

RESOLUTION #2015-R-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EDGEWATER, FLORIDA; APPOINTING THE CITY COUNCIL AS THE GOVERNING BODY OF THE CITY OF EDGEWATER COMMUNITY REDEVELOPMENT AGENCY; REPEALING RESOLUTIONS IN CONFLICT HERewith AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Community Redevelopment Act of 1969 as codified in Part III of Chapter 163, Florida Statutes, the Redevelopment Act (“Act”), empowers counties and municipalities to undertake community redevelopment in order to eliminate, remedy or prevent slums and blighted areas and to provide affordable housing.

WHEREAS, Volusia County, Florida (“County”) has adopted a home rule charter and it is necessary for the City Council of the City of Edgewater (“City”) to obtain a delegation of the powers conferred upon the County by the Redevelopment Act, so that the City may exercise the authority and powers conferred by such act within the community redevelopment area (“Redevelopment Area”) in the City.

WHEREAS, on May 5, 2014, the City adopted Resolution No. 2014-R-08 by which the City (1) ascertained, determined and declared certain Finding of Necessity as required by law; created the City of Edgewater Community Redevelopment Area (“Redevelopment Area”); and determined that the Redevelopment Area constituted a “blighted area” as defined in Section 163.340(8), Florida Statutes, (2) expressed the creation of the City of Edgewater Community Redevelopment Agency (“Agency”), pursuant to Section 163.356, Florida Statutes to promote and encourage rehabilitation, conservation and redevelopment within the Redevelopment Area, and (3) sought approval from the County that the Redevelopment Area meets the criteria described in Section 163.340(8) and 163.355, Florida Statutes and requested delegation of authority to create the Agency, adopt a Community Redevelopment Plan and establish a Redevelopment Trust Fund.

WHEREAS, on November 20, 2014, the County has found and determined that the establishment of the Redevelopment Area would serve a public purpose and would be consistent with the goals, objectives and policies of the Local Comprehensive Plan, and will otherwise be consistent with the controlling provisions of State law. Pursuant to Section 163.410, Florida Statutes, the County adopted Resolution No. 2014-159 which delegates to the City such authority, rights, and responsibilities conferred upon the County pursuant to Part III, Chapter 163, Florida Statutes in order that the City may create the Agency.

WHEREAS, on March 2, 2015, the City Council approved Resolution No. 2015-R-08 to create the Agency and that the City Council declares itself to be the Agency and to sit as the governing body of the Agency, pursuant to Section 163.356(2) and 163.357, Florida Statutes, and the powers specified in the Act and Volusia County Resolution No. 2010-20.

NOW, THEREFORE, be it resolved by the City Council of the City of Edgewater, Florida as follows:

Section 1. The City is delegated authority to create and establish the Agency and the City Council hereby declares itself to be the Agency and to sit as the governing body of the Agency, pursuant to Section 163.356 and 163.357, Florida Statutes.

Section 2. The Mayor and Vice Mayor of the City shall serve respectively as the Chair and Vice-Chair of the Agency. The City Attorney or any special counsel to the City shall also serve respectively as the general counsel or special counsel for the Agency.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

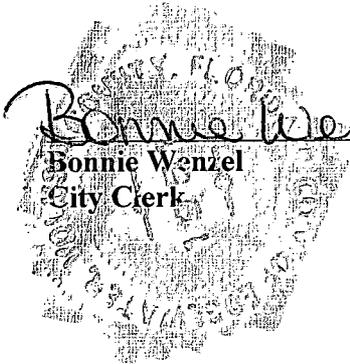
Section 4. This resolution shall take effect upon adoption.

After motion by Councilwoman Power and second by Councilwoman Bennington the vote on this resolution was as follows:

	<u>AYE</u>	<u>NAY</u>
Mayor Mike Ignasiak	<u>X</u>	_____
Councilwoman Christine Power	<u>X</u>	_____
Councilwoman Gigi Bennington	<u>X</u>	_____
Councilman Dan Blazi	<u>X</u>	_____
Councilman Gary Conroy	<u>X</u>	_____

PASSED, APPROVED AND ADOPTED this 2nd day of March, 2015.

ATTEST:


Bonnie Wenzel
Bonnie Wenzel
City Clerk

**CITY COUNCIL OF THE
CITY OF EDGEWATER, FLORIDA**

By: Mike Ignasiak
Mike Ignasiak
Mayor

Robin L. Matusick
Robin L. Matusick
Paralegal

For the use and reliance only by the City of Edgewater, Florida. Approved as to form and legality by: Aaron R. Wolfe, Esquire
City Attorney
Doran, Sims, Wolfe, Kundid,
Ciocchetti & Wagner

Approved by the City Council of the City of Edgewater at a meeting held on this 2nd day of March, 2015 under Agenda Item No. 8g.