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ORDINANCE NO. 1305

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, CREATING THE MESQUITE HOUSING BOARD, SETTING FORTH THE COMPOSITION OF SAID BOARD, THE TERMS OF OFFICE, CERTAIN PROCEDURES FOR THE CONDUCT OF ITS BUSINESS, AND THE DUTIES OF SAID BOARD, ESTABLISHING AN EFFECTIVE DATE, AND DECLARING AN EMERGENCY.

WHEREAS, the City Council of the City of Mesquite, Texas, has authorized the filing of an application with the U. S. Department of Housing and Urban Development for participation in the Housing Assistance Payments Program, Section 8 of the U. S. Housing Act of 1937; and

WHEREAS, a Housing Board is considered necessary to perform certain functions in connection with the administration of said Housing Assistance Payments Program;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the Mesquite Housing Board, consisting of five voting members appointed by the City Council and two non-voting City Staff members, is hereby created. The Director of Community Development and the Chief Building Inspector, or their designated representatives, shall be non-voting members of the Board.

SECTION 2. That the citizen voting members shall be appointed to serve one-year terms and may be reappointed.

SECTION 3. That three voting members shall constitute a quorum and that a motion shall be passed by the affirmative vote of a simple majority of the members present.

SECTION 4. That the Board shall elect its own Chairman, Vice-Chairman, and Secretary from among its members. Officers shall serve for one year and may be reelected.

SECTION 5. That meetings shall be held at the call of the Chairman. At least one meeting shall be held each calendar quarter.

SECTION 6. That the Minutes of each meeting shall be recorded.

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SECTION 7. That the Board shall, subject to the approval of the City Council, perform the following duties:

1. Serve in an advisory capacity to the City Council on matters relating to the administration of the Housing Assistance Payments Program, Section 8 of the U. S. Housing Act of 1937.

2. Assist in establishing contacts and working relationships with local housing owners and real estate brokers to encourage participation in the program.

3. Serve as an Appeals Board by hearing arguments and rendering decisions on the following matters:

a. In cases wherein an applicant has been determined to be ineligible for a Certificate of Family Participation and requests a hearing, conduct such hearing.

b. In cases wherein an owner submits a notice of proposed eviction, examine the grounds for eviction and authorize the eviction unless the grounds for eviction are found to be insufficient under the Lease.

c. In cases wherein an owner is alleged to have violated the conditions of the Lease, examine the circumstances and render a finding.

4. Submit an annual Progress Report to the City Council.

5. Perform such other duties as may be requested by the City Council.

SECTION 8. That the functions of the Board shall relate solely to the Section 8 Housing Assistance Payments Program for Existing Housing and shall not relate to any other housing programs, present or future, within the City of Mesquite.

SECTION 9. That the City of Mesquite shall not incur any liability, financial or otherwise, for continuation of the Housing Assistance Payments Program in the event federal funding assistance is terminated or reduced.

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SECTION 10. That this ordinance shall take effect on the effective date of an Annual Contributions Contract entered into by the U. S. Department of Housing and Urban Development and the City of Mesquite.

SECTION 11. That the effective administration of the Housing Assistance Payments Program requires the creation of a Housing Board and creates an urgency and an emergency in the public interest and necessitates that this ordinance become effective immediately from and after the date as specified in Section 10 and the publication of the caption as the law in such cases provides.

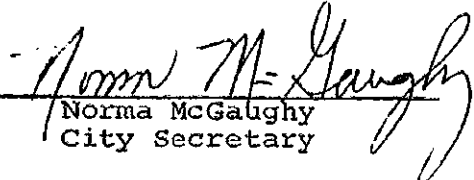
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 1 day of March, A.D., 1976.



Bob Beard
Mayor

ATTEST:

APPROVED AS TO FORM:



Norma McGaughy
City Secretary

Elland Archer
City Attorney