

ORDINANCE 2009-17

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA AMENDING CHAPTER 2, ADMINISTRATION, LAKE WALES CODE OF ORDINANCES TO EXPAND THE COMMUNITY REDEVELOPMENT BOARD FROM FIVE MEMBERS TO SEVEN MEMBERS; ESTABLISHING ELIGIBILITY CRITERIA FOR SAID MEMBERS; PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED by the City Commission of the City of Lake Wales, Polk County, Florida:

SECTION 1. Chapter 2, ADMINISTRATION, Lake Wales Code of Ordinances, is amended to read as follows:

DIVISION 4. COMMUNITY REDEVELOPMENT AGENCY BOARD

Sec. 2-72. Governing body as the community redevelopment agency board of commissioners.

(a) The city commission shall serve as the CRA Board and shall exercise all rights, powers, duties, privileges, and immunities vested in a community redevelopment agency by Chapter 163, Part III, Florida Statutes, as it may be amended from time to time.

(b) In accordance with §163.357(1)(c), the city commission shall appoint two additional persons to act as members of the community redevelopment agency.

(1) The terms of office of the additional members shall be for four (4) years, except that the first person appointed shall initially serve a term of two (2) years.

(2) Any person may be appointed as commissioner if he or she 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 city and is otherwise eligible for appointment under section 2-26 of the Lake Wales Code of Ordinances.

(3) The city commission shall consider nominations for the two additional appointments from the Lake Wales Area Chamber of Commerce.

(bc) In its capacity as CRA Board, the commission constitutes the head of a legal entity that is separate, distinct and independent from the city commission as governing body of the city of Lake Wales.

(ed) The CRA Board shall annually designate a chairperson and vice-chairperson from among its members.

(de) The CRA Board shall meet as necessary to conduct the business and exercise the powers of the agency.

(ef) A majority of the members of the CRA Board shall constitute a quorum for the purpose of conducting business and exercising the powers of the agency and for all other purposes. Action may be taken by the CRA Board upon a vote of a majority of the members present.

SECTION 2. If any clause, section or provision of this ordinance shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said ordinance shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

SECTION 3. This ordinance shall take effect immediately upon its passage and approval.

CERTIFIED AS TO PASSAGE this 17th day of July, 2009,
2009.

Jack Van Sickle
Mayor/Commissioner

ATTEST:

Clara Van Blurgan
City Clerk