

**CITY OF ST. AUGUSTINE CITY COMMISSION
REGULAR MEETING AGENDA
MONDAY, FEBRUARY 24, 2020 - 5:00 PM
ALCAZAR ROOM**

1. CALL TO ORDER

- ◆ Roll Call
- ◆ Invocation and Pledge of Allegiance

2. ADMINISTRATIVE ITEMS

- ◆ Modification and Approval of REGULAR AGENDA

3. SPECIAL PRESENTATIONS, RECOGNITIONS AND PROCLAMATIONS

4. PUBLIC COMMENTS FOR GENERAL PUBLIC COMMENTS OR FOR AGENDA ITEMS NOT REQUIRING A SEPARATE PUBLIC HEARING

- ◆ 3 minutes per individual

5. CONSENT AGENDA

6. APPEALS

7. GENERAL PUBLIC PRESENTATIONS, ITEMS OF GREAT PUBLIC IMPORTANCE, AND OTHER ITEMS REQUIRING PUBLIC HEARINGS

(PRESENTATIONS (MAXIMUM OF 10 MINUTES PER PRESENTATION)). PRESENTATIONS FOR COMMISSION MEETINGS MUST BE PRESENTED TO THE CITY MANAGER FOR APPROVAL NO LATER THAN TEN (10) WORKING DAYS PRIOR TO THE NEXT CITY COMMISSION MEETING. A PRESENTATION SUPPORT SERVICES REQUEST (AVAILABLE ON THE CITY'S WEBSITE) MUST ACCOMPANY ALL PRESENTATIONS.

7.A. General Public Presentations

7.A.1. Presentation by the Florida Department of Environmental Protection regarding the grant awarded to the City for their Florida Resilient Coastlines Program. (*M. Cullum, Chief Resilience Officer*)

7.B. Items of Great Public Importance

7.C. Other Items Requiring Public Hearing

8. ORDINANCES AND RESOLUTIONS - PUBLIC HEARING REQUIRED

8.A. Ordinances - Second Reading

8.A.1. Ordinance 2020-07: Amends the Columbia Restaurant PUD to allow for Maximum Lot Coverage for installation of an Outdoor Walk-in-Cooler. (*D. Birchim, Director Planning and Building*)

8.A.2. Ordinance 2020-09: Charter update to Article IX, Sections 9.06, 9.08, 9.09 and 9.10 revising outdated language regarding the powers and duties of the Chief of Police and providing compliance with Florida law concerning the disposition of property. (*I. Lopez, City Attorney*)

8.A.3. Ordinance 2020-11: Charter update to Article XIII, Section 13.05 providing for compliance with Florida law regarding the dedication of public streets. (*I. Lopez, City Attorney*)

8.A.4. Ordinance 2020-12: Charter update to Article XIV, Section 14.13 removing reference to the St. Augustine Restoration and Historical Commission as it is no longer in existence, providing for the purchase of buildings through appropriations, and repealing redundant sections regarding budgetary appropriations. (*I. Lopez, City Attorney*)

8.A.5. Ordinance 2020-13: Charter update to Article XVI, Sections 16.01 through 16.18 removing sections regarding slum clearance and urban renewal as redundant to existing Florida law. (*I. Lopez, City Attorney*)

8.A.6. Ordinance 2020-14: Charter update to Article XX, Section 20.01 removing the ratification requirement for powers and authority regarding pensions. (*I. Lopez, City Attorney*)

8.B. Ordinances - First Reading (only if required by law)

8.C. Resolutions - Public Hearing (only if required by law)

9. ORDINANCES AND RESOLUTIONS – NO PUBLIC HEARING REQUIRED

9.A. Ordinances - First Reading

9.A.1. Ordinance 2020-01: Modification of Fence and Wall Regulations within Municipal Code. (*D. Birchim, Director Planning and Building*)

- 9.A.2. Ordinance 2020-10:** Charter update to Article X.5, Section 10.05.08 removing the Mayor's control of the police department during an emergency. *(I. Lopez, City Attorney)*
- 9.A.3. Ordinance 2020-15:** Amending Sections 28-126 and 28-127 of the Code of the City of St. Augustine to modify the number of members and to revise the minimum qualification criteria for members of the Corridor Review Committee. *(I. Lopez, City Attorney)*
- 9.A.4. Ordinance 2020-16:** Renames San Juan Street extension in Anastasia State Park to Nona and Popa Road honoring all grandmothers and grandfathers who take their grandchildren to celebrate Florida's state parks. *(R. Franklin, Director Public Works)*

9.B. Resolutions

10. STAFF REPORTS AND PRESENTATIONS

11. ITEMS BY CITY ATTORNEY

- 11.A.** Legislative bill tracking. No Presentation

12. ITEMS BY CITY CLERK

- 12.A.** Discussion for City's liaison to the Continuum of Care. *(D. Galambos, City Clerk)*

13. ITEMS BY CITY MANAGER

14. ITEMS BY MAYOR AND COMMISSIONERS

- 14.A.** Update on Aviles, Spain trip. *(T. Upchurch, Mayor)*

15. ADJOURN

NOTICES: In accordance with Florida Statute 286.0105: "if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based." ***In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the individual or agency sending notice not later than seven days prior to the proceeding at the address given on the notice. Telephone 904-825-1007; 1-800-955-8771 (TDB) or 1-800-955-8770 (V) via Florida Relay Services. ***The City of St. Augustine encourages anyone wishing to present the invocation at city commission meetings to contact the City Clerk's office, to be placed on the rotation list, and encourages people of all religious affiliations or of no religious affiliation to present a non-denominational invocation to inspire us in the work of the City Commission. The materials prepared and presented are part of the City's ongoing Florida Public Records and Government in the Sunshine compliance, and are not intended to be relied upon or to reach investors or the trading markets.

CONSENT AGENDA - FEBRUARY 24, 2020

- CA.1.** Preview of upcoming Commission meetings.

CA.2. THE FOLLOWING ORDINANCES ARE TENTATIVELY SCHEDULED FOR SECOND READING ON MARCH 9, 2020:

- Ordinance 2020-01
- Ordinance 2020-10
- Ordinance 2020-15
- Ordinance 2020-16

CA.3. Reminder of Upcoming Meetings :

- March 9, 2020, 5pm, Regular Commission Meeting
- March 12, 2020, 2-4 pm, Workshop regarding mobility
- March 17, 2020, Presidential Preference Primary Election (City Referenda)
- March 23, 2020, 5pm, Regular Commission Meeting

CA.4. APPROVAL OF MINUTES FROM PRIOR COMMISSION MEETINGS:

- January 27, 2020, City Commission Shade Meeting
- January 27, 2020, Regular City Commission Meeting
- February 10, 2020, Regular City Commission Meeting

CA.5. RELEASES OF LIEN FOR UNIT CONNECTION FEE MORTGAGE(S):

- James Crooms Family Trust - 954 Josiah Street

CA.6. PROPOSED PROCLAMATIONS, CERTIFICATES OF APPRECIATION/RECOGNITION. (COMMISSION APPROVAL REQUIRED). (TO BE READ AT A SUBSEQUENT MEETING). NONE.

CA.7. NOTIFICATION OF PROCLAMATIONS/CERTIFICATES OF RECOGNITION ISSUED: NONE.

CA.8. Financial report through January 31, 2020. (*M. Litzinger, Director, Finance*)

CA.9. Proof of notice for the City of St. Augustine Charter Amendments in Special Election to be held in conjunction with the Presidential Preference Primary Election. (*I. Lopez, City Attorney*)

CA.10. Invoice in the amount of \$3,668.00 dated January 31, 2020 from Cavendish Partners, P.A. for legal services regarding the Seavin v. City of St. Augustine matter. (*I. Lopez, City Attorney*)

Invoice in the amount of \$2,536.52 dated January 31, 2020 from Cavendish Partners, P.A. for legal services regarding the Marlow v. City of St. Augustine matter. (*I. Lopez, City Attorney*)

Invoice in the amount of \$243.00 dated February 4, 2020 from St. Augustine Court Reporters for transcription services regarding the Marlowe v. City of St. Augustine matter. *(I. Lopez, City Attorney)*

End of Consent Agenda

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John Regan, P.E., City Manager

DATE: February 10, 2020

RE: Commission Agenda Item for February 24, 2020 City Commission Meeting
Presentation by the Florida Department of Environmental Protection's (FDEP)
Florida Resilient Coastlines Program
Stormwater Outfall Resiliency Retrofit – Agreement No. R1928

The City has been awarded the referenced grant agreement with the Florida Department of Environmental Protection's (FDEP) Florida Resilient Coastlines Program (FRCP). FDEP is conducting site visits for recipients of the grant program and would like to give a brief presentation regarding its program. As such, please place this on the Commission Agenda under Item 7 – General Public Presentations.

Sincerely,



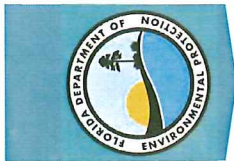
Michael G. Cullum, P.E.
Chief Resilience Officer



Working Together to Create More Resilient Florida Communities

Whitney Gray, Administrator
FRCP, Tallahassee

(850) 245-2098 Whitney.Gray@FloridaDEP.gov



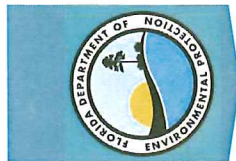
Building on a Strong Foundation

Community Resiliency Initiative

Starting in 2011 – in partnership with NOAA Coastal Zone Management Act – the Florida Department of Environmental Protection funded the Department of Economic Opportunity to provide technical assistance to coastal communities for innovative planning and development strategies:

- Funding opportunities
- Statewide focus group
- Developing and piloting Adaptation Action Areas
- Vulnerability Assessments and Adaptation Plans for three pilot areas
- Developing technical assistance documents

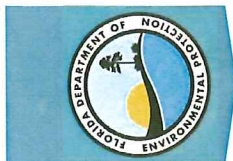




Florida Resilient Coastlines Program

Vision and Mission

Synergizing community resilience planning, natural resource protection tools and funding to prepare Florida's coastal communities for the effects of climate change, especially coastal flooding, erosion and ecosystem changes from sea level rise.

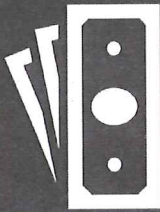


Florida Resilient Coastlines Program



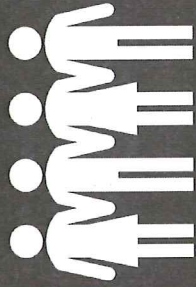
RESOURCES

Florida Adaptation Planning
Guidebook & Technical
Assistance



FUNDING

Resilience Planning &
Implementation Grants



COORDINATION

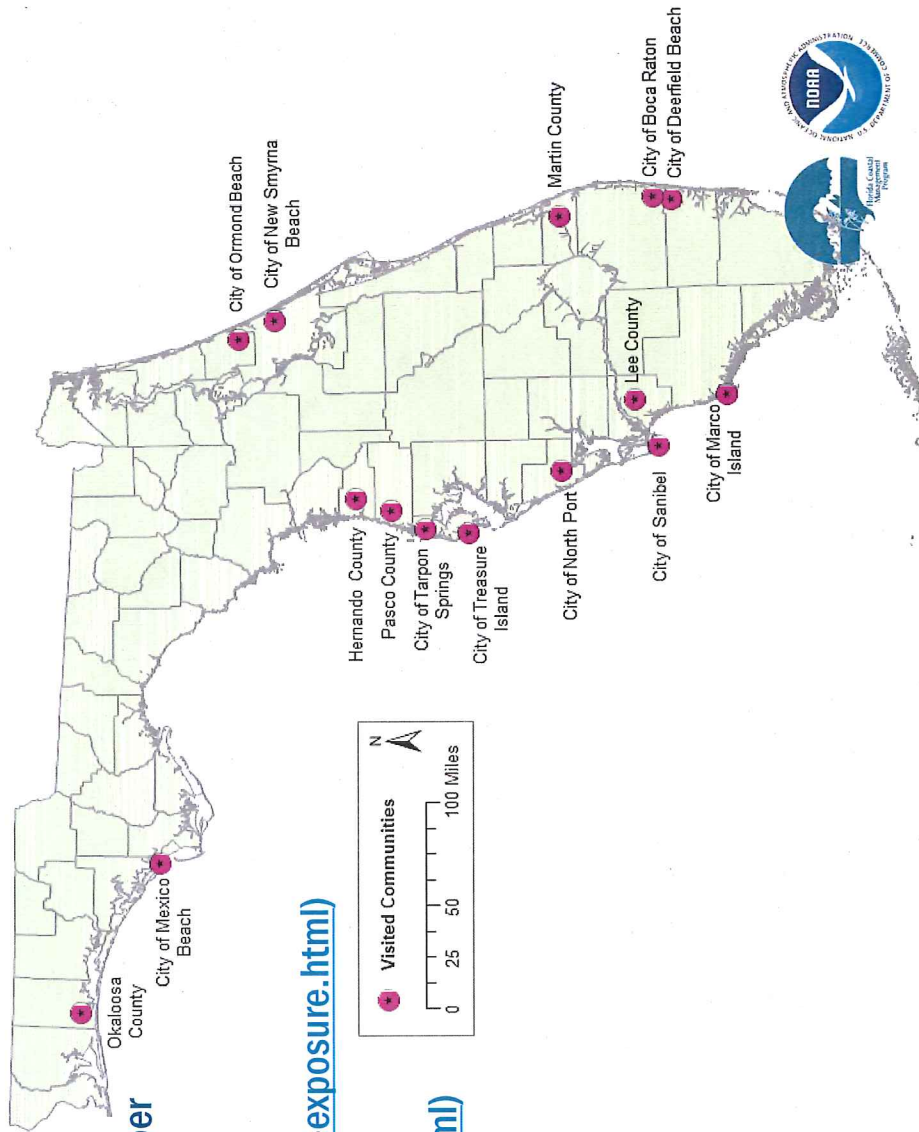
Quarterly Coastal
Resilience Forum





Technical Assistance

Outreach to Local Governments



- The Nature Conservancy's Coastal Resilience Mapper
(<http://maps.coastalresilience.org/network/>)
- NOAA's Coastal Flood Exposure Mapper
(<https://coast.noaa.gov/digitalcoast/tools/flood-exposure.html>)
- NOAA's Sea Level Rise Viewer
(<https://coast.noaa.gov/digitalcoast/tools/slr.html>)
- UF GeoPlan/FDOT Sea Level Sketch Planning Tool
(<http://sls.geoplan.ufl.edu/#intro>)
- GulfTREE
(<http://www.gulftree.org/>)
- Joseph.Bauer@FloridaDEP.gov



Funding

- **306/306A**
 - Coastal Partnership Initiative
 - State Agency Grants
- **309**
 - Adaptation Action Initiative
- **State Funds**
 - Resilience Planning Grants
 - Adaptation Implementation





Coordination



Coastal Resilience Forum

floridadep.gov.rcp/florida-resilient-coastlines-program/content/get-involved

ACOE
 AECOM
 American Planning Association
 Apalachee RPC
 Apalachicola Riverkeeper
 ARPC
 Audubon Florida
 BRACE
 Brevard County
 Brizaga/Sea Level Rise Ready
 Broward County
 Broward MPO
 Calusa Waterkeeper
 CFRPC
 City of Cape Coral
 City of Clearwater
 City of Crystal River
 City of Fernandina Beach
 City of Ft. Lauderdale
 City of Hallendale Beach
 City of Jacksonville
 City of Jacksonville Beach
 City of Miami
 City of Miami Beach
 City of Naples
 City of Punta Gorda
 City of Satellite Beach
 City of St. Augustine
 City of West Palm Beach
 Coastal Waterways
 Collier County
 Collier County Waterkeeper
 Conservancy of SW Florida
 Deady Law
 DEM
 DEO
 DEP
 Dewberry
 DOS
 East Central Florida Regional

