

Memorandum



Date: November 3, 2009

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Resolution Amending the FY 2009 Action Plan to Reprogram Multi-Year CDBG and HOME Investment Partnership Funds

Amended
Agenda Item No. 8(K)(1)(B)

R#1285-09

RECOMMENDATION

It is recommended that the Board of County Commissioners (BCC) authorize the County Mayor or the County Mayor's designee to amend the FY 2009 Action Plan to recapture unexpended funds from current and prior year projects and reallocate \$3,428,313.91 of FY 2002, FY 2003, FY 2004, FY 2005, FY 2006, FY 2007, FY 2008 and FY 2009 Community Development Block Grant (CDBG) funds and \$500,000 of HOME Investment Partnership (HOME) funds as indicated in Exhibit 1.

SCOPE

Exhibit 1 includes information on the Commission District location for each project; however, the benefit of certain projects may affect more than one Commission District. In some cases, the benefit may be countywide.

FISCAL IMPACT

Approval of this resolution does not create a negative fiscal impact to the County.

A total of \$3,428,313.91 in multi-year CDBG funds and \$500,000 in HOME funds are recommended for recapture from activities that 1) could not be carried out, 2) are completed and have unexpended balances, 3) have expired contracts, or 4) are viable projects that are not ready to expend funds. The recaptured funds are recommended for reallocation for projects that can timely complete affordable housing, capital improvement and/or economic development projects in Neighborhood Revitalization Strategy Areas (NSRAs), and other eligible geographic areas throughout Miami-Dade County.

BACKGROUND

The BCC approved the FY 2009 Action Plan on October 21, 2008 through Resolution R-1127-08. Activities funded throughout the year are monitored for compliance with regulations and progress. Activities that are no longer considered feasible or not able to spend funds in a timely manner have been identified for recapture. The corresponding funding is recommended for reallocation to meet the needs of on-going initiatives.

Remaining balances from completed activities must be recaptured in order to close out the activity. Those remaining balances are included in the recommendations for reallocation and reflected in Exhibit 1. The recaptures and funding adjustments will ensure compliance with the US Department of Housing and Urban Development's 1.5 spending ratio for the FY 2009 entitlement year.

HOME (\$500,000)

As stated above, the recapture recommendations are for projects that 1) are no longer feasible, 2) are completed and have unexpended balances, 3) have expired contracts, or 4) are viable projects that are not ready to expend funds..

The \$500,000 in HOME funds dollars recommended for recapture from Centro Campesino Farmworker Center, Inc., Hispanic Coalition Corp., NANAY, Inc., and Neighborhood Housing Services were originally awarded for the Foreclosure Intervention program. The activity has not been cancelled and instead these

HOME funds have been substituted with SHIP funds to assist more households as SHIP guidelines provide greater flexibility and allow for assistance to households earning up to 120 percent area median income (AMI) instead of 80 percent under the HOME program. Because the activity is currently funded with SHIP funds, the federal HOME funds must be recaptured and reallocated to a different activity.

With respect to the reallocation of funds, two separate activities are recommended for funding. Both projects are currently underway and meet the OCED's mandate of "finish what we started" policy. The allocations are as follows:

- **Miami-Dade Planning and Zoning - MacFarlane District Housing Rehabilitation (\$125,000)**
The MacFarlane homes are historic houses occupied by low to moderate income residents. Funds will be used to rehabilitate two to four homes.
- **Brownsville Affordable Housing Development Corporation, Inc. - Brownsville Tornado Relief Project Single Family Homes (\$375,000)**
As a result of the 2003 tornado, approximately 11 to 13 single family homes must be rebuilt or rehabilitated.

CDBG Funds (\$3,428,313.91)

The total amount of CDBG funds recommended for recapture is \$3,428,313.91 and represents 66 funded activities. Exhibit 1 identifies each activity as well as the recommended activities to receive the funding. It should be noted that both the cities of North Miami Beach and Opa Locka have requested that funds be recaptured from completed and slow moving projects and re-allocated to projects currently under construction. Staff concurs with this request. All recommended allocations are part of Exhibit 1, however, the following is a synopsis of the more significant funding requests:

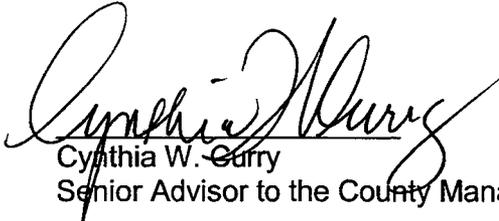
- **City of North Miami Beach, NE 172 Street Project (\$737,470.69)**
These funds are being allocated to the street/infrastructure project to expedite its completion.
- **City of Opa-locka, Sherbondy Park (\$900,000)**
This is a \$3 million project which includes a park facility, administration building and a public pool. The project is currently under construction.
- **Habitat for Humanity, SHARP II Program (\$250,000)**
SHARP II will be used to rehabilitate homes occupied by persons 62 years or older. The Miami Dade Community Action Agency (CAA) currently operates SHARP I which provides loans up to \$40,000 per household. The scope of SHARP II will provide loans ranging from \$40,000 to \$60,000.
- **Camillus House, New Camillus House Center (\$335,843.22)**
Funds will be used for the new facility that will have temporary and permanent housing for individuals and families who were formerly homeless and supportive services.
- **Park and Recreation Department, Park Improvements (\$250,000)**
These funds will be used to make improvements at Miami-Dade County parks located in low- to moderate-income neighborhoods.
- **Building and Neighborhood Compliance, Code Enforcement (\$100,000)**
These funds will be used for code enforcement resulting from increased activity related to foreclosed homes and abandoned neighborhoods.
- **Department of Housing and Community Development, Elevator Modernization (\$600,000)**
Funds will be used for elevator improvements at two private rental housing units owned by Miami Dade County and occupied by seniors.
- **Department of Housing and Community Development, Housing Property Management (\$250,000)**
Funds will be used to maintain parcels with a future use as affordable housing.

