

1 Introduced by the Council President at the request of the Mayor and
2 amended by the Neighborhoods, Community Services, Public Health &
3 Safety Committee:
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6 **ORDINANCE 2019-362-E**

7 AN ORDINANCE APPROVING AND AUTHORIZING THE
8 MAYOR AND CORPORATION SECRETARY TO EXECUTE AND
9 DELIVER, FOR AND ON BEHALF OF THE CITY OF
10 JACKSONVILLE ("CITY"), THE FUNDING AGREEMENT
11 FOR MILLERS CREEK DREDGING PROJECT BETWEEN THE
12 MILLERS CREEK SPECIAL DISTRICT AND THE CITY;
13 PROVIDING FOR OVERSIGHT BY THE PUBLIC WORKS
14 DEPARTMENT; PROVIDING AN EFFECTIVE DATE.
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16 **WHEREAS**, as provided in Ordinance 2014-700-E, the purpose of
17 the Millers Creek Special District ("MCSD") is the continuing
18 maintenance of that portion of Millers Creek located within the
19 MCSD's boundaries; and

20 **WHEREAS**, MCSD has taken steps towards implementing a dredging
21 project for Millers Creek (the "Project"); and

22 **WHEREAS**, MCSD and the City of Jacksonville ("City") have
23 developed a Funding Agreement which sets forth the terms under
24 which the City will contribute its budgeted funds to MCSD to assist
25 in paying for the costs of the Project; and

26 **WHEREAS**, City has budgeted funds of up to \$275,000.00 to
27 contribute to the Project; and

28 **WHEREAS**, MCSD and City desire to enter into the Funding
29 Agreement; now therefore

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

1 **Section 1. Approving and authorizing the Mayor and**
2 **Corporation Secretary to execute Funding Agreement for Millers**
3 **Creek Dredging Project.** There is hereby approved, and the Mayor,
4 or his designee, and Corporation Secretary are hereby authorized to
5 execute and deliver, for and on behalf of the City, the Funding
6 Agreement for Millers Creek Dredging Project between the City and
7 MCSD, in substantially the same form attached hereto as **Revised**
8 **Exhibit 1**, labeled as "Revised Exhibit 1, Rev Agmt, June 17, 2019 -
9 NCSPHS" and incorporated herein by this reference. A copy of MCSD's
10 Resolution No. 19-03 approving the Funding Agreement is attached
11 hereto as **Exhibit 2** and incorporated herein by this reference.

12 **Section 2. Oversight.** The Public Works Department shall
13 oversee the project described herein.

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/ Paige Hobbs Johnston

21 Office of General Counsel

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

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