Planning Council
 Emerald Coastkeeper
 FAU
 FDOT
 FEMA
 FGCU
 FIU
 FINU
 FDACS
 Fla Sea Grant
 Flagler County
 Florida League of Cities
 Florida Chamber of Commerce
 Florida Climate Institute
 Florida Earth Institute
 FRCA
 FSU
 FSU Center for Ocean-Atmospheric
 Prediction Studies
 FSU Law
 FWC
 GCFI
 Gulf Archaeology Research Institute
 Hillsborough County
 Institute for Sustainable
 Communities
 IRLNEP
 Kennedy Space Center
 Lake Worth Waterkeeper
 Martin County
 Matanzas Riverkeeper
 Miami Waterkeeper
 Miami-Dade County
 Monroe County
 Nassau County
 NC Division of Coastal Management
 NCFRPC
 NEFRPC
 NOAA
 NOAA/ANERR
 NOAA/GTM
 NOAA/BNERR
 North Florida Land Trust
 NWFWMID
 Palm Beach County
 Pasco County
 Pinellas County
 RBNERR
 RWParkinson Inc
 Sanibel-Captiva Conservation
 Foundation
 Sarasota Estuary Program
 Sea Turtle Conservancy
 SEERCC
 SFRPC
 Southwest Florida Community
 Foundation
 St. John's Riverkeeper
 Stearns Weaver
 Stetson University
 Suncoast Waterkeeper
 SWFRPC
 Tampa Bay Waterkeeper
 Taylor Engineering, Inc.
 TBEP
 TBRPC
 TCRPC
 The Nature Conservancy
 TNC
 Tortoise Island
 UF
 UF (Geology)
 UF (planner)
 UF Geoplan
 UF/IFAS Extension-Florida Sea Grant
 USACE
 USF
 WFRPC
 Youth Environmental Alliance

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John Regan, P.E.
City Manager

DATE: February 24, 2020

RE: Ordinance 2020-07 – Amending the Columbia Restaurant Planned Unit Development to allow for a Maximum of 27% Lot Coverage to Install an Outdoor Walk-in Cooler – Second Reading

On December 3, 2019, the Planning and Zoning Board recommended approval for an amendment to the Columbia Restaurant Planned Unit Development. This amendment increases the maximum lot coverage for all structures from 25% to 27%. The property owners applied for this PUD amendment in order to install a covered, outdoor walk-in cooler in the rear of the building, adjacent to the parking lot. The proposed 312 square foot walk-in cooler will increase the current lot coverage from 25% to 25.6%, leaving an additional 738 square feet for future building expansion. This PUD requires approval from the Historic Architectural Review Board for all exterior changes to the site and buildings.

On December 19, 2019, the Historic Architectural Review Board approved a Certificate of Appropriateness for the design of the outdoor walk-in cooler at 98 St. George Street.

On January 27, 2020, the City Commission passed Ordinance 2020-07 at first reading.

Please place Ordinance 2020-07 on the February 24, 2020 City Commission agenda of second reading and a public hearing.

If you have any questions, please let me know.



David Birchm, AICP
Director, Planning and Building

ORDINANCE NO. 2020-07

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, MODIFYING ORDINANCE 2011-03, THE COLUMBIA RESTAURANT OF ST. AUGUSTINE PLANNED UNIT DEVELOPMENT, PURSUANT TO SECTION 28-289 OF THE CODE OF THE CITY OF ST. AUGUSTINE; PROVIDING FOR TERMS AND CONDITIONS OF THE PUD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, s. 163.3194, Florida Statutes, requires that after a comprehensive plan, or element or portion thereof, has been adopted in conformity with this act, all development undertaken by, and all actions taken in regard to development orders by, governmental agencies in regard to land covered by such plan or element shall be consistent with such plan or element as adopted; and

WHEREAS, the City of St. Augustine Comprehensive Plan provides for an Historic Preservation land use designation for the subject property, and associated use and criteria for development within said designation; and

WHEREAS, Sec. 28-289 of the Code of the City of St. Augustine provides procedures for the establishment of a Planned Unit Development (PUD); and

WHEREAS, the Columbia Restaurant of St. Augustine PUD was established by Ordinance 2011-03, became effective on April 21, 2011; and

WHEREAS, the Columbia Restaurant of St. Augustine PUD contained a plan for a restaurant expansion; and

WHEREAS, the Columbia Restaurant of St. Augustine PUD, applied for a modification to PUD Ordinance 2011-03 to build a covered structure over an exterior walk-in cooler and to increase the maximum lot coverage from 25% to 27%; and

WHEREAS, on December 3, 2019 the City of St. Augustine Planning and Zoning Board reviewed a request to modify the Columbia Restaurant of St. Augustine PUD and made recommendations to the City Commission for approval of the PUD modification with the following conditions:

- (1) To increase the maximum lot coverage to twenty-seven percent (27%)

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Modification of Ordinance 2011-03, the Columbia Restaurant of St. Augustine Planned Unit Development. The Columbia Restaurant of St. Augustine Planned Unit Development is hereby modified for property described in the General Warranty Deeds and attachments in Exhibit "A", attached hereto and incorporated herein by reference.

Section 2. Terms and Conditions of the Planned Unit Development. The terms and conditions of the Columbia Restaurant of St. Augustine Planned Unit Development

are as presented in the Development Plan Narrative dated January 3, 2020 attached hereto and containing complete description of the Planned Unit Development and its consistency with the Comprehensive Plan and containing the following amended condition:

- (1) Maximum lot coverage: All Structures: Maximum of twenty-seven percent (27%) of a total lot size of 52,495 sq. ft.

Section 3. Severability. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 4. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to s. 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this _____ day of _____, 2020.

ATTEST:

Tracy Upchurch, Mayor-Commissioner

Darlene Galambos, City Clerk

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

DATE: February 11, 2020

RE: **ORDINANCE 2020-09: POLICE DEPARTMENT**

Please find attached Ordinance 2020-09. Consistent with the City Commission's direction to our office regarding the amendments to the City Charter, we are presenting an ordinance to revise outdated language regarding the powers and duties of the Chief of Police and to provide compliance with Florida law concerning the disposition of property.

Please place Ordinance 2020-09 on the regular City Commission agenda for second reading on February 24, 2020.

Thank you.



Isabelle C. Lopez
City Attorney

Attachment

xc: Meredith Breidenstein, Assistant City Manager
Darlene Galambos, City Clerk

Agenda Title:

Charter update to Article IX, Sections 9.06, 9.08, 9.09 and 9.10 revising outdated language regarding the powers and duties of the Chief of Police and providing compliance with Florida law concerning the disposition of property.

ORDINANCE NO. 2020-09

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING ARTICLE IX OF THE CHARTER OF THE CITY OF ST. AUGUSTINE AMENDING SECTION 9.06 TO AMEND LANGUAGE REGARDING POWERS OF THE CHIEF OF POLICE; AMENDING SECTIONS 9.08, 9.09, AND 9.10 PROVIDING FOR COMPLIANCE WITH FLORIDA LAW FOR THE DISPOSITION OF PROPERTY; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

WHEREAS, the City's Charter has not been thoroughly revised since 1925, and the City Commission determined at its April 3, 2019 public workshop that a revision of its Charter was overdue; and

WHEREAS, public comment was taken, and after presentation by staff and Commission deliberation, the City Commission directed the City Attorney to draft a revision of the Charter to amend sections identified as not consistent with state law or current city policy; and

WHEREAS, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Amendment to Part 1, Article IX, Section 9.06. Part I, Article IX, Section 9.06 is hereby amended, as follows:

Sec. 9.06. - Powers and duties generally of chief.

The chief of police shall attend all meetings of the city commission and aid in the enforcement of order under the direction of the presiding officer. The chief of police shall execute the commands of the city commission and all processes issued by authority thereof which shall be issued by the mayor; shall perform such other appropriate duties as may be imposed by law, the ordinances of the city, and by direction of the city manager, consistent with this Act. The chief of police shall have the right to suspend any officer or employee of the police force because of incompetency, neglect of duty, immorality, being under the influence of alcohol or drugs while on duty~~drunkenness~~, failure to obey orders given by proper authority or for any other just and reasonable cause and shall immediately report the fact of such suspension to the city manager for final action.

Section 2. Amendment to Part 1, Article IX, Sections 9.08 through 9.10. Part I, Article IX, Sections 9.08 through 9.10 are hereby amended, as follows:

Sec. 9.08. - Same—To be retained for six months.

No property as set forth in the preceding section shall be sold until after the expiration of ~~six months~~the minimum statutory period from the time that such lost, abandoned or unclaimed property shall come into the possession of the Police Department of the City of St. Augustine, Florida. The department shall comply with the notice provisions of Florida law for the intended disposition of the property.

Sec. 9.09. - Same—Notice of sale.

~~Public notice~~Notice of the time and place of such sale with a description of the property shall be ~~published in a newspaper of general circulation published in the City of St. Augustine, Florida, ten (10) days prior to the date of such sale, one insertion of such notice of sale being sufficient consistent with Florida law.~~

Sec. 9.10. - Same—Disposition of funds from sale.

All funds derived from the sale of such lost, abandoned or unclaimed property shall be paid to the City of St. Augustine. ~~St. Augustine Police Benevolent Association, Inc., a corporation not for profit, and be disbursed for the uses and purposes provided by such corporation.~~

Section 3. Inclusion in Charter. The City Commission intends that the provisions of this ordinance shall become and shall be made part of the Charter of the City of St. Augustine, that repealed language shall be removed and that the sections of this ordinance may be re-numbered or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

Section 4. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 6. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this _____ day of _____, 2020.

ATTEST:

Darlene Galambos, City Clerk
(SEAL)

Tracy W. Upchurch, Mayor-Commissioner

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

DATE: February 11, 2020

RE: **ORDINANCE 2020-11: PUBLIC STREETS**

Please find attached Ordinance 2020-11. Consistent with the City Commission's direction to our office regarding the amendments to the City Charter, we are presenting an ordinance to provide for compliance with Florida law regarding the dedication of public streets.

Please place Ordinance 2020-11 on the regular City Commission agenda for second reading on February 24, 2020.

Thank you.



Isabelle C. Lopez
City Attorney

Attachment

xc: Meredith Breidenstein, Assistant City Manager
Darlene Galambos, City Clerk

Agenda Title:

Charter update to Article XIII, Section 13.05 providing for compliance with Florida law regarding the dedication of public streets.

ORDINANCE NO. 2020-11

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING ARTICLE XIII OF THE CHARTER OF THE CITY OF ST. AUGUSTINE AMENDING SECTION 13.05 TO PROVIDE FOR COMPLIANCE WITH FLORIDA LAW REGARDING THE DEDICATION OF PUBLIC STREETS; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

WHEREAS, the City's Charter has not been thoroughly revised since 1925, and the City Commission determined at its April 3, 2019 public workshop that a revision of its Charter was overdue; and

WHEREAS, public comment was taken, and after presentation by staff and Commission deliberation, the City Commission directed the City Attorney to draft a revision of the Charter to amend sections identified as not consistent with state law or current city policy; and

WHEREAS, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Amendment to Part 1, Article XIII, Section 13.05. Part I, Article XIII, Section 13.05 is hereby amended, as follows:

Sec. 13.05. - Public streets must be dedicated as such.

No street or alley hereafter dedicated to public use by the owner of any land within the city shall be deemed a public street or alley, or under the care or control of the city, unless the dedication be accepted and confirmed by ordinance passed for such purpose, or unless the provisions of Florida law ~~this Charter~~ relating to platting subdivisions shall have been complied with.

Section 2. Inclusion in Charter. The City Commission intends that the provisions of this ordinance shall become and shall be made part of the Charter of the City of St. Augustine, that repealed language shall be removed and that the sections of this ordinance may be re-numbered or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

Section 3. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 5. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this _____ day of _____, 2020.

ATTEST:

Tracy W. Upchurch, Mayor-Commissioner

Darlene Galambos, City Clerk
(SEAL)

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

DATE: February 11, 2020

RE: **ORDINANCE 2020-12: ST. AUGUSTINE RESTORATION AND HISTORICAL COMMISSION**

Please find attached Ordinance 2020-12. Consistent with the City Commission's direction to our office regarding the amendments to the City Charter, we are presenting an ordinance to remove reference to the St. Augustine Restoration and Historical Commission as it is no longer in existence, to provide for the purchase of buildings through appropriations, and to repeal redundant sections regarding budgetary appropriations.

Please place Ordinance 2020-12 on the regular City Commission agenda for second reading on February 24, 2020.

Thank you.



Isabelle C. Lopez
City Attorney

Attachment

xc: Meredith Breidenstein, Assistant City Manager
Darlene Galambos, City Clerk

Agenda Title:

Charter update to Article XIV, Section 14.13 removing reference to the St. Augustine Restoration and Historical Commission as it is no longer in existence, providing for the purchase of buildings through appropriations, and repealing redundant sections regarding budgetary appropriations.

ORDINANCE NO. 2020-12

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING ARTICLE XIV OF THE CHARTER OF THE CITY OF ST. AUGUSTINE REPEALING SECTION 14.13 TO REMOVE THE ST. AUGUSTINE RESTORATION AND HISTORICAL COMMISSION NO LONGER IN EXISTENCE; AMENDING SECTION 14.19 TO PROVIDE FOR APPROVAL OF EXPENDITURES FOR THE PURCHASE OF BUILDINGS THROUGH APPROPRIATIONS; REPEALING SECTIONS 14.20 AND 14.21 AS REDUNDANT TO BUDGETARY APPROPRIATIONS; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

WHEREAS, the City's Charter has not been thoroughly revised since 1925, and the City Commission determined at its April 3, 2019 public workshop that a revision of its Charter was overdue; and

WHEREAS, public comment was taken, and after presentation by staff and Commission deliberation, the City Commission directed the City Attorney to draft a revision of the Charter to amend sections identified as not consistent with state law or current city policy; and

WHEREAS, the St. Augustine Historical Restoration and Preservation Commission was created in 1959 by an Act of the legislature and abolished by the State of Florida in June 1997; and

WHEREAS, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Repeal of Part I, Article XIV, Division 1, Section 14.13. Part I, Article XIV, Division 1, Section 14.13 is hereby repealed in its entirety, as follows:

~~**Sec. 14.13. - St. Augustine Restoration and Historical Commission; annual appropriation.**~~

~~That the Board of County Commissioners of St. Johns County, Florida, and the City Commission of the City of St. Augustine, Florida, are each hereby authorized to appropriate, in their discretion, from such funds as may be available, not exceeding~~

~~\$25,000.00 yearly, to be used by the St. Augustine Historical, Restoration and Preservation Commission, a body corporate, under the provisions of F.S. ch. 266.~~

Section 2. Amendment to Part I, Article XIV, Division 2, Section 14.19. Part I, Article XIV, Division 2, Section 14.19 is hereby amended, as follows:

Sec. 14.19. - ~~Short term contracts~~ Contracts for purchase of buildings—
Authorized by ~~resolution; budget~~ City Commission.

