

MEMORANDUM

Agenda Item No 4(A)

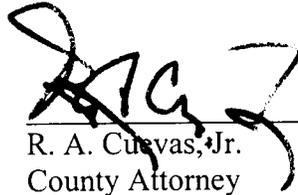
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: May 4, 2010

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

SUBJECT: Ordinance repealing Chapter 17,
Article X of the Code relating
to the Community Affordable
Housing Strategies Alliance and
amending Article VI relating
to the Affordable Housing
Advisory Board

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** May 4, 2010
and Members, Board of County Commissioners

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

SUBJECT: Agenda Item No. 4(A)

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 4(A)
5-4-10

ORDINANCE NO. _____

ORDINANCE REPEALING CHAPTER 17, ARTICLE X OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE; AND AMENDING CHAPTER 17, ARTICLE VI OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE AFFORDABLE HOUSING ADVISORY BOARD

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 Chapter 17, Article X of the Code of Miami-Dade County, Florida is hereby repealed in its entirety: ¹

~~[[ARTICLE X. COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE~~

~~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 three (33) voting members from the following categories of representatives:~~

~~(1) One (1) representative from the Greater Miami~~

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

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 Housing Opportunities Project for Excellence, Inc. (HOPE, Inc.);~~
- ~~(5) One (1) representative from the Local ACORN State Chapter ACORN;~~
- ~~(6) One (1) representative from the Legal Services of Greater Miami, Inc.;~~
- ~~(7) One (1) representative from the Beacon Council;~~
- ~~(8) One (1) representative from the Florida International University;~~
- ~~(9) One (1) representative from the Miami Worker Center;~~
- ~~(10) One (1) representative from the Human Services Coalition;~~
- ~~(11) One (1) representative from the Area Alliance on Aging;~~
- ~~(12) One (1) representative from Fannie Mae;~~
- ~~(13) One (1) representative from Tools for Change;~~
- ~~(14) One (1) representative from the Miami Dade Affordable Housing Advisory Board;~~
- ~~(15) One (1) Private Not-for-Profit Affordable Developer;~~
- ~~(16) One (1) For-Profit Affordable Developer;~~
- ~~(17) One (1) representative from the Miami Dade Affordable Housing Foundation;~~

- ~~(18) One (1) representative from the Miami Dade Equal Opportunity Board;~~
- ~~(19) One (1) representative from the Miami Business Forum;~~
- ~~(20) One (1) representative from the Community Partnership for the Homeless;~~
- ~~(21) One (1) representative from the Partnership for Recovery;~~
- ~~(22) One (1) representative from the Miami Dade Homeless Trust;~~
- ~~(23) One (1) representative from People Acting for Community Together;~~
- ~~(24) One (1) representative from the Alliance for Human Services;~~
- ~~(25) One (1) representative from the Overall Tenant Advisory Council;~~
- ~~(26) One (1) representative from the Metro Miami Action Plan Trust;~~
- ~~(27) One (1) representative from the Builder's Association of South Florida;~~
- ~~(28) One (1) representative from the Hialeah Chamber of Commerce;~~
- ~~(29) One (1) representative from the Latin Builder's Association, Inc.;~~
- ~~(30) One (1) representative from the Latin Chamber of Commerce (CAMACOL);~~
- ~~(31) One (1) representative from the Coalition of Florida Farmers' Organization (COFO);~~
- ~~(32) One (1) person actively engaged in the housing industry in Miami Dade County; and~~
- ~~(33) One (1) representative from the Miami Dade Branch of the National Association for the~~

~~Advancement of Colored People.~~

~~(b) Alternate members may be appointed for each seat. Alternate members shall be nonvoting 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. Upon receipt of the names of all candidates, the Chair shall forward them by resolution to the Board of County Commissioners for final approval. Ex officio members shall be appointed in the same manner by which voting members are appointed, and at a minimum shall appoint ex officio members from the following categories of representatives:~~

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

~~(2) One (1) representative from the U.S. Legislative Representatives;~~

~~(3) One (1) representative from the U.S. Department of Housing and Urban Development.~~

~~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 Section 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 than 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, Section 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. Chapter 17, Article VI of the Code of Miami-Dade County, Florida is

hereby amended to read as follows:

ARTICLE VI. LOCAL HOUSING ASSISTANCE PROGRAM

* * *

Sec. 17-106. Affordable Housing Advisory ~~[[Board]]~~
>>Committee<< powers and duties.

