MEMORANDUM

Amended
Agenda Item No. 7(B)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: (Second Reading 09-04-07) May 8, 2007

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Ordinance creating the Community Affordable Housing Strategies Alliance

O#07-121

The accompanying ordinance was prepared and placed on the agenda at the request of Vice-Chairwoman Barbara J. Jordan

R. A. Cuevas, Jr.
County Attorney

RAC/bw

Memorandum

MIAMI-DADE COUNTY

Date: September 4, 2007

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Ordinance creating the Community Affordable Housing Strategies Alliance

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The ordinance relating to the Community Affordable Housing Strategies Alliance (CAHSA) will not have a fiscal impact on Miami-Dade County.

Support services will be provided with existing resources, as previously done with the CAHSA Task Force.

Cynthia W. Curry
Senior Advisor

Fis01107

MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: September 4, 2007

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Amended Agenda Item No. 7(B)

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

_____

Override _____

Amended
Agenda Item No. 7(B)
9-4-07

ORDINANCE NO. **07-121**

ORDINANCE CREATING THE COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE; SETTING FORTH MEMBERSHIP REQUIREMENTS, APPOINTMENT, REMOVAL AND TENURE, OF MEMBERS, SPECIFYING ORGANIZATION AND POWERS, AND DUTIES; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Chapter 17, Article X of the Code of Miami-Dade County, Florida is hereby created to read as follows:

ARTICLE X.
COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE OF MIAMI-DADE COUNTY, FLORIDA

Sec. 17-148. Creation.

There is hereby created and established the Community Affordable Housing Strategies Alliance (hereinafter referred to as the "CAHSA").

Sec. 17-149. Membership Requirements; appointment of members; terms; removal.

(a) The CAHSA shall be composed of thirty-six (36) voting members from the following categories of representatives:

(1) One (1) representative from the Greater Miami Chamber of Commerce;

(2) One (1) representative from the Miami-Dade Chamber of Commerce;

(3) One (1) representative from the Miami-Dade County League of Cities, Inc.;

(4) One (1) representative from the United States Department of Housing and Urban Development;

(5) One (1) representative from the Housing Opportunities Project for Excellence, Inc. (HOPE, Inc.);

(6) One (1) representative from the Local ACORN - State Chapter ACORN;

(7) One (1) representative from the Legal Services of Greater Miami, Inc.;

(8) One (1) representative from the Beacon Council;

(9) One (1) representative from the Florida International University;

(10) One (1) representative from the Miami Worker Center;

(11) One (1) representative from the Human Services Coalition;

(12) One (1) representative from the Area Alliance on Aging;

(13) One (1) representative from Fannie Mae;

(14) One (1) representative from Tools for Change;

(15) One (1) representative from the Miami-Dade Affordable Housing Advisory Board;

(16) One (1) Private Not-for Profit Affordable Developer;

(17) One (1) For-Profit Affordable Developer;

(18) One (1) representative from the Miami-Dade Affordable Housing Foundation;

(19) One (1) representative from the Miami-Dade Equal Opportunity Board;

(20) One (1) representative from the Dade Legislative Representatives;

(21) One (1) representative from the U.S. Legislative Representatives;

(22) One (1) representative from the Miami-Dade Empowerment Trust;

(23) One (1) representative from the Miami Business Forum;

(24) One (1) representative from the Community Partnership for the Homeless;

(25) One (1) representative from the Partnership for Recovery;

(26) One (1) representative from the Miami-Dade Homeless Trust;

(27) People Acting for Community Together;

(28) One (1) representative from the Alliance for Human Services;

(29) One (1) representative from the Overall Tenant Advisory Council; and

(30) One (1) representative from the Metro-Miami Action Plan Trust.

(31) One (1) representative from the Builder's Association of South Florida;

(32) One (1) representative from the Hialeah Chamber of Commerce

(33) One (1) representative from the Latin Builder's Association, Inc.

(34) One (1) representative from the Latin Chamber of Commerce (CAMACOL)

(35) One (1) representative from the Coalition of Florida Farmers' Organization (COFO); and

(36) One (1) person actively engaged in the housing industry in Miami-Dade County.

(b) Alternate members may be appointed for each seat. Alternate members shall be non-voting members of the CAHSA except when the voting member appointed to that category of representatives is unable to serve, at which time an alternate member of the same category of representatives shall serve as voting member.

(c) Members shall be appointed in accordance with

Sections 2-11.38 and 2-11.38.1 of the Code of Miami-Dade County. However, the Chair of the Board of the County Commissioners shall contact each of the entities referenced in Section 17-149 (a) to obtain the names of interested and eligible persons and their resumes. The Chair shall obtain a pool of no less than three (3) names of candidates per seat on the Trust. Upon receipt of the names all candidates, the Chair shall forward them by resolution to the Board of County Commissioners. From the pool of candidates for each seat, the Board of County Commissioners shall appoint one (1) eligible person to serve as a member or alternate.