The city commission of the city of St. Augustine, Florida, shall have authority and is hereby empowered to enter into contracts and agreements for the purchase, acquisition and construction of municipal and other public buildings or structures necessary or appropriate for the use of the city, ~~to be paid for in annual or semi-annual installments within five (5) years from the date of the making of a contract to purchase, acquire or construct the same,~~ provided, that such contracts, ~~and agreements,~~ or budgetary appropriations to purchase, acquire or construct, shall be ~~specifically~~ authorized by the city commission ~~by a resolution duly adopted, determining the need therefor and setting forth the terms, conditions and provisions to be embraced in the contract, and the further source or sources from which it is anticipated the money shall become available to meet the installment payments to be made which shall thereafter be provided for in the making up of the future budgets of the city.~~

Section 3. Repeal of Part 1, Article XIV, Division 2, Sections 14.20 and 14.21. Part 1, Article XIV, Division 2, Sections 14.20 and 14.21 are hereby repealed in their entirety as follows:

Sec. 14.20. - ~~Same—Limitation of millage levied and size of expenditure.~~

~~The city commission of the city of St. Augustine, Florida, shall not levy more than one (1) mill in any fiscal year for the purposes of this act and the outstanding indebtedness of the city for such purposes shall not exceed one hundred thousand (\$100,000.00) dollars at any time.~~

Sec. 14.21. - ~~Same—Limited to one outstanding contract.~~

~~Each municipal and other public buildings or structures purchased, acquired and constructed under the provisions of this act shall be paid for in full prior to the execution of any other contract or agreement for the purchase, acquisition and construction of any other municipal and other public buildings or structures.~~

Section 4. Inclusion in Charter. The City Commission intends that the provisions of this ordinance shall become and shall be made part of the Charter of the City of St. Augustine, that repealed language shall be removed and that the sections of this ordinance may be re-numbered or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

Section 5. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 6. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of

competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 7. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this _____ day of _____, 2020.

ATTEST:

Tracy W. Upchurch, Mayor-Commissioner

Darlene Galambos, City Clerk
(SEAL)

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

DATE: February 11, 2020

RE: **ORDINANCE 2020-13: SLUM CLEARANCE AND URBAN RENEWAL**

Please find attached Ordinance 2020-13. Consistent with the City Commission's direction to our office regarding the amendments to the City Charter, we are presenting an ordinance to remove sections regarding slum clearance and urban renewal as redundant to existing Florida law.

Please place Ordinance 2020-13 on the regular City Commission agenda for second reading on February 24, 2020.

Thank you.



Isabelle C. Lopez
City Attorney

Attachment

xc: Meredith Breidenstein, Assistant City Manager
Darlene Galambos, City Clerk

Agenda Title:

Charter update to Article XVI, Sections 16.01 through 16.18 removing sections regarding slum clearance and urban renewal as redundant to existing Florida law.

ORDINANCE NO. 2020-13

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING ARTICLE XVI OF THE CHARTER OF THE CITY OF ST. AUGUSTINE REPEALING SECTIONS 16.01 THROUGH 16.18 REGARDING SLUM CLEARANCE AND URBAN RENEWAL; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

WHEREAS, the City's Charter has not been thoroughly revised since 1925, and the City Commission determined at its April 3, 2019 public workshop that a revision of its Charter was overdue; and

WHEREAS, public comment was taken, and after presentation by staff and Commission deliberation, the City Commission directed the City Attorney to draft a revision of the Charter to amend sections identified as not consistent with state law or current city policy; and

WHEREAS, the Community Redevelopment Act of 1969 was enacted by the Legislature of the State of Florida during their regular session, rendering Article XVI of the City Charter redundant; and

WHEREAS, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Repeal of Part I, Article XVI, Sections 16.01 through 16.18. Part I, Article XVI, Section 16.01 through 16.18 are hereby repealed in their entirety, as follows:

~~Sec. 16.01. -- Findings and declarations of necessity.~~

~~It is hereby found and declared that there exists in the City of St. Augustine slum and blighted areas (as herein defined) which constitute a serious and growing menace, injurious to the public health, safety, morals and welfare of the residents of said municipality; that the existence of such areas contribute substantially and increasingly to the spread of disease and crime, constitutes an economic and social liability, imposing onerous municipal burdens which decrease the tax base and reduce tax revenues, substantially impairs or arrests the sound growth of said municipality, retards the provisions of housing accommodations, aggravates traffic problems and substantially impairs or arrests the elimination of traffic hazards and the improvement of traffic facilities;~~

~~and that the prevention and elimination of slums and blight is a matter of public policy and concern in order that the said municipality shall not continue to be endangered by areas which are focal centers of disease, promote juvenile delinquency, and consume an excessive proportion of its revenues because of the extra services required for police, fire, accident, hospitalization and other forms of public protection, services and facilities.~~

~~It is further found and declared that certain slum or blighted areas, or portions thereof, may require acquisition, clearance, and disposition subject to use restrictions, as provided in this Act, since the prevailing condition of decay may make impracticable the reclamation of the area by conservation or rehabilitation; that other areas or portions thereof may, through the means provided in this Act, be susceptible of conservation or rehabilitation in such a manner that the conditions and evils hereinbefore enumerated may be eliminated, remedied or prevented; and that the salvageable slum and blighted areas can be conserved and rehabilitated through appropriate public action as herein authorized, and the cooperation and voluntary action of the owners and tenants of property in such areas.~~

~~It is further found and declared that the powers conferred by this Act are for public uses and purposes for which public money may be expended and the power of eminent domain and police power exercised; and that the necessity in the public interest for the provisions herein enacted is hereby declared as a matter of legislative determination.~~

~~Sec. 16.02. -- Encouragement of private enterprises.~~

~~The City of St. Augustine, to the greatest extent it determines to be feasible in carrying out the provisions of this Act, shall afford maximum opportunity, consistent with the sound needs of said municipality as a whole, to the rehabilitation or redevelopment of the urban renewal area by private enterprise. The City shall give consideration to this objective in exercising its powers under this Act, including the formation of a workable program, the approval of urban renewal plans (consistent with the general plan of the municipality), the exercise of its zoning powers, the enforcement of other laws, codes and regulations relating to the use of land and the use and occupancy of buildings and improvements, the disposition of any property acquired, and the provision of necessary public improvements.~~

~~Sec. 16.03. -- Workable program.~~

~~The City of St. Augustine for the purposes of this Act may formulate for the municipality a workable program for utilizing appropriate private and public resources to eliminate and prevent the development or spread of slums and urban blight, to encourage needed urban rehabilitation, to provide for the redevelopment of slum and blighted areas, or to undertake such of the aforesaid activities or other feasible municipal activities as may be suitably employed to achieve the objectives of such workable program. Such workable program may include, without limitation, provision for: the prevention of the spread of blight, into areas of the municipality, which are free from blight through diligent enforcement of housing, zoning and occupancy controls and standards; the rehabilitation or conservation of slum and blighted areas or portions thereof by replanning, removing congestion, providing parks, playgrounds and other public improvements, by encouraging voluntary rehabilitation and by compelling the repair and rehabilitation of deteriorated or deteriorating structures; and the clearance and redevelopment of slum and blighted areas or portions thereof.~~

~~Sec. 16.04. -- Finding of necessity by the city commission.~~

~~The City of St. Augustine shall not exercise the authority hereafter conferred by this Act until after the City Commission shall have adopted a resolution finding that: (1) one or more slum or blighted areas in such municipality; and (2) the rehabilitation, conservation, redevelopment, or a combination thereof, of such area or areas is necessary in the interest of the public health, safety, morals or welfare of the residents of such municipality.~~

~~Sec. 16.05. -- Preparation and approval of urban renewal projects and urban renewal plan.~~

- ~~(a) The City of St. Augustine shall not approve an urban renewal project for an urban renewal area unless the City Commission has, by resolution, determined such area to be a slum area or a blighted area or a combination thereof and designated such area as appropriate for an urban renewal project. Said City Commission shall not approve an urban renewal plan until a general plan for the municipality has been prepared. For this purpose and other municipal purposes, authority is hereby vested in said municipality to prepare, to adopt and to revise from time to time, a general plan for the physical development of the municipality as a whole (giving due regard to the environs and metropolitan surroundings), to establish and maintain a planning commission for such purpose and related municipal planning activities, and to make available and to appropriate necessary funds therefor. Said municipality shall not acquire real property for an urban renewal project unless the City Commission has approved the urban renewal project in accordance with subsection (d) hereof and the project has been approved by a referendum as provided in subsection (f) hereof.~~
- ~~(b) The municipality may itself prepare or cause to be prepared an urban renewal plan, or any person or agency, public or private, may submit such a plan to said municipality. Prior to its approval of an urban renewal project, the City Commission shall submit such plan to the planning commission of the municipality, if any, for review and recommendations as to its conformity with the general plan for the development of the municipality as a whole. The planning commission shall submit its written recommendations with respect to the proposed urban renewal plan to said City Commission within thirty (30) days after receipt of the plan for review. Upon receipt of the recommendations of the planning commission or, if no recommendations are received within said thirty (30) days, then without such recommendations, said City Commission may proceed with the hearing on the proposed urban renewal project prescribed by subsection (c) hereof.~~
- ~~(c) The City Commission shall hold a public hearing on an urban renewal project, after public notice thereof by publication in a newspaper having a general circulation in the area of operation of the municipality. The notice shall describe the time, date, place and purpose of the hearing, shall generally identify the urban renewal area covered by the plan, and shall outline the general scope of the urban renewal project under consideration.~~
- ~~(d) Following such hearing, the City Commission may approve an urban renewal project if it finds that (1) a feasible method exists for the location of families who will be displaced from the urban renewal area in decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families; (2) the urban renewal plan conforms to the general plan of the municipality as a whole; and (3) the urban renewal plan will afford maximum opportunity, consistent with the sound needs of the municipality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; provided, that if the urban renewal area consists of an area of open land to be acquired by the municipality, such area shall not be so acquired unless (1) if it is to be developed for residential uses, said City Commission shall determine that a shortage of housing of sound standards and design which is decent, safe and sanitary exists in the municipality; that the need for housing accommodations has been or will be increased as a result of the clearance of slums in other areas (including other portions of the urban renewal area); that the conditions of blight in the area and the shortage of decent, safe and sanitary housing cause or contribute to an increase in and spread of disease and crime and constitute a menace to the public health, safety, morals, or welfare; and the acquisition of the area for residential uses is an integral part of and essential to the program of the~~

municipality, or (2) if it is to be developed for nonresidential uses, the local governing body shall determine that such nonresidential uses are necessary and appropriate to facilitate the proper growth and development of the community in accordance with sound planning standards and local community objectives, which acquisition may require the exercise of governmental action, as provided in this Act, because of defective or unusual conditions of title, diversity of ownership, tax delinquency, improper subdivisions, outmoded street patterns, deterioration of site, economic disuse, unsuitable topography or faulty lot layouts, the need for the correlation of the area with other areas of the municipality by streets and modern traffic requirements or any combination of such factors or other conditions which retard development of the area.

- (e) ~~An urban renewal plan may be modified at any time: Provided that if modified after the lease or sale by the municipality of real property in the urban renewal project area, such modification may be conditioned upon such approval of the owner, lessee or successor in interest as the municipality may deem advisable and in any event shall be subject to such rights at law or in equity as a lessee or purchaser, or his successor or successors in interest, may be entitled to assert.~~
- (f) ~~Upon approval by the municipality of an urban renewal plan or of any modification thereof the municipality shall call a special election within thirty (30) days and refer final decision on whether or not to proceed with the specific urban renewal project according to said plan or modification, to the electors of the municipality. Upon approval by a majority of the duly qualified electors voting in said special election of the decision to proceed with the specific urban renewal plan or modification, such plan or modification shall be deemed to be in full force and effect for the respective urban renewal area and the municipality may then cause such plan or modification to be carried out in accordance with its terms.~~
- (g) ~~Notwithstanding any other provisions of this Act, where the City Commission certifies that an area is in need of redevelopment or rehabilitation as a result of a flood, fire, hurricane, earthquake, storm or other catastrophe, respecting which the Governor of the State has certified the need for disaster assistance under Public Law 875, Eighty-first Congress, or other Federal law, the City Commission may approve an urban renewal plan and an urban renewal project with respect to such area without regard to the provisions of subsection (d) of this section and the provisions of this section requiring a general plan for the municipality and a public hearing on the urban renewal project.~~

Sec. 16.06. -- Powers.

~~The City of St. Augustine shall have all the powers necessary or convenient to carry out and effectuate the purposes and provisions of this Act, including the following powers in addition to others herein granted:~~

- (a) ~~To undertake and carry out urban renewal projects within its area of operation; and to make and execute contracts and other instruments necessary or convenient to the exercise of its powers under this Act; and to disseminate slum clearance and urban renewal information;~~
- (b) ~~To provide or to arrange or contract for the furnishing or repair by any person or agency, public or private, of services, privileges, works, streets, roads, public utilities or other facilities for or in connection with an urban renewal project; to install, construct, and reconstruct streets, utilities, parks, playgrounds, and other public improvements; and to agree to any conditions that it may deem reasonable and appropriate attached to Federal financial assistance and imposed pursuant to Federal law relating to the determination of prevailing salaries or wages or compliance with~~

~~labor standards, in the undertaking or carrying out of an urban renewal project, and to include in any contract let in connection with such a project, provisions to fulfill such of said conditions as it may deem reasonable and appropriate;~~

- ~~(c) Within its area of operation, to enter into any building or property in any urban renewal area in order to make inspections, surveys, appraisals, soundings or test borings, and to obtain an order for this purpose from a court of competent jurisdiction in the event entry is denied or resisted; to acquire by purchase, lease, option, gift, grant, bequest, devise, eminent domain or otherwise any real property (or personal property for its administrative purposes) together with any improvements thereon; to hold, improve, clear or prepare for redevelopment any such property; to dispose of any real property; to insure or provide for the insurance of any real or personal property or operations of the municipality against any risks or hazards, including the power to pay premiums on any such insurance; and to enter into any contracts necessary to effectuate the purposes of this Act. Provided, however, that no statutory provision with respect to the acquisition, clearance or disposition of property by public bodies shall restrict the municipality in the exercise of such functions with respect to an urban renewal project, unless the legislature shall specifically so state;~~
- ~~(d) To invest any urban renewal project funds held in reserve or sinking funds or any such funds not required for immediate disbursement, in property or securities in which savings banks may legally invest funds subject to their control; to redeem such bonds as have been issued pursuant to Section 9 [16.09] of this Act at the redemption price established therein or to purchase such bonds at less than redemption price, all such bonds so redeemed or purchased to be cancelled;~~
- ~~(e) To borrow money and to apply for and accept advances, loans, grants, contributions and any other form of financial assistance from the Federal Government, the State, County or other public body, or from any sources, public or private, for the purposes of this Act, and to give such security as may lawfully be required and to enter into and carry out contracts in connection therewith. The municipality may include in any contract for financial assistance with the Federal Government for an urban renewal project such conditions imposed pursuant to Federal laws as the municipality may deem reasonable and appropriate and which are not inconsistent with the purposes of this Act;~~
- ~~(f) Within its area of operation, to make or have made all surveys and plans necessary to the carrying out of the purposes of this Act and to contract with any person, public or private, in making and carrying out such plans and to adopt or approve, modify and amend such plans. Such plans may include, without limitation: (1) a general plan for the locality as a whole, (2) urban renewal plans, (3) preliminary plans outlining urban renewal activities, for neighborhoods to embrace two or more urban renewal areas, (4) plans for carrying out a program of voluntary or compulsory repair and rehabilitation of buildings and improvements, (5) plans for the enforcement of State and local laws, codes and regulations relating to the use of land and the use and occupancy of buildings and improvements and to the compulsory repair, rehabilitation, demolition, or removal of buildings and improvements, and (6) appraisals, title searches, surveys, studies, and other plans and work necessary to prepare for the undertaking of urban renewal projects. The municipality is authorized to develop, test and report methods and techniques, and carry out demonstrations and other activities, for the prevention and the elimination of slums and urban blight and to apply for, accept and utilize grants of funds from the Federal Government for such purposes.~~
- ~~(g) To prepare plans for the relocation of persons (including families, business concerns and other) displaced by an urban renewal project, and to make relocation payments~~

~~to or with respect to such persons for moving expenses and losses of property for which reimbursements or compensation is not otherwise made, including the making of such payments financed by the Federal Government.~~