- (a) *Creation and Designation.* The Miami-Dade County Affordable Housing Advisory ~~[[Board]]~~ >>Committee ("AHAC")<< is hereby created and established. It shall be Miami-Dade County's Affordable Housing Advisory Committee as required in Section 420.9072 and Section

420.9076 of the Florida Statutes.

- (b) *Membership; compensation.* The Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< shall consist of ~~[[fifteen (15)]]~~ >>twenty-five (25)<< members. Members shall serve without compensation but shall be entitled to reimbursement for necessary expenses incurred in the discharge of their duties.
- (c) *Composition.* The voting membership shall be ethnically, racially, geographically and gender balanced and shall be composed of the following members:

(1) The ~~[[Board of County Commissioners shall individually appoint thirteen (13) members:]]~~ >>Mayor or the Mayor's designee shall nominate three (3) people, providing names and resumes, for each of the eleven (11) members required to be on the AHAC pursuant to Section 420.9076, Florida Statutes, who shall be appointed by resolution of the Board of County Commissioners. Those members shall be as follows:<<

- i. One (1) citizen actively engaged in the residential home building industry >>in connection with affordable housing<< as required by Section 420.9076(2), Florida Statutes.
- ii. One (1) citizen actively engaged in the banking or mortgage banking industry >>in connection with affordable housing<< as required by Section 420.9076(2), Florida Statutes.
- iii. One (1) citizen representative of the areas of labor actively engaged in home building >>in connection with affordable housing<< as required by Section 420.9076(2), Florida Statutes.
- iv. One (1) citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing as required by Section 420.9076(2), Florida Statutes.
- v. One (1) citizen who is actively engaged as a for-profit provider of >>affordable<< housing as required by Section 420.9076(2), Florida Statutes.
- vi. One (1) citizen who is actively engaged as a

not-for-profit provider of affordable housing as required by Section 420.9076(2), Florida Statutes.

vii. One (1) citizen who is actively engaged as a real estate professional >>in connection with affordable housing<< as required by Section 420.9076(2), Florida Statutes.

viii. One (1) citizen who actively serves on the local planning agency pursuant to Section 163.3174, Florida Statutes as required by Section 420.9076(2), Florida Statutes.

ix. One (1) citizen who resides within the jurisdiction of the local governing body making the appointments as required by Section 420.9076(2), Florida Statutes.

x. One (1) citizen who represents employers within the jurisdiction >>as required by Section 420.9076(2), Florida Statutes.<<

xi. One (1) citizen who represents essential services personnel, as defined in the local housing assistance plan >>as required by Section 420.9076(2), Florida Statutes.<<

~~[[xii. For the remaining two (2) member positions, the Board of County Commissioners may consider the appointment of a member of the construction industry, a local community development corporation, attorney, architect, engineer, or planning professionals.]]~~

(2) The Mayor >>or the Mayor's designee<< shall appoint one (1) member >>at large.<< ~~[[who is a member of the construction industry, local community development corporation, attorney, architect, engineer, planning professional.]]~~

(3) ~~[[The Overall Tenant Advisory Council ("OTAC") shall appoint one (1) of its members.]]~~ >>The Board of County Commissioners shall individually appoint thirteen (13) members. These members shall be appointed by written memorandum by the respective District Commissioner to the Clerk of the Board in the following manner:

