

ORDINANCE NO. 2047

AN ORDINANCE PROVIDING FOR AND ESTABLISHING A REDEVELOPMENT TRUST FUND PURSUANT TO THE PROVISIONS OF SECTION 163.387, FLORIDA STATUTES (1990); ESTABLISHING FINDINGS PERTAINING TO REDEVELOPMENT; PROVIDING FOR THE APPROPRIATION OF TAX INCREMENT REVENUES OF THE CITY TO SAID REDEVELOPMENT TRUST FUND; PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES AND RESOLUTIONS IN CONFLICT WITH THE PROVISIONS HEREOF; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, AS FOLLOWS:

SECTION ONE: That Chapter 18 (Land Development Code) Article 17 "Pinellas Park Community Redevelopment" of the Code of Ordinances of the City of Pinellas Park is hereby amended by amending Section 18-1703 "Severability" so that said Section 18-1703 shall hereafter be and read as follows:

Section 18-1703. FINDINGS (REDEVELOPMENT TRUST FUND). The City Council of the City of Pinellas Park, Florida makes the following findings with respect to the Pinellas Park Redevelopment Trust Fund.

(A) The Board of County Commissioners of Pinellas County (the "County"), pursuant to Resolution No. 88-469 adopted November 22, 1988, delegated certain powers to the City Council of the City of Pinellas Park in order to carry out certain redevelopment functions within the City including the Pinellas Park Community Redevelopment Area (the "Redevelopment Area").

(B) The City Council of the City of Pinellas Park (the "City") pursuant to Resolution No. 88-76, accepted said powers and pursuant to Resolution No. 88-7 declared the existence of one or more slum and blighted areas within the City of Pinellas Park and thereby established a Redevelopment Area.

(C) The City has approved and adopted, pursuant to Ordinance No. 2046, a Community Redevelopment Plan (the "Pinellas Park Community Redevelopment Plan") for the Redevelopment Area.

SECTION TWO: That Chapter 18 (Land Development Code) Article 17 "Pinellas Park Community Redevelopment" of the Code of

Ordinances of the City of Pinellas Park is hereby amended by creating a new Section 18-1704 "Redevelopment Trust Fund" so that said Section 18-1704 shall hereafter be and read as follows:

Section 18-1704. REDEVELOPMENT TRUST FUND. There is hereby established and created in accordance with the provisions of Section 163.387, Florida Statutes (1990) a Redevelopment Trust Fund ("Trust Fund").

Section 18-1704.1. USE OF TRUST FUNDS. The funds allocated to and deposited into the Trust Fund are hereby appropriated to the Pinellas Park Community Redevelopment Agency to finance or refinance, for the duration of the Pinellas Park Community Redevelopment Plan, the Community Redevelopment Projects within the Redevelopment Area of the City of Pinellas Park. The Pinellas Park Community Redevelopment Agency shall utilize the funds and revenues paid into and earned by the Trust Fund for any Community Redevelopment purpose delegated to it and as contained in the Pinellas Park Community Redevelopment Plan for redevelopment and as provided by law.

Section 18-1704.2. FINANCING OF TRUST FUND.

(A) There shall be paid into the Trust Fund and the City hereby appropriates, commits and sets over for payment into the Trust Fund, an amount not less than that increment in the income, proceeds, revenues and funds of the City derived from, or held in connection with the Redevelopment Area, and the Pinellas Park Community Redevelopment Agency's undertaking and carrying out of the Community Redevelopment Projects therein. Said increments shall be determined and appropriated annually, and shall be that amount equal to ninety-five per cent (95%) of the difference between:

1. The amount of ad valorem taxes levied each year by the City, exclusive of any amount from debt service millage, on taxable real property contained within the geographic boundaries of the Redevelopment Area;
2. The amount of ad valorem taxes which would have been produced by the rate upon which the tax is levied each year by or for the City, exclusive of any debt service millage, upon the total of the assessed value of the taxable real property in the Redevelopment Area as shown upon the most recent assessment roll used in connection with the taxation of such property by each taxing authority prior to the effective date of this Ordinance.

In calculating the increment, the amount of the ad valorem taxes levied based on the City-wide debt service on City bonds shall be totally excluded from the calculation and shall continue to be used for their voter approved purpose and shall not be appropriated to the Trust Fund. Any adjustments made in the appropriation will be based upon the final extended tax roll.

(B) The City will annually pay to the Trust Fund the tax increment due the Trust Fund on or about January 1 of each taxable year. The City's obligation to annually appropriate to the Trust Fund on or before October 1 of each year shall commence immediately upon the effective date of this Ordinance and shall continue until all loans, advances and indebtedness, if any, and interest thereon incurred by the Pinellas Park Community Redevelopment Agency as a result of any Redevelopment Projects have been paid (but not to exceed 30 years). Nothing in this Ordinance, however, shall require the City or the Pinellas Park Community Redevelopment Agency to issue bonds or incur loans or other indebtedness as a condition precedent to the City depositing into the Trust Fund the amounts set forth herein.

Section 18-1704.3. ADMINISTRATION OF TRUST FUND. The Pinellas Park Community Redevelopment Agency is directed to set up the Trust Fund and to develop and promulgate rules, regulations and criteria whereby the Trust Fund may be promptly and effectively administered, including the establishment and the maintenance of books and records and the adoption of procedures whereby the Pinellas Park Community Redevelopment Agency may, expeditiously and without undue delay utilize said funds for the allocated statutory purposes and for the purposes identified herein. The Pinellas Park Community Redevelopment Agency is hereby vested with full responsibility for the receipt, custody, disbursement, accountability, management and proper and application of all monies paid into the Trust Fund. Copies of all reports of audits required by Section 163.387(8), Florida Statutes (1990), and other applicable provisions of law shall be provided to the City Council and to Pinellas County each fiscal year.

