

MEMORANDUM

Agenda Item No. 11(A)(25)

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

DATE: May 17, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution establishing County policy that at least \$10 million of General Fund Revenue as defined in this resolution shall be allocated each year for the purpose of depositing additional funding in the Affordable Housing Trust Fund, subject to annual appropriation, and directing the County Mayor to include this allocation in future proposed annual budgets

The accompanying resolution was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Xavier L. Suarez and Commissioner Daniella Levine Cava, and Co-Sponsor Commissioner Barbara J. Jordan.



Abigail Price-Williams 
County Attorney

APW/smm



MEMORANDUM

(Revised)

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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
- Statement of social equity 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. 11(A)(25)
5-17-16

RESOLUTION NO. _____

RESOLUTION ESTABLISHING COUNTY POLICY THAT AT LEAST \$10 MILLION OF GENERAL FUND REVENUE AS DEFINED IN THIS RESOLUTION SHALL BE ALLOCATED EACH YEAR FOR THE PURPOSE OF DEPOSITING ADDITIONAL FUNDING IN THE AFFORDABLE HOUSING TRUST FUND, SUBJECT TO ANNUAL APPROPRIATION, AND DIRECTING THE COUNTY MAYOR TO INCLUDE THIS ALLOCATION IN FUTURE PROPOSED ANNUAL BUDGETS

WHEREAS, this Board has enacted Ordinance No. 07-15, which is codified at Article VIII, Sections 17-129 et seq. of the Code of Miami-Dade County (the "Code"), establishing the Affordable Housing Trust Fund of Miami-Dade County, Florida (the "Trust Fund"); and

WHEREAS, the purpose of the Trust Fund is (1) to establish a permanent, renewable source of revenue to meet, in part, the housing needs of the residents of Miami-Dade County (County); (2) to foster a housing supply accessible to a range of incomes in developments assisted by the Trust Fund; and (3) to disperse affordable housing units throughout the County; and

WHEREAS, the Code provides that "monies deposited in the Trust that are used to construct, acquire, rehabilitate or subsidize affordable housing and/or to assist other governmental entities, private organizations or individuals in the construction, acquisition, rehabilitation, reimbursement of County advanced funds, location or subsidy of affordable housing shall, whenever feasible, be disbursed in a manner to assure that the housing supply created with these monies is accessible to a range of family whose incomes do not exceed the U.S. Department of Housing and Urban Development's published standards for moderate income households, adjusted for family size;" and

WHEREAS, the Trust Fund currently has \$1,828,014.90 deposited in it; and

WHEREAS, when the Trust Fund was created, it was contemplated that the main source of deposits to the Trust Fund would be monetary contributions made by developers seeking incentives from the County, such as density bonuses, in lieu of building workforce housing under the County's Workforce Housing Development Program; and

WHEREAS, since the creation of the Trust Fund, six developers have made such monetary contributions; and

WHEREAS, the current funds deposited into the Trust Fund are insufficient to significantly assist in increasing the supply of affordable housing in Miami-Dade County; and

WHEREAS, the Board recently adopted Resolution No. R-138-16 requiring 25 percent of the proceeds of sale of certain County-owned land to be deposited into Trust Fund; and

WHEREAS, additional means are needed to increase funds deposited into the Trust Fund; and

WHEREAS, the Board has re-affirmed the County's mission of creating, maintaining and preserving affordable housing, in the 2015-2016 County Budget; and

WHEREAS, such a vital and necessary part of the County's mission should be supported by countywide, general fund revenues, excluding revenues from gas taxes, occupational licenses, intergovernmental revenues, charges for services and interest income, (General Fund Revenues) to complement federal and state grant funds and documentary surtax funds used to provide affordable housing; and

WHEREAS, the total amount of General Fund Revenues allocated in the 2015-2016 County budget is \$1,021,621,000.00,

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 above recitals.

Section 2. Establishes as the policy of the Board that at least \$10 million of General Fund Revenues shall be allocated each year for the purpose of depositing additional funding in the Affordable Housing Trust Fund, subject to annual appropriation by the Board.

Section 3. Directs the County Mayor to include this allocation to the Affordable Housing Trust Fund in future proposed annual budgets.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Xavier L. Suarez and Commissioner Daniella Levine Cava, and the Co-Sponsor is Commissioner Barbara J. Jordan. 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 17th day of May, 2016. 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.

Stacy

Cynthia Johnson-Stacks