

RESOLUTION NO. 19- 99

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, ADOPTING GUIDELINES FOR THE EXPENDITURE OF A PERCENTAGE OF THE 2020-2029 LOCAL GOVERNMENT INFRASTRUCTURE SURTAX FOR AFFORDABLE HOUSING AND ECONOMIC DEVELOPMENT CAPITAL PROJECTS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 212.055(2), Florida Statutes, authorizes the Pinellas County Board of County Commissioners (“County”) to levy by ordinance a local government infrastructure sales surtax (hereinafter “Surtax”) of one percent (1%) upon certain taxable transactions, subject to referendum approval; and

WHEREAS, the Surtax may be used to finance, plan and construct infrastructure in accordance with Section 212.055(2)(d), Florida Statutes, which includes but is not limited to acquiring land for the purpose of constructing residential housing units affordable to individuals or families whose income does not exceed certain statutorily defined income thresholds, as authorized in Section 212.055(2)(d)1.e, Florida Statutes (“Housing”), and depositing no more than 15% into a trust fund for funding economic development projects having a general purpose of improving the local economy, as authorized in Section 212.055(2)(d)3, Florida Statutes (“Economic Development Capital Projects”); and

WHEREAS, pursuant to Pinellas County Ordinance 17-26, the County levied an extension of the current Surtax, with the additional authorization to use the funding for economic development capital projects as authorized by Section 212.055(2)(d)3, Florida Statutes; and

WHEREAS, a referendum necessary to implement Ordinance 17-26 was held and approved by approximately 83% of Pinellas County voters on November 7, 2017, thus extending the Surtax for an additional ten (10) year term; and

WHEREAS, pursuant to Section 212.055(2)(c)1., Florida Statutes and Pinellas County Ordinance 17-26, the County and the municipalities within Pinellas County (“Municipalities”) entered into an interlocal agreement on August 1, 2017 (“Interlocal”), which governs the required allocation of the Surtax proceeds ; and

WHEREAS, the Interlocal stipulates that a Countywide Investment for "Economic Development Capital Projects" as authorized in Section 212.055(2)(d)3., Florida Statutes and "Housing" (Land Acquisition in support of residential housing as authorized in Section 212.055(2)(d)l.e., Florida Statutes) will be funded in the total amount of 8.3% of the net proceeds collected over the ten (10) year term of the Interlocal Agreement; and

WHEREAS, the Interlocal stipulates that the net proceeds dedicated to Economic Development Capital Projects and Housing shall be used in accordance with guidelines set forth by a Joint Review Committee established by resolution of the Board of County Commissioners; and

WHEREAS, a twelve-member Joint Review Committee, established in accordance with the Interlocal, approved the attached Penny IV Affordable Housing and Economic Development Program Guidelines at its October 25, 2019 meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY FLORIDA, at a duly-assembled meeting held on the 10th day of December 2019, that the attached Penny IV Affordable Housing and Economic Development Program Guidelines are hereby adopted and shall be effective immediately.

Commissioner Welch offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Long, and upon roll call, the vote was:

7 Ayes Seel, Gerard, Egges, Justice, Long, Peters, and Welch.

0 Nays None.

APPROVED AS TO FORM

By: Chelsa Mawdy
Office of the County Attorney