

Ordinance 2014-30

SHORT TITLE:


An ordinance amending Section 2.31.010 of the Provo City Code to bring the language regarding the Provo City Redevelopment Agency current with changes to the State Code.

PASSAGE BY MUNICIPAL COUNCIL

ROLL CALL

DISTRICT	NAME	MOTION	SECOND	FOR	AGAINST	OTHER	
CW 1	DAVID SEWELL			✓			
CW 2	GARY GARRETT			✓			
CD 1	GARY WINTERTON	✓		✓			
CD 2	KIM SANTIAGO		✓	✓			
CD 3	HAL MILLER			✓			
CD 4	KAY VAN BUREN			✓			
CD 5	STEPHEN HALES					excused	
				TOTALS	6	0	1

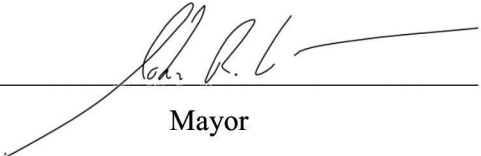
This ordinance was passed by the Municipal Council of Provo City, on the 11th day of November, 2014 on a roll call vote as described above. Signed this 13th day of November, 2014.

  
\_\_\_\_\_  
Chair

II

APPROVAL BY MAYOR

This ordinance is approved by me this 19th day of November 2014.

  
\_\_\_\_\_  
Mayor

ORDINANCE 2014-30

III

CITY RECORDER'S CERTIFICATE AND ATTEST

This ordinance was recorded in the office of the Provo City Recorder on the 19th day of November 2014, with a short summary being published on 15<sup>th</sup> day of November 2014, in The Daily Herald, a newspaper circulated in Provo, Utah. I hereby certify and attest that the foregoing constitutes a true and accurate record of proceedings with respect to Ordinance Number 2014-30.



Signed this 19th day of November 2014.

  
\_\_\_\_\_  
City Recorder

ORDINANCE 2014-.30

AN ORDINANCE AMENDING SECTION 2.31.010 OF THE PROVO CITY CODE TO BRING THE LANGUAGE REGARDING THE PROVO CITY REDEVELOPMENT AGENCY CURRENT WITH CHANGES TO THE STATE CODE. (14-096)

WHEREAS, the former Utah Code Title 17A, Chapter 2, Part 12 (Utah Neighborhood Redevelopment Agencies Act) has been replaced by Utah Code Title 17C (Limited Purpose Local Government Entities – Community Development and Renewal Agencies Act), which outlines the authority and powers of Redevelopment Agencies; and

WHEREAS, the Council Staff recently reviewed Provo City Code Chapter 2.31 and found updates were necessary to bring Provo City Code up to date with current state rules and regulations; and

WHEREAS, it is proposed that Provo City Code Section 2.31.010 be amended to reflect necessary updates; and

WHEREAS, on November 11, 2014, the Municipal Council held a duly noticed public meeting to ascertain the facts regarding this matter, which facts are found in the meeting record; and

WHEREAS, after considering the facts presented to the Municipal Council, the Council finds (i) Section 2.31.010 should be amended as set forth below, and (ii) such action reasonably furthers the health, safety, and general welfare of the citizens of Provo City.

NOW, THEREFORE, be it ordained by the Municipal Council of Provo City, Utah, as follows:

PART I:

Provo City Code Chapter 2.31, specifically Section 2.31.010, is hereby amended as follows:

**Chapter 2.31  
Redevelopment Agency.**

2.31.010. Established - Designated – Powers

**2.31.010. Established - Designated - Powers.**

Pursuant to the provisions of Title 17A, Chapter 2, Part 12, Utah Code (subsequently relocated to Utah Code Title 17C), the Municipal Council of Provo City hereby establishes and designates a Redevelopment Agency for the purpose of implementing the Utah Neighborhood Redevelopment Agencies Act (subsequently renamed the Limited Purpose Local Government Entities – Community Development and Renewal Agencies)

47 Act), as amended hereafter, which provides as follows:  
48

49 (1) The Municipal Council of Provo City shall constitute the governing board of the  
50 Redevelopment Agency for and on behalf of Provo City.

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52 (2) The said agency shall have the power to contract in the name of the Redevelopment  
53 Agency and to have all powers necessary to transact business and exercise all powers  
54 provided for in State law ~~the Utah Neighborhood Redevelopment Agencies Act, or as~~  
55 ~~amended by the State Legislature hereafter.~~

56  
57 (3) The agency shall have the right and power to accept financial and other assistance  
58 from any public or private source for the agency's activities and to extend any funds so  
59 received for any purposes authorized under the State act.

60  
61 (4) The agency may borrow or accept financial or other assistance from the State or  
62 Federal government for any redevelopment project within scope of the said act and may  
63 comply with any conditions of said loan or grant.

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65 (5) The agency shall be authorized to cooperate with similar agencies of other  
66 communities for joint planning and joint development of any particular project enacted  
67 pursuant hereto.

68  
69 (6) The agency is authorized to employ such help as is necessary to meet the  
70 requirements of State law ~~the Utah Neighborhood Redevelopment Agencies Act~~ and  
71 provide from the funds available to the agency for payment and compensation of such  
72 employees in developing particular plans pursuant to the act.

73  
74 (7) The agency is authorized to hold public hearings pursuant to particular projects area  
75 development plans and to do all other acts considered necessary and proper pursuant to  
76 the State law.

77  
78 (8) The Municipal Council of Provo City shall likewise have the power to modify, amend  
79 or make such other changes as are necessary to comply with and meet the needs of the  
80 agency.

81  
82 PART II:

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84 A. If a provision of this Ordinance 2014-30 conflicts with a provision of a previously  
85 adopted ordinance concerning the same title, chapter, and/or section number amended herein, the  
86 provision in this Ordinance shall prevail.

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88 B. This ordinance and its various sections, clauses, and paragraphs are hereby declared to  
89 be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid,  
90 the remainder of the ordinance shall not be affected thereby.

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92 C. The Municipal Council hereby directs that the official copy of the Provo City Code be

93 updated to reflect the provisions enacted by this ordinance.

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95 D. This ordinance shall take effect immediately after being posted or published as  
96 required by law.

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98 END OF ORDINANCE

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