

PROPOSED ORDINANCE NO. 2020-10

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA AMENDING CHAPTER 32, ENTITLED "DEPARTMENTS, BOARDS, AND COMMISSIONS" BY SPECIFICALLY AMENDING THE PROVISIONS RELATED TO THE "AFFORDABLE HOUSING ADVISORY COMMITTEE," BY AMENDED SECTION 32.161 ENTITLED, "COMPENSATION; APPOINTMENT OF MEMBERS; TERMS OF OFFICE," TO INCLUDE A LOCAL ELECTED OFFICIAL TO THE AFFORDABLE HOUSING ADVISORY COMMITTEE AND TO REQUIRE PARTICIPATION IN REQUIRED REGIONAL WORKSHOPS; BY AMENDING SECTION 32.164 ENTITLED, "TRIENNIAL REPORT OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE," TO PROVIDE FOR AN ANNUAL REPORT TO CITY COMMISSION; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, HB 1339 was signed by Governor DeSantis on June 9, 2020, and it is now Chapter 2020-27, Laws of Florida, and includes changes to the composition of the City's Affordable Housing Advisory Committee; and

WHEREAS, Chapter 2020-27, Laws of Florida, which became effective on July 1, 2020, requires that the City's Affordable Housing Advisory Committee must include one locally elected official by October 1, 2020, when that municipality or county participates in the State Housing Initiatives Partnership Program; and

WHEREAS, The City's elected official member of the Affordable Housing Advisory Committee must attend biannual regional workshops convened and administered under the Affordable Housing Catalyst Program or program funding may be withheld; and

PROPOSED ORDINANCE NO. 2020-10

ORDINANCE NO. _____

WHEREAS, Chapter 2020-27, Laws of Florida now requires the Affordable Housing Advisory Committee to review established policies and procedures, ordinances, land development regulations, and adopted local government comprehensive plan annually instead of triennially ; and

WHEREAS, the City Commission of the City of Pembroke Pines finds amending Chapter 32 to comply with the requirements of Chapter 2020-27, Laws of Florida is in the best interests of the citizens and residents of the City of Pembroke Pines.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance. All exhibits attached hereto are hereby incorporated herein by this reference.

Section 2. Chapter 32, entitled "Departments, Boards, and Commissions," of the City of Pembroke Pines Code of Ordinances, is hereby amended by amending Section 32.161, entitled, "Compensation; Appointment Of Members; Terms Of Office," as follows:

§ 32.161 COMPENSATION; APPOINTMENT OF MEMBERS; TERMS OF OFFICE.

(A) Through the adoption of a resolution, the City Commission shall appoint members to the Affordable Housing Advisory Committee (the "Committee") as provided in this section. The Committee shall be comprised of ~~the~~ at least eight (8) but not more than eleven (11) of the following individuals. One member shall be a locally elected official from

PROPOSED ORDINANCE NO. 2020-10

ORDINANCE NO. _____

the City as selected by the City Commission. The remaining members of the Committee shall consist of at least one (1) representative from at six (6) of the following categories:

- (1) ~~One~~ A citizen who is actively engaged in the residential home building industry in connection with affordable housing.
- (2) ~~One~~ A citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing.
- (3) ~~One~~ A citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing.
- (4) ~~One~~ A citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing.
- (5) ~~One~~ A citizen who is actively engaged as a for-profit provider of affordable housing.
- (6) ~~One~~ A citizen who is actively engages as a not-for-profit provider of affordable housing.
- (7) ~~One~~ A citizen who is actively engaged as a real estate professional in connection with affordable housing.
- (8) ~~One~~ A citizen who actively serves on the local planning agency pursuant to F.S. § 163.3174.
- (9) ~~One~~ A citizen who resides within the municipal boundaries of the City of Pembroke Pines.
- (10) ~~One~~ A citizen who represents employers within the City of Pembroke Pines.
- (11) ~~One~~ A citizen who represents essential services personnel, as defined in the city's local housing assistance plan.

(B) The terms of office of the members of the Committee shall be one year. Members may serve consecutive terms. The local elected official shall only serve while holding the elected office.

(C) Appointments to fill any vacancy on the Committee shall be for the remainder of the unexpired term of office.

(D) In addition to automatic removal for the failure of a member to meet the attendance requirements set forth in this chapter, the members of the Committee shall serve at the pleasure of the City Commission and may be removed at any time by a majority vote of the City Commission.

(E) The locally elected official serving on an advisory committee, or a designee, must attend biannual regional workshops convened and administered under the Affordable Housing Catalyst Program.

Section 3. Chapter 32, entitled "Departments, Boards, and Commissions," of the City of Pembroke Pines Code of Ordinances, is hereby

PROPOSED ORDINANCE NO. 2020-10

ORDINANCE NO. _____

amended by amending Section 32.164, entitled, "Compensation; Appointment Of Members; Terms Of Office," as follows:

§ 32.164 TRIENNIAL ANNUAL REPORT OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE.

~~On or before December 31, 2008, and every three years thereafter, †~~

(A) The Committee shall annually submit a report to the City Commission that includes recommendations on, and evaluates the implementation of affordable housing incentives as provided in F.S. § 420.9076(4), as may be amended from time to time.

(B) The Committee shall meet at least biannually, or as required by law.

Section 4. It is the intention of the City Commission of the City of Pembroke Pines that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Pembroke Pines, Florida, and that the Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article" or such other word or phrase in order to accomplish such intention.

Section 5. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 6. If any clause, section or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance remaining in full force and effect.

Section 7. This Ordinance shall become effective immediately upon its passage and adoption.

PROPOSED ORDINANCE NO. 2020-10

ORDINANCE NO. _____

(REMAINDER INTENTIONALLY LEFT BLANK)

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ON THE FIRST READING, THIS ____ DAY OF _____, 2020.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ON THE SECOND AND FINAL READING, THIS ____ DAY OF _____, 2020.

CITY OF PEMBROKE PINES, FLORIDA

By: _____

ATTEST:

MAYOR FRANK C. ORTIS

MARLENE GRAHAM, CITY CLERK

ORTIS _____

APPROVED AS TO FORM:

CASTILLO _____

GOOD _____

OFFICE OF THE CITY ATTORNEY

SCHWARTZ _____

SIPLE _____