

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Raburn offered the following:

Amendment (with title amendment)

Remove lines 57-86 and insert:

Section 1. Subsections (1), (2), and (3) of section 163.356, Florida Statutes, are amended to read:

163.356 Creation of community redevelopment agency.-

(1) Upon a finding of necessity as set forth in s. 163.355, and upon a further finding that there is a need for a community redevelopment agency to function in the county or municipality to carry out the community redevelopment purposes of this part, any county or municipality may, by resolution, petition the Legislature to create a public body corporate and

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14 politic to be known as a "community redevelopment agency." A
15 ~~charter county having a population less than or equal to 1.6~~
16 ~~million may create, by a vote of at least a majority plus one of~~
17 ~~the entire governing body of the charter county, more than one~~
18 ~~community redevelopment agency.~~ Each such agency shall be
19 constituted as a public instrumentality, and the exercise by a
20 community redevelopment agency of the powers conferred by this
21 part shall be deemed and held to be the performance of an
22 essential public function. Community redevelopment agencies of a
23 county have the power to function within the corporate limits of
24 a municipality only as, if, and when the governing body of the
25 municipality has by resolution concurred in the community
26 redevelopment plan or plans proposed by the governing body of
27 the county.

28 (2) As of the creation date of a community redevelopment
29 agency, the governing ~~When the governing body adopts a~~
30 ~~resolution declaring the need for a community redevelopment~~
31 ~~agency, that~~ body shall, by ordinance, appoint a board of
32 commissioners of the community redevelopment agency, which shall
33 consist of not fewer than five or more than nine commissioners.
34 The terms of office of the commissioners shall be for 4 years,
35 except that three of the members first appointed shall be
36 designated to serve terms of 1, 2, and 3 years, respectively,
37 from the date of their appointments, and all other members shall
38 be designated to serve for terms of 4 years from the date of

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39 their appointments. A vacancy occurring during a term shall be
40 filled for the unexpired term. As provided in an interlocal
41 agreement between the governing body that created the agency and
42 one or more taxing authorities, one or more members of the board
43 of commissioners of the agency may be representatives of a
44 taxing authority, including members of that taxing authority's
45 governing body, whose membership on the board of commissioners
46 of the agency would be considered an additional duty of office
47 as a member of the taxing authority governing body.

48 (3) (a) A commissioner shall receive no compensation for
49 services, but is entitled to the necessary expenses, including
50 travel expenses, incurred in the discharge of duties. Each
51 commissioner shall hold office until his or her successor has
52 been appointed and has qualified. A certificate of the
53 appointment or reappointment of any commissioner shall be filed
54 with the clerk of the county or municipality, and such
55 certificate is conclusive evidence of the due and proper
56 appointment of such commissioner.

57 (b) The powers of a community redevelopment agency shall
58 be exercised by the commissioners thereof. A majority of the
59 commissioners constitutes a quorum for the purpose of conducting
60 business and exercising the powers of the agency and for all
61 other purposes. Action may be taken by the agency upon a vote of
62 a majority of the commissioners present, unless in any case the
63 bylaws require a larger number. Any person may be appointed as

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64 commissioner if he or she resides or is engaged in business,
65 which means owning a business, practicing a profession, or
66 performing a service for compensation, or serving as an officer
67 or director of a corporation or other business entity so
68 engaged, within the area of operation of the agency, which shall
69 be coterminous with the area of operation of the county or
70 municipality, and is otherwise eligible for such appointment
71 under this part.

72 (c) The governing body of the county or municipality shall
73 designate a chair and vice chair from among the commissioners.
74 An agency may employ an executive director, technical experts,
75 and such other agents and employees, permanent and temporary, as
76 it requires, and determine their qualifications, duties, and
77 compensation. For such legal service as it requires, an agency
78 may employ or retain its own counsel and legal staff.

79 (d) An agency authorized to transact business and exercise
80 powers under this part shall file with the governing body the
81 report required pursuant to s. 163.371(1), ~~on or before March 31~~
82 ~~of each year, a report of its activities for the preceding~~
83 ~~fiscal year, which report shall include a complete financial~~
84 ~~statement setting forth its assets, liabilities, income, and~~
85 ~~operating expenses as of the end of such fiscal year. At the~~
86 ~~time of filing the report, the agency shall publish in a~~
87 ~~newspaper of general circulation in the community a notice to~~
88 ~~the effect that such report has been filed with the county or~~

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89 ~~municipality and that the report is available for inspection~~
90 ~~during business hours in the office of the clerk of the city or~~
91 ~~county commission and in the office of the agency.~~

92 (e)-(d) At any time after the creation of a community
93 redevelopment agency, the governing body of the county or
94 municipality may appropriate to the agency such amounts as the
95 governing body deems necessary for the administrative expenses
96 and overhead of the agency, including the development and
97 implementation of community policing innovations.

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T I T L E A M E N D M E N T

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101

Remove lines 3-5 and insert:

102

amending s. 163.356, F.S.; requiring a county or

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municipality, by resolution, to petition the

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Legislature to create a new community redevelopment

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agency; establishing procedures for selecting the

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community redevelopment agency governing body;

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providing reporting requirements; deleting provisions

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requiring certain annual reports; amending s. 163.367,

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F.S.; requiring

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