

RESOLUTION NO. 2020 - _____

**A RESOLUTION OF INDIAN RIVER COUNTY, FLORIDA, AMENDING THE
INDIAN RIVER COUNTY AFFORDABLE HOUSING ADVISORY
COMMITTEE MEMBERSHIP AND RESTATING ITS TASKS, POWERS,
AND DUTIES**

WHEREAS, Indian River County adopted Ordinance No. 93 – 13, establishing the Indian River County Local Housing Assistance Program; and

WHEREAS, Ordinance No. 93 - 13 was codified as Chapter 308 of the Indian River County Ordinance Code; and

WHEREAS, an Affordable Housing Advisory Committee was appointed in May 18, 1993 to perform and complete the duties and functions set forth in Section 420.9076, Florida Statutes, and Section 308.07 of the Indian River County Ordinance Code; and

WHEREAS, the 1993 Affordable Housing Advisory Committee performed and completed all tasks referenced above and was eventually dissolved on November 4, 2003; and

WHEREAS, the 2007 Florida Legislature, as part of HB 1375, revised Section 420.9076 Florida Statutes to require all counties in the state to establish Affordable Housing Advisory Committees and to prepare a report every three years that reviews local established policies and procedures, ordinances, land development regulations and comprehensive plan and recommend specific actions or initiatives to encourage or facilitate affordable housing, while protecting the ability of the property to appreciate in value; and

WHEREAS, on March 18, 2008, the Indian River County Board of County Commissioners adopted resolution 2008-038 establishing a new Affordable Housing Advisory Committee as directed by the state to fulfill the requirements of HB 1375; and

WHEREAS, as part of resolution 2008-038, the Board of County Commissioners appointed a total of seventeen members to the Affordable Housing Advisory Committee, consisting of eleven voting members from categories outlined in state statute, five additional voting members consisting of a representative appointed by each of the towns and cities in the County, and one non-voting Board

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of County Commissioners liaison; and

WHEREAS, the Affordable Housing Advisory Committee created and approved the County's first Affordable Housing Advisory Committee Report on November 18, 2008, which was subsequently approved by the Board of County Commissioners on December 9, 2008 and submitted to the Florida Housing Finance Corporation; and

WHEREAS, since approval of that report, three additional Affordable Housing Advisory Committee reports were prepared, recommended for approval by Affordable Housing Advisory Committee, approved by the Board of County Commissioners, and submitted to the Florida Housing Finance Corporation; one in 2011, one in 2014, and the other in 2017; and

WHEREAS, the current Affordable Housing Advisory Committee has eleven members plus a Board of County Commissioners liaison; and

WHEREAS, the 2020 Florida Legislature, as part of HB 1339, revised section 420.9076, Florida Statutes, to require the Affordable Housing Advisory Committee membership to include a member of the Board of County Commissioners; and

WHEREAS, the state has advised that the Board of County Commissioner member must be a voting member of the Affordable Housing Advisory Committee and cannot be a liaison; and

WHEREAS, adding the Board of County Commissioners member as a voting member to the County's currently established Affordable Housing Advisory Committee would place its membership at twelve (12), which is one (1) member more than the statutorily mandated cap of eleven (11) members; and

WHEREAS, to meet the statutory cap of eleven (11) members, the Town of Orchid, which is the smallest town in the County, has graciously agreed to serve as an alternate for the Town of Indian River Shores when that member cannot attend, while able to participate in a non-voting capacity at regular meetings when the Town of Indian River Shores member is present; and

WHEREAS, in all cases, the Town of Orchid alternate is welcome to attend Affordable

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Housing Advisory Committee meetings and provide input.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, that:

1. The Affordable Housing Advisory Committee voting membership shall be modified as identified in Exhibit "A" attached to this resolution, adding one (1) Board of County Commissioner as a member and removing the one (1) representative from the Town of Orchid.
2. Vacancies in membership shall be filled as noted in Exhibit "A".

The foregoing resolution was offered by Commissioner _____ and seconded by Commissioner _____, and, being put to a vote, the vote was as follows:

Susan Adams, Chairman	_____
Joseph E. Flescher, Vice Chairman	_____
Tim Zorc, Commissioner	_____
Peter D. O'Bryan, Commissioner	_____
Bob Solari, Commissioner	_____

The Chairman thereupon declared the resolution duly passed and adopted this _____ day of _____, 2020.

BOARD OF COUNTY COMMISSIONERS
OF INDIAN RIVER COUNTY

BY: _____
Susan Adams, Chairman

ATTEST BY: _____
Jeffrey Smith, Clerk Of Circuit Court and Comptroller

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APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Dylan Reingold, County Attorney

APPROVED AS TO PLANNING MATTERS

Phillip J. Matson, AICP; Community Development Director

EXHIBIT “A”

Voting Members

1. A representative appointed by the City of Fellsmere
2. A representative appointed by the City of Vero Beach
3. A representative appointed by the City of Sebastian
4. A representative appointed by the Town of Indian River Shores*

* A representative appointed by the Town of Orchid to serve as an alternate in the absence of the Town of Indian River Shores representative

In addition to the four municipal representatives listed above, the Board of County Commissioners shall appoint one (1) member from the Board of County Commissioners and appoint/select **six members from the list below** (as required by Section 420.9076(2) Florida Statutes and County Policy).

- A citizen who is actively engaged in the residential home building industry in connection with affordable housing.
- A citizen who is actively engaged in the banking or mortgage industry in connection with affordable housing.
- A citizen who is a representative of those areas of labor engaged in home building in connection with affordable housing.
- A citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing.
- A citizen who is actively engaged as a for-profit provider of affordable housing.
- A citizen who is actively engaged as a not-for-profit provider of affordable housing.
- A citizen who is actively engaged as a real estate professional in connection with affordable housing.
- A citizen who actively serves on the County’s local planning agency (Planning and Zoning Commission) pursuant to Section 163.3147 Florida Statutes.
- A citizen who resides within the county.

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- A citizen who represents employers within the county.
- A citizen who represents essential services personnel, as defined in the Local Housing Assistance plan.

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