

**MEMORANDUM**

Agenda Item No. 11(A)(7)

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

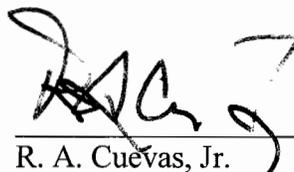
**DATE:** November 20, 2008

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

**SUBJECT:** Resolution urging the  
Florida Legislature to pass  
legislation repealing the 2011  
sunset of the Affordable  
Housing Surtax Program

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson and Co-Sponsor Chairman Bruno A. Barreiro.



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R. A. Cuevas, Jr.  
County Attorney

RAC/bw



**MEMORANDUM**  
(Revised)

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and Members, Board of County Commissioners

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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  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(7)  
11-20-08

RESOLUTION NO. \_\_\_\_\_

RESOLUTION URGING THE FLORIDA LEGISLATURE TO  
PASS LEGISLATION REPEALING THE 2011 SUNSET OF  
THE MIAMI-DADE AFFORDABLE HOUSING SURTAX  
PROGRAM

**WHEREAS**, the Miami-Dade Affordable Housing Surtax Program subsidizes both development and consumer financing to make housing more available and affordable for low- and moderate-income working families by funding first and second mortgages and the acquisition and construction of property for the purpose of providing rental affordable housing; and

**WHEREAS**, since 1984, the Miami-Dade Affordable Housing Surtax (“Surtax”) has provided over \$295 million for the construction, rehabilitation, and purchase of over 21,000 housing units that have helped tens of thousands of low- and moderate-income families; and

**WHEREAS**, Surtax funds leverage \$4 in affordable housing investment for each \$1 in Surtax funds, leading to a substantial investment in this community and the creation in a significant number of jobs; and

**WHEREAS**, over the history of the Surtax, more than 14,000 rental units have been built using Surtax revenues as a subsidy, while more than \$165 million in Surtax funds have gone to homeownership loans; and

**WHEREAS**, the funding source for the Surtax Program is 45¢ for each \$100 of commercial property transferred; and

**WHEREAS**, in 1983, the Florida Legislature enacted the Surtax Program, with Miami attorney Martin Fine being credited with developing the Surtax Program; and

**WHEREAS**, several projects that have been completed in recent years using Surtax funds include Allapattah Gardens (128 rental units), Bonita Pointe Apartments (200 rental units), Country Club Villas (214 rental units) and Jubilee Courtyards (98 rental units); and

**WHEREAS**, the Surtax Program has been one of the state's best dedicated sources of funding for affordable housing initiatives, but, without action by the Florida Legislature, the Surtax Program will sunset on October 1, 2011; and

**WHEREAS**, at a time when the residents of Miami-Dade County need affordable housing more than ever before, it is critical that the Florida Legislature keep the Surtax Program in place and not let it sunset,

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

**Section 1.** Urges the Florida Legislature to pass legislation repealing the 2011 sunset of the Miami-Dade Affordable Housing Surtax Program that leaves in the Board's local control authority over how to allocate Surtax funds between rental housing and homeownership opportunities.

**Section 2.** Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade State Legislative Delegation.

**Section 3.** Directs the County's state lobbyists to advocate for the issue identified in Section 1 above, and directs the Office of Intergovernmental Affairs to include this item as a critical priority in the 2009 state legislative package.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson and the Co-Sponsor is Chairman Bruno A. Barreiro. It was 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:

Bruno A. Barreiro, Chairman	
Barbara J. Jordan, Vice-Chairwoman	
Jose "Pepe" Diaz	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Joe A. Martinez	Dennis C. Moss
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

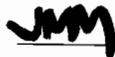
The Chairman thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of November, 2008. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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.



Jess M. McCarty

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