- ~~(h) To appropriate such funds and make such expenditures as may be necessary to carry out the purposes of this Act, and to levy taxes and assessments for such purposes; to zone or rezone any part of the municipality or make exceptions from building regulations; and to enter into agreements with an urban renewal agency vested with urban renewal project powers under Section 14 [16.14] of this Act, (which agreements may extend over any period, notwithstanding any provision or rule of law to the contrary), respecting action to be taken by such municipality pursuant to any of the powers granted by this Act.~~
- ~~(i) To close, vacate, plan or replan, streets, roads, sidewalks, ways or other places; and to plan or replan any part of the municipality;~~
- ~~(j) Within its area of operation, to organize, coordinate and direct the administration of the provisions of this Act as they apply to such municipality in order that the objective of remedying slum and blighted areas and preventing the causes thereof within such municipality may be most effectively promoted and achieved, and to establish such new office or offices of the municipality or to reorganize existing offices in order to carry out such purpose most effectively; and~~
- ~~(k) To exercise all or any part or combination of powers herein granted.~~

~~Sec. 16.07. -- Eminent domain.~~

~~The City of St. Augustine shall have the right to acquire by condemnation any interest in real property, including a fee simple title thereto, which it may deem necessary for or in connection with an urban renewal project under this Act. Said municipality may exercise the power of eminent domain in the manner provided in F.S. chs. 73 and 74, and acts amendatory thereof or supplementary thereto, or it may exercise the power of eminent domain in the manner now or which may be hereafter provided by any other statutory provisions for the exercise of the power of eminent domain. Property already devoted to a public use may be acquired in like manner. Provided, that no real property belonging to the State, or any political subdivision thereof, may be acquired without its consent.~~

~~Sec. 16.08. -- Disposal of property in urban renewal area.~~

- ~~(a) The City of St. Augustine may sell, lease or otherwise transfer real property or any interest therein acquired by it, and may enter into contracts with respect thereto, in an urban renewal area for residential, recreational, commercial, industrial or other uses or for public use, or may retain such property or interest for public use, in accordance with the urban renewal plan, subject to such covenants, conditions and restrictions, including covenants running with the land, as it may deem to be necessary or desirable to assist in preventing the development or spread of future slums or blighted areas or to otherwise carry out the purposes of this Act. Provided, that such sale, lease, other transfer, or retention, and any agreement relating thereto, may be made only after the approval of the urban renewal plan by the City Commission. The purchasers or lessees and their successors and assigns shall be obligated to devote such real property only to the uses specified in the urban renewal plan, and may be obligated to comply with such other requirements as the municipality may determine to be in the public interest, including the obligation to begin within a reasonable time any improvements on such real property required by the urban renewal plan. Such real property or interest shall be sold, leased, otherwise transferred, or retained at not less than its fair value, for uses in accordance with the urban renewal plan. In determining the fair value of real property for uses in accordance with the urban renewal plan, the municipality shall take into account and~~

~~give consideration to the uses provided in such plan; the restrictions upon, and the covenants, conditions and obligations assumed by the purchaser or lessee or by the municipality retaining the property; and the objectives of such plan for the prevention of the recurrence of slum or blighted areas. The municipality in any instrument of conveyance to a private purchaser or lessee may provide that such purchaser or lessee shall be without power to sell, lease or otherwise transfer the real property without the prior written consent of the municipality until he has completed the construction of any or all improvements which he has obligated himself to construct thereon. Real property acquired by the municipality which, in accordance with the provisions of the urban renewal plan, is to be transferred, shall be transferred as rapidly as feasible in the public interest consistent with the carrying out of the provisions of the urban renewal plan. Any contract for such transfer and the urban renewal plan (or such part of such contract or plan as the municipality may determine) may be recorded in the office of the Clerk of the Circuit Court of St. Johns County, Florida.~~

- ~~(b) The municipality may dispose of real property in an urban renewal area to private persons only under such reasonable competitive bidding procedures as it shall prescribe or as hereinafter provided in this subsection. The municipality may, by public notice by publication in a newspaper having a general circulation in the community (thirty days prior to the execution of any contract to sell, lease or otherwise transfer real property and prior to the delivery of any instrument of conveyance with respect thereto under the provisions of this section) invite proposals from and make available all pertinent information to private redevelopers or any persons interested in undertaking to redevelop or rehabilitate an urban renewal area, or any part thereof, and shall state that proposals shall be made by those interested within thirty days after the date of publication of said notice, and that such further information as is available may be obtained at such office as shall be designated in said notice. The municipality shall consider all such redevelopment or rehabilitation proposals and the financial and legal ability of the persons making such proposals to carry them out, and may negotiate with any persons for proposals for the purchase, lease or other transfer of any real property acquired by the municipality in the urban renewal area. The municipality may accept such proposal as it deems to be in the public interest and in furtherance of the purposes of this Act. Provided, that a notification of intention to accept such proposal shall be filed with the City Commission not less than thirty days prior to any such acceptance. Thereafter, the municipality may execute such contract in accordance with the provisions of subsection (a) and deliver deeds, leases and other instruments and take all steps necessary to effectuate such contract.~~
- ~~(c) The municipality may temporarily operate and maintain real property acquired in an urban renewal area pending the disposition of the property as authorized in this Act, without regard to the provisions of subsection (a) above, for such uses and purposes as may be deemed desirable even though not in conformity with the urban renewal plan.~~

Sec. 16.09. -- Issuance of bonds.

- ~~(a) The City of St. Augustine shall have power to issue bonds from time to time in its discretion to finance the undertaking of any urban renewal project under this Act, including, without limiting the generality thereof, the payment of principal and interest upon any advances for surveys and plans, and shall also have the power to issue refunding bonds for the payment or retirement of such bonds previously issued by it. Such bonds shall be made payable, as to both principal and interest, solely from the income, proceeds, revenues, and funds of the municipality derived from or held in connection with its undertaking and carrying out of urban renewal projects under this Act. Provided, however, that payment of such bonds, both as to principal and interest,~~

may be further secured by a pledge of any loan, grant or contribution from the Federal Government or other sources, in aid of any urban renewal projects of the municipality under this Act.

- ~~(b) Bonds issued under this section shall not constitute an indebtedness within the meaning of any constitutional or statutory debt, limitation or restriction, and shall not be subject to the provisions of any other law or charter relating to the authorization, issuance or sale of bonds. Bonds issued under the provisions of this Act are declared to be issued for an essential public and governmental purpose and together with interest thereon and income therefrom, shall be exempted from all taxes.~~
- ~~(c) Bonds issued under this section shall be authorized by resolution or ordinance of the local governing body and may be issued in one or more series and shall bear such date or dates, be payable upon demand or mature at such time or times, bear interest at such rate or rates, not exceeding six per centum per annum, be in such denomination or denominations, be in such form either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in such medium of payment, at such place or places, and be subject to such terms of redemption (with or without premium), be secured in such manner, and have such other characteristics, as may be provided by such resolution or trust indenture or mortgage issued pursuant thereto.~~
- ~~(d) Such bonds may be sold at not less than par at public sales held after notice published prior to such sale in a newspaper having a general circulation in the area of operation and in such other medium of publications as the municipality may determine or may be exchanged for other bonds on the basis of par. Provided that such bonds may be sold to the Federal Government at private sale at not less than par, and in the event less than all of the authorized principal amount of such bonds is sold to the Federal Government, the balance may be sold at private sale at not less than par at an interest cost to the municipality of not to exceed the interest cost to the municipality of the portion of the bonds sold to the Federal Government.~~
- ~~(e) In case any of the public officials of the municipality whose signature appear on any bonds or coupons issued under this Act shall cease to be such officials before the delivery of such bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes, the same as if such officials had remained in office until such delivery. Any provision of any law to the contrary notwithstanding, any bonds issued pursuant to this Act shall be fully negotiable.~~
- ~~(f) If any suit, action or proceeding involving the validity or enforceability of any bond issued under this Act or the security therefor, any such bond reciting in substance that it has been issued by the municipality in connection with an urban renewal project, as herein defined, shall be conclusively deemed to have been issued for such purpose and such project shall be conclusively deemed to have been planned, located and carried out in accordance with the provisions of this Act.~~

Sec. 16.10. -- Bonds as legal investments.

~~All banks, trust companies, bankers, savings banks and institutions, building and loan associations, savings and loan associations, investment companies and other persons carrying on a banking or investment business, all insurance companies, insurance associations, and other persons carrying on an insurance business; and all executors, administrators, curators, trustees, and other fiduciaries, may legally invest any sinking funds, moneys, or other funds belonging to them or within their control in any bonds or other obligations issued by the City of St. Augustine pursuant to this Act or by any urban renewal agency vested with urban renewal project powers under Section 14 [16.14] of this Act: Provided that such bonds and other obligations shall be secured by an agreement~~

~~between the issuer and the Federal Government in which the issuer agrees to borrow from the Federal Government and the Federal Government agrees to lend to the issuer prior to the maturity of such bonds or other obligations, moneys in an amount which (together with any other moneys irrevocably committed to the payment of interest on such bonds or other obligations) will suffice to pay the principal of such bonds or other obligations with interest to maturity thereon, which moneys under the terms of said agreement are required to be used for the purpose of paying the principal of and the interest on such bonds or other obligations at their maturity. Such bonds and other obligations shall be authorized security for all public deposits. It is the purpose of this section to authorize any persons, political subdivisions and officers, public or private, to use any funds owned or controlled by them for the purchase of any such bond or other obligations. Nothing contained in this section with regard to legal investments shall be construed as relieving any person of any duty of exercising reasonable care in selecting securities.~~

~~Sec. 16.11. -- Property exempt from taxes and from levy and sale by virtue of an execution.~~

- ~~(a) All property of the City of St. Augustine, including funds, owned or held by it for the purposes of this Act shall be exempt from levy and sale by virtue of an execution, and no execution or other judicial process shall issue against the same nor shall judgment against the municipality be a charge or lien upon such property: Provided, however, that the provisions of this section shall not apply to or limit the right of obligees to pursue any remedies for the enforcement of any pledge or lien given pursuant to this Act by the municipality on its rents, fees, grants or revenues from urban renewal projects.~~
- ~~(b) The property of the municipality, acquired or held for the purposes of this Act, is declared to be public property used for essential public and governmental purposes and such property shall be exempt from all taxes of the municipality, the county, the state or any political subdivision thereof: Provided, that such tax exemption shall terminate when the municipality sells, leases, or otherwise disposes of such property in an urban renewal area to a purchaser or lessee which is not a public body entitled to tax exemption with respect to such property.~~

~~Sec. 16.12. -- Cooperation by public bodies.~~

- ~~(a) For the purpose of aiding in the planning, undertaking or carrying out of an urban renewal project located within the area in which it is authorized to act, any public body may, upon such terms, with or without consideration, as it may determine: (1) dedicate, sell, convey or lease any of its interest in any property or grant, easements, licenses or other rights or privileges therein to the City of St. Augustine; (2) incur the entire expense of any public improvements made by such public body in exercising the powers granted in this section; (3) do any and all things necessary to aid or cooperate in the planning or carrying out of an urban renewal plan; (4) lend, grant or contribute funds to said municipality; (5) enter into agreements (which may extend over any period, notwithstanding any provision or rule of law to the contrary) with said municipality or other public body respecting action to be taken pursuant to any of the powers granted by this Act, including the furnishing of funds or other assistance in connection with an urban renewal project; and (6) cause public buildings and public facilities, including parks, playgrounds, recreational community, educational, water, sewer or drainage facilities, or any other works which it is otherwise empowered to undertake to be furnished; furnish, dedicate, close, vacate, pave, install, grade, regrade, plan or replan streets, roads, sidewalks, ways or other places; plan or replan; zone or rezone any part of the public body or make exceptions from building regulations; and cause administrative and other services to be furnished to the municipality. If at any time title to or possession of any urban renewal project is held~~

~~by any public body or governmental agency, other than the municipality which is authorized by law to engage in the undertaking, carrying out, or administration of urban renewal projects (including any agency or instrumentality of the United States of America), the provisions of the agreements referred to in this section shall inure to the benefit of and may be enforced by such public body or governmental agency. As used in this subsection, the term "municipality" shall also include an urban renewal agency vested with all of the urban renewal project powers pursuant to the provisions of Section 14 [16.14].~~

- ~~(b) Any sale, conveyance, lease or agreement provided for in this section may be made by a public body without appraisal, public notice, advertisement or public bidding.~~
- ~~(c) For the purpose of aiding in the planning, undertaking or carrying out of an urban renewal project of an urban renewal agency hereunder, the municipality may (in addition to its other powers and upon such terms, with or without considerations, as it may determine) do and perform any and all of the actions or things which, by the provisions of subsection (a) of this section, a public body is authorized to do or perform, including the furnishing of financial and other assistance.~~
- ~~(d) For the purposes of this section, or for the purpose of aiding in the planning, undertaking or carrying out of an urban renewal project of the municipality, said municipality may (in addition to any authority to issue bonds pursuant to Section 9 [16.09]) issue and sell its general obligation bonds. Any bonds issued by the municipality pursuant to this section shall be issued in the manner and within the limitations prescribed by the laws of the state for the issuance and authorization of bonds by such municipality for public purposes generally except as to constitutional requirements.~~

Sec. 16.13. -- Title of purchaser.

~~Any instrument executed by the City of St. Augustine and purporting to convey any right, title or interest in any property under this Act shall be conclusively presumed to have been executed in compliance with the provisions of this Act insofar as title or other interest of any bona fide purchasers, lessees or transferees of such property is concerned.~~

Sec. 16.14. -- Exercise of powers in carrying out urban renewal project.

- ~~(a) The City of St. Augustine may itself exercise its urban renewal project powers (as herein defined) or may, if the City Commission by resolution determines such action to be in the public interest, elect to have such powers exercised by the urban renewal agency (created by Section 15 [16.15]), if one exists or is subsequently established in the community. In the event the local government body makes such determination, the urban renewal agency shall be vested with all of the urban renewal project powers in the same manner as though all such powers were conferred on such agency instead of the municipality. If the City Commission does not elect to make such determination, the municipality in its discretion may exercise its urban renewal project powers through a board or commissioner or through such officers of the municipality as the City Commission may by resolution determine.~~
- ~~(b) As used in this section, the term "urban renewal project powers" shall include the rights, powers, functions and duties of the municipality under this Act, except the following: the power to determine an area to be a slum or blighted area or combination thereof and to designate such area as appropriate for an urban renewal project and to hold any public hearings required with respect thereto; the power to approve urban renewal plans and modifications thereof; the power to establish a general plan for the locality as a whole; the power to formulate a workable program under Section 3 [16.03]; the power to make the determinations and findings provided for in Section 2~~

~~[16.02], Section 4 [16.04], and Section 5(d) [16.05(d)]; the power to issue general obligation bonds; and the power to appropriate funds, to levy taxes and assessments, and to exercise their powers provided for in Section 6(h) [16.06(h)].~~

~~Sec. 16.15. -- Urban renewal agency.~~

- ~~(a) There is hereby created in the City of St. Augustine a public body, corporate and politic, to be known as the "Urban Renewal Agency" of the City of St. Augustine: Provided, that such Agency shall not transact any business or exercise its powers hereunder until or unless the local governing body has made the finding prescribed in Section 4 [16.04] and has elected to have the urban renewal project powers exercised by an urban renewal agency as provided in Section 14 [16.14].~~
- ~~(b) If the urban renewal agency is authorized to transact business and exercise powers hereunder, the Mayor, by and with the advice and consent of the City Commission, shall appoint a Board of Commissioners of the urban renewal agency which shall consist of seven commissioners. The term of office of each such commissioner shall be one year.~~
- ~~(c) A Commissioner shall receive no compensation for his services but shall be entitled to the necessary expenses, including traveling expenses, incurred in the discharge of his 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 City of St. Augustine and such certificate shall be conclusive evidence of the due and proper appointment of such commissioner.~~

~~The powers of the urban renewal agency shall be exercised by the commissioners thereof. A majority of the commissioners 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 agency upon a vote of a majority of the commissioners present, unless in any case the by-laws shall require a larger number. Any persons may be appointed as commissioners if they reside within the area of operation of the agency (which shall be coterminous with the area of operation of the municipality) and are otherwise eligible for such appointments under this Act.~~