Individuals shall be appointed based on the following criteria:

(1) Knowledge of and demonstrable service to the affordable housing community;

(2) Representation of the diverse populations of the Miami-Dade County community, including the proportional representation of women; and

(3) Special expertise in affordable housing.

CAHSA members shall serve without compensation but shall be entitled to reimbursement for necessary expenses incurred in the discharge of their duties.

(d) *Vacancies.* Vacancies shall be filled in the same manner by which the original members were appointed, with a special emphasis on choosing persons who represent the demographic composition of the entire community.

(e) *Qualifications of Members.* Each member of the Board of Trustees shall be a permanent resident and duly qualified elector of Miami-Dade County, unless the Board of County Commissioners waives the residency requirement by a two-thirds (2/3) vote of its membership, and shall be of an outstanding reputation of integrity, responsibility, and commitment to serving the community.

(f) *Tenure and Removal of Members.* All members shall serve staggered terms of three (3) years each, provided, however, of the original members, eighteen (18) members shall serve for a term of one (1) year and eighteen (18) members shall serve for a term of two (2) years. No member shall be permitted to

serve more than two (2) consecutive and complete terms of three (3) years each unless so authorized by two-thirds (2/3) vote of the full membership of the Board of County Commissioners. Members may be removed in accordance with the provisions of Chapter 2-11.38 of the Code of Miami-Dade County.

(g) Attendance requirements for members shall be in accordance with Section 2-11.39, except that five (5) absences, excused or unexcused, in any fiscal year shall also constitute grounds for removal. If a member appointed to represent a category listed in subsection (a) or (b) above loses such representative status, fails to maintain the qualifications for membership set forth in Section 2-11.38, fails to maintain attendance requirements, voluntarily resigns, or for other good cause is removed, the member shall forfeit his/her membership.

Sec. 17-150. Organization.

(a) The CAHSA shall establish, adopt, and amend bylaws, rules, and regulations for its own governance.

(b) The CAHSA shall elect a chairperson and a chair-elect from among its members, who shall serve at the will of CAHSA. Notwithstanding the foregoing, the initial chairperson shall be the person serving as chairperson of the CAHSA Task Force pursuant to Resolution R-558-06.

(c) The chairperson shall preside at all meetings at which he or she is present. The chair-elect shall act as chairperson in the absence or inability of the chairperson.

(d) The CAHSA shall have assistance from staff designated by the County Manager and other governmental entities and legal representation from the County Attorney's Office. The staff shall maintain and keep the records of the CAHSA; prepare, in cooperation with the chairperson, the agenda for each meeting; be responsible for the preparation of such reports, minutes, documents, resolutions or correspondences as CAHSA may direct; and generally administer the business and affairs of CAHSA, subject to budgetary limitations.

(e) In order to transact any business or to exercise any power vested in the CAHSA, a quorum consisting of no less than eleven (11) voting members shall be present.

(f) The CAHSA shall not transact business or exercise its powers unless a majority of the quorum in attendance agrees to the activity. The chairperson, or five (5) CAHSA members upon written request to the chairperson, may call for a special meeting.

(g) The CAHSA may appoint committees to accomplish its tasks.

Sec. 17-151. Meetings.

The CAHSA shall hold regular meetings, no less then six (6) times per year, and such other meetings, as it deems necessary.

Sec. 17-152. Powers and duties.

The CAHSA shall have the following powers, duties, functions and responsibilities:

(a) To monitor existing housing policies which have been adopted by the Miami-Dade Board of County Commissioners, Miami-Dade Housing Agency and other departments of Miami-Dade County that administer affordable housing programs;

(b) To serve as a vetting tool for the Consultant of the Comprehensive Housing and Intervention Plan and post planning phases;

(c) To provide review analysis into the development of the Comprehensive Housing and Intervention Plan; and

(d) To serve in an advisory capacity to the Board of County Commissioners, the Mayor, and other governmental entities with respect to affordable housing issues.

Sec. 17-153. Applicability of County rules and procedures.

The CAHSA shall at all times operate under the Florida Open Government laws, including the "Sunshine Law," public meeting laws and public records laws and shall be governed by all State and County conflict of interest laws, as applicable, including the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance, Sec. 2-11.1 of the Code of Miami-Dade County.

Sec. 17-154. Reports.

The chairperson, chair-elect or designee shall present to the

Board of County Commissioners on an annual basis a written report describing the CAHSA's activities and shall appear as needed before the Board to present any matters pertinent to CAHSA and affordable housing issues.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 5. Sunset. This ordinance shall sunset three (3) years after its creation.

PASSED AND ADOPTED:

Approved by County Attorney as to form and legal sufficiency:

Prepared by:

Terrence A. Smith

Sponsored by Vice-Chairwoman Barbara J. Jordan