

1 Introduced by Council President Newby:
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4 **ORDINANCE 2021-545**

5 AN ORDINANCE AMENDING SECTION 34.203(A)
6 (JACKSONVILLE HOUSING AND COMMUNITY
7 DEVELOPMENT COMMISSION; COMMISSION MEMBERS),
8 PART 2 (HOUSING AND COMMUNITY DEVELOPMENT
9 DIVISION), CHAPTER 34 (NEIGHBORHOODS
10 DEPARTMENT), *ORDINANCE CODE*, TO CLARIFY THE
11 TERM OF THE CITY COUNCIL MEMBER APPOINTMENT TO
12 A ONE YEAR TERM; APPOINTING COUNCIL MEMBER
13 DEFOOR AS A MEMBER OF THE JACKSONVILLE HOUSING
14 AND COMMUNITY DEVELOPMENT COMMISSION, AS A
15 LOCALLY ELECTED OFFICIAL, PURSUANT TO CHAPTER
16 34, *ORDINANCE CODE*, AND SECTION 420.9076,
17 *FLORIDA STATUTES*, FOR A FIRST TERM EXPIRING
18 JUNE 30, 2022; PROVIDING AN EFFECTIVE DATE.
19

20 **WHEREAS**, the Jacksonville Housing and Community Development
21 Commission acts as the City's affordable housing advisory
22 committee, which is charged with recommending regulatory incentives
23 for affordable housing under the State Housing Initiatives
24 Partnership ("SHIP") program in accordance with Section 420.9076,
25 Florida Statutes; and

26 **WHEREAS**, during the 2020 legislative session, the Florida
27 Legislature adopted House Bill 1339 to amend Section 420.9076,
28 Florida Statutes, to require that the membership of all affordable
29 housing advisory committees include a locally elected official from
30 each county or municipality participating in the SHIP program; and

31 **WHEREAS**, Ordinance 2020-668-E amended Section 34.203

1 (Jacksonville Housing and Community Development Commission;
2 Commission Members), Part 2 (Housing and Community Development
3 Division), Chapter 34 (Neighborhoods Department), *Ordinance Code*,
4 to provide for a locally elected official to be a member of the
5 JHCDC in compliance with the aforementioned revised statute; now
6 therefore,

7 **BE IT ORDAINED** by the Council of the City of Jacksonville:

8 **Section 1. Amending Section 34.203(a) (Jacksonville**
9 **Housing and Community Development Commission; Commission Members),**
10 **Ordinance Code.** Section 34.203(a) (Jacksonville Housing and
11 Community Development Commission; Commission Members), Part 2
12 (Housing and Community Development Division), Chapter 34
13 (Neighborhoods Department), *Ordinance Code*, is hereby amended to
14 read as follows:

15 **CHAPTER 34. NEIGHBORHOODS DEPARTMENT**

16 * * *

17 **PART 2. HOUSING AND COMMUNITY DEVELOPMENT DIVISION**

18 * * *

19 **Section 34.203. Jacksonville Housing and Community Development**
20 **Commission; Commission Members.**

21 (a) There is hereby established a Commission to be known as the
22 "Jacksonville Housing and Community Development Commission,"
23 which shall be comprised of 11 members, all of whom shall be
24 residents of Duval County. Six members shall be appointed by
25 the Mayor and confirmed by Council, and five members shall be
26 appointed by the Council. Pursuant to the requirements of F.S.
27 § 420.9076, (as amended from time to time) the Commission
28 shall be deemed the "advisory committee" as required by state
29 law. The Commission membership shall consist of one current
30 City Council member for a one year term expiring June 30 and
31 one representative from at least six of the following

1 categories (each of whom is actively engaged in her/her
2 respective activity): (1) residential home building industry
3 in connection with affordable housing; (2) banking or mortgage
4 banking industry in connection with affordable housing; (3)
5 areas of labor in home building in connection with affordable
6 housing; (4) advocacy for low-income persons in connection
7 with affordable housing; (5) for-profit provider of affordable
8 housing; (6) not-for-profit provider of affordable housing;
9 (7) real estate professional in connection with affordable
10 housing; (8) a representative also actively serving on the
11 local planning agency pursuant to F.S. § 163.3174; (9) a
12 resident within the City of Jacksonville; (10) representative
13 of employers in Duval County; and (11) a representative of
14 essential services personnel (as defined in the Local Housing
15 Assistance Plan as adopted from time to time). With respect to
16 the foregoing specific requirement in any of the above 11
17 activities of an affordable housing connection, if a finding
18 is made regarding the presence of a conflict of interest or
19 other reasonable factor that would result in an appointment
20 not otherwise being made, then a member may nonetheless be
21 appointed in that activity without the specific requirement of
22 the affordable housing connection. Each member shall serve a
23 term of four years; provided, however the initial appointments
24 shall be as follows: four members shall serve terms of four
25 years each, four members shall serve terms of three years
26 each, and three members shall serve terms of two years each.
27 Thereafter, all members appointed to the Commission shall
28 serve terms of four years. Commencing with the effective date
29 of this chapter, no member may serve for more than two
30 consecutive terms. Members shall serve for the term of their
31 respective offices until they are reappointed and confirmed,

1 or until their qualified successors have been appointed and
2 confirmed, or such member resigns, whichever occurs first. The
3 Mayor shall appoint the Chairman from the 11-member board, for
4 a term of two years of the Commission, and the Commission
5 members shall elect the remaining officers.

6 **Section 2. Appointment.** The Council hereby appoints
7 Randy DeFoor, to the Jacksonville Housing and Community Development
8 Commission, a locally elected official, in accordance with Chapter
9 34, *Ordinance Code*, and Section 420.9076, *Florida Statutes*, for a
10 first term ending June 30, 2022.

11 **Section 3. Effective Date.** This ordinance shall become
12 effective upon signature by the Mayor or upon becoming effective
13 without the Mayor's signature.

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15 Form Approved:

16
17 /s/ Margaret M. Sidman

18 Office of General Counsel

19 Legislation Prepared By: Margaret M. Sidman

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