- i. The Commissioner for District One shall appoint a member of the Miami-Dade homeless continuum of care;
- ii. The Commissioner for District Two shall appoint a member of a builders association;
- iii. The Commissioner for District Three shall appoint a representative of a business chamber of commerce;
- iv. The Commissioner for District Four shall appoint a member of the banking industry;
- v. The Commissioners for Districts Five and Six shall each appoint a representative of a not-for-profit affordable housing developer;
- vi. The Commissioners for Districts Seven, Eight and Nine shall each appoint a representative of an organization actively engaged in advocating for low income persons;
- vi. The Commissioner for District Ten shall appoint an attorney engaged or experienced in serving affordable housing development clients;
- vii. The Commissioner for District Eleven shall appoint an architect;
- viii. The Commissioner for District Twelve shall appoint a civil engineer;
- ix. The Commissioner for District Thirteen shall appoint a planning professional.

District Commissioners may, at their discretion, seek recommendations of names and resumes from staff, the Mayor or Mayor's designee, or the following organizations that formerly had representation on the CAHSA: Greater Miami Chamber of Commerce; Miami-Dade Chamber of Commerce; Miami-Dade County League of Cities, Inc.; Housing Opportunities Project for Excellence, Inc. (HOPE, Inc.); Legal Services of Greater Miami, Inc.; Area Alliance for Aging; Beacon Council; Florida International University; Miami Worker Center; Human Services Coalition; Fannie Mae; Tools for Change; Miami-Dade

Affordable Housing Foundation, Inc.; Miami-Dade Commission on Human Rights; Miami Business Forum; Community Partnership for the Homeless; Miami-Dade Homeless Trust; People Acting for Community Together; Alliance for Human Services; Overall Tenant Advisory Council; Builder's Association of South Florida; Hialeah Chamber of Commerce; Latin Builder's Association, Inc.; Latin Chamber of Commerce (CAMACOL); Coalition of Florida Farmers' Organization (COFO).<<

(d) *Terms of office, tenure and removal of members.*

>>(1) Upon passage of this ordinance amendment, the present AHAC (formerly Affordable Housing Advisory Board or AHAB) shall be vacated and reconstituted in accordance with the appointment procedures set forth herein.<< All members shall serve staggered terms of ~~[[four (4)]]~~ >>two (2)<< years. Provided, however, that the original >>AHAC<< board members shall serve staggered terms in the following manner: >>five of the statutorily required members<< ~~[[three (3) members]]~~ shall serve an initial term of ~~[[one (1)]]~~ >>two (2)<< ~~[[year]]~~ >>years while six (6) of the statutorily required members shall serve an initial term of three (3) years; the members appointed from Commission Districts One through Seven shall serve an initial term of two (2) year while the members appointed from Commission Districts Eight through Thirteen as well as the Mayor or Mayor's Designee's appointment shall serve an initial term of three years.<< ~~[[four (4) members shall serve an initial term of two (2) years; four (4) members shall serve a term of four (4) years.]]~~ No member shall serve more than two (2) terms of ~~[[four (4)]]~~ >>two (2)<< years each>>, except for the initial terms described herein<<.

>>(2)<< Members may be removed in accordance with the provisions of ~~[[Chapter]]~~ >>Sections<< 2-11.38 and 2-11.39 of the Code of Miami-Dade County. >>Furthermore, if a member appointed to fill a statutorily required seat loses such representative status, the member automatically forfeits his or her position on the AHAC without action of any body or person.

(3)<< Vacancies of the ~~[[Board]]~~ >>AHAC<< shall be filled in the same manner by which the members were appointed.

>>(4) 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.