~~The Mayor shall designate a Chairman and Vice Chairman from among the commissioners. The agency may employ an executive director, technical experts and such other agents and employees, permanent and temporary, as it may require, and determine their qualifications, duties and compensation. For such legal service as it may require, an agency may employ or retain its own counsel and legal staff. The agency authorized to transact business and exercise powers under this Act shall file, with the City Commission, on or before March 31 of each year, a report of its activities for the preceding calendar year, which report shall include a complete financial statement setting forth its assets, liabilities, income and operating expense as of the end of such calendar year. At the time of filing the report, the agency shall publish to the effect that such report has been filed with the municipality and that the report is available for inspection during the business hours in the office of the City Clerk and in the office of the agency.~~

- ~~(d) For inefficiency or neglect of duty or misconduct in office, a commissioner may be removed only after a hearing and after he shall have been given a copy of the charges at least ten (10) days prior to such hearing and have had an opportunity to be heard in person or by counsel.~~

~~Sec. 16.16. -- Interested public officials, commissioners or employees.~~

~~No public official or employee of the City of St. Augustine (or board or commission thereof), and no commissioner or employee of the urban renewal agency which has been vested by a municipality with urban renewal project powers under Section 14 [16.14] shall voluntarily acquire any personal interest, direct or indirect, in any urban renewal project, or in any property included or planned to be included in any urban renewal project of such municipality or in any contract or proposed contract in connection with such urban renewal project. Where such acquisition is not voluntary, the interest acquired shall be immediately disclosed in writing to the local governing body and such disclosure shall be entered upon the minutes of the governing body. If any such official, commissioner or employee presently owns or controls, or owned or controlled within the preceding two years, any interest, direct or indirect, in any property which he knows is included or planned to be included in an urban renewal project, he shall immediately disclose this act in writing to the City Commission, and such disclosure shall be entered upon the minutes of said City Commission and any such official, commissioner or employee shall not participate in any action by the municipality (or board or commission thereof), or urban renewal agency affecting such property. Any disclosure required to be made by this section to the City Commission shall concurrently be made to the urban renewal agency which has been vested with urban renewal project powers by the municipality pursuant to the provisions of section 14 [16.14]. No commissioner or other officer of the urban renewal agency, board or commission exercising powers pursuant to this Act shall hold any other public office under the City of St. Augustine other than his commissionership or office with respect to such urban renewal agency, board or commission. Any violation of the provisions of this section shall constitute misconduct in office.~~

Sec. 16.17. - Definitions.

~~The following terms whenever used or referred to in this Act, shall have the following meanings, unless a different meaning is clearly indicated by the context:~~

- ~~(a) "Agency" or "Urban Renewal Agency" shall mean a public agency created by Section 15 [16.15] of this Act.~~
- ~~(b) "Municipality" shall mean the City of St. Augustine.~~
- ~~(c) "Public Body" shall mean the State or any municipality, township, village, board, commission, authority, district, or any other subdivision or public body of the State.~~
- ~~(d) "Mayor" shall mean the Mayor of the City of St. Augustine.~~
- ~~(e) "Federal Government" shall include the United States of America or any agency or instrumentality, corporate or otherwise, of the United States of America.~~
- ~~(f) "Slum Area" shall mean an area in which there is a predominance of buildings or improvements, whether residential or nonresidential, which by reason of dilapidation, deterioration, age or obsolescence, inadequate provision for ventilation, light, air, sanitation or open spaces, high density of population and overcrowding or the existence of conditions which endanger life or property by fire and other causes, or any combination of such facts is conducive to ill health, transmission of disease, infant mortality, juvenile delinquency, or crime, and is detrimental to the public health, safety, morals or welfare.~~
- ~~(g) "Blighted Area" shall mean an area which by reason of the presence of a substantial number of slum, deteriorated or deteriorating structures, predominance of defective or inadequate street layout, faulty lot layout in relation to size, adequacy, accessibility or usefulness, unsanitary or unsafe conditions, deterioration of site or other improvements, diversity of ownership, tax or special assessment delinquency exceeding the fair value of the land, defective or unusual conditions of title, or the existence of conditions which endanger life or property by fire and other causes, or~~

~~any combination of such factors, substantially impairs or arrests the sound growth of a municipality, retards the provision of housing accommodations or constitutes an economic or social liability and is a menace to the public health, safety, morals, or welfare in its present condition and use: Provided, that if such blighted area consists of open land, the conditions contained in the proviso in Section 5(d) [16.05(d)] shall apply: and provided further, that any disaster area referred to in subsection (g) of Section 5 [16.05(g)] shall constitute a "Blighted Area."~~

- ~~(h) "Urban Renewal Project" may include undertakings and activities of the municipality in an urban renewal area for the elimination and for the prevention of the development or spread of slums and blight, and may involve slum clearance and redevelopment in an urban renewal area, or rehabilitation or conservation in an urban renewal area, or any combination or part thereof in accordance with an urban renewal plan. Such undertakings and activities may include: (1) acquisition of a slum area or a blighted area or portion thereof; (2) demolition and removal of buildings and improvements; (3) installation, construction or reconstruction of streets, utilities, parks, playgrounds and other improvements necessary for carrying out in the urban renewal area the urban renewal objectives of this Act in accordance with the urban renewal plan; (4) disposition of any property acquired in the urban renewal area (including sale, initial leasing or retention by the municipality itself) at its fair value for uses in accordance with the urban renewal plan; (5) carrying out of plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements in accordance with the urban renewal plan; and (6) acquisition of any other real property in the urban renewal area where necessary to eliminate unhealthful, unsanitary or unsafe conditions, lessen density, eliminate obsolete or other uses detrimental to the public welfare, or otherwise to remove or prevent the spread of blight or deterioration, or to provide land or needed public facilities.~~
- ~~(i) "Urban Renewal Area" means a slum area or a blighted area or a combination thereof which the City Commission designates as appropriate for an urban renewal project.~~
- ~~(j) "Urban Renewal Plan" means a plan, as it exists from time to time, for an urban renewal project, which plan (1) shall conform to the general plan for the municipality as a whole except as provided in subsection 5(g) [16.05(g)]; and (2) shall be sufficiently complete to indicate such land acquisition, demolition, and removal of structures, redevelopment, improvements, and rehabilitation as may be proposed to be carried out in the urban renewal area, zoning and planning changes, if any, land uses, maximum densities, building requirements, and the plan's relationship to definite local objectives respecting appropriate land uses, improved traffic, public transportation, public utilities, recreational and community facilities, and other public improvements.~~
- ~~(k) "Real Property" shall include all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith and every estate, interest, right and use, legal or equitable therein, including terms for years and liens by way of judgment, mortgage or otherwise.~~
- ~~(l) "Bond" shall mean any bonds (including refunding bonds), notes, interim certificates, certificates of indebtedness, debentures or other obligations.~~
- ~~(m) "Obligee" shall include any bondholder, agents or trustees for any bondholders, or lessor demising to the municipality property used in connection with an urban renewal project, or any assignee or assignees of such lessor's interest or any part thereof, and the Federal Government when it is a party to any contract with the municipality.~~
- ~~(n) "Person" shall mean any individual, firm, partnership, corporation, company, association, joint stock association, or body politic; and shall include any trustee, receiver, assignee, or other person acting in a similar representative capacity.~~

~~(e) "Area of Operation" shall mean the area within the corporate limits of the municipality and the area within five miles of such limits, except that it shall not include any area which lies within the territorial boundaries of another incorporated city or town unless a resolution shall have been adopted by the governing body of such other city or town declaring a need therefor.~~

~~(p) "Board" or "Commission" shall mean a board, commission, department, division, office, body or other unit of the City of St. Augustine.~~

~~(q) "Public Officer" shall mean any officer who is in charge of any department or branch of the government of the City of St. Augustine relating to health, fire, building regulations, or to other activities concerning dwellings in the municipality.~~

~~Sec. 16.18. -- Separability; act controlling.~~

~~Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act and the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.~~

~~Insofar as the provisions of this Act are inconsistent with the provisions of any other law, the provisions of this Act shall be controlling. The powers conferred by this Act shall be in addition and supplemental to the powers conferred by any other law.~~

Section 2. Inclusion in Charter. The City Commission intends that the provisions of this ordinance shall become and shall be made part of the Charter of the City of St. Augustine, that repealed language shall be removed and that the sections of this ordinance may be re-numbered or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

Section 3. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 5. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this _____ day of _____, 2020.

ATTEST:

Tracy W. Upchurch, Mayor-Commissioner

Darlene Galambos, City Clerk
(SEAL)

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John P. Regan, City Manager

DATE: February 11, 2020

RE: **ORDINANCE 2020-14: PENSIONS**

Please find attached Ordinance 2020-14. Consistent with the City Commission's direction to our office regarding the amendments to the City Charter, we are presenting an ordinance to remove the ratification requirement for powers and authority regarding pensions.

Please place Ordinance 2020-14 on the regular City Commission agenda for second reading on February 24, 2020.

Thank you.



Isabelle C. Lopez
City Attorney

Attachment

xc: Meredith Breidenstein, Assistant City Manager
Darlene Galambos, City Clerk

Agenda Title:

Charter update to Article XX, Section 20.01 removing the ratification requirement for powers and authority regarding pensions.

ORDINANCE NO. 2020-14

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING ARTICLE XX OF THE CHARTER OF THE CITY OF ST. AUGUSTINE REPEALING SECTION 20.01 REMOVING THE RATIFICATION REQUIREMENT FOR THE POWERS AND AUTHORITY REGARDING PENSIONS; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

WHEREAS, the City's Charter has not been thoroughly revised since 1925, and the City Commission determined at its April 3, 2019 public workshop that a revision of its Charter was overdue; and

WHEREAS, public comment was taken, and after presentation by staff and Commission deliberation, the City Commission directed the City Attorney to draft a revision of the Charter to amend sections identified as not consistent with state law or current city policy; and

WHEREAS, Ordinance 2002-05 created the City Employees' Retirement System of 1977, providing the powers and authority for the proper operation of the retirement system to a board of trustees, making the provisions of Section 20.01 of the City Charter obsolete; and

WHEREAS, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Repeal of Part I, Article XX, Section 20.01. Part I, Article XX, Section 20.01 is hereby repealed in its entirety, as follows:

~~Sec. 20.01. -- Ratification required.~~

~~The powers and authority herein granted shall become effective only upon ratification and approval of an ordinance or ordinances adopted pursuant to the provisions of this Act [Article] by a majority of the electors voting thereon at any general or special election in the City of St. Augustine, Florida.~~

Section 2. Inclusion in Charter. The City Commission intends that the provisions of this ordinance shall become and shall be made part of the Charter of the City of St. Augustine, that repealed language shall be removed and that the sections of this ordinance may be re-numbered

or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

Section 3. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 5. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this _____ day of _____, 2020.

ATTEST:

Tracy W. Upchurch, Mayor-Commissioner

Darlene Galambos, City Clerk
(SEAL)

CITY OF ST. AUGUSTINE

MEMORANDUM

TO: John Regan, P.E.
City Manager

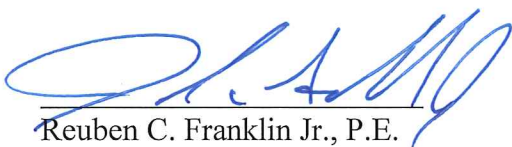
DATE: February 14, 2020

RE: Agenda Item for February 24, 2020 City Commission Meeting;
Ordinances – First Reading; Ordinance 2020-16

The first reading of Ordinance No. 2020-16 is an ordinance of the City of St. Augustine, Florida, creating Section 22-166 of the Code of the City of St. Augustine, to provide for the renaming of San Juan Street Extension in Anastasia State Park between Santander Street and Anastasia Park Road as “Nona and Popa Road;” providing for inclusion in the Code of the City of St. Augustine; providing for repeal of conflicting ordinances; providing for severance of invalid provisions; and providing an effective date.

This ordinance is necessary to keep City records current with an passed 2018 State Senate Bill No. 382 which provides honorary designations of certain transportation facilities in specified counties and identifies the renaming of this street segment as “Nona and Popa Road” in honor of all grandmothers and grandfathers who take their grandchildren to celebrate Florida’s state parks.

Please let me know if you have any questions or concerns regarding this agenda item.

A handwritten signature in blue ink, appearing to read 'R. C. Franklin Jr.', is written over a horizontal line.

Reuben C. Franklin Jr., P.E.
Public Works Director

cc: City Attorney & Department Heads

Attachment: Ordinance 2020-16

ORDINANCE NO. 2020-16

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, CREATING SECTION 22-166 OF THE CODE OF THE CITY OF ST. AUGUSTINE, TO PROVIDE FOR THE RENAMING OF SAN JUAN STREET EXTENSION IN ANASTASIA STATE PARK BETWEEN SANTANDER STREET AND ANASTASIA PARK ROAD AS “NONA AND POPA ROAD;” PROVIDING FOR INCLUSION IN THE CODE OF THE CITY OF ST. AUGUSTINE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERANCE OF INVALID PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in 2018 the State of Florida passed Senate Bill No. 382, an act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; and

WHEREAS, Section 30 of Senate Bill No. 382 states, “That portion of the San Juan Street Extension in Anastasia State Park between Santander Street and Anastasia Park Road in St. Johns County as ‘Nona and Popa Road’.” Nona and Popa Road is in honor of all grandmothers and grandfathers who take their grandchildren to celebrate Florida’s state parks; and

WHEREAS, the City desires to formally recognize San Juan Street Extension in Anastasia State Park as Nona and Popa Road in compliance with the legislative mandate.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Creating City Code Section 22-166. Section 22-166 of the Code of the City of St. Augustine is hereby created, to read, in its entirety, as follows:

"Sec. 22-166. San Juan Street Extension renamed Nona and Popa Road."

San Juan Street Extension in Anastasia State Park between Santander Street and Anastasia Park Road in St. Augustine, Florida is hereby renamed Nona and Popa Road.

Section 2. Inclusion in Code. The provisions of this ordinance shall become and be made part of the Code of the City of St. Augustine and the sections of this ordinance may be renumbered or relettered and the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such inclusion.

Section 3. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 5. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to s. 166.041(4), Florida Statutes.

