



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 5790, **Version:** 1

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### **Subject:**

Public Hearing, Re: Ordinance Amending Chapter 90-Social Services, Creating a New Article IV, "Workforce and Supportive Housing Trust Fund."

### **Fiscal Impact:**

None

### **Dept/Office:**

Housing and Human Services

### **Requested Action:**

It is requested that the Board of County Commissioners conduct a public hearing and adopt the proposed ordinance Amending Chapter 90-Social Services, Creating a New Article IV, "Workforce and Supportive Housing Trust Fund."

### **Summary Explanation and Background:**

On May 9<sup>th</sup>, 2023, the Board of County Commissioners approved legislative intent and permission to advertise amendments to Chapter 62, Article XVII, "Workforce Housing Incentives," Brevard County Code of Ordinances, in order to implement a Brevard County Workforce and Supportive Housing Trust Fund as required by a Charter amendment approved by the voters in November 2022. Subsequently, the County Attorney recommended that it would be more fitting to accomplish this purpose by adding a new article to Chapter 90 - Social Services, rather than amending Chapter 62 - Land Development Regulations, as initially proposed. This change only affects how the ordinance will be codified. It does not materially alter the purpose or substance of the ordinance.

The purpose of the proposed amendment is to align the Code of Ordinances with the Home Rule Charter. The change to the Brevard County Home Rule Charter was approved by voters and added Section 1.9, Workforce and Supportive Housing Trust Fund to the Charter. This new section reads:

#### ***"Section 1.9. Brevard County Workforce and Supportive Housing Trust Fund.***

*(a) The Brevard County Workforce and Supportive Housing Trust Fund is hereby established.*

*(b) Purpose of Trust Fund. The purpose of the trust fund is to provide a continuing, non-lapsing fund for Brevard County to use to address the need for affordable housing within Brevard County. The trust fund shall be used to create and sustain affordable housing throughout Brevard County for renters and homeowners and to increase workforce housing opportunities.*

*(c) Revenue sources. The trust fund shall be funded as directed from time to time by the county*

*commission and may be comprised of the following sources:*

- (1) Funds from the sale of county surplus real property, the funds which are not otherwise legally committed to other sources; and*
- (2) Other sources as established from time to time by ordinance.*
- (d) Continuing nature of trust fund. Unless otherwise provided by ordinance or resolution or required by applicable law, unspent portions of the trust fund, repayments of principal and interest on loans provided from the trust fund, and interest earned from the deposit or investment of monies from the trust fund:*
  - (1) Shall remain in the trust fund to be used exclusively for the purposes of the trust fund;*
  - (2) Shall not revert to the general revenues or other funds of the county; and*
  - (3) Any appropriations shall not lapse.*
- (e) Implementation. Not later than July 1, 2023, the county commission shall adopt one or more ordinances implementing the provisions of this section, which ordinances may be amended from time to time.*

*Newly Adopted 11/08/2022."*

The attached ordinance would add a new Chapter 90, Article IV-Workforce and Supportive Housing Trust Fund to the Brevard County Code of Ordinances.

### **Clerk to the Board Instructions:**

Once the ordinance is filed with the State, please return two copies to Housing and Human Services.