

PROPOSED  
ORDINANCE NO. 33-14

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AN ORDINANCE  
TO BE ENTITLED:

AN ORDINANCE ESTABLISHING A WESTSIDE COMMUNITY  
REDEVELOPMENT AREA BOARD, REPEALING CLAUSE;  
SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. FINDINGS

A. On September 25, 1980, the City Council of the City of Pensacola, Florida (hereinafter the "City Council") adopted Resolution No. 55-80 by which it declared itself the Community Redevelopment Agency in the City of Pensacola as authorized by s.163.357, Florida Statutes (1980), and vested in itself all rights, powers, duties, privileges and immunities vested in a community redevelopment agency by Part III, Chapter 163, Florida Statutes (the "Redevelopment Act").

B. On May 11, 2006, the City Council authorized a study to consider whether a finding of necessity resolution pursuant to Section 163.355, Florida Statutes (2005), should be adopted with respect to the Westside Neighborhoods Area, an area which contains the Westside Community Redevelopment Area defined and described in Resolution No. 04-07 and Section 5 of this ordinance.

C. On January 25, 2007, the City Council adopted a Resolution No. 04-07, supported by data and analysis, pursuant to Section 163.355, Florida Statutes (2006), by which it found conditions of blight in the Westside Neighborhoods Area and declared the Westside Neighborhoods Area to be a "blighted area" as that term is defined in s.163.340(8), Florida Statutes (2006); that said blighted area was appropriate for community redevelopment projects pursuant to the Redevelopment Act; that the rehabilitation, conservation or redevelopment or combination thereof of said blighted area was necessary in the interest of the public health, safety, morals or welfare of the residents of the City of Pensacola to eliminate, remedy and prevent conditions of slums and blight; and designated such area as the Westside Community Redevelopment Area.

D. On February 8, 2007, City Council caused to be prepared a Community Redevelopment Plan for the Westside Community Redevelopment Area.

E. On My 24, 2007, City Council, acting as the Community Redevelopment Agency of the City of Pensacola, adopted and approved, by Resolution No. 13-07, the

Community Redevelopment Plan (hereinafter the "Plan") for the Westside Community Redevelopment Area, identifying redevelopment Activities to be undertaken in said area.

F. On January 17, 2008, City Council adopted Ordinance No. 01-08, providing for the funding of a Redevelopment Trust Fund for the Westside Community Redevelopment Area in the City of Pensacola.

## SECTION 2. AUTHORITY

This Ordinance is adopted pursuant to the provisions of Chapter 163, Part III, Florida Statutes (2013) and other applicable provisions of law.

## SECTION 3. ESTABLISHMENT OF NEIGHBORHOOD BOARD

A. There is hereby established pursuant to the requirements of Florida Statute 163.2517 (2)(a) and (b) regarding a neighborhood participation process that provides for the ongoing involvement of stakeholder groups in urban infill and redevelopment area a neighborhood board to be known as the "Westside Community Redevelopment Board."

B. Membership. The Westside Community Redevelopment Board shall consist of seven (7) members appointed by the City Council. One member shall be a member of City Council, and six members shall be redevelopment area residents, members of area neighborhood associations, or owners or operators of businesses located in the redevelopment area. No member shall be a paid employee of the City.

C. Term of office, removal from office, vacancies. Members of the Westside Community Redevelopment Board shall serve for terms of three (3) years or thereafter until their successors are appointed. Any member of the Board may be removed from office during the three-year term for just cause by the City Council. Any vacancy occurring during the unexpired term of office of any member, except the association representative, shall be filled by the City Council for the remainder of the term.

D. Officers. The Board shall elect a chairman and a vice-chairman from among its members for a term of one (1) year, with eligibility for reelection.

E. Rules of procedure, meetings and records. The Board shall adopt rules of procedure for the transaction of its business, and shall keep a record of its minutes, resolutions, transactions, findings and determinations. The Board shall hold regular meetings at intervals determined by the Board but no less than four times a year, and special meetings at such times as the Board may determine or at the call of the chairman for the consideration of business before the Board. All regular and special meetings of the Board shall be open to the public. A written record of the proceedings of the Board shall be kept showing its actions on each question considered, and filed in the office of the Chief of Neighborhoods.

