

**CITY OF MARIANNA
COMMISSION AGENDA MEMO
DATE: 06/05/2018**

ADMINISTRATIVE STAFF REPORT

- Subject:** Ordinance #1070 – First Reading
Extending the End Date of the Redevelopment Trust Fund
- Detail:** The proposed ordinance will extend the completion date of the Redevelopment Trust Fund to September 30, 2048. This will provide additional time for blight removal in the CRA.
- Recommendation:** Read Ordinance #1070 by title and instruct staff to provide public notification in accordance with Florida Statutes.
- Potential Motion:** I move to read Ordinance #1070 by title only and instruct staff to provide for public notification in accordance with Florida Statutes.

Prepared by: Kay Dennis, Director

KD

ORDINANCE NO. #1070

AN ORDINANCE OF THE CITY OF MARIANNA, FLORIDA AMENDING ORDINANCE NO. 822; PROVIDING THAT THE REDEVELOPMENT TRUST FUND ESTABLISHED BY ORDINANCE NO. 822 SHALL CONTINUE THROUGH THE DATE ESTABLISHED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MARIANNA, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. This Ordinance of the City of Marianna, Florida is adopted pursuant to Sections 166.021 and 166.041, Florida Statutes, Chapter 163, Part III, Florida Statutes (as amended from time to time, the "Redevelopment Act"), and other applicable provisions of law.

SECTION 2. FINDINGS. It is hereby ascertained, determined and declared as follows:

(A) The City Commission of the City of Marianna (the "City Commission") is authorized by the Redevelopment Act to exercise the community redevelopment powers set forth therein to eliminate, remedy and prevent conditions of slum and blight.

(B) In accordance with the Redevelopment Act, the City Commission has previously (i) established the City of Marianna Community Redevelopment Agency (the "Agency"), (ii) designated the "Downtown Marianna Community Redevelopment Area" and determined that such area is a blighted area in need of redevelopment, and (iii) adopted a community redevelopment plan for such area to remediate the conditions of blight therein (as amended, the "Redevelopment Plan").

(C) The City Commission also adopted City Ordinance No. 822 which established the redevelopment trust fund for the Agency (the "Trust Fund") and provided for the funding thereof in accordance with the authority of section 163.387 of the Redevelopment Act.

(D) On July 3, 2018, the City Commission amended the Redevelopment Plan to provide that all redevelopment financed by increment revenues shall be completed no later than September 30, 2048.

(E) Section 163.387 of the Redevelopment Act provides that each taxing authority shall make annual tax increment appropriations for a period not to exceed 30 years after the date the governing body amends the plan but no later than 60 years after the fiscal year in which the plan was initially approved or adopted.

(F) The City has given notice of its intent to consider this ordinance by publication and by mailed notice to affected taxing authorities, in accordance with sections 163.346 of the Redevelopment Act.

(G) A public meeting for the purpose of receiving comments from interested parties has been duly held and such comments, if any, have been heard and considered.

SECTION 3. AMENDMENT OF ORDINANCE NO. 822. Ordinance No. 822 is hereby amended to provide that the Trust Fund shall be self-perpetuating and sustaining from year to year, and shall continue through the later of (1) September 30, 2048, (2) the time certain set forth in the Redevelopment Plan for completing all redevelopment financed by increment revenues, or (3) repayment in full of any indebtedness pledging increment revenue. The obligation of each taxing authority (as such term is defined in the Redevelopment Act) to annually appropriate the tax increment for deposit in the Trust Fund shall continue until such date.

SECTION 4. RATIFICATION AND CONFIRMATION. Except as amended hereunder, all prior ordinances, resolutions and actions by the City Commission regarding the establishment and creation of the Agency, the Redevelopment Plan, the Trust Fund and the Downtown Redevelopment Area, including but not limited to findings of blight and necessity associated therewith, are hereby ratified and confirmed.

SECTION 5. SEVERABILITY. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect immediately upon its adoption.

**CITY COMMISSION OF THE
CITY OF MARIANNA, FLORIDA**

John Roberts, Mayor

[SEAL]

Attest:

Kimberly J. Applewhite, City Clerk