(e) Alternates. Alternate members may be appointed for each non-statutorily required seat. Alternate members shall be non-voting members of the AHAC 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.<<

~~[[e]]~~ >>(f)<<Qualification. Each member of the Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< shall comply with the requirements of Section 2-11.38 of the Code of Miami-Dade County. Furthermore, a citizen shall not be eligible to serve on the Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< if that citizen owns a financial interest in, is employed by, or is an officer of any entity that receives or applies for funding from Miami-Dade County through the Affordable Housing Advisory ~~[[Board]]~~ >>Committee.<< If, at any time, a member is found to violate this qualification, the member shall automatically forfeit his or her position on the Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< without action of any body or person. Additionally, pursuant to Section 420.9076(2), Florida Statutes, if, due to a presence of a conflict of interest by prospective appointees, or other reasonable factor, the Board is unable to appoint a citizen actively engaged in or in connection with affordable housing, a citizen engaged in the activity without regard to affordable housing may be appointed. All efforts shall be made to appoint persons who are engaged in or connected with affordable housing and only when such an

appointment cannot be made will the Board appoint a citizen without regard to experience in affordable housing.

[[~~(f)~~]] >>(g)<< *Organization and procedure.*

- (1) *Officers:* Members of the Affordable Housing Advisory [[~~Board~~]] >>Committee<< shall organize after the members have been qualified to serve and shall elect one (1) of its members as chairperson, one (1) of its members as vice-chair person, and any such other officers the [[~~advisory—board~~]] >>AHAC<< may determine to be necessary. Officers shall be elected annually.
- (2) *By-laws, rules and regulations.* The [[~~Board~~]] >>AHAC<< shall make, adopt and amend by-laws, rules and regulations for its own governance.
- (3) *Meetings.* Meetings shall be conducted upon the call of the chairperson; however, the Affordable Housing Advisory [[~~Board~~]] >>Committee<< shall meet at least six (6) times during the County's fiscal year. >>A quorum shall consist of at least eleven (11) members, including at least six of the statutorily required members. A majority vote of the members present shall be sufficient to transact general business. However, in order to conduct business as required by Chapter 420, Part VII of the Florida Statutes or as described in Section (g)(6), Statutory requirements, herein, a minimum affirmative vote of at least six (6) statutorily required members is required, in addition to the quorum requirement set forth herein.<< [[~~A majority of the members of the Board CAHSA shall constitute a quorum.~~]] Minutes shall be kept of all meetings of the [[~~Board~~]] >>AHAC<< and all meetings shall be public.
- (4) *Committees.* The Affordable Housing Advisory [[~~Board~~]] >>Committee<< shall appoint any committees it deems necessary.
- (5) *Applicability of County rules and procedures.* The [[~~Board~~]] >>AHAC<< shall operate at all times 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 ~~[[Metropolitan]]~~ Miami-Dade County ~~[[conflict]]~~<<Conflict<< of Interest and Code of Ethics Ordinance, as amended. Methods of organization and the conduct of business shall be governed by the Mason's manual of Legislative Procedure (1953 Edition).

- (6) *Statutory requirements.* Pursuant to Section 420.9076(5), Florida Statutes, the approval by the ~~[[Affordable Housing Advisory Board]]~~ >>AHAC<< of its local housing incentive strategies recommendations and its review of the local government implementation of previously recommended strategies must be made by affirmative vote of >>at least six (6)<< ~~[[a majority]]~~ of the >>statutorily required members<< ~~[[membership]]~~ of the Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< taken at a public hearing >>where quorum, as described herein, is established.<< Notice of the time, date, and place of the public hearing of the Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< to adopt its >>evaluation and<< final local housing incentive strategies recommendations must be published in a newspaper of general paid circulation in Miami-Dade County. The notice must contain a short and concise summary of the >>evaluation and<< local housing incentives strategies recommendations to be considered by the ~~[[advisory committee]]~~ >>AHAC<<. The notice must state the public place where a copy of the tentative advisory committee recommendations can be obtained by interested persons.

