

RESOLUTION NO. 19-10

RESOLUTION DELEGATING CERTAIN APPROVAL AUTHORITY OF THE PINELLAS COUNTY COMMUNITY REDEVELOPMENT AGENCY IN FURTHERANCE OF IMPLEMENTATION OF THE REDEVELOPMENT PLAN FOR THE LEALMAN COMMUNITY REDEVELOPMENT AREA, PURSUANT TO THE COMMUNITY REDEVELOPMENT ACT OF 1969, CHAPTER 163, PART III, FLORIDA STATUTES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Pinellas County Board of County Commissioners (“Board”), by its Resolution No. 15-62, a copy of which has been submitted to the Clerk of this Board and made a part of the Public Records of Pinellas County, Florida, declared an area of the County to be a slum or blighted area (the “Redevelopment Area”); and

WHEREAS, Resolution 15-62 declared the need for a Community Redevelopment Agency to carry out redevelopment activities in the Redevelopment Area, and authorized the preparation of a Redevelopment Plan for the Lealman Study Area; and

WHEREAS, the Board, by its Ordinance No. 15-29, as amended, established the Board of County Commissioners as the Pinellas County Community Redevelopment Agency (“Agency”) to carry out such redevelopment activities; and

WHEREAS, the Agency on May 24, 2016 voted to recommend approval of the proposed CRA Plan and transmitted it to the Pinellas County Board of County Commissioners for approval; and

WHEREAS, the Board by its Ordinance 16-40 approved the CRA Plan; and

WHEREAS, the Agency is authorized and responsible for implementation of the projects and programs defined in the CRA Plan; and

WHEREAS, it is in the interest of the Agency to delegate certain administrative responsibilities to the County Administrator for implementation of the CRA Plan.

NOW, THEREFORE, IN REGULAR SESSION DULY ASSEMBLED ON THIS 12th DAY OF MARCH, 2019, BE IT RESOLVED BY THE PINELLAS COUNTY BOARD OF COUNTY COMMISSIONERS ACTING IN THEIR CAPACITY AS THE PINELLAS COUNTY COMMUNITY REDEVELOPMENT AGENCY:

- I. The County Administrator or his/her designee shall have the authority to approve and execute the following contracts, documents and instruments on behalf of the Pinellas County Community Redevelopment Agency for the

purpose of implementing the Lealman Community Redevelopment Area Plan, pursuant to powers enumerated in Section 163.370, Florida Statutes:

- (1) Any and all contracts, including, but not limited to, grants, revenue contracts, interlocal agreements, intergovernmental contracts, joint and cooperative purchasing contracts with other governmental agencies, contracts for the acquisition of interests in real property, litigation settlement stipulations and agreements for the acquisition of interests in real property, litigation settlement stipulations and agreements not governed by the risk finance program as provided in section 2-142 of the Pinellas County Code, leases of real and personal property to the Agency, contracts governed by the purchasing division of the Pinellas County Code, and any amendments, extensions, renewals, or assignments thereof, including changes in price, terms and conditions, that involve the receipt or payment or by the Agency of not to exceed \$250,000.00 in a fiscal, contract, or calendar year.
- (2) Amendments to contracts or leases approved by the Agency that involve: (i) time only extensions; (ii) a name change of a party, or substitution of a party as a result of an acquisition (stock, membership or partnership interest or asset sale), merger, court order (such as the appointment of a receiver or trustee, federal or state forfeiture, by way of illustration and not limitation), or a change of ownership of leased real or personal property; (iii) amendments, extensions, or renewals of leases of real or personal property to or from third parties, including changes in terms and conditions, decreases in rent, or increases in rent or other lease financial obligations of not more than the sums authorized in subsection (a)(1) of this section or ten percent of the total fees, costs, or compensation payable pursuant to the lease, whichever is less, if delegated authority is provided for in the lease; (iv) decreases in fees, costs, or compensation paid by the Agency, or cumulative increases in fees, costs, or compensation paid by the Agency of not more than the sums authorized in subsection I (1) of this section or ten percent of the total fees, costs, or compensation, whichever is less; (v) revisions or amendments to plans, specifications, pay items, or the scope of work or services; and/or (vi) mutual releases or terminations of contracts approved by all parties to the contract.
- (3) Contract closeout documents for contracts referenced above approved by either the Agency, county administrator or designee, including, but not limited to, releases of surety bonds and retainages, and releases of completion and maintenance security for subdivision improvements.

- (4) Grant applications in amounts not to exceed \$1,000,000.00 excluding local match or in-kind contributions, in a fiscal or calendar year.
  - (5) Licenses, access agreements, temporary use permits, and the acceptance or conveyance of temporary or permanent easements for construction, utility or other governmental purposes on any real property owned or operated by the Agency, and any assignments, consents, extensions, amendments, releases, or terminations of the foregoing documents or instruments, including changes in price, terms and conditions.
  - (6) Subordination agreements, landlord estoppel agreements/certificates, attornment agreements, and assignments including consents thereof, relating to any real property owned, by the Agency.
  - (7) Corrective contracts and instruments.
  - (8) Releases in full or in part, satisfactions, or assignments of liens and mortgages.
  - (9) Any instrument required for the exercise of an option of renewal or extension of a lease or license agreement for a term of a year or years, upon the same terms and conditions as set forth in any original lease or license agreement approved by the Agency.
  - (10) Applications to the state or other political subdivisions.
  - (11) Approval of sublease of lease agreement if the original lease agreement allows a sublease upon Agency approval, and if the original tenant remains ultimately liable under the lease agreement.
  - (12) Any instrument required for the exercise of option of renewal or extension, or acceptance of contractor's exercise of option of renewal or extension of use, access, concession or similar agreement for a term of a year or years, upon the same terms and conditions as set forth in the original agreement approved by the Agency.
- II. All documents approved under this section I. above shall be subject to Pinellas County's contract review procedures, and shall be placed on a receipt and filed report on the consent agenda of the Board of County Commissioners at least quarterly.
- III. This Resolution shall become effective immediately upon its adoption.

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

AYES: Seel, Gerard, Eggers, Justice, Long, Peters, and Welch.

NAYES: None.

ABSENT AND NOT VOTING: None.