

# MEMORANDUM

Agenda Item No. 14(A)(1)

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**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** April 21, 2015

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

**SUBJECT:** Resolution declaring the month  
of April beginning in April 2015  
and each year thereafter as Fair  
Housing Month

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Daniella Levine Cava.



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R. A. Cuevas, Jr.  
County Attorney



RAC/smm



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** April 21, 2015

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

**SUBJECT:** Agenda Item No. 14(A) (1)

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 Mayor'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. 14(A) (1)  
4-21-15

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

RESOLUTION DECLARING THE MONTH OF APRIL  
BEGINNING IN APRIL 2015 AND EACH YEAR  
THEREAFTER AS FAIR HOUSING MONTH

**WHEREAS**, Fair Housing Month is celebrated each April across the United States in commemoration of the enactment of Title VIII of the Civil Rights Act of 1968 (the "Fair Housing Act") which was passed on April 11, 1968, one week after the assassination of Dr. Martin Luther King, Jr.; and

**WHEREAS**, the Fair Housing Act initially prohibited housing discrimination based on race, color, national origin and religion with the goals of eliminating housing discrimination and creating equal opportunities in housing choices for citizens in every community throughout the United States; and

**WHEREAS**, the Fair Housing Act, as amended in 1988, prohibits housing discrimination, in any aspect of the sale, rental and financing of dwellings on the basis of race, color, religion, sex, disability, familial status and national origin; and

**WHEREAS**, the Fair Housing Act's coverage among other things (1) extends to private housing, housing that receives federal financial assistance and state and local government housing, (2) requires owners of housing facilities to make reasonable accommodations and/or modifications in their policies and procedures to afford persons with disabilities equal housing opportunities, (3) encompasses zoning practices, new construction design and advertising, and (4) affords protection to individuals discriminated against and persons associated with those individuals; and

**WHEREAS**, this Board, in the exercise of its police powers related to public safety, health and general welfare to eliminate and prevent discrimination adopted the County's Fair Housing Ordinance in 1969, now Section 11A-12 *et seq.* of the Code of Miami-Dade County, as amended (the "County's Fair Housing Ordinance"); and

**WHEREAS**, although the County's Fair Housing Ordinance affords the same protections found in the Fair Housing Act, it is also much broader in scope than the Fair Housing Act by encompassing more protected classes than the Fair Housing Act, including race, color, religion, ancestry, national origin, sex, pregnancy, age, disability, marital status, familial status, gender identity or gender expression, sexual orientation, source of income and status as a victim of domestic violence, dating violence and stalking; and

**WHEREAS**, this Board believes that every American has the right to live with dignity in any area they desire without fear of discrimination and hostility; and

**WHEREAS**, this Board is proud of its commitment to fair housing, recognizes the need to affirmatively promote fair housing in its policies and practices and will continue to work to identify and remove impediments to fair housing choices,

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

Section 1. Incorporates and approves the foregoing recitals as if fully set forth herein.

Section 2. Declares that the month of April beginning in April 2015 and each year thereafter shall be observed as Fair Housing Month.

The Prime Sponsor of the foregoing resolution is Commissioner Daniella Levine Cava. 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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 21<sup>st</sup> day of April, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.



Shanika A. Graves