



## City of North Port

### ORDINANCE NO. 2021-29

**AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE ROAD AND DRAINAGE DISTRICT BUDGET FOR FISCAL YEAR 2020-21 BY TRANSFERRING \$1,502,220 FROM FUND BALANCE FOR ADDITIONAL FUNDING FOR THE REPLACEMENT OF WATER CONTROL STRUCTURE 108; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the North Port Road and Drainage District is a dependent special district; and

**WHEREAS**, the City Commission of the City of North Port, Florida, serves as the governing body of the district (the "Board"); and

**WHEREAS**, the Board has all the powers granted by the City Charter and the general laws of the state as may be necessary or proper to carry out the intent and purpose of the district; and

**WHEREAS**, Ordinance No. 2020-33 approved the Road and Drainage District Budget for fiscal year 2020-21; and

**WHEREAS**, the City Commission desires to amend the Road and Drainage District Budget for supplemental appropriations and to increase estimated revenues; and

**WHEREAS**, Section 166.241(4)(c) Florida Statutes requires that a budget amendment be adopted in the same manner as the original budget.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, SERVING AS THE GOVERNING BODY OF THE ROAD AND DRAINAGE DISTRICT:**

#### **SECTION 1 – FINDINGS**

1.01 The recitals outlined above are ratified and approved as true and correct, and are incorporated by reference as findings of fact.

#### **SECTION 2 – ADOPTION**

2.01 The Road and Drainage District Budget for fiscal year 2020-21 is hereby amended as follows:

**APPROPRIATED**

	<u>Use</u>	<u>Source</u>
<b><u>Road and Drainage District (107)</u></b>		
Additional funding needed for the replacement of Water Control Structure 108	\$1,502,220	
Fund Balance		\$1,502,220
<b>Budget Amendment Total</b>	<b>\$1,502,220</b>	<b>\$1,502,220</b>

**SECTION 3 – CONFLICTS**

3.01 In the event of any conflict between the provisions of this ordinance and any other ordinance, in whole or in part, the provisions of this ordinance will prevail to the extent of the conflict.

**SECTION 4 – SEVERABILITY**

4.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phase, or provision of this ordinance is for any reason invalid or unconstitutional, that provision will be deemed a separate, distinct, and independent provision and will not affect the validity of the remaining portions of the ordinance.

**SECTION 5 – EFFECTIVE DATE**

5.01 This ordinance takes effect immediately upon adoption.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, acting in its capacity as the governing body of the Road and Drainage District, in public session on May 25, 2021.

ADOPTED by the City Commission of the City of North Port, Florida, acting in its capacity as the governing body of the Road and Drainage District, on the second and final reading in public session on June 22, 2021.

THE CITY COMMISSION OF THE CITY OF NORTH PORT,  
FLORIDA, SERVING AS THE GOVERNING BODY OF THE  
NORTH PORT ROAD AND DRAINAGE DISTRICT

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GISELE "JILL" E. LUKE  
MAYOR

ATTEST

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HEATHER TAYLOR, CMC  
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

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AMBER L. SLAYTON  
CITY ATTORNEY