

ALACHUA COUNTY
BOARD OF COUNTY COMMISSIONERS

ORDINANCE NO. 2018-__

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AMENDING CHAPTER 32 OF THE ALACHUA COUNTY CODE OF ORDINANCES RELATING TO THE HOUSING FINANCE AUTHORITY; AMENDING SECTION 32.03, MEMBERSHIP; PROVIDING FOR REPEALING CLAUSE, PROVIDING FOR MODIFICATION AT PUBLIC HEARING, PROVIDING FOR SEVERABILITY, PROVIDING FOR INCLUSION IN THE CODE, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 159, Florida Statutes, provides that relieving the shortage of affordable public housing is an innate responsibility of the governing body of each political subdivision of the state; and

WHEREAS, to that end, the State provided for the creation of housing finance authorities by each county wishing to do so; and,

WHEREAS, the County adopted its initial ordinance creating a housing finance authority on August 25, 1981; and

WHEREAS, the County amended the ordinance on December 14, 1999, in order to update the provisions thereof with respect to changes in law and practice; and

WHEREAS, the County further amended the ordinance on August 10, 2004, adding the position of Alternate to the Membership of the authority; and

WHEREAS, the County now desires to amend said provisions to remove the position of Alternate, having determined that the position is not permitted by Statute.

NOW, THEREFORE, BE IT DULY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Chapter 32, entitled "HOUSING FINANCE AUTHORITY", Section

32.03, entitled “Membership; appointment of members; compensation of members” of the Code of Alachua County, Florida is hereby amended as follows:

Sec. 32.03. - Membership; appointment of members; compensation of members.

The authority shall be composed of five members ~~plus one alternate member~~, appointed by ~~resolution of the board~~, one of whom shall be designated chairman. ~~The alternate member shall serve in the place of an absent member, and shall have all rights and responsibilities of the absent member, including the right to vote. The attendance policy shall apply to the alternate member.~~ Not less than three of the members shall be knowledgeable in one of the following fields: labor, finance, or commerce. The terms of the members shall be four years each, except that the terms of the initial members shall be as follows: two members shall serve a term of one year; one member shall serve a term of two years; one member shall serve a term of three years; and one member shall serve a term of four years. A member of the authority shall hold office until his successor has been appointed and has qualified. Each vacancy shall be filled for the remainder of the unexpired term. A certificate of the appointment or reappointment of any member of the authority shall be filed with the clerk of the circuit court of the county and the certificate shall be conclusive evidence of the due and proper appointment of the member. A member shall receive no compensation for his services, but shall be entitled to necessary expenses, including travel expenses, incurred in the discharge of his duties.

SECTION 2. Repealing Clause. All ordinances or portions thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION 3. Modification. It is the intent of the Board of County Commissioners that the provisions of this ordinance may be modified as a result of considerations that may arise during public hearings. Such modifications shall be incorporated into the final version of the ordinance adopted by the Board and filed by the Clerk to the Board.

SECTION 4. Severability. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application hereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 5. Inclusion in the Code. It is the intent of the Board of County Commissioners of Alachua County, Florida, and it is hereby provided that the provisions of this ordinance shall become and be made a part of the Code of Ordinances of Alachua County, Florida; that the section of this ordinance may be renumbered or re-lettered to accomplish such intent and that the word “ordinance” may be changed to “section”, “article”, or other appropriate designation.

SECTION 6. Effective Date. A certified copy of this ordinance shall be filed with the Department of State by the Clerk of the Board within ten (10) days after enactment by the Board and shall take effect upon filing with the Department of State.

DULY ADOPTED in regular session, this ____ day of _____, 2018.

**BOARD OF COUNTY COMMISSIONERS OF
ALACHUA COUNTY, FLORIDA**

ATTEST:

BY:

Lee Pinkoson, Chair
Board of County Commissioners

Jesse K. Irby, II
Clerk of Court

APPROVED AS TO FORM

County Attorney

(SEAL)