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A RESOLUTION OF THE CITY OF ORLANDO, FLORIDA, RELATING TO NEIGHBORHOOD **IMPROVEMENT** DISTRICTS; **CREATING** AN **EXPLORATORY** COMMITTEE FOR A PROPOSED DOWNTOWN SOUTH **NEIGHBORHOOD IMPROVEMENT** DISTRICT; PROVIDING FOR DUTIES OF THE COMMITTEE, SEVERABILITY, REPEAL **OF CONFLICTING** RESOLUTIONS. CORRECTION **OF SCRIVENER'S** ERRORS, AND AN EFFECTIVE DATE.

## BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORLANDO. FLORIDA:

SECTION 1. EXPLORATORY COMMITTEE CREATED. There is hereby created a Downtown South Neighborhood Improvement District Exploratory Committee (hereinafter the "Committee") comprised of seven members. Members of the Committee must be either a resident within the district study boundaries, an owner of real property within the district study boundaries, an owner, director, or officer of a business located within the district study boundaries, a representative of one of the foregoing, or a person with a recognizable and substantial stake in the future of the proposed district.

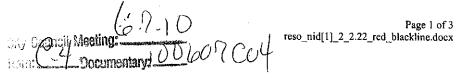
Members of the Committee shall be appointed by the Mayor and approved by Council. At least one of the committee members must be a representative of Orlando Health and at least one other member must be an owner, or a representative of an owner, of real property within the district study boundaries and that is currently designated for industrial use on the City's future land map.

The Committee must conduct its business in accordance with applicable state and local laws and policies. The chief administrative officer shall provide the Committee with reasonable administrative support and may assign City staff to act as a recording secretary. The City attorney may provide legal advice to the Committee, and the chief financial officer should provide the Committee with advice on financial matters.

SECTION 2. DISTRICT STUDY BOUNDARIES. For purposes of the exploratory committee, the study boundaries for the Downtown South Neighborhood Improvement District (the "Proposed District") are the southern right-of-way boundary of the East-West Expressway on the north, the centerline of Michigan Street to the south, the centerline of Orange Avenue to the east, and the eastern right-of-way boundary of Interstate-4 to the west.

As described in section 4 of this resolution, if the Committee recommends the creation of a neighborhood improvement district, the Committee shall recommend definitive district boundaries, and should, to this end, consider whether commercial properties on the east side of S. Orange Ave. should be included within a proposed district.

SECTION 3. DUTIES OF THE COMMITTEE. The Committee must, at a minimum, undertake the following activities:



- a. Conduct at least three public meetings, either at City Hall, or within a publically owned and publically accessible hall within or nearby the district study boundaries.
- b. At least two of the public meetings must include the opportunity for a public hearing. The public hearings must afford a fair opportunity for affected persons to testify on the proposed district. Notice of the public hearings must be provided as directed by the Committee and as likely to apprise interested parties of the opportunity to be heard. Testimony and evidence provided by interested parties should be included within the Committee's report to Council.
- c. Gather or create information, data, maps, plans, studies, capital improvements plans, and other relevant material as necessary to adequately inform Council of the need for a district. The Committee should also review and analyze relevant existing plans and studies and include a summary of such material in its final report.
- d. Produce and issue a report to Council, as described hereinafter.

**SECTION 4. REPORT.** The Committee shall issue a report to Council that includes a recommendation of whether a neighborhood improvement district is desirable and useful. If the formation of a district is found to be desirable and useful, the following information and recommendations should be included within the report:

- a. A description of the goals and purposes of the proposed district.
- b. Which of the districts authorized by the Safe Neighborhoods Act, Part IV, Chapter 163, Florida Statutes, is most advisable.
- c. Whether, and if so, to what extent, the City's Growth Management Plan must be amended to accommodate the establishment of the proposed district.
- d. The proposed district's boundaries and size.
- e. The proposed district's name.
- f. The composition of the proposed district's governing board, and if applicable, the composition of an advisory council to the governing board.
- g. The duties, responsibilities, and powers of the district's governing board, and if applicable, of the advisory council to the governing board.
- h. Which of the powers authorized by section 163.514, Florida Statutes, should be granted or prohibited to the proposed district.

71	1. Since information that the Committee thirds would be useful to the Council in making a
92	determination of whether to authorize the formation of a neighborhood improvement
93	district.
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95	SECTION 5. REPORT DUE DATE. The Committee shall issue its final report to
96	Council by no later than October 1, 2010.
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99	SECTION 6. SEVERABILITY. If any provision of this resolution or its application to
	any person or circumstance is held invalid, the invalidity does not affect other provisions or
100	applications of this resolution which can be given effect without the invalid provision or
101	application, and to this end the provisions of this resolution are severable.
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103	SECTION 7. REPEAL. All resolutions or parts of resolutions previously adopted and
104	in conflict with this resolution are hereby repealed.
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106	SECTION 8. SCRIVENER'S ERROR. The City Attorney may correct scrivener's
107	errors found in this resolution by filing a corrected copy of this resolution with the City Clerk.
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109	SECTION 9. EFFECTIVE DATE. This resolution takes effect immediately upon
110	adoption.
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112	ADOPTED, by an affirmative vote of a majority of a quorum present of the City Council
113	of the City of Orlando, Florida, at a regular meeting, this day of
114	2010.
115	, 2010.
116	BY THE MAYOR/MAYOR PRO TEMPORE OF
117	THE CITY OF ORLANDO, FLORIDA:
118	THE CIT TOP OKLANDO, FLORIDA:
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121	Many / Marray Day T
122	Mayor / Mayor Pro Tempore
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123	ATTEST, BY THE CLERK OF THE
125	CITY COUNCIL OF THE CITY OF
	ORIJANIJO, FLOKIDK:
126	Hana Denue
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128	City Olerk
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130	APPROVED AS TO FORM AND LEGALITY
131	FOR THE USE AND RELIANCE OF THE
132	CITY OF ORLANDO, FLORIDA:
133	111. 14.4
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135 🔀	City Attorney Kyle Sheothard
136 \Upsilon	City Attorney Kyle Shephard **[Remainder of page intentionally left blank.]**