

ORDINANCE NO. 95-223

AN ORDINANCE CONSENTING TO THE CREATION AND ESTABLISHMENT OF THE CITY-COUNTY PUBLIC WORKS AUTHORITY AND CHARTER PURSUANT TO GLADES COUNTY ORDINANCE NO. 95-2; CONSENTING TO THE INCLUSION OF THE CITY OF MOORE HAVEN WITHIN THE BOUNDARIES OF THE CITY-COUNTY PUBLIC WORKS AUTHORITY; AGREEING TO IMPLEMENT AND BE BOUND BY THE CHARTER; AND PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF MOORE HAVEN, FLORIDA:

SECTION ONE. FINDINGS. It is hereby ascertained, determined, and declared that:

(A) Section 125.01(5), Florida Statutes, provides the specific legislative authorization for counties to establish special districts to include both incorporated and unincorporated areas subject to the approval of the governing body of the incorporated area affected, within which may be provided municipal services and facilities from funds derived from service charges, special assessments, or taxes within such a district only.

(B) The Board of County Commissioners of Glades County, Florida (the "County"), has enacted Glades County Ordinance No. 95-2 (the "City-County Public Works Authority Ordinance") creating and establishing the City-County Public Works Authority (the "Authority") as an independent special district pursuant Section 125.01(5), Florida Statutes, and in conformance with the "Uniform Special District Accountability Act of 1989," Chapter 189, Florida Statutes.

(C) The City Council of the City of Moore Haven (the "City") ~~has determined that the creation of the Authority is consistent~~ with and implements the City's growth management plan and is in the

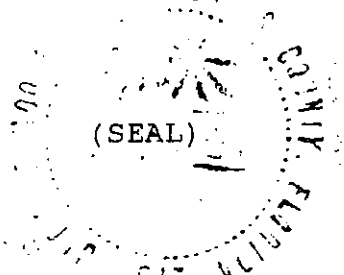
best interest of the affected citizens, taxpayers and ratepayers of the City.

SECTION TWO. CONSENT TO THE CREATION AND ESTABLISHMENT OF THE CITY-COUNTY PUBLIC WORKS AUTHORITY. The City hereby consents to the creation and establishment of the City-County Public Works Authority as an independent special district created pursuant to the authority of the first sentence of Section 9(b), Article VII, of the Florida Constitution, and Sections 189.404(4)(b) and 125.01(5), Florida Statutes, to encompass a portion of the unincorporated area of the County and to include all of the area within the corporate limits of the City, as described in Glades County Ordinance No. 95-2. The City further acknowledges and hereby consents to the City-County Public Works Authority Ordinance as the charter for the Authority and agrees to implement and be bound by the provisions thereof.

SECTION THREE. EFFECTIVE DATE. This Ordinance shall take effect immediately upon adoption.

DULY ENACTED in Regular Session this 16th day of May, 1995.

CITY OF MOORE HAVEN, FLORIDA



By: [Signature] Mayor
[Signature] Vice Mayor
[Signature] City Mayor

ATTEST:

[Signature]
Clerk