

MEMORANDUM

Agenda Item No. 7(F)

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

DATE:

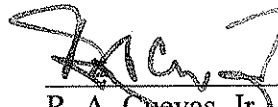
(Second Reading 12-6-11)
October 4, 2011

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

SUBJECT:

Ordinance amending Section
2-191.7 of the Code, pertaining
to Housing Finance Authority

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa and Co-Sponsor Vice Chairwoman Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

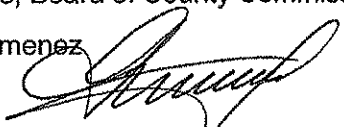
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Memorandum



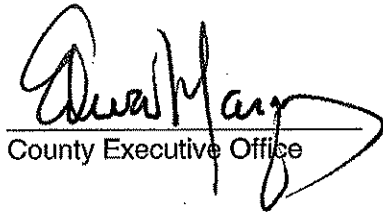
Date: December 6, 2011

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

From: Carlos A. Gimenez
Mayor 

Subject: Ordinance amending Section 2-191.7 of the Code of Miami-Dade County pertaining to the Housing Finance Authority

The proposed ordinance would eliminate the need for the Board of County Commissioners to approve in advance (i) the issuance and sale of bonds (other than for purposes of TEFRA) by the Housing Finance Authority (HFA); (ii) the rules and regulations for HFA program eligibility; and (iii) contracts to be entered into by the HFA. The enactment of this ordinance will not have a fiscal impact to the County.


County Executive Office

Fis0112



MEMORANDUM

(Revised)

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

DATE: December 6, 2011

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

SUBJECT: Agenda Item No. 7(F)

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

Agenda Item No. 7(F)
12-6-11

Veto _____

Override _____

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 2-191.7 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA PERTAINING TO HOUSING FINANCE AUTHORITY; 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. Section 2-191.7 of the Code of Miami-Dade County, Florida, is amended to read as follows:¹

Sec. 2-191.7. >>Reserved<< ~~[[Approval of certain actions by Board of County Commissioners.~~

~~(a) — Issuance and sale of bonds. Any bonds to be issued and sold by the Authority on the negotiated basis authorized in Section 13(2) of Chapter 78-89, Laws of Florida, shall first be approved by resolution of the Board of County Commissioners both as to documents and method of sale.~~

~~(b) — Rules and regulations for programs eligibility. Any rules or regulations to be promulgated by the Authority setting forth standards or criteria for determining whether persons are “eligible persons” in the program shall be submitted to and approved by the Board of County Commissioners.~~

~~(c) — Contracts. Contracts that the Authority wishes to enter into shall first be approved by resolution of the Board of County Commissioners.]~~

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.

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.

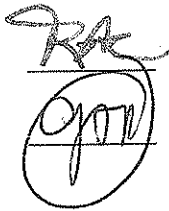
Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:

Prepared by:

Gerald T. Heffernan

Handwritten signature of Gerald T. Heffernan, consisting of stylized initials 'GTH' and a large circular flourish below.

Prime Sponsor: Commissioner Rebeca Sosa
Co-Sponsor: Vice Chairwoman Audrey M. Edmonson