

MEMORANDUM

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**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

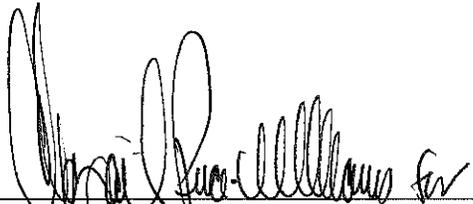
**DATE:** Amended  
Agenda Item No. 7(E)  
(Second Reading 2-5-13)  
December 4, 2012

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

**SUBJECT:** Ordinance relating to the  
refinancing of affordable  
housing loans made to  
developers; providing for  
refinancing and conversion  
of loan funds to other  
affordable housing projects of the  
developer under certain  
circumstances; providing  
severability inclusion in the  
Code  
Ordinance No. 13-12

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The accompanying ordinance was placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss, and Co-Sponsors Vice Chair Lynda Bell, Commissioner Audrey M. Edmonson, and Commissioner Barbara J. Jordan.



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R. A. Cuevas, Jr.  
County Attorney

RAC/smm

# Memorandum



**Date:** February 5, 2013

**To:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez", written over the printed name.

**Subject:** Ordinance Relating to the Refinancing of Affordable Housing Loans Made to Developers; Providing for Refinancing and Conversion of Loan Funds to Other Affordable Housing Projects of the Developer Under Certain Circumstances

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The proposed ordinance relating to the refinancing of affordable housing loans made to developers will not have a fiscal impact to the County. The Developer that has received a loan from the County and has paid the balance in full before the due date, will have the repaid funds available to itself for additional eligible affordable housing projects.

A handwritten signature in black ink, appearing to read "Russell Benford", written over a horizontal line.

Russell Benford  
Deputy Mayor

Fis2713



# MEMORANDUM

(Revised)

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** February 5, 2013

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

**SUBJECT:** Amended  
Agenda Item No. 7(E)

**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 Amended  
Veto \_\_\_\_\_ Agenda Item No. 7(E)  
Override \_\_\_\_\_ 2-5-13

ORDINANCE NO. 13-12

ORDINANCE RELATING TO THE REFINANCING OF AFFORDABLE HOUSING LOANS MADE TO DEVELOPERS; PROVIDING FOR REFINANCING AND CONVERSION OF LOAN FUNDS TO OTHER AFFORDABLE HOUSING PROJECTS OF THE DEVELOPER UNDER CERTAIN CIRCUMSTANCES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

**Section 1.** Any developer or other entity that has received a loan from Miami-Dade County for the provision of affordable housing and repays such loan in full before the date on which the loan is due in full, may without the need for further application to the County, have the repaid funds loaned to it, or a related entity, for additional eligible affordable housing projects. Developers must be in compliance with all County contracts and regulations.

**Section 2.** Notwithstanding any other provision of the Code of Miami-Dade County or of any ordinance, no competitive process shall be required for the loan of funds made pursuant to Section 1 above.

**Section 3.** 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 4.** 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.

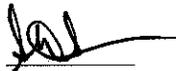
**Section 5.** This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: February 5, 2013

Approved by County Attorney as  
to form and legal sufficiency:



Prepared by:



Shannon D. Summerset-Williams

Prime Sponsor: Commissioner Dennis C. Moss  
Co-Sponsors: Vice Chair Lynda Bell  
Commissioner Audrey M. Edmonson  
Commissioner Barbara J. Jordan