

**ORDINANCE NO. 1484**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES ENTITLED "ADMINISTRATION", AT ARTICLE III, ENTITLED "BOARDS, COMMITTEES, COMMISSIONS", AT DIVISION 9, ENTITLED "NORTH MIAMI AFFORDABLE HOUSING ADVISORY COMMITTEE ("AHAC")", SPECIFICALLY AT SECTIONS 2-237 ENTITLED "COMPOSITION" AND 2-242 ENTITLED "STAFFING" TO MODIFY THE COMPOSITION AND STAFFING OF THE AHAC TO COMPLY WITH SECTION 420.9076 OF THE FLORIDA STATUTES; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of North Miami ("City") is desirous of amending Chapter 2 of the Code of Ordinances to modify the composition and staffing of the Affordable Housing Advisory Committee ("AHAC") to comply with recent updates to section 420.9076 of the Florida Statutes which governs the organization and structure of municipal AHACs (attached as Exhibit "A"); and

**WHEREAS**, Effective October 1, 2020, Florida Statutes, Section 420.9076 requires one locally elected official from each municipality participating in the State Housing Initiatives Partnership Program ("SHIP") to serve as a member of the AHAC as well as one representative from at least six (6) of the specified categories outlined in the statutes and the City Code (Excerpts of the City Code are attached as Exhibit "B"); and

**WHEREAS**, the City is a participant in the SHIP Program; and

**WHEREAS**, Section 420.9076 (9) of the Florida Statutes additionally requires cooperative staffing of the AHAC by departments or divisions having authority to administer local planning or housing programs to ensure an integrated approach to the work of the advisory committee; and

**WHEREAS**, the Mayor and City Council of the City of North Miami have determined that the proposed amendments to Chapter 2 of the Code of Ordinances are in the best interest of the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, THAT:**

**Section 1. Amendment to City Code.** Chapter 2 of the City Code of Ordinances entitled “Administration” is hereby amended at Article III, entitled “Board, Committees, Commissions”, Division 9, entitled “North Miami Affordable Housing Advisory Committee” by amending sections 2-237 entitled “Composition” and 2-242 entitled “Staffing” to allow for the Community Planning and Development and Housing and Social Services Departments to oversee and ensure an integrated approach to the work of the North Miami Affordable Housing Advisory Committee (“AHAC”) as follows:

## **CHAPTER 2. ADMINISTRATION**

\* \* \* \* \*

### **ARTICLE III. BOARDS, COMMITTEES, COMMISSIONS**

\* \* \* \* \*

#### **DIVISION 9. NORTH MIAMI AFFORDABLE HOUSING ADVISORY COMMITTEE**

\* \* \* \* \*

##### **Sec. 2-237. Composition.**

- (a) The affordable housing advisory committee shall consist of eleven (11) members, with one (1) member of the city council serving as a committee member and the mayor to appoint three (3) members and city councilmembers to each appointing two (2) members with the following qualifications from at least six (6) of the following categories:
- 1) One (1) citizen who is actively engaged in the residential home building industry in connection with affordable housing;
  - 2) One (1) citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing;
  - 3) One (1) citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing;
  - 4) One (1) citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing;
  - 5) One (1) citizen who is actively engaged as a for-profit provider of affordable housing;
  - 6) One (1) citizen who is actively engaged as a not-for-profit provider of affordable housing;
  - 7) One (1) citizen who is actively engaged as a real estate professional in connection with affordable housing;

- 8) One (1) citizen who actively serves on the local planning agency pursuant to Florida Statutes 163.3174;
  - 9) One (1) citizen who resides within the jurisdiction of the City;
  - 10) One (1) citizen who represents employers within the jurisdiction; and
  - 11) One (1) person who represents essential services personnel, as defined in the local housing assistance plan adopted by the City.
- (b) ~~In the event there is no eligible candidate actively engaged in activities in connection with affordable housing, a citizen engaged in the activity without regard to affordable housing may be appointed.~~

**Sec. 2-242. Staffing.**

The advisory committee shall be cooperatively staffed by the city's community planning and development department and housing and social services department to ensure an integrated approach to the work of the advisory committee.

\* \* \* \* \*

**Section 2. Conflicts.** All ordinances or parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 3. Severability.** The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance, but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**Section 4. Codification.** The provisions of this Ordinance may become and be made a part of the Code of Ordinances of the City of North Miami, Florida. The sections of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section," "article" or any other appropriate word.

**Section 5. Effective Date.** This Ordinance shall become effective immediately upon adoption on second reading.

**PASSED AND ADOPTED** by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, on first reading this 14th day of June, 2022.

**PASSED AND ADOPTED** by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, on second reading this 28th day of June, 2022.

  
PHILIPPE BIEN-AIME  
MAYOR

ATTEST:

  
VANESSA JOSEPH, ESQ.  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

  
JEFF P. H. CAZEAU, ESQ.  
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Estimé-Irvin

**Vote:**

Mayor Philippe Bien-Aime

(Yes)  (No)

Vice Mayor Alix Desulme, Ed.D.

(Yes)  (No)

Councilman Scott Galvin

(Yes)  (No)

Councilwoman Kassandra Timothe, MPA

(Yes)  (No)

Councilwoman Mary Estimé-Irvin

(Yes)  (No)

Additions shown by underlining. Deletions shown by ~~overstriking~~.