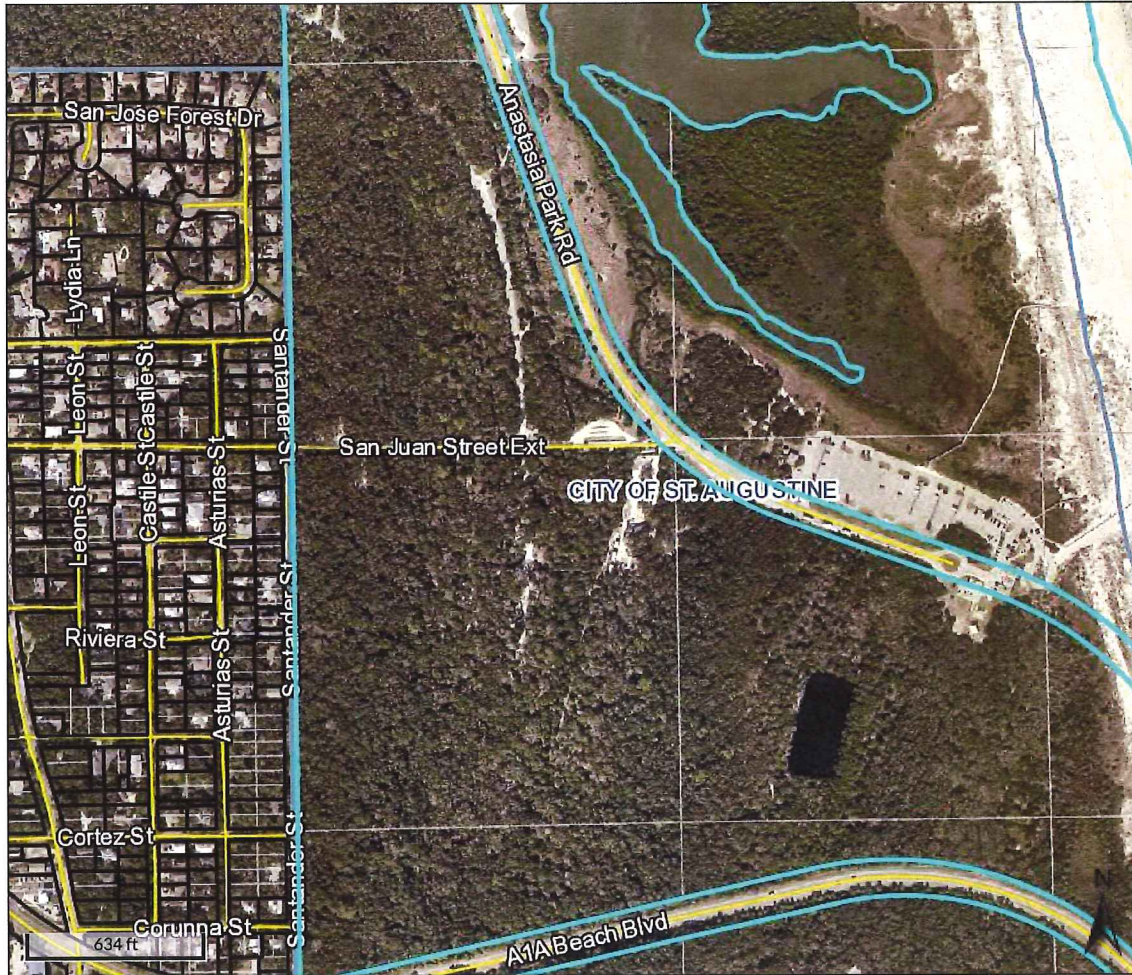
PASSED by the City Commission of the City of St. Augustine, Florida, this
_____ day of _____, 2020.

ATTEST:

Tracy W. Upchurch Mayor-Commissioner

Darlene Galambos, City Clerk

Coding: Words underlined are additions; words ~~stricken~~ are deletions.



Overview



Legend

- Parcels
- Roads
- Cities

Parcel ID	1610600000	Physical Address	500 POPE RD	Building Value	\$1,296,430	Last 2 Sales			
Property Class	9700 - Outdoor Recreational & Parklands	Mailing Address	SAINT AUGUSTINE	Extra Feature Value	\$1,527,060	Date	Price	Reason	Qual
Taxing District	City of St Augustine	Address	TIITF/DEP REC & PARKS			n/a	0	n/a	n/a
Acres	421		ANASTASIA STATE PARK			n/a	0	n/a	n/a
			C/O DEP - 3900	Total Land Value	\$2,046,060				
			COMMONWEALTH BLVD	Just Value	\$4,869,550				
			TALLAHASSEE FL 32399-6575	Total	N/A				
				Deferred Assessed Value	\$4,869,550				
				Total Exemptions	\$4,869,550				
				Taxable Value	N/A				

The St. Johns County Property Appraiser's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation.

Date created: 2/6/2020
Last Data Uploaded: 2/5/2020 11:45:56 PM

Developed by  Schneider
GEOSPATIAL

CHAPTER 2018-161

Committee Substitute for Senate Bill No. 382

An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 2017-193, Laws of Florida; providing for “The Hope and Healing Highway” designation, notwithstanding a specified provision; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Transportation facility designations; Department of Transportation to erect suitable markers.—

(1) That portion of I-595 between S.W. 136th Avenue and S.R. 823/Flamingo Road in Broward County is designated as “Deputy Ryan Seguin Memorial Highway.”

(2) That portion of I-75/Alligator Alley between mile marker 24 and mile marker 26 in Broward County is designated as “Trooper Stephen G. Rouse Memorial Highway.”

(3) The Minneola interchange on S.R. 91/Florida’s Turnpike at N. Hancock Road in Lake County is designated as “Tera Ross Memorial Interchange.”

(4) That portion of U.S. 90/S.R. 10 between Chaires Cross Road and S.R. 59 in Leon County and Jefferson County is designated as “Deputy Christopher Smith Memorial Highway.”

(5) The pedestrian bridge over S.R. 436/Semoran Boulevard (75003000) at Abercorn Drive in Orange County is designated as “Elias ‘Rico’ Piccard Memorial Overpass.”

(6) Bridge number 105503 on W. Laurel Street over the Hillsborough River in Hillsborough County is designated as “Fortune Taylor Bridge.”

(7) That portion of N.W. 133rd Avenue between N.W. 11th Street and N.W. 12th Street in Broward County is designated as “Patricia Angella Barrett Lewis and Charlton Pernell Lewis Avenue.”

(8) That portion of 5th Street between Euclid Avenue and Lenox Avenue in Miami-Dade County is designated as “Joseph Emmanuel ‘Manno’ Charlemagne Street.”

(9) The bridge on Peninsula Corp Drive over I-95 in Palm Beach County is designated as “Richard Jason Randolph Memorial Bridge.”

(10) That portion of I-75/S.R. 93 (03175000) between mile marker 110 and the Broward County line in Collier County is designated as "Submarine Veterans Memorial Highway."

(11) That portion of S.R. 4 between Munson Highway and S.R. 189 in Santa Rosa and Okaloosa Counties is designated as "Senator Greg Evers Memorial Highway."

(12) That portion of U.S. 90/S.R. 10 between S.R. 285 and N. 9th Street/S.R. 83 N. in Walton County is designated as "Lieutenant Ewart T. Sconiers Highway."

(13) That portion of S.R. 9336/S.W. 344th Street/W. Palm Drive between S.W. 192nd Avenue/Tower Road and S.W. 177th Avenue/S. Krome Avenue in Miami-Dade County is designated as "Steve Mainster Memorial Drive."

(14) Upon completion of construction, the pedestrian bridge over S.R. 390 at Kentucky Avenue and Mowat School Road in Bay County is designated as "Harold Haynes Memorial Pedestrian Bridge."

(15) That portion of S.R. 109/University Boulevard between Clifton Avenue and Fort Caroline Road in Duval County is designated as "Jim Tullis Memorial Boulevard."

(16) That portion of S.R. 46 between International Parkway and S.R. 431/Orange Boulevard in Seminole County is designated as "Dr. R.C. Sproul Way."

(17) That portion of S.R. 190/Valparaiso Parkway between S.R. 85/Government Avenue and S.R. 397/John Sims Parkway in Okaloosa County is designated as "John B. Arnold, Jr., Memorial Highway."

(18) Bridge number 570018 on S.R. 85/Eglin Parkway over Garnier Bayou in Okaloosa County is designated as "Deputies Tony Forgione and Bill Myers Memorial Bridge."

(19) That portion of S.R. 85 between College Boulevard and Colonel Greg Malloy Road in Okaloosa County is designated as "SFC William Kelly Lacey Memorial Highway."

(20) That portion of S.R. 414/Maitland Boulevard between Magnolia Homes Road and S.R. 434/Forest City Road in Seminole County is designated as "Deputy Matt Miller Memorial Boulevard."

(21) That portion of S.R. 464/Maricamp Road between S.E. 25th Avenue and S.E. 24th Street in Marion County is designated as "Nelle W. Needham Memorial Highway."

(22) Bridge numbers 150202 and 150203 on S.R. 580/Main Street in Pinellas County are designated as "Gold Star Family Memorial Bridge, dedicated to U.S. Army CPL Frank R. Gross."

(23) That portion of U.S. 17-92 between Wisconsin Avenue and Saxon Boulevard in Volusia County is designated as "Amos Walter Atchley Memorial Highway."

(24) That portion of S.R. 415 between Acorn Lake Road and Reed Ellis Road in Volusia County is designated as "David G. Ledgerwood Memorial Highway."

(25) That portion of E. 9th Avenue between N. 13th Street and N. 14th Street in Hillsborough County is designated as "Nick Capitano Memorial Road."

(26) That portion of C.R. 574/7th Avenue between N. 20th Street and 22nd Street in Hillsborough County is designated as "Gonzmart Memorial Road."

(27) That portion of S.R. 583/56th Street between S.R. 574/E. Dr. Martin Luther King, Jr., Boulevard and Harney Road in Hillsborough County is designated as "Pepin Memorial Road."

(28) That portion of Port Avenue between McCloskey Boulevard and Shoreline Avenue in Hillsborough County is designated as "Barkett Memorial Road."

(29) That portion of N. MacDill Avenue between W. Woodlawn Avenue and S.R. 574 in Hillsborough County is designated as "Jim Holmes Memorial Road."

(30) That portion of the San Juan Street Extension in Anastasia State Park between Santander Street and Anastasia Park Road in St. Johns County is designated as "Nona and Popa Road."

(31) That portion of U.S. 90 between Main Avenue and Martin Luther King, Jr., Avenue in Jefferson County is designated as "Lance Corporal Clemon 'Clyde' Alexander Memorial Drive."

(32) That portion of S.R. 115/Southside Boulevard between Geiger Road and Leahy Road in Duval County is designated as "Benolken Parkway."

(33) That portion of U.S. 90 between the Shoal River Bridge and the Walton County line in Okaloosa County is designated as "Deputies Skip York and Burt Lopez Memorial Highway."

(34) That portion of S.R. 19 between Lane Park Cutoff Road and U.S. 441 in Lake County is designated as "Sheriff Chris Daniels Memorial Highway."

(35) That portion of Hoagland Boulevard between Old Tampa Highway and Pershing Street in Osceola County is designated as "Officer Matthew Baxter and Sergeant Richard Sam Howard, III Boulevard."

(36) That portion of Bruce B. Downs Boulevard between Cypress Preserve Drive and Amberly Drive in Hillsborough County is designated as "Stevie LaDue Giving Hope Highway."

(37) That portion of E. 4th Avenue between 21st Street and 25th Street in Miami-Dade County is designated as "John J. Brunetti, Sr., Avenue."

(38) That portion of State Road 371/373/Orange Avenue between State Road 263/Capital Circle Southwest and State Road 61/Monroe Street in Leon County is designated as "CK Steele Memorial Highway."

(39) The Department of Transportation is directed to erect suitable markers designating the transportation facilities as described in this section.

Section 2. Subsection (35) of section 1 of chapter 2017-193, Laws of Florida, is amended to read:

Section 1. Transportation facility designations; Department of Transportation to erect suitable markers.—

(35) Notwithstanding s. 334.071(3), that portion of U.S. 1 between Broward Boulevard and Sunrise Boulevard, in Broward County, is designated as "The Hope and Healing Highway."

Section 3. This act shall take effect July 1, 2018.

Approved by the Governor March 23, 2018.

Filed in Office Secretary of State March 23, 2018.

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
SB 1128	Vacation Rentals	Diaz	Vacation Rentals; Preempting the regulation of vacation rentals to the state; prohibiting a local law, ordinance, or regulation from allowing or requiring inspections or licensing of public lodging establishments, including vacation rentals, or public food service establishments; requiring licenses issued by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to be displayed conspicuously to the public inside the licensed establishment, etc.	Favorable by Innovation, Industry, and Technology on 1/13, 8-2 vote; CS by Commerce and Tourism on 2/11, 3-2 vote	
HB 1011	Vacation Rentals	Fischer	Vacation Rentals; Preempts regulation of vacation rentals to state; prohibits local law, ordinance, or regulation from allowing or requiring inspections or licensing of vacation rentals; requires licenses issued by Division of Hotels & Restaurants of DBPR to be displayed conspicuously inside licensed establishment; preempts regulation of advertising platforms for vacation rentals to state; provides requirements for advertising platforms; provides appropriations & authorizes positions.	Favorable by Workforce Development and Tourism on 1/21, 10-5 vote; CS by Government Operations and Technology Appropriations on 2/4, 8-5 vote	In Commerce Committee
HB 3	Preemption of Local Occupational Licensing	Grant, M.	Preemption of Local Occupational Licensing; Preempts licensing of occupations to state; prohibits local governments from imposing or modifying certain licensing requirements; specifies certain local licensing may not be enforced; specifies certain specialty contractors are not required to register with Construction Industry Licensing Board; prohibits local governments from requiring certain specialty contractors to obtain license; specifies job scopes for which local government may not require license; authorizes counties & municipalities to issue journeyman licenses.	CS by Business and Professions on 1/15, 12-2 vote; Favorable by Commerce on 1/30, 14-5 vote	Placed on House calendar
SB 1336	Preemption of Local Occupational Licensing	Perry	Preemption of Local Occupational Licensing; Preempting licensing of occupations to the state; providing exceptions; prohibiting local governments from imposing additional licensing requirements or modifying licensing unless specified conditions are met; specifying that certain specialty contractors are not required to register with the Construction Industry Licensing Board; authorizing counties and municipalities to issue certain journeyman licenses, etc.	CS by Community Affairs on 2/3, 4-0 vote	On Innovation, Industry, and Technology agenda on 2/17
HB 1161	Local Licensing	Plakon	Local Licensing; Provides individuals who hold valid, active local licenses may work within scope of such licenses in any local government jurisdiction without needing to meet additional licensing requirements; provides that local governments have disciplinary jurisdiction over such licensees; requires local governments to forward any disciplinary orders to licensee's original licensing jurisdiction for further action; requires DBPR to create & maintain local licensing information system.	Favorable by Business and Professions on 2/4, 10-3 vote; Favorable by Government Operations and Technology Appropriations on 2/11, 10-2 vote	In State Affairs
SB 890	Local Licensing	Perry	Local Licensing; Providing that individuals who hold valid, active local licenses may work within the scope of such licenses in any local government jurisdiction without needing to meet certain additional licensing requirements; requiring licensees to provide consumers with certain information; providing that local governments have disciplinary jurisdiction over such licensees, etc.	Favorable by Innovation, Industry, and Technology on 1/27, 6-3 vote	In Community Affairs

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 459	Building Design	Overdorf	Building Design; Provides that regulations relating to building design elements may not be applied to certain structures; authorizes substantially affected person to file petition with Florida Building Commission to review local government regulations; provides requirements for such petition; provides requirements for commission when considering petition; requires commission to issue nonbinding advisory opinion within specified timeframe. **The House committee adopted an amendment that will protect HARB review for our HP districts**	CS by Business and Professions on 1/15, 13-0 vote; Favorable by Government Operations and Technology Appropriations on 1/28, 9-2 vote; CS by Commerce on 2/6, 22-0 vote	Placed on House calendar
SB 954	Building Design	Perry	Building Design; Providing that certain regulations relating to building design elements may not be applied to certain structures; defining the term "building design elements"; providing that an affected party may submit certain local government regulations to the Florida Building Commission for review; providing for enforcement of such regulations, etc.		In Community Affairs
HB 519	Private Property Rights Protection	Grant	Private Property Rights Protection; Revises notice of claim requirements for property owners; revises procedures for determination of compensation; authorizes property owners to bring claims against governmental entities in certain circumstances; authorizes property owners to bring actions to declare prohibited exactions invalid; provides for resolution of disputes concerning comprehensive plan amendments under Florida Land Use & Environmental Dispute Resolution Act; requires DOT to afford right of first refusal to previous property owner before disposing of property in certain circumstances.	CS by Civil Justice on 1/16, 10-5 vote; Favorable by Commerce on 1/30, 13-8 vote; Favorable by Judiciary on 2/6, 11-5 vote	
SB 1766	Growth Management	Lee	Growth Management; Revising notice of claim requirements for property owners; specifying that property owners retain the option to have a court determine awards of compensation; authorizing property owners to bring actions to declare prohibited exactions invalid; requiring the Department of Transportation to afford a right of first refusal to the previous property owner before disposing of property in certain circumstances, etc.	CS by Judiciary on 2/4, 6-0 vote; Favorable by Community Affairs on 2/10, 5-0 vote	In Rules
HB 101	Public Construction	Andrade	Public Construction; Revises amounts of retainage that local governmental entities & contractors may withhold from progress payments for construction services contract; revises requirements for DMS rules governing certain contracts; revises amounts of retainage that public entities & contractors may withhold from progress payments for construction services contract.	Favorable by Business and Professions on 11/6, 12-0 vote; Favorable by Oversight, Transparency and Public Management on 12/12, 12-0 vote; CS by Commerce on 1/16, 22-0 vote	Passed full house on 1/22, 118-1 vote; sent to Senate in messages
SB 246	Public Construction	Hooper	Public Construction; Revising the amount of retainage that certain local governmental entities and contractors may withhold from progress payments for any construction services contract; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract, etc.	CS by Governmental Oversight and Accountability on 10/14, 5-0 vote; Favorable by Community Affairs on 11/4, 4-0 vote; Favorable by Appropriations on 2/5, 20-0 vote	Placed on Calendar