F. Vote required. Four (4) members of the Board shall constitute a quorum, and the affirmative vote of a majority of the quorum shall be necessary for any action thereof.

G. Authority and duties of the Board. The Westside Community Redevelopment Board shall have the following authority and duties:

- (a) To prepare and recommend to the City Council five-year implementation plans for the implementation of the Westside Community Redevelopment Action Plan.
- (b) To prepare and recommend to the City Council an annual list of projects for funding from the Westside Community Redevelopment Trust Fund.
- (c) To monitor progress in the implementation of the Westside Community Redevelopment Plan and to make an annual report to the City Council on such progress.

#### SECTION 4. REPEALING CLAUSE

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

#### SECTION 5. SEVERABILITY

If any section of this ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such provision and such holding shall not affect the validity of any other provision and that to the end the provisions of this ordinance are hereby declared to be severable.

#### SECTION 6. EFFECTIVE DATE

This ordinance shall become effective on the fifth business day after adoption, unless otherwise provided pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: September 11, 2014

Approved: *Jewel Cannady*  
President of City Council

Attest:

*Priche L. Burnett*  
City Clerk

Published Daily-Pensacola, Escambia County, FL

## PROOF OF PUBLICATION

State of Florida

County of Escambia:

Before the undersigned authority personally appeared **Anna Hammes** who, on oath, says that she is a personal representative of the Pensacola News Journal, a daily newspaper published in Escambia County, Florida; that the attached copy of advertisement, being a Legal in the matter of:

### Notice Of Proposed Ordinances

Was published in said newspaper in the issue(s) of:

**September 1, 2014**

Affiant further says that the said Pensacola News Journal is a newspaper published in said Escambia County, Florida, and that the said newspaper has heretofore been published in said Escambia County, Florida, and has been entered as second class matter at the Post Office in said Escambia County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this **2nd** day of **September, 2014**, by **Anna Hammes**, who is personally known to me.

Anna Hammes Affiant

Laniann Suchicki Notary Public

#### NOTICE OF PROPOSED ORDINANCES

Please be advised that Proposed Ordinance Nos. 33-14 and 34-14 were presented to the City Council of the City of Pensacola for first reading on Thursday, August 28, 2014 and will be presented for final reading and adoption on Thursday, September 11, 2014 at 5:30 p.m., in Council Chambers on the First Floor of City Hall, 222 West Main Street, Pensacola, Florida.

The titles of the proposed ordinances are as follows:

P.O. #33-14:

**AN ORDINANCE ESTABLISHING A WESTSIDE COMMUNITY REDEVELOPMENT AREA BOARD, REPEALING CLAUSE; SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

P.O. #34-14:

**AN ORDINANCE CREATING SECTION 2-3-3 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA; PROVIDING CRITERIA AND PROCEDURES FOR NAMING CITY PROPERTY IN RECOGNITION OF INDIVIDUALS OR GROUPS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

A copy of proposed ordinances may be inspected by the public in the City Clerk's office located on the 7th Floor of City Hall, 222 West Main Street, Pensacola, Florida, or on-line on the City's website: <http://cityofpensacola.com/AgendaCenter/City-Council-1>. Interested parties may appear at the Council meeting and be heard with respect to proposed ordinances.

If any person decides to appeal any decision made with respect to any matter considered at this meeting or public hearing, such person may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and any evidence upon which the appeal is to be based.

The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to city services, programs and activities. Please call 435-1606 (or TDD 435-1666) for further information. Requests must be made at least 48 hours in advance of the event in order to allow the City time to provide the requested services.

**CITY OF PENSACOLA, FLORIDA**

By: Ericka L. Burnett, City Clerk

Visit [www.cityofpensacola.com](http://www.cityofpensacola.com) to learn more about City activities. Council agendas posted on-line before meetings.

Legal No. 1629453 1T September 1, 2014

