

## ORDINANCE 2024-21

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE V, LEGISLATIVE, CHAPTER 52, BOARDS, SUBCHAPTER 'COMMUNITY DEVELOPMENT ADVISORY BOARD', BY REVISING PROVISIONS CONTAINED THEREIN; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

**SECTION 1.** The City of Palm Bay Code of Ordinances, Title V, Legislative, Subchapter 'Community Development Advisory Board', is hereby amended and shall henceforth read as follows:

### **"COMMUNITY DEVELOPMENT ADVISORY BOARD**

\* \* \*

#### **Section 52.191 PURPOSE AND INTENT.**

The purpose and intent of the Committee shall be to serve as a citizen input mechanism for the community and in an advisory capacity to the City for community development administered programs funded with Community Development Block Grant (CDBG), HOME Investment Partnership, and State Housing Initiatives Partnership (SHIP) grant funds, including public service agency selection recommendations, review of affordable and fair housing policies, review of preliminary Action Plan proposed activities, review of Community Development accomplishments and the division's Consolidated Annual Performance and Evaluation Report (CAPER) submission to the federal government >>past performance and accomplishments<<, review of the State Housing Initiatives Partnership's Local Housing Assistance Plan (LHAP), and attendance at public hearings/workshops that pertain to community development citizen participation requirements. The Board shall also serve as the Affordable Housing Committee pursuant to Fla. Stat. 420.9076.

**Section 52.192 COMPOSITION.**

\* \* \*

(B) There will be one (1) non-voting liaison to the Board representing the City Council.

\* \* \*

**Section 52.193 DUTIES AND RESPONSIBILITIES.**

(A) The Board will make public service program >>funding<< recommendations to the City Council that pertain to the use of Community Development Block Grant (CDBG), HOME Investment Partnership, and the State Housing Initiatives Partnership (SHIP) Programs.

(B) The Board shall be responsible for reviewing:

(1) All policies pertaining to fair housing in the City of Palm Bay;

(2) Activities being proposed for the annual CDBG >>and HOME<< Action Plan submission to Brevard County and the federal government;

(3) ~~The Consolidated Annual Performance and Evaluation Report (CAPER) prior to its consideration by the City Council;~~

(4 >>3<<) All revisions to the State Housing Initiatives Partnership's Local Housing Assistance Plan (LHAP) prior to its consideration by the City Council.

(C) Annually, the Board shall review the established policies and procedures, ordinances, land development regulations, and adopted Palm Bay comprehensive plan and shall recommend specific actions or initiatives to encourage or facilitate affordable housing while protecting the ability of the property to appreciate in value. The initial >>Affordable Housing Advisory Committee (AHAC)<< report to City Council shall be submitted no later than December 31, 2008. Subsequent reports shall be submitted in the year prior to submission of the Local Housing Assistance Plan.

\* \* \*

>>(J) The Board shall be cooperatively staffed by the Community and Economic Development Department which has authority to administer housing programs to ensure an integrated approach to the work of the Board.

(K) The locally elected official serving on the Community Development Advisory Board must attend biannual regional workshops convened and administered under the Affordable Housing Catalyst Program as provided in Fla. Stat. 420.531(2). If the locally elected official fails to attend three (3) consecutive regional workshops, the corporation may withhold funds pending the person's attendance at the next regularly scheduled biannual meeting.<<

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**SECTION 2.** All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

**SECTION 3.** It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of ordinances and the sections may be renumbered to accomplish such intention.

**SECTION 4.** If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

**SECTION 5.** The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2024-XX, held on \_\_\_\_\_, 2024; and  
read in title only and duly enacted at Meeting 2024-XX, held on \_\_\_\_\_, 2024.

\_\_\_\_\_  
Rob Medina, MAYOR

ATTEST:

\_\_\_\_\_  
Terese M. Jones, CITY CLERK

Reviewed by CAO: \_\_\_\_\_

***Strikethrough words shall be deleted; highlighted words that will be included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.***