~~[[g]]~~ >>(h)<< *Powers and duties.* >>The Affordable Housing Advisory Committee shall have the following powers and duties:

- (1) To assist staff in developing a Five-Year Comprehensive Housing and Intervention Plan ("Master Plan"), in accordance with Resolution R-161-07, as amended;
- (2) To evaluate the County's performance in achieving

Master Plan goals and objectives at least once every year;

- (3) To recommend revisions to existing Master Plans as may be deemed appropriate;
- (4) To forward the Master Plan to other relevant County departments for review, consideration and possible incorporation into other housing-related plans, including, but not limited to, five-year consolidated plans, annual action plans required by the U.S. Department of Housing and Urban Development; the Local Housing Assistance Plan as required under Section 420.9075 of the Florida Statutes; and other plans developed by the Miami-Dade County Department of Housing and Community Development, Miami-Dade Public Housing Agency, Miami-Dade County Department of Planning and Zoning and other departments of Miami-Dade County;
- (5) To assist Miami-Dade County in coordinating its efforts to develop affordable housing with similar efforts of local municipalities;
- (6) To periodically conduct community education and outreach on affordable housing issues within the community as deemed appropriate by the AHAC; and
- (7) To serve in an advisory capacity to the Board of County Commissioners, the Mayor, and other governmental entities with respect to affordable housing issues.

(i) Statutory Duties.<< The Affordable Housing Advisory ~~[[Board]]~~ >>Committee<< ~~[[as the affordable housing advisory committee]]~~ shall>>, at least triennially,<< review Miami-Dade County's established policies and procedures, ordinances, land development regulations and adopted comprehensive plan and shall >>submit a report<< ~~[[make recommendations]]~~ to the Board of County Commissioners ~~[[regarding]]~~ >>recommending<< specific actions or initiatives to encourage or facilitate affordable housing while protecting the ability of property to appreciate in value. The recommendations may include the modification or repeal of existing policies, procedures, ordinances, regulations, or

plan provisions, the creation of exceptions applicable to affordable housing, or the adoption of new policies, procedures, regulations, ordinances, or plan provisions, including recommendations to amend the adopted comprehensive plan and corresponding regulations, ordinances, and other policies.

>>Upon the Board of County Commissioner's adoption of local housing incentive strategies recommendations, the recommendations and manner of implementation shall be incorporated into Miami-Dade County's: (i) Local Housing Assistance Plan in the form of an amendment as required by Section 420.9076 of the Florida Statutes and (ii) the Master Plan.<<

At a minimum, the ~~[[Affordable Housing Advisory Board]]~~ >>report submitted by the AHAC to the Board of County Commissioners<< shall ~~[[submit to the Board of County Commissioners a report that]]~~ includes recommendations on, and triennially thereafter evaluate~~[[s,]]~~ the implementation of, affordable housing incentives in the following areas:

(1) ~~[[The definition of affordable housing.]]~~ >>The processing of approvals of development orders or permits, as defined in s. 163.3164(7) and (8), for affordable housing projects is expedited to a greater degree than other projects.<<

(2) ~~[[The expedited processing of permits for affordable housing projects.]]~~ The modification of impact fee requirements, including reduction or waiver of fees and alternative methods of fee payment.

~~[[4]]>>(3)<< The allowance of flexibility in densities >>for affordable housing<<.~~

~~[[5]]>>(4)<<The reservation of infrastructure capacity for housing of very-low-income, low-income, and moderate-income persons.~~

>>(5) The allowance of affordable accessory residential units in residential zoning districts.<<

~~[[6) The transfer of development rights as a financing mechanism for housing of very low income, low-income, and moderate income persons.~~

(7)]>>(6)<< The reduction of parking and setback

requirements >>for affordable housing.<<

~~[[8]]>>(7)<<~~ The allowance of flexible lot configurations, including zero-lot-line configurations >>for affordable housing.<<

~~[[9]]>>(8)<<~~ The modification of ~~[[sidewalk and]]~~ street requirements >>for affordable housing.<<

~~[[10]]>>(9)<<~~ The establishment of a process by which the ~~[[local government]]~~ >>County<< considers, before adoption, policies, procedures, ordinances, regulations or plan provisions that ~~[[have a significant impact on]]~~ >>increase<< the cost of housing.

