

ORDINANCE NO. 2009 - 30

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCE NO. 80-7 AS RATIFIED, CONFIRMED AND REENACTED BY ST. JOHNS COUNTY ORDINANCE NO. 89-5, WHICH ORDINANCE CREATED THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY; INCREASING THE NUMBER OF MEMBERS OF THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY AND ESTABLISHING THE INITIAL TERMS OF THE ADDED MEMBERS; PROVIDING THE AMENDMENTS AND PROVISIONS OF THIS ORDINANCE SHALL APPLY PROSPECTIVELY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

Section 1. St. Johns County, Florida Ordinance No. 80-7, which is the ordinance creating the Housing Finance Authority of St. Johns County, Florida, which ordinance was later ratified, confirmed and reenacted by St. Johns County Ordinance No. 89-5, as heretofore amended and supplemented, is hereby amended by deleting Section 13 thereof and by adding and substituting the following Section 13 in lieu thereof:

“Section 13. Commencing on the effective date of this ordinance the number of members of the Housing Finance Authority of St. Johns County shall be increased from five to seven members. The initial term of one newly added member shall expire on March 10, 2011, and the initial term of the other newly added member shall expire on March 10, 2012, and thereafter the terms of such members shall be 4 years each. Not less than 4 members of the Housing Finance Authority of St. Johns County shall be knowledgeable in one of the following fields: labor, finance or commerce. All other matters pertaining to the members, their appointment, service and removal as members of the Housing Finance Authority of St. Johns County shall be as provided in the Florida Housing Finance Authority Law.”

Section 2. The amendments and provisions set forth in this ordinance shall apply prospectively. No amendment set forth in this ordinance shall be deemed to invalidate any prior lawful act of the Housing Finance Authority of St. Johns County, Florida.

Section 3. If any section, subsection, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision; and such holding shall not affect the validity of the remaining portions hereof.

Section 4. This ordinance shall take effect immediately upon the filing of a certified copy of this ordinance with the Department of State.

PASSED AND ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, this seventh day of July, 2009.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Cyndi Stevens
Chair

ATTEST: Cheryl Strickland, Clerk

By: Yvonne King
Deputy Clerk

RENDITION DATE 07-08-09

Effective Date: July 15, 2009



Housing Finance Authority of St. Johns County
Amending Ordinance
Background Information

In March 1980, the Housing Finance Authority of St. Johns County (the "HFA") was created by St. Johns County Ordinance No. 80-7.

In March 2001, the Ordinance was amended to, among other things, (a) increase the number of members of the HFA from 5 to 7 members and (b) authorize the HFA to act as a housing advisory committee to the Board of County Commissioners (the "Board"). In March 2001, the initial terms of the new members were set to expire on March 10, 2005. As a result, four members' terms were set to expire in March 2009 as follows:

2 members – March 10, 2009

2 members – March 13, 2009

1 member – May 2, 2010

1 member – March 10, 2011

1 member – March 10, 2012

The HFA determined that it preferred more staggered terms for its members because:

1. Appointing four qualified members at the same time can be difficult;
2. More staggered terms result in more continuity in membership; and
3. With better continuity, the work of the HFA can continue with less disruption.

Under the Florida Housing Finance Authority Law, there is no provision permitting a change in the current terms of existing members. Therefore in order to better stagger the terms, two members' positions needed to be deleted. Then later two new members can be added with staggered initial terms.

On March 3, 2009, the Ordinance was amended to decrease the number of members of the HFA from 7 to 5. The members whose positions were deleted were Carol M. Alford (she was at the end of her second term which expired on March 13, 2009), and James A. Swanson (he was at the end of his third term which expired on March 10, 2009). These members volunteered to have their positions deleted. Jim Swanson does not intend to seek a position on the HFA in the future. Carol Alford would like to continue her service with the HFA.

The proposed Ordinance increases the members of the HFA from 5 to 7 and provides for staggered terms for the newly added members. The initial term of one newly added member will expire on March 10, 2011, and the initial term of the other newly added member will expire on March 10, 2012.

A public hearing is required in connection with the proposed Ordinance.

The HFA requests the proposed Ordinance be considered at the Board's July 7, 2009 meeting and the public hearing notice be published no later than June 25, 2009.

The St. Augustine Record

COPY OF ADVERT

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **ULINDA E VERSTRAATE**

who on oath says that she is an Employee of the St. Augustine Record,

a daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement being a **NOTICE OF HEARING**

In/the matter of **ORG AMENDING ORD 807 (89-5)**

L2047-9 was published in said newspaper **JUNE 23, 2009**

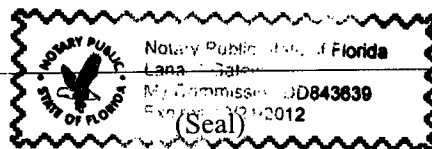
Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 23rd day of JUNE 2009

by Ulinda E Verstraate who is personally known to me
or who has produced **PERSONALLY KNOWN** as identification

Lana C. Gatewood

(Signature of Notary Public)
LANA C. GATEWOOD



NOTICE OF PUBLIC HEARING BY ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on Tuesday, July 7, 2009, at 9:00 a.m. in the County Auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida, to consider enactment of a proposed ordinance entitled:

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCE NO. 80-7, AS RATIFIED, CONFIRMED AND REENACTED BY ST. JOHNS COUNTY ORDINANCE NO. 89-5, WHICH ORDINANCE CREATED THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY; INCREASING THE NUMBER OF MEMBERS OF THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY AND ESTABLISHING THE INITIAL TERMS OF THE ADDED MEMBERS; PROVIDING THE AMENDMENTS AND PROVISIONS OF THIS ORDINANCE SHALL APPLY PROSPECTIVELY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, Florida, and may be examined by parties interested prior to the public hearing.

Interested parties may appear at the public hearing and be heard with respect to the proposed ordinance. If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the public hearing, he/she will need a record of the proceedings, and for such purposes he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact ADA Coordinator at (904) 209-0650 at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, FL 32084, for hearing impaired individuals: Telecommunication Device for the Deaf (TDD): Florida Relay Services: 1-800-955-8770, no later than 5 days prior to the date of the hearing.

**BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY
CHERYL STRICKLAND,
CLERK**

By: *[Signature]*
Clerk
July 7, 2009



FLORIDA DEPARTMENT OF STATE

CHARLIE CRIST
Governor

STATE LIBRARY AND ARCHIVES OF FLORIDA

KURT S. BROWNING
Secretary of State

July 16, 2009

Ms. Cheryl Strickland
Clerk of the Circuit Court
St. Johns County
4010 Lewis Speedway
St. Augustine, Florida 32084-8637

2009 JUL 21 PM 12:12
CHERYL STRICKLAND
CLERK COUNTY COMMISSION
ST. JOHNS COUNTY FL

FILED

Attention: Ms. Yvonne King, Minutes & Record Division

Dear Ms. Strickland:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated July 14, 2009 and certified copies of St. Johns County Ordinance Nos. 2009-28 and 2009-30 through 2009-32, which were filed in this office on July 15, 2009.

Sincerely,

Liz Cloud
Program Administrator

LC/srd

DIRECTOR'S OFFICE

R. A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
850.245.6600 • FAX: 850.245.6735 • TDD: 850.922.4085 • <http://dlis.dos.state.fl.us>

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