

ORDINANCE NO. 00-3

MASTER

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DUNNELLON, FLORIDA, ENTITLED DUNNELLON COMMUNITY REDEVELOPMENT AGENCY, CREATING SAID AGENCY, PROVIDING POLICY AND FUNDING, ESTABLISHING A REDEVELOPMENT TRUST FUND, PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF DUNNELLON, FLORIDA AS FOLLOWS:

Section 1: That the Code of Ordinances of the City of Dunnellon, is hereby amended by creating, Dunnellon Community Redevelopment Agency.

Section 2: Name.

There is hereby created pursuant to Chapter 163, Part III Community Redevelopment, Laws of Florida, the Dunnellon Community Redevelopment Agency previously established by resolution of the City whose membership shall be the governing body of the City pursuant to Section 163.357(1), Florida Statutes and such other members as the City shall determine.

Section 3: Powers.

That the Dunnellon Community Redevelopment Agency shall exercise all powers as is amended in Chapter 163, Part III, Laws of Florida and as otherwise authorized by law.

(1) At any time in the future, the City Council of the City of Dunnellon has the power, by Resolution, to appoint seven (7) commissioners to serve as the Community Redevelopment Agency. The terms of office of the commissioners shall be for four (4) years, except that three of the members first appointed shall be designated to serve terms of 1, 2 and 3 years, respectively, from the date of their appointments, and all other members shall be designated to serve for terms of four (4) years from the date of their appointments. A vacancy occurring during a term shall be filled for the unexpired term.

(2a) A commissioner shall receive no compensation for his services, but is entitled to the necessary expenses, including traveling expenses, incurred in the discharge of these duties. Each commissioner shall hold office until his successor has been appointed and has qualified. A certificate of the appointment or reappointment of any commissioner shall be filed with the Clerk of the municipality, and such certificate is conclusive evidence of the due and proper appointment of such commissioner.

- (b) The powers of a Community Development Agency shall be exercised by the commissioners thereof. A majority of the commissioners constitutes a quorum for the purpose of conducting business and exercising the powers of the agency and for all other purposes. Any action may be taken by the agency upon a vote of a majority of the commissioners present, unless in any case the bylaws require a larger number. Any person may be appointed as commissioner if he resides or is engaged in business, which means owning a business, practicing a profession, or performing a service for compensation, or serving as an officer or director of a corporation or other business entity so engaged, within the area of operation of the agency, which shall be coterminous with the area of operation of the municipality, and is otherwise eligible for such appointment under this part.
- (c) The City of Dunnellon shall designate a chairman and vice chairman from among the commissioners. Upon approval of the City Council of the City of Dunnellon, the agency may employ an executive director, technical experts, and such other agents and employees, permanent and temporary, as it requires, and determine their

qualifications, duties and compensation. For such legal service as it requires, the agency upon approval of the City Council of the City of Dunnellon may employ or retain its own counsel and legal staff. The agency which is authorized to transact business and exercise powers under this part shall file with the City of Dunnellon and with the Auditor General, on or before March 31 of each year, a report of its activities for the preceding fiscal year, which report shall include a complete financial statement setting forth its assets, liabilities, income and operating expenses as of the end of such fiscal year. At the time of filing the report, the agency shall publish in a newspaper of general circulation in the community a notice to the effect that such report has been filed with the municipality and that the report is available for inspection during business hours in the Office of the Clerk of the City and in the office of the agency.

- (d) At any time after the creation of a Community Redevelopment Agency, the City of Dunnellon may appropriate to the agency such amounts as the governing body deems necessary for the administrative expenses and overhead of the agency.

(3) The City of Dunnellon may remove a commissioner for inefficiency, neglect of duty, or misconduct in office only after a hearing and only if he has been given a copy of the charges at least ten (10) days prior to such hearing and has had an opportunity to be heard in person or by counsel.

(4) The City of Dunnellon shall make available to the agency all staff personnel deemed necessary by the City needed to administer its duties including, but not limited to, the City's auditor, attorney, finance director, engineer, surveyor architect and clerk.

(5) The City Council shall approve an annual budget for the agency. The agency shall not expend any funds unless in accordance with such approved budget and as authorized by the City Council.

Section 4: Redevelopment Trust Fund.

(a) That there is hereby created and established a Redevelopment Trust Fund.

(b) Funds allocated to and deposited into this fund shall be used by the agency to finance or refinance any community redevelopment it undertakes pursuant to an approved community redevelopment plan.

(c) Said funding established herein shall be for the duration of any community redevelopment plan.

(d) The annual funding for the Redevelopment Trust Fund shall be as established and set forth in Section 163.387, Florida Statutes, currently enacted as subsequently amended and as otherwise authorized by law.

(e) That funding shall effect and shall be calculated based upon the 1999 assessment roll of the County.

Section 5: Severability.

The sections, paragraphs, sentences, clauses and phrases of this Code are severable, and if any phrase, clause, sentence, paragraph or section of this Code shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a Court of competent jurisdiction, such unconstitutionally, invalidity or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Code.

Section 6: Effective Date.

This Ordinance shall take effect immediately after it becomes law.

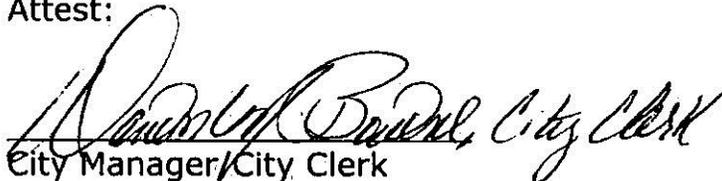
Upon motion duly made and carried, the foregoing Ordinance was adopted on the first reading on the 21<sup>st</sup> day of February 2000.

Upon motion duly made and carried, the foregoing Ordinance was adopted on the second reading on the 24<sup>th</sup> day of April, 2000.

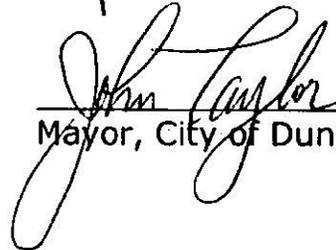
CITY OF DUNNELLON, FLORIDA

\_\_\_\_\_  
President, City Council

Attest:

  
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City Manager/City Clerk

The foregoing Ordinance was approved by me as Mayor of the City of Dunnellon on the 24<sup>th</sup> day of April, 2000.

  
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Mayor, City of Dunnellon

APPROVED AS TO FORM  
AND CORRECTNESS

  
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JEANNETTE M. HAAG  
Florida Bar No. 0196529  
Haag, Friedrich & Wilcox, P.A.  
452 Pleasant Grove Road  
Inverness, Florida 34452  
(352) 726-0901