

2. Ordinance 2024-13 amending Palm Bay Code of Ordinances, Chapter 39, Community and Economic Development, by revising provisions contained therein, final reading.



LEGISLATIVE MEMORANDUM

TO: Honorable Mayor and Members of the City Council

FROM: Suzanne Sherman, City Manager

THRU: Ibis Berardi, Community & Economic Development Acting Director

DATE: April 4, 2024

RE: Ordinance 2024-13 amending Palm Bay Code of Ordinances, Chapter 39, Community and Economic Development, by revising provisions contained therein, final reading.

SUMMARY:

A public hearing is to be held on the above subject ordinance and the caption read for the second and final time at tonight's Council meeting.

Staff has prepared an amendment to Palm Bay Code of Ordinances, Chapter 39, Community and Economic Development. Specifically, staff is proposing to amend Chapter 39 as follows:

§ 39.03 DEPARTMENTAL DIVISIONS added reference to additional responsibilities of the Department and deleted references to the Bayfront Community Redevelopment Agency, which sunsets on May 4, 2024, and the Business Improvement District, which was dissolved by Ordinance 2021-80 on December 16, 2021.

REQUESTING DEPARTMENTS:

Community & Economic Development

FISCAL IMPACT:

There is no fiscal impact.

STAFF RECOMMENDATION:

Motion to approve an Ordinance 2024-13 amending Chapter 39, Palm Bay Code of Ordinances, related to Community and Economic Development.

ATTACHMENTS:

1. Ordinance 2024-13

ORDINANCE 2024-13

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE III, ADMINISTRATION, CHAPTER 39, COMMUNITY AND ECONOMIC DEVELOPMENT, BY REVISING PROVISIONS CONTAINED THEREIN; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title III, Administration, Chapter 39, Community and Economic Development, Section 39.03, Departmental Divisions, is hereby amended and shall henceforth read as follows:

“Section 39.03 DEPARTMENTAL DIVISIONS.

(A) Economic Development.

(1) Responsible for general business assistance, attracting, retaining, and providing favorable conditions for the growth of target industries and businesses that provide high quality employment opportunities for the citizens of Palm Bay and enhances the economic tax base of the City. ~~Staff members of the Division serve as liaisons to the Bayfront Community Redevelopment Agency and Business Improvement District.~~

>>(2) Responsible for administering economic development incentives and programs. This Division is responsible for the issuance of passports, Business Tax Receipts and conducts lien searches. The Division also tracks liens for tax deed certificates and processes tax deed sales.<<

* * *

~~(C) Bayfront Community Redevelopment District.~~

~~(1) Implements redevelopment activities and reports annually in accordance with the Redevelopment Plan as outlined in Chapter 163, Part III, of~~

~~the Florida Statutes. The Bayfront CRA Administrator/Department Director serves as a liaison to the Bayfront Community Redevelopment Agency Board.~~

~~(D) — Business Improvement District.~~

~~(1) — Provides for capital improvements, services, programs, opportunities, and initiatives that generate business development and redevelopment, and that foster job creation, business growth and expansion as authorized by Chapter 189, Part II, of the Florida Statutes, and in accordance with the Business Corridor Improvement Plan. The Department Director serves as a liaison to the Business Improvement District Board.”~~

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of ordinances and the sections may be renumbered to accomplish such intention.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2024-XX, held on _____, 2024; and read in
title only and duly enacted at Meeting 2024-XX, held on _____, 2024.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Strikethrough words shall be deleted; highlighted words that will be included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.