

1 Introduced by the Council President at the request of the Mayor and
2 Co-sponsored by Council Member Dennis, Ferraro, Carlucci, Newby, R.
3 Gaffney, Priestly Jackson, DeFoor, Salem, Pittman, Freeman, Hazouri and
4 Bowman:

5
6 **ORDINANCE 2019-773**

7 AN ORDINANCE APPROPRIATING GRANT FUNDS IN THE
8 AMOUNT OF \$1,500,000.00 FROM THE ST. JOHNS
9 RIVER WATER MANAGEMENT DISTRICT FOR ITS
10 PARTICIPATION IN THE COSTS OF THE MCCOY'S
11 CREEK IMPROVEMENT PROJECT, AS INITIATED BY
12 B.T. 19-128; AMENDING THE 2020-2024 FIVE-YEAR
13 CAPITAL IMPROVEMENT PROGRAM APPROVED BY
14 ORDINANCE 2019-505-E TO PROVIDE FUNDING FOR
15 THE PROJECT ENTITLED "MCCOY'S CREEK
16 RESTORATION"; AUTHORIZING THE MAYOR, OR HIS
17 DESIGNEE, AND THE CORPORATION SECRETARY TO
18 EXECUTE AND DELIVER, FOR AND ON BEHALF OF THE
19 CITY, THE COST SHARE AGREEMENT BETWEEN THE ST.
20 JOHNS RIVER WATER MANAGEMENT DISTRICT AND CITY
21 OF JACKSONVILLE; PROVIDING FOR CITY OVERSIGHT
22 BY THE ENGINEERING AND CONSTRUCTION MANAGEMENT
23 DIVISION OF THE DEPARTMENT OF PUBLIC WORKS;
24 PROVIDING AN EFFECTIVE DATE.

25
26 **BE IT ORDAINED** by the Council of the City of Jacksonville:

27 **Section 1. Appropriation.** For the 2019-2020 fiscal year,
28 within the City's budget, there are hereby appropriated the
29 indicated sum(s) from the account(s) listed in subsection (a) to
30 the account(s) listed in subsection (b):

31 (B.T. 19-128 attached hereto as **Exhibit 1** and incorporated herein

1 by this reference)

2
3 (a) Appropriated from:

4 See B.T. 19-128 \$1,500,000.00

5 (b) Appropriated to:

6 See B.T. 19-128 \$1,500,000.00

7 (c) Explanation of Appropriation

8 The funding above is a grant from the St. Johns River
9 Water Management District ("SJRWMD") for its
10 participation in the costs of the McCoy's Creek
11 Improvement Project.

12 **Section 2. Purpose.** The purpose of this legislation is
13 to appropriate new grant funds from SJRWMD for its participation in
14 the project costs for the restoration of McCoy's Creek by enhancing
15 the natural creek flow and natural flood plain, removing two
16 bridges, raising two bridges above the 100 year flood stage,
17 opening the mouth of McCoy's Creek, and transporting contaminated
18 ash within a highly urbanized creek lying within the city limits on
19 the north bank of the St. Johns River in proximity to the Fuller
20 Warren Bridge.

21 **Section 3. CIP Amendment.** Ordinance 2019-505-E, being the
22 2020-2024 Five-Year Capital Improvement Program for the City and
23 certain of its independent agencies, is hereby amended to use grant
24 funds for the project entitled "McCoy's Creek Restoration." The
25 project is more fully described in the Project Information Sheet,
26 attached hereto as **Exhibit 2** and incorporated herein by this
27 reference. The Council finds that the deferral of this amendment of
28 the CIP until the next annual budget and CIP review will be
29 detrimental to the best interests of the community because such
30 deferral will result in unnecessary delay in receiving grant
31 dollars from SJRWMD. Pursuant to Section 122.605(c), *Ordinance*

1 Code, enactment of this ordinance requires the affirmative vote of
2 two-thirds of the Council members present at the meeting because of
3 the CIP amendment set forth in this section. This ordinance shall
4 constitute an amendment to Ordinance 2019-505-E. In all other
5 respects, the Five-Year Capital Improvement Program approved by
6 Ordinance 2019-505-E shall continue in full force and effect.

7 **Section 4. Approving and authorizing execution of Cost**
8 **Share Agreement.** The Mayor, or his designee, and Corporation
9 Secretary are hereby authorized to execute and deliver, for and on
10 behalf of the City, the Cost Share Agreement between the St. Johns
11 River Water Management District and City of Jacksonville, in
12 substantially the same form attached hereto as **Exhibit 3** and
13 incorporated herein by this reference.

14 **Section 5. Oversight.** The Engineering and Construction
15 Management Division of the Department of Public Works will provide
16 oversight.

17 **Section 6. Effective Date.** This ordinance shall become
18 effective upon signature by the Mayor or upon becoming effective
19 without the Mayor's signature.

20
21 Form Approved:

22
23 /s/ James R. McCain, Jr.

24 Office of General Counsel

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

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