SECTION THREE: That Chapter 18 (Land Development Code), Article 17 "Pinellas Park Community Redevelopment" of the Code of Ordinances of the City of Pinellas Park is hereby amended by creating a new Section 18-1705 "Severability" so that said Section 18-1705 shall hereafter be and read as follows:

Section 18-1705. SEVERABILITY. This Article and the Pinellas Park Community Redevelopment Plan attached hereto as **Exhibit "A"**, having been adopted for a public purpose and for the welfare of the citizens of the City of Pinellas Park, Florida, shall be liberally

construed to effectuate the purposes of same. This Article and Plan and every provision thereof shall be considered severable, and the invalidity of any section, clause or provision of this Article and Plan shall not affect the validity of any other section, clause or provision of this Article or Plan.

SECTION FOUR: That all Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance be, and they are hereby repealed insofar as the same affect this Ordinance.

SECTION FIVE: That this Ordinance shall be in full force and effect immediately after its passage and approval in the manner provided by law.

FIRST READING THE 14th DAY OF AUGUST, 1990.

PUBLISHED THE 2nd DAY OF AUGUST, 1990.

PUBLIC HEARING THE 16th DAY OF AUGUST, 1990.

PASSED THIS 16th DAY OF AUGUST, 1990.

AYES: (5) Council Persons: Bailey, Connolly, Matthews, Mischler, & Mayor
Bradbury

NAYS: (0) None


ABSENT: (0) None

ABSTAIN: (0) None

APPROVED THIS 16th DAY OF AUGUST, 1990.


Cecil W. Bradbury
MAYOR

ATTEST:


Grace M. Kolar
CITY CLERK

Pinellas Park NEWS

Published Weekly on Thursdays
Pinellas Park, Pinellas County, Florida

STATE OF FLORIDA
COUNTY OF PINELLAS

Before the undersigned authority personally appeared H.L. Mosley
who on oath says that (s)he is the Legal Account Executive of the Pinellas Park NEWS, a weekly
newspaper published at Pinellas Park in Pinellas County, Florida; that the attached copy of adver-
tisement, being a Notice of Public Hearing
in the matter of ORDINANCE NO. 2047

in the City of Pinellas Park Court, was published in
said newspaper in the issues of August 2, 1990

Affiant further says that the said Pinellas Park NEWS is a newspaper published at Pinellas Park, in
said Pinellas County, Florida, and that the said newspaper has heretofore been continuously publish-
ed in said Pinellas County, Florida, each week and has been entered as second class mail matter at
the post office in Pinellas Park in said Pinellas County, Florida, for a period of one year next
preceding the first publication of the attached copy of advertisement; and affiant further says that
(s)he has neither paid nor promised any person, firm or corporation any discount, rebate, commis-
sion or refund for the purpose of securing this advertisement for publication in said newspaper.

H. L. Mosley

Sworn to and subscribed before me

this 2nd day of August, A.D.
19 90

John Scott
(SEAL) Notary Public

NOTARY PUBLIC, State of Florida
My Commission Expires April 14, 1991

CITY OF PINELLAS PARK

NOTICE OF PUBLIC HEARING UPON ORDINANCE

Notice is hereby given that the City Council of Pinellas Park, Florida, will hold a PUBLIC HEARING upon the following ORDINANCE NO. 2047 in City Hall, 6141-70th Avenue North, Pinellas Park, Florida, on Thursday the 16th day of AUGUST 1990 at 7:00 P.M., the title of said Ordinance being as follows:

ORDINANCE NO. 2047

AN ORDINANCE PROVIDING FOR AND ESTABLISHING A REDEVELOPMENT TRUST FUND PURSUANT TO THE PROVISIONS OF SECTION 149.267, FLORIDA STATUTES (1990); ESTABLISHING FINDINGS PERTAINING TO REDEVELOPMENT; PROVIDING FOR THE APPROPRIATION OF TAX INCREMENT REVENUES OF THE CITY TO SAID REDEVELOPMENT TRUST FUND; PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES AND RESOLUTIONS IN CONFLICT WITH THE PROVISIONS HEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

The general boundaries of the proposed Redevelopment area is along Park Boulevard bounded by 34th Street on the East, 67th Street on the West, 70th Avenue on the North and 70th Avenue on the South, but extending to 86th Avenue and 82nd Avenue along 49th Street.

The general scope of the Community Redevelopment Plan under consideration includes the history of the area, the existing conditions of the area, proposed redevelopment of the area, implementation of the proposed redevelopment, financing the proposed redevelopment and management of the redevelopment process.

This Ordinance is available for review, in the City Clerk's Office. Interested parties are invited to attend this meeting and be heard.

Any person who desires to appeal any decision of the City Council, City Board, or City Commission, with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The City maintains a tape recording of all public hearings. In the event that you wish to appeal a decision, the tape may or may not adequately insure a verbatim record of the proceedings, therefore you may wish to provide a court reporter at your expense.

For the hearing impaired, a deaf interpreter will be made available upon requests made at least 72 hours in advance.

Grace M. Kolar, CMC
City Clerk
City of Pinellas Park

10005

August 2, 1990

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