

RESOLUTION 22-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING CITY OF PORT ST. LUCIE'S LOCAL HOUSING ASSISTANCE PLAN; DETERMINING THE PERCENTAGE OF LOCAL HOUSING DISTRIBUTION AND PROGRAM INCOME NECESSARY TO PAY THE COSTS OF ADMINISTRATION; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS AND CERTIFICATIONS REQUIRED BY THE STATE; AUTHORIZING THE SUBMISSION OF THE LOCAL HOUSING ASSISTANCE PLAN FOR 2022-2023, 2023-2024, 2024-2025 TO THE FLORIDA HOUSING FINANCE CORPORATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State of Florida enacted the William E. Sadowski Affordable Housing Act, Chapter 92-317, Laws of Florida, allocating a portion of documentary stamp taxes on deeds to local governments for the development and maintenance of affordable housing; and

WHEREAS, the State Housing Initiatives Partnership ("SHIP") Act, section 420.907-420.9089, Florida Statutes (2018), and Rule 67-37.005, Florida Administrative Code, requires local governments to develop a Local Housing Assistance Plan, effective for up to three years, which outlines how funds will be used to implement housing strategies, incentives, and activities to be undertaken pursuant to the Local Housing Assistance Plan; and

WHEREAS, the SHIP Act requires local governments to establish the maximum SHIP funds allowable for each local housing strategy; and

WHEREAS, the SHIP Act further requires local governments to establish an average area purchase price for new and existing housing benefiting from awards made pursuant to the Act; and

WHEREAS, the Neighborhood Services Department has prepared a three-year Local Housing Assistance Plan, attached hereto and incorporated herein for submission to the Florida Housing Finance Corporation; and

WHEREAS, the methodology and purchase prices used are defined in the attached Local Housing Assistance Plan; and

WHEREAS, pursuant to section 420.9075, Florida Statutes, the City Council finds that the minimum of five percent of the local housing distribution plus five percent of the program income is insufficient to pay the necessary costs of administering the local housing plan; and

WHEREAS, the City Council finds that it is in the best interest of the public for the City of Port St. Lucie to submit the Local Housing Assistance Plan for review and approval so as to qualify for said documentary stamp tax funds; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:

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Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

Section 2. Approval of the Local Housing Assistance Plan. The City Council of the City of Port St. Lucie hereby approves the Local Housing Assistance Plan, as attached and incorporated hereto for submission to the Florida Housing Finance Corporation for fiscal years 2022-2023, 2023-2024, 2024-2025. All provisions of the Local Housing Assistance Plan conform to the requirements of Section 420.9072, F.S., et seq., and Rule Chapter 67-37, F.A.C.

Section 3. Costs of Administering Plan. The City Council of the City of Port St. Lucie hereby determines that an amount of ten percent of the local housing distribution plus five percent of program income deposited into the trust fund is sufficient to adequately pay the necessary costs of administering the Local Housing Assistance Plan.

Section 4. Authority. The City Manager is hereby designated and authorized to execute any documents and certifications required by the Florida Housing Finance Corporation as related to the Local Housing Assistance Plan, and to do all things necessary and proper to carry out the term and conditions of said program.

Section 5. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 6. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 7. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ____ day of _____, 2022.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney