Deep Bottom Creek DSD and authorized execution of a funding Agreement outlining the terms and conditions for expenditure of the City funds to assist in defraying the costs for implementation of the dredging project; and

WHEREAS, the Deep Bottom Creek DSD has requested further assistance from the City to offset additional expenditures necessary to obtain the permits required to implement dredging of Deep Bottom Creek; now therefore

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

Section 1. Appropriation. For the 2024-2025 fiscal year, within the City's budget, there is hereby appropriated the indicated sum(s) from the account(s) listed in subsection (a) to the account(s) listed in subsection (b):

(The account information is attached hereto as **Exhibit 1** and incorporated herein by this reference)

(a) Appropriated from:

See **Exhibit 1** \$15,500

(b) Appropriated to:

See **Exhibit 1** \$15,500

(c) Explanation of Appropriation:

The funding above is an appropriation of \$15,500 from the Mandarin Park - Renovate ADA Restrooms - Other Construction Costs account to the General Fund Operating Subsidies and Contributions to Other Govt account to provide funds to the Deep Bottom Creek DSD for additional survey, legal and professional services, and permitting costs to obtain permits to implement dredging of Deep Bottom Creek.

1 **Section 2. Purpose.** The purpose of the appropriation in
2 Section 1 is to provide funding from the City of Jacksonville to the
3 Deep Bottom Creek DSD for additional survey, legal and professional
4 services, and permitting costs required to implement work to dredge
5 Deep Bottom Creek. The City funds will be used to conduct an
6 additional pre-dredge hydrological survey, to pay for legal and other
7 professional services and support related to issuance of a Request
8 for Proposals, and to offset other permitting and related support
9 costs necessary to obtain a permit to implement dredging.

10 **Section 3. Approval and Authorization to Execute First**
11 **Amendment to Agreement.** There is hereby approved, and the Mayor, or
12 her designee, and the Corporation Secretary are hereby authorized to
13 execute and deliver on behalf of the City a first amendment to the
14 Funding Agreement for Deep Bottom Creek Special District (City
15 Contract No. 70454-23) (the "Agreement"), originally approved and
16 authorized by Ordinance 2023-92-E, to increase the maximum
17 indebtedness by \$15,500, for a new total maximum indebtedness of
18 \$30,500, with all other terms and conditions of the Agreement
19 remaining the same except as specifically provided herein. The first
20 amendment may include such additions, deletions and changes as may
21 be reasonable, necessary and incidental for carrying out the purposes
22 thereof, as may be acceptable to the Mayor, or her designee, with
23 such inclusion and acceptance being evidenced by execution of the
24 first amendment by the Mayor, or her designee; provided however, no
25 modifications to the first amendment may increase the financial
26 obligations of the City to an amount in excess of the amount stated
27 herein nor decrease the duties and obligations of the Deep Bottom
28 Creek DSD, and any such modifications shall be technical only and
29 shall be subject to appropriate legal review and approval by the
30 Office of General Counsel and the City's Risk Management Division for
31 appropriate insurance and indemnification terms. For the purposes of

1 this Ordinance, the term "technical changes" is defined as those
2 changes having no financial impact to the City, and any other
3 non-substantive changes that do not substantively increase the duties
4 and responsibility of the City under the provisions of the Agreement.

5 **Section 4. Oversight Department.** The Public Works
6 Department shall oversee the project described herein.

7 **Section 5. Effective Date.** This Ordinance shall become
8 effective upon signature by the Mayor or upon becoming effective
9 without the Mayor's signature.

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11 Form Approved:

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13 /s/ Mary E. Staffopoulos

14 Office of General Counsel

15 Legislation Prepared By: Mary E. Staffopoulos

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