~~[[11]]>>(10)<<~~ The preparation of a printed inventory of locally owned public lands suitable for affordable housing.

>>(11) The support of development near transportation hubs and major employment centers and mixed-use developments. <<

(12) The identification of other affordable housing incentives.

~~[[13) To the maximum extent feasible, the quantification of the affordable housing costs reduction anticipated from implementing the specific recommendation.~~

~~(14) The allowance of affordable accessory residential units in residential zoning districts.~~

~~(15) The support of development near transportation hubs and major employment centers and mixed-use developments.~~

(h) ~~Additional SHIP duties. In addition to the responsibilities prescribed in subsection (c), the Affordable Housing Advisory Board its capacity as affordable housing advisory committee shall:~~

~~(1) Advise the Board of County Commissioners of how its policies impact affordable housing programs.~~

~~(2) Assist in the development of a local housing~~

~~assistance program pursuant to Section 420.9075 of the Florida Statutes and an affordable housing incentive plan pursuant to Section 420.9076 of the Florida Statutes.~~

- ~~(3) Make recommendations concerning the County's affordable housing waivers and deferrals of impact fees.~~
- ~~(4) Conduct studies and identify methods to reduce development costs and shorten governmental review periods for affordable housing developments.~~
- ~~(5) Identify additional resources for affordable housing programs.~~
- ~~(6) Make recommendations based on the results of any economic impact study required by ordinance or resolution.~~
- ~~(7) Make funding recommendations to the Board of County Commissioners on the expenditure and allocation of funds relating to housing development where such recommendations are not made by another Board of County Commissioners approved advisory entity.~~
- ~~(8) Any other duties related to affordable housing which may be assigned by the Board of County Commissioners from time to time.~~

~~(+)]] >>(j) Other<< Reporting requirements.~~

>>The chairperson, chair-elect or designee shall present to the Board of County Commissioners on an annual basis a written report describing the AHAC's activities and shall appear as needed before the Board of County Commissioners to present any matters pertinent to AHAC and affordable housing issues.<<

~~[(1) The Affordable Housing Advisory Board in its capacity as affordable housing advisory committee shall submit an annual report of its SHIP activities to the Board of County Commissioners prior to June 30 of each year.~~

~~(2) In order to assist the County in preparing the annual affordable housing report required by Section 420.9075(8),~~

~~Florida Statutes, the Affordable Housing Advisory Board shall submit a report to the Board of County Commissioners by October 31 of each year. At a minimum, the report shall include:~~

- ~~a. The number of people served by the Affordable Housing Programs according to income, age, family size, race and special needs such as farmworkers, rural residents, and the elderly.~~
- ~~b. The number of units and the average costs of producing units under each of the Affordable Housing Programs.~~
- ~~c. The average sales price of a single family unit and the average amount of rent charged for a rental unit based on unit size.~~
- ~~d. The number of mortgages made and the rate of default.~~
- ~~e. A description of the implementation of the affordable housing incentive plan and the resulting reduction in housing costs.~~
- ~~f. Such other relevant data or affordable housing accomplishments.]]~~

Sec. 17-107. Staff support.

~~[[Metro Miami Dade Housing Agency]] >>The Mayor<< shall provide >>adequate<< [[primary]] staff support to the Affordable Housing Advisory [[Board]] >>Committee.<< The [[Office of Community and Economic Development]] >>Department of Housing and Economic Development<< and other appropriate County department staff shall also supply support.~~

* * *

Section 3. The Community Affordable Housing Strategies Alliance (CAHSA) and Affordable Housing Advisory Board (AHAB) are hereby vacated. The new Affordable Housing Advisory Committee shall be constituted with members in accordance with the amended Section 17-106(c) set forth herein.

Section 4. 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 5. 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 6. 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.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:

Handwritten signature of the County Attorney, appearing to be "RAC" above a horizontal line and "BAN" below it.

Prepared by:

Brenda Kuhns Neuman

Prime Sponsor: Commissioner Audrey M. Edmonson