

MEMORANDUM

Agenda Item No. 11(A) (17)

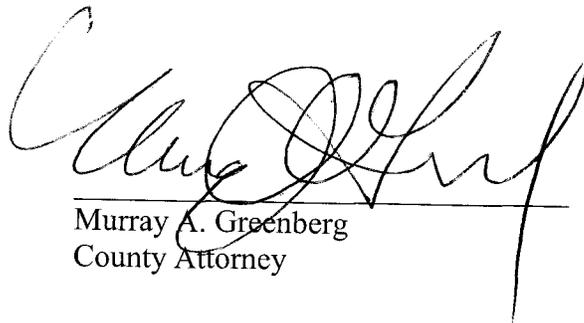
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: September 12, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution directing the
County Manager and County
Attorney to investigate legal
issues concerning County
parcels in the Infill Housing
Program

The accompanying resolution was prepared and placed on the agenda at the request of
Chairman Joe A. Martinez.



Murray A. Greenberg
County Attorney

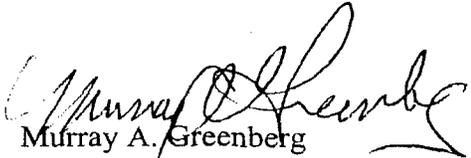
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MEMORANDUM
(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: September 12, 2006

FROM: 
Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A)(17)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor

Agenda Item No. 11(A) (17)

Veto _____

9-12-06

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MANAGER AND
COUNTY ATTORNEY TO INVESTIGATE LEGAL ISSUES
CONCERNING COUNTY PARCELS IN THE INFILL
HOUSING PROGRAM

WHEREAS, there is an urgent need for more affordable housing in the County; and

WHEREAS, Ordinance 01-47 created the Infill Housing Initiative to redevelop and revitalize inner city neighborhoods through infill housing; and

WHEREAS, the purpose of the Infill Housing Initiative is to convert vacant, dilapidated or abandoned property into affordable homes that will be sold or rented to low and moderate income persons; and

WHEREAS, these affordable homes will generate ad valorem tax revenue for the community; and

WHEREAS, one of the ways property comes into the County's Infill Housing Program is through County-owned parcels that are transferred into the program; and

WHEREAS, the County relies upon private developers to develop affordable housing through the Infill Housing Program; and

WHEREAS, the County-owned parcels are conveyed to eligible developers for infill housing; and

WHEREAS, these County-owned parcels often contain liens from third parties and may contain other legal restraints; and

WHEREAS, developers of infill housing have reported that the process of clearing these liens, among other reasons, has created often lengthy delays for infill developers or contributed to properties conveyed through the Infill Housing Program being left undeveloped; and

WHEREAS, expediting the process of clearing these liens would be in the interest of the recipients of infill housing, the County, and the infill developers,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The County Manager and County Attorney are directed to investigate the legal issues infill housing developers are facing in their efforts to develop infill housing and to investigate the potential to expedite the process the County employs to clear County liens off of property designated for infill housing. As part of this investigation, the County Manager is directed to create a workshop attended by those knowledgeable about the process, including but not limited to County staff, the County Attorney's Office, and developers of infill housing.

Section 2. The County Manager shall submit a written report to the Board of County Commissioners within sixty (60) days of the effective date of this resolution addressing the foregoing issues.

The foregoing resolution was sponsored by Chairman Joe A. Martinez and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman
Dennis C. Moss, Vice-Chairman

Bruno A. Barreiro

Audrey M. Edmonson

Sally A. Heyman

Dorin D. Rolle

Katy Sorenson

Sen. Javier D. Souto

Jose "Pepe" Diaz

Carlos A. Gimenez

Barbara J. Jordan

Natacha Seijas

Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 12th day of September, 2006. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Glenn A. Saks

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