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
SB 150	Sanitary Sewer Laterals	Brandes	Sanitary Sewer Laterals; Encouraging counties and municipalities to, by a specified date, establish a sanitary sewer lateral inspection program; requiring a seller of real property to disclose any known defects in the property's sanitary sewer lateral, etc.	Favorable by Environment and Natural Resources on 11/13, 4-0 vote; Favorable by Judiciary on 12/10, 6-0 vote	In Rules
SB 182	Preemption of Recyclable and Polystyrene Materials	Stewart	Preemption of Recyclable and Polystyrene Materials; Deleting preemptions of local law relating to the regulation of auxiliary containers, wrappings, or disposable plastic bags; repealing the preemption of local laws regarding the use or sale of polystyrene products to the Department of Agriculture and Consumer Services, etc.		In Community Affairs
HB 6043	Preemption of Recyclable and Polystyrene Materials	Grieco, Eskamani	Preemption of Recyclable and Polystyrene Materials; Removes prohibition of local laws relating to regulation of auxiliary containers, wrappings, & disposable plastic bags; repeals preemption of local laws relating to use or sale of polystyrene products to DACS.		In Business and Professions
HB 203	Growth Management	McClain	Growth Management; Requires comprehensive plan to include property rights element by a specified date; provides statement of rights that local government may use; provides local government's property rights element may not conflict with statutorily provided statement of rights.	CS by Local, Federal and Veterans Affairs on 10/23, 9-5 vote; CS by Commerce on 2/13, 16-6 vote	
SB 410	Growth Management	Perry	Growth Management; Requiring a comprehensive plan to include a property rights element; providing a statement of rights that a local government may use; requiring a local government to adopt a property rights element by a specified date; providing that a local government's property rights element may not conflict with the statutorily provided statement of rights, etc.	CS by Community Affairs on 1/27, 5-0 vote; Favorable by Judiciary on 2/11, 5-1 vote	In Rules
SB 250	Development Orders	Berman	Development Orders; Deleting an entitlement for a prevailing party to recover reasonable attorney fees and costs incurred in challenging or defending a certain development order, etc.		In Community Affairs
HB 6019	Development Orders	Casello	Development Orders; Removes provision allowing prevailing party in certain development order challenges to recover specified fees & costs.		In Commerce
HB 477	Supermajority Vote Required to Impose, Authorize, or Raise Local Taxes or Fees	Rommel	Building Design; Provides regulations relating to building design elements may not be applied to certain structures; provides affected party may submit certain local government regulations to Florida Building Commission for review; provides for enforcement of such regulation.		In Local, Federal and Veterans Affairs

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 537	Home-Based Businesses	Donalds	Home-based Businesses; Specifies conditions under which a business is considered home-based business; authorizes home-based business to operate in residential zone; prohibits local government from certain actions relating to licensure & regulation of home-based businesses.	CS by Business and Professions on 2/4, 7-3 vote	In State Affairs
SB 778	Home-based Businesses	Perry	Home-based Businesses; Specifying conditions under which a business is considered a home-based business; authorizing a home-based business to operate in a residential zone under certain circumstances; preempting to the state the ability to regulate or license home-based businesses; prohibiting a local government from certain actions relating to the licensure and regulation of home-based businesses, etc.		In Community Affairs
HB 587	Takings Claims Within Areas of Critical State Concern	Raschein	Florida Keys Area of Critical State Concern; Revises permanent resident hurricane evacuation clearance time for comprehensive plan amendments.	CS by Civil Justice on 1/29, 10-0 vote	In Judiciary
SB 748	Takings Claims Within Areas of Critical State Concern	Flores	Takings Claims Within Areas of Critical State Concern; Citing this act as the “Florida Keys Property Rights Protection Act”; providing for the apportionment of awards of damages for takings claims within areas of critical state concern; providing that certain governmental entities are liable only for certain postjudgment interest; requiring local governments to be reimbursed for specified amounts under certain circumstances, etc.	Favorable by Judiciary on 1/15, 5-0 vote; Favorable by Community Affairs on 1/27, 5-0 vote	In Appropriations
HB 637	Impact Fees	DiCeglie	Impact Fees; Revises conditions that counties, municipalities, & special districts must satisfy before enacting an ordinance or passing resolution; provides that impact fee credits are assignable & transferrable under certain conditions; requires certain counties & municipalities to establish impact fee review committees; provides for membership; provides procedures for meetings & establishing quorums; provides committee duties.	CS by Local, Federal and Veterans Affairs on 1/15, 13-1 vote; CS by Ways and Means on 2/4, 12-2 vote	In State Affairs
SB 1066	Impact Fees	Gruters	Impact Fees; Revising requirements for counties and municipalities that adopt, collect, or administer an impact fee by ordinance and for special districts that adopt, collect, or administer an impact fee by resolution; requiring local governments to provide impact fee credits or other forms of compensation under certain conditions; requiring certain counties and municipalities to establish impact fee review committees, etc.	CS by Community Affairs on 2/10, 5-0 vote	On Finance and Tax agenda on 2/18
SB 686	Stormwater Management Systems	Gruters	Stormwater Management Systems; Directing the water management districts, with Department of Environmental Protection oversight, to adopt rules for specified design and performance standards relating to new development and redevelopment projects; providing a rebuttable presumption that certain stormwater management systems do not cause or contribute to violations of applicable state water quality standards; requiring certain inspection training for department, water management district, and local pollution control program staff, etc.		In Environment and Natural Resources

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 405	Stormwater Management Systems	Good	Stormwater Management Systems; Directs water management districts, with DEP oversight, to adopt rules for standards relating to new development & redevelopment projects; directs DEP to incorporate such rules for district use; directs DEP & districts to amend such rules into applicant's handbook; provides rebuttable presumption relating to water quality standards for certain systems; revises requirements for construction of certain systems; requires specified staff training; directs DEP & districts to initiate rulemaking.		In Agriculture and Natural Resources
HB 707	Legislative Review of Occupational Regulations	Renner	Legislative Review of Occupational Regulations; Authorizes schedule for systematic review of occupational regulatory programs; authorizes Legislature to take certain actions before scheduled repeal of occupational regulatory program; provides regulation of occupation to state if such occupation's regulatory program has been repealed through this act; provides schedule of repeal for occupational regulatory programs.	Favorable by Commerce on 1/16, 22-1 vote; CS by Health and Human Services on 2/6, 12-4 vote	
SB 1124	Legislative Review of Occupational Regulations	Diaz	Legislative Review of Occupational Regulations; Citing this act as the "Occupational Regulation Sunset Act"; establishing a schedule for the systematic review of occupational regulatory programs; providing for the abolition of units or subunits of government and personnel positions responsible for repealed programs; providing for the reversion of certain unexpended funds and the refund of certain unencumbered revenue of a repealed program; requiring the Department of Legal Affairs to prosecute or defend certain pending causes of actions, etc.		On Governmental Oversight and Accountability agenda for 2/17
SB 766	Local Government Accountability	Perry	Local Government Accountability; Requiring the Commission on Ethics to create the Local Government Lobbyist Registration System; prohibiting a person from lobbying a governmental entity absent registration with the commission; requiring the commission to publish a lobbyist directory; requiring boards of county commissioners and governing bodies of municipalities, respectively, to provide notice of certain meetings in a specified manner, etc.		In Ethics and Elections
HB 611	Local Government Accountability	Sabatini	Local Government Accountability; Removes provisions relating to lobbying before water management districts; requires Commission on Ethics to create local government lobbyist registration system; preempts regulatory authority over certain lobbyist registration to commission; requires lobbyists to register with commission; provides for annual registration fee; requires commission to publish lobbyist directory; provides for investigations, reports, & advisory opinions by commission; provides for penalties; requires certain governmental entities to conform to lobbyist registration system; requires governing body of county or municipality to post certain information on its website.		In Public Integrity and Ethics
SB 998	Housing	Hutson	Housing; Authorizing a board of county commissioners to approve development of affordable housing on any parcel zoned for residential, commercial, or industrial use; requiring counties, municipalities, and special districts to include certain data relating to impact fees in their annual financial reports; providing the percentage of the sales price of certain mobile homes which is subject to sales tax; revising an exemption from regulation for certain water service resellers, etc.	CS by Community Affairs on 1/13, 4-0 vote	On Infrastructure and Security agenda on 2/17

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 1339	Housing	Yarborough	Housing; Revises provisions addressing affordable housing; specifies sales tax rate for new mobile homes; exempts certain mobile home park & mobile home subdivision owners from regulation by Florida Public Service Commission relating to water & wastewater service; revises provisions addressing state apartment incentive loans; renames Community Workforce Housing Innovation Pilot Program; revises provisions addressing workforce housing; revises distribution of funds from Local Government Housing Trust Fund; revises membership of local affordable housing advisory committees; revises provisions addressing mobile home owners & mobile home parks; revises legal procedures related to mobile home park owners.	CS by Local, Federal and Veterans Affairs on 2/3, 12-0 vote	In Ways and Means
HB 1001	Brownfields	Stone	Brownfields; Revises conditions under which an applicant that has rehabilitated contaminated site may receive certain tax credits; revises types of projects eligible for specified tax credit; revises date by which DEP must issue annual site rehabilitation tax credit certificate awards; specifies exceptions to grant of authority that persons may file legal actions resulting from certain discharges or pollution; conforms provisions to changes made by act; revises entities that may propose brownfield designations; removes requirement that certain persons be identified before negotiating brownfield site rehabilitation agreement; exempts certain job creation requirements for eligibility for specified brownfield site rehabilitation agreements.	CS by Agriculture and Natural Resources on 2/4, 12-0 vote; CS by Wans and Means on 2/11, 17-0 vote	In State Affairs
SB 1350	Brownfields	Baxley	Brownfields; Revising the definition of the terms “housing project” and “mixed-use project” for purposes of specifying the projects eligible for certain tax exemptions; revising the conditions under which an applicant that has rehabilitated a contaminated site may submit and claim certain tax credits; revising the criteria for determining applicants who are redeveloping brownfield sites who may be eligible for certain tax credits; specifying defenses to specified causes of action concerning certain discharges or other types of pollution resulting from certain discharges or pollution, etc.		In Environment and Natural Resources
SB 1152	Brownfield Site Rehabilitation	Broxson	Brownfield Site Rehabilitation; Providing that potential brownfield sites owned by the state or a local government which are impacted by PFAS are eligible to participate in a brownfield site rehabilitation agreement regardless of contribution, etc.	CS by Environment and Natural Resources on 2/3, 5-0 vote	In Finance and Tax
SB 1148	Electric Bicycles	Brandes	Electric Bicycles; Revising definitions relating to the Florida Uniform Traffic Control Law; authorizing a county or municipality to enact an ordinance regulating the operation of electric bicycles on sidewalks or sidewalk areas when such use is permissible under federal law; expanding exceptions to a prohibition on persons driving certain vehicles on sidewalks and bicycle paths; requiring electric bicycles to comply with specified provisions of law, etc.	CS by Infrastructure and Security on 2/3, 8-0 vote; Favorable by Community Affairs on 2/10, 5-0 vote	In Rules

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 971	Electric Bicycles	Grant, M.	Electric Bicycles; Provides for rights & privileges of electric bicycles & operators; provides that electric bicycles are vehicles to same extent as bicycles; exempts electric bicycles & operators from specified provisions; requires certain labeling of electric bicycles; prohibits tampering with or modifying electric bicycles for certain purposes; requires electric bicycles to comply with specified provisions & operate in certain manner; authorizes operators to ride electric bicycles where bicycles are allowed; authorizes municipalities, counties, & agencies to regulate operation of electric bicycles under certain conditions.	CS by Transportation and Infrastrcture on 1/28, 12-0 vote; Favorable by Transportation and Tourism Appropriations on 2/3, 12-0 vote	In State Affairs
HB 1149	Local Government Fiscal Transparency	DiCeglie	Local Government Fiscal Transparency; Revises Legislative Auditing Committee duties; specifies purpose of local government fiscal transparency requirements; requires local governments to post voting record information on websites; requires property appraisers & local governments to post property tax information & history on websites; requires public notices for public hearings & meetings before new tax increases; requires local governments to conduct debt affordability analyses; provides method for local governments to post certain required information.	Favorable by Local, Federal and Veterans Affairs on 1/21, 11-3 vote; Favorable by Ways and Means on 1/27, 11-4 vote; Favorable by State Affairs on 2/13, 15-6 vote	Placed on House calendar
SB 1702	Local Government Fiscal Transparency	Diaz	Local Government Fiscal Transparency; Expanding the scope of the Legislative Auditing Committee review to include compliance with local government fiscal transparency requirements; providing procedures for the Auditor General and local governments to comply with the local government fiscal transparency requirements; revising reporting requirements for certain local government economic development incentives, etc.		In Community Affairs
HB 1219	Electric Vehicles	Toledo	Electric Vehicles; Requires DOT to establish Electric Vehicle Infrastructure Grant Program; provides for distribution of grants to certain entities to install electric vehicle charging infrastructure; provides grant requirements; provides requirements for equipment installed; requires DOT to review emerging research, policies, & standards; authorizes DOT to develop model plan for local governments; requires DOT to develop master plan for charging stations; provides appropriation. APPROPRIATION: \$5,000,000		In Transportation and Infrastructure
SB 1230	Electric Vehicles	Brandes	Electric Vehicles; Authorizing the Department of Transportation to adopt rules; requiring that certain funds be used for specified purposes relating to the Electric Vehicle Infrastructure Grant Program, beginning in specified years; requiring the department to establish the Electric Vehicle Infrastructure Grant Program; providing for the distribution of grants to certain entities to install electric vehicle charging infrastructure; providing grant requirements, etc. APPROPRIATION: \$5,000,000		In Infrastructure and Security
SB 1340	Legal Notices	Gruters	Legal Notices; Providing for the publication of legal notices on certain publicly accessible websites; allowing a governmental agency to publish legal notices on a publicly accessible website under certain circumstances; removing provisions relating to the publication of legal notices in newspapers; providing that an advertisement of a sale or disposition of property may be published on certain websites for a specified time period, etc.		

