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RESOLUTION 47, 2011

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA DESIGNATING THE CITY MANAGER, THE CITY'S DIRECTOR OF PLANNING AND ZONING, THE ASSISTANT DIRECTOR OF PLANNING AND ZONING, THE FINANCE ADMINISTRATOR, THE DEPUTY FINANCE ADMINISTRATOR, AND THE ASSISTANT TO THE CITY MANAGER AS THE OFFICIAL REPRESENTATIVES OF THE CITY OF PALM BEACH GARDENS AUTHORIZED TO RECEIVE AND DISTRIBUTE CONFIDENTIAL INFORMATION PURSUANT TO SECTION 288.075, FLORIDA STATUTES, RELATING TO PLANS, INTENTIONS, OR INTERESTS OF A PRIVATE CORPORATION, PARTNERSHIP, OR PERSON TO LOCATE, RELOCATE, OR EXPAND ANY OF ITS BUSINESS ACTIVITIES IN THE STATE OF FLORIDA; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, Section 288.075, *Florida Statutes*, provides that upon written request from a private corporation, partnership, or person, records of an economic development agency which contain or would provide information concerning plans, intentions, or interests of such private corporation, partnership, or person to locate, relocate, or expand any of its business activities in this state are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution; and

WHEREAS, the legislature has determined that the disclosure of information while a business is still considering its site selection options could jeopardize a viable economic development project, as well as injure the business in the marketplace, and that the harm that would result from the release of sensitive business information or from the impairment of the effective administration of the state and local economic development efforts far outweighs the public benefit derived from release of such information. Furthermore, disclosure of financial records during negotiations between private and public entities would discourage economic development in general and have a negative impact on increasing the number of high-technology, high-paying jobs in the state; and

WHEREAS, the City Council deems approval of this Resolution to be in the best interests of the health, safety, and welfare of the residents and citizens of the City of Palm Beach Gardens and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM BEACH GARDENS, FLORIDA that:

SECTION 1. The foregoing recitals are hereby affirmed and ratified.

1 **SECTION 2.** The City Council hereby designates the City Manager, the City's
2 Director of Planning and Zoning, the Assistant Director of Planning and Zoning, the
3 City's Finance Administrator, the Deputy Finance Administrator, and the Assistant to the
4 City Manager as the official representatives of the City of Palm Beach Gardens
5 authorized to receive and distribute confidential information pursuant to Section
6 288.075, *Florida Statutes*, relating to plans, intentions, or interests of a private
7 corporation, partnership, or person to locate, relocate, or expand any of its business
8 activities in the State of Florida, and specifically authorizes him/her to sign any
9 requested confidentiality agreement consistent with the provision of Section 288.075,
10 *Florida Statutes*.

11
12 **SECTION 3.** All resolutions or parts of resolutions in conflict be and the same are
13 hereby repealed and specifically Resolution 102, 2008.

14
15 **SECTION 4.** This Resolution shall become effective immediately upon adoption.

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18 (The remainder of this page intentionally left blank)

PASSED AND ADOPTED this 6th day of October, 2011.

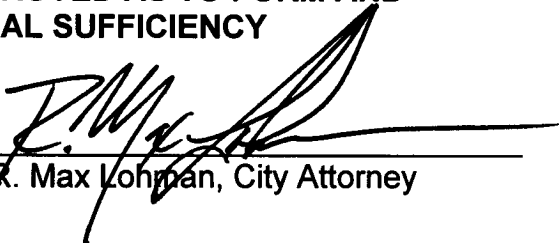
CITY OF PALM BEACH GARDENS, FLORIDA

BY: 
David Levy, Mayor

ATTEST:

BY: 
Patricia Snider, CMC, City Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

BY: 
R. Max Lohman, City Attorney

VOTE:

AYE NAY ABSENT

MAYOR LEVY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
VICE MAYOR PREMURROSO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILMEMBER RUSSO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILMEMBER JABLIN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COUNCILMEMBER TINSLEY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