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 7	Legal Notices	Fine	Legal Notices; Provides for website publication of legal notices; provides criteria for such publication; authorizes fiscally constrained county to use publicly accessible website to publish legally required advertisements & public notices; requires government agency to provide specified notice to residents concerning alternative methods of receiving legal notices.	CS by Local, Federal and Veterans Affairs on 1/15, 7-5 vote; CS by Judiciary on 1/30, 11-7 vote; Favorable by State Affairs on 2/6, 14-9 vote	Placed on House calendar
SB 1330	Municipal Service Taxing Units and Municipal Service Benefit Units	Gruters	Municipal Service Taxing Units and Municipal Service Benefit Units; Requiring that the establishment, merger, or abolishment of a municipal service taxing or benefit unit be approved by majority vote of certain qualified electors in an election that is called for such purpose by the governing body of the county on its own motion; providing procedures for the dissolution of a municipal service taxing or benefit unit, etc.		In Community Affairs
SB 1512	Local Government Reporting	Diaz	Local Government Reporting; Deleting an annual requirement for county budget officers and municipal budget officers, respectively, to report specified budget information to the Office of Economic and Demographic Research; requiring each county and municipality to annually report specified fiscal and economic information to the Department of Financial Services; requiring the department to annually generate and distribute to residents a specified local government report, etc.	Favorable by Community Affairs on 2/10, 5-0 vote	In Agriculture, Environment, and General Government Appropriations
SB 1538	Government Integrity	Gruters	Government Integrity; Creating the Florida Integrity Office under the Auditor General; providing for the appointment of the Florida Integrity Officer; providing procedures for the submission and investigation of certain complaints; authorizing the Florida Integrity Officer to take certain action in response to complaints received; revising provisions relating to contractual services and commodities that are not subject to competitive-solicitation requirements; requiring the Office of Inspector General of the Department of Education to conduct investigations relating to waste, fraud, abuse, or mismanagement against a district school board or Florida College System institution, etc.		In Governmental Oversight and Accountability
HB 1111	Government Integrity	Tomkow	Government Integrity; Creates Florida Integrity Office under Auditor General; revises provisions related to legislative procedure definitions, Auditor General, Chief Inspector General, CFO investigations, government efficiency hotline, agency inspectors general, saving sharing program, & contracting.	CS by Public Integrity and Ethics on 1/23, 16-0 vote; Favorable by Appropriations on 2/11, 26-0 vote	In State Affairs

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
SB 1612	Opportunity Zones	Powell	Opportunity Zones; Renaming the Florida Enterprise Zone Act as the Florida Opportunity Zone Act; providing an approval procedure allowing certain opportunity zones to receive certain state incentives; requiring a county or municipality to create an opportunity zone development agency; providing that certain enterprise zones may still receive certain state incentives for a specified amount of time; authorizing local governments to review their ordinances to encourage the economic viability and profitability of business and commerce in opportunity zones, etc.		In Commerce and Tourism
HB 1429	Opportunity Zones	Omphroy	Opportunity Zones; Revives & renames Florida Enterprise Act as Florida Opportunity Act; revives & amends substantive procedures formerly related to enterprise zones; defines "opportunity zone"; provides mechanisms for opportunity zones to receive specified state incentives.		In Workforce Development and Tourism
SB 1654	Biosolids Management	Mayfield	Biosolids Management; Prohibiting the Department of Environmental Protection from issuing or renewing certain permits after a specified date; prohibiting the land application of biosolids on certain sites after a specified date; authorizing municipalities and counties to enforce or extend certain ordinances, regulations, resolutions, rules, moratoriums, or policies regarding the land application of biosolids, etc.		In Environment and Natural Resources
HB 1267	Biosolids Management	Grall	Biosolids Management; Prohibits land application of biosolids on certain sites; prohibits DEP from issuing or renewing certain permits; directs DEP to initiate rulemaking by specified date, adopt specified rules, & implement specified water quality monitoring program.		In Agriculture and Natural Resources
HB 6063	Real Property	Jenne	Real Property; Removes provisions relating to a governmental entity's establishment of recreational customary use on a portion of a beach above the mean high-water line on private property.		In Civil Justice
SB 1680	Real Property	Berman	Real Property; Repealing a provision relating to a governmental entity's establishment of recreational customary use on a portion of a beach above the mean high-water line on private property, etc.		In Community Affairs

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 1193	Deregulation of Profession and Occupations	Ingoglia	Deregulation of Professions and Occupations; Removes regulations on specified DBPR professions, including labor organizations, hair braiders, hair wrappers & body wrappers, & boxing timekeepers & announcers; revises certain requirements for barbers, nail specialists, business organizations that provide architecture services and interior design, landscape architects, & geologists; prohibits suspension or revocation of license for delinquency or default on payment of student loan or default on requirements of work-conditional scholarship.	Favorable by Business and Professions on 1/21, 12-3 vote; Favorable by Government Operations and Technology Appropriations on 10-2	In Commerce
SB 474	Deregulation of Profession and Occupations	Albritton	Deregulation of Professions and Occupations; Citing this act as the “Occupational Freedom and Opportunity Act”; requiring the Department of Highway Safety and Motor Vehicles to waive the requirement to pass the Commercial Driver License Skills Tests for certain servicemembers and veterans; deleting the requirement that a yacht broker maintain a separate license for each branch office; specifying that the failure to repay certain student loans is not considered a failure to perform a statutory or legal obligation for which certain disciplinary action can be taken; revising licensure requirements for engineers who hold specified licenses in another state, etc.	CS by Innovation, Industry and Technology on 1/21, 8-0 vote; CS by Commerce and Tourism on 2/4, 4-0 vote	In Appropriations
SB 1302	Sovereign Immunity	Flores	Sovereign Immunity; Designating the “Florida Fair Claims Act”; increasing the statutory limits on liability for tort claims against the state and its agencies and subdivisions; revising when a state and its agencies and subdivisions may agree to settle a claim or judgment without further action from the Legislature; requiring that the limitations on tort liability be adjusted every year after a specified date; prohibiting an insurance policy from conditioning the payment of benefits on the enactment of claim bills, etc.	CS by Judiciary on 1/21, 5-0 vote; Favorable by Community Affairs on 2/3, 4-1 vote	In Appropriations
HB 7043	Contingency Fees	Gregory	Contingency Fees; Prohibits local & regional governmental entities from entering into certain contingency fee contracts with private attorneys or law firms.		In Oversight, Transparency and Public Management
SB 1574	Contingency Fees	Baxley	Contingency Fees; Defining the term “local or regional governmental entity”; prohibiting local and regional governmental entities from entering into contingency fee contracts above specified limits with private attorneys and law firms, etc.		In Community Affairs
SB 1490	Public Officers and Employees	Bradley	Public Officers and Employees; Authorizing the giving, solicitation, and acceptance of gifts or compensation to be used toward costs incurred due to a serious bodily injury or the diagnosis of a serious disease or illness of specified reporting individuals, procurement employees, or a child thereof; revising provisions regarding prohibited lobbying expenditures in the legislative and executive branches to conform to changes made by the act, etc.	Favorable by Ethics and Elections on 1/21, 6-1 vote; CS by Governmental Oversight and Accountability on 2/3, 5-0 vote	In Rules
HB 1435	Public Officers and Employees	Williamson	Public Officers and Employees; Authorizes specified reporting individuals & procurement employees to accept gifts or compensation to be used toward costs incurred due to serious bodily injury or diagnosis of serious disease or illness of individual, employee, or child thereof; specifies limitations & requirements.	CS by Public Integrity and Ethics on 2/6, 14-0 vote	In State Affairs
SB 172	Florida Drug and Cosmetic Act	Bradley	Florida Drug and Cosmetic Act; Preempting the regulation of over-the-counter proprietary drugs or cosmetics to the state, etc.	Favorable by Community Affairs on 10/14, 3-1 vote; Favorable by Innovation, Industry, and Technology on 11/4, 8-2 vote; Favorable by Rules on 1/15, 12-4 vote	Passed Senate on 1/29, 25-14 vote; Sent to House in messages Page 64 of 67

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 113	Florida Drug and Cosmetic Act	Roach	Florida Drug and Cosmetic Act; Preempts regulation of over-the-counter proprietary drugs or cosmetics to state.	Favorable by Health Quality on 11/6, 8-5 vote; Favorable by Local, Federal and Veterans Affairs on 1/21, 9-6 vote; Favorable by Health and Human Services on 1/30, 10-6 vote	Placed on House calendar
HB 441	Public Procurement of Services	DiCeglie	Public Procurement of Services; Revises maximum dollar amount for continuing contracts for construction projects; revises term "continuing contract" to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, & surveying & mapping services.	CS by Oversight, Transparency and Public Management on 12/12, 12-0 vote; Favorable by Government Operations and Technology Appropriations on 1/15, 10-0 vote; CS by State Affairs on 1/23, 24-0 vote	Passed House on 2/13, 117-0 vote
SB 506	Public Procurement of Services	Perry	Public Procurement of Services; Revising the maximum dollar amount for continuing contracts for construction projects; revising the term "continuing contract" to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, and surveying and mapping services, etc.	CS by Government Oversight and Accountability on 1/13, 5-0 vote; Favorable by Agriculture, Environment, and General Government Appropriations on 1/22, 9-0 vote	In Appropriations
SB 504	Local Government Public Construction Works	Perry	Local Government Public Construction Works; Revising disclosure requirements for bidding documents and other requests for proposals issued for bids by a local governmental entity and public contracts entered into between local governmental entities and contractors; requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when the board is making a specified determination, etc.	Favorable by Community Affairs on 12/9, 5-0 vote; CS by Governmental Oversight and Accountability on 1/13, 5-0 vote	In Rules
HB 279	Local Government Public Construction Works	Smith, D.	Local Government Public Construction Works; Revises amount at which specified entities must competitively award certain projects; requires local governing board to consider estimated costs of certain projects when making specified determination; requires local government that performs project using its own services, employees, & equipment to disclose costs of project after completion to Auditor General; requires Auditor General to review such disclosures as part of routine audits of local governments.	CS by Oversight, Transparency and Public Management on 1/29, 11-3 vote; Favorable by Business and Professions on 2/4, 8-2 vote	In State Affairs

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 1113	Fiduciary Duty of Care for Appointed Public Officials and Executive Officers	Beltran	Fiduciary Duty of Care for Appointed Public Officials and Executive Officers; Establishes standards for fiduciary duty of care for appointed public officials & executive officers of specified governmental entities; requires training on board governance; requires DBPR to contract for or approve such training programs or publish list of approved training providers; specifies requirements for such training; authorizes training to be provided by in-house counsel for certain governmental entities; requires appointed public officials & executive officers to certify their completion of annual training; requires department to adopt rules; provides exception to training requirement; specifies requirements for appointment of executive officers & general counsels of governmental entities; specifies standards for legal counsel.	Favorable by Public Integrity and Ethics on 2/6, 9-6 vote	In Government Operations and Technology Appropriations
SB 1270	Fiduciary Duty of Care for Appointed Public Officials and Executive Officers	Lee	Fiduciary Duty of Care for Appointed Public Officials and Executive Officers; Establishing standards for the fiduciary duty of care for appointed public officials and executive officers of specified governmental entities; requiring training on board governance beginning on a specified date; requiring the Department of Business and Professional Regulation to contract for or approve such training programs or publish a list of approved training providers; specifying requirements for the appointment of executive officers and general counsels of governmental entities, etc.	CS by Governmental Oversight and Accountability on 2/10, 5-0 vote	On Community Affaris agenda on 2/17
SB 620	Firefighters' Bill of Rights	Hooper	Firefighters' Bill of Rights; Specifying application of certain rights of firefighters to informal inquiries; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before an interrogation is conducted; prohibiting a firefighter from being threatened with certain disciplinary action; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law, etc.	Favorable by Commiunity Affaris on 12/9, 5-0 vote, CS by Governmental Oversight and Accountability on 1/13	In Rules
HB 215	Firefighters' Bill of Rights	Casello	Firefighters' Bill of Rights; Requires witnesses be interviewed & information be provided to firefighter before interrogation is conducted; authorizes firefighter to provide voluntary statement at any time after being informed of certain right; prohibits firefighter from being threatened during interrogation; requires copy of interrogation be provided to firefighter within specified timeframe, upon request; requires that firefighter be notified & provided certain information before certain disciplinary actions are taken & given opportunity to address certain findings.		In Oversight, Transparency and Public Management
SB 140	Fireworks	Hutson	Fireworks; Defining the term “designated holiday”; providing an exemption for the use of fireworks solely and exclusively during a designated holiday, etc.	CS by Community Affairs on 11/4, 4-0 vote; CS by Banking and Insuranace on 12/10, 6-0 vote; CS by Rules on 1/15, 16-0 vote	On Senate calendar
HB 65	Fireworks	Rodriguez, A.M.	Fireworks; Provides exemption for purchase, sale, or use of fireworks used or to be used solely & exclusively during designated holiday; provides age requirement to purchase; provides affirmative defense for certain retailers.	CS by Business and Professions on 11/6, 7-5 vote; CS by Local, Federal and Veterans Affairs on 12/11, 10-1 vote	In Commerce

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BILL NUMBER	TITLE	SPONSOR	SUBJECT	STATUS UPDATES	STATUS UPDATES
HB 73	Environmental Regulation	Overdorf	Environmental Regulation; Specifies requirements for contracts between residential recycling collectors or recovered materials processing facilities & counties or municipalities for collecting, transporting, & processing residential recycling material & contaminated recyclable material; prohibits local governments from requiring further verification from DEP for certain projects; revises types of dock & pier replacements & repairs that are exempt from such verification & certain permitting requirements.	Favorable by Agriculture and Natural Resources on 10/16, 14-0 vote; Favorable by Agriculture and Natural Resources Appropriations on 12/11, 10-0 vote; CS by State Affairs on 1/16, 23-0 vote	Passed full Hosue on 1/2, 119-0 vote; Sent to Senate in messages
SB 326	Environmental Regulation	Perry	Environmental Regulation; Specifying requirements for contracts between residential recycling collectors or recovered materials processing facilities and counties or municipalities for the collection or processing of residential recycling material; providing that a residential recycling collector or recovered materials processing facility is not required to collect, transport, or process contaminated recyclable material except pursuant to specified contractual requirements after a contract is executed; prohibiting local governments from requiring further verification from the Department of Environmental Protection for certain projects, etc.	CS by Environment and Natural Resources on 11/4, 5-0 vote; Favorable by Community Affairs on 12/9, 5-0 vote; Favorable by Rules on 2/5, 15-0 vote	On Senate calendar
HB 2671	St. Augustine Wastewater Treatment Plant Resiliency Armoring	Stevenson	St. Augustine Wastewater Treatment Plant Resiliency Armoring; Provides an appropriation for the St. Augustine Wastewater Treatment Plant Resiliency Armoring. APPROPRIATION: \$1,825,000	Favorable by Agriculture and Natural Resources on 12/11, 9-0 vote;	In Appropriations
HB 2673	St. Augustine Flood Resiliency Master Plan Implementation	Stevenson	St. Augustine Flood Resiliency Master Plan Implementation; Provides an appropriation for the St. Augustine Flood Resiliency Master Plan Implementation. APPROPRIATION: \$2,340,305	Favorable by Agriculture and Natural Resources on 12/9, 10-0 vote	In Appropriations
HB 2675	St. Augustine West Augustine Septic to Sewer 2020	Stevenson	St. Augustine West Augustine Septic to Sewer 2020; Provides an appropriation for the St. Augustine West Augustine Septic to Sewer 2020. APPROPRIATION: \$450,000	Favorable by Agriculture and Natural Resources on 12/9, 10-0 vote	In Appropriations
HB 1217	Surrendered Newborn Infants	Beltran	Authorizes hospitals, emergency medical services stations, & fire stations to use newborn safety devices to accept surrendered newborn infants under certain circumstances; requires such entities to visually check & test device within specified timeframes; adds locations under which prohibition on initiation of criminal investigations based solely on surrendering of newborn infant applies.	Favorable by Health Market Reform on 2/4, 12-0 vote; Favorable by Health Care Appropriations on2/11, 8-1 vote	In Health and Human Services
SB 864	Surrendered Newborn Infants	Baxley	Authorizes hospitals, emergency medical services stations, & fire stations to use newborn safety devices to accept surrendered newborn infants under certain circumstances; requires such entities to visually check & test device within specified timeframes; adds locations under which prohibition on initiation of criminal investigations based solely on surrendering of newborn infant applies.	CS by Health Policy on 1/14, 7-3 vote	In Children, Families, and Elder Affairs