TRACK RECORD/MONITORING

The entities being recommended for the reallocation of CDBG funding have either a history of successfully delivering the products and/or services pursuant to their contractual agreements with OCED while the remainder are in the process of completing their projects. The additional funds will assist in meeting their objective in a timely manner.

OCED through its planners, contracts officers, and project managers will work to monitor and manage the projects mentioned above to ensure successful completion and compliance with Federal guidelines and County policies.

Attachment



Cynthia W. Curry
Senior Advisor to the County Manager



MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: November 3, 2009

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Amended
Agenda Item No. 8(K)(1)(B)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Amended
Agenda Item No. 8(K)(1)(B)
11-3-09

RESOLUTION NO. 1285-09

RESOLUTION AMENDING THE FY 2009 ACTION PLAN TO REFLECT THE REALLOCATION OF FY 2002, 2003, 2004, 2005, 2006, 2007, 2008 AND 2009 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, IN THE AMOUNT OF \$3,428,313.91 AND HOME FUNDS IN THE AMOUNT OF \$500,000, AS INDICATED IN EXHIBIT 1; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE ALL CONTRACTS, AGREEMENTS AND AMENDMENTS NECESSARY TO CARRY OUT THE ABOVE PROGRAM; AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes the County Mayor or the County Mayor's designee to amend the FY 2009 Action Plan to reflect the reallocation of \$3,428,313.91 of FY 2002, 2003, 2004, 2005, 2006, 2007, 2008 and 2009 Community Development Block Grant Funds and \$500,000 of HOME funds as indicated in Exhibit 1 authorizes the County Mayor or the County Mayor's designee to execute such contracts, agreements and amendments, as are required, following approval by the County Attorney's Office and subject to proper execution by the parties; and to exercise the cancellation provisions contained therein.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro
Carlos A. Gimenez
Barbara J. Jordan
Dorrin D. Rolle
Katy Sorenson
Sen. Javier D. Souto

Audrey M. Edmonson
Sally A. Heyman
Joe A. Martinez
Natacha Seijas
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of November, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Brenda Kuhns Neuman

EXHIBIT 1



REQUEST FOR PUBLIC COMMENTS ON THE
PROPOSED AMENDMENT TO THE
FY 2002 THROUGH 2009 ACTION PLANS

SOURCES OF RECAPTURED CDBG FUNDS					
Agency	Activity Name	IDIS #	Amount	Source	Commission District
Accion USA/Black Economic Development	ACCION USA	4685	\$0.12	CDBG08	Countywide
Accion USA/Black Economic Development	Technical Assistance	4688	\$0.12	CDBG08	Countywide
Alternative Programs, Inc. The	Child Care Center renovation	3965	\$58,516.93	CDBG08	3
Alternative Programs, Inc. The	Child Care Facility Building Renovation	3965	\$25,000.00	CDBG05	3
Broadway Place, Inc.	Economic Development/Business Expansion	N/A	\$75,000.00	CDBG09	Multi-District, 2, 3
Brothers of the Same Mind, Inc.	Technical Assistance Program	4593	\$226.70	CDBG08	Multi-District, 2, 3
Centro Campesino-Farmworker Center, Inc.	Florida City Villages Phase VI	N/A	\$25,000.00	CDBG09	Multi-District, 8, 9
Centro Campesino-Farmworker Center, Inc.	Infill Affordable Housing	4545	\$15,293.04	CDBG07	9
City of Hialeah	Hialeah Dade Development, Inc. ED Technical Assistance	4441	\$112.20	CDBG07	Multi-District, 6,12,13
City of North Miami Beach	Highland Village Wastewater Improvement	3652	\$334.12	CDBG04	4
City of North Miami Beach	Highland Village Wastewater Improvement	3652	\$21,359.74	CDBG05	4
City of North Miami Beach	Highland Village Wastewater Improvement	3652	\$21,568.80	CDBG06	4
City of North Miami Beach	Highland Village Wastewater Improvement	3652	\$29,787.27	CDBG07	4
City of North Miami Beach	Highland Village Wastewater Improvement	3652	\$664,420.76	CDBG08	4
City of Opa Locka	Ali-Baba West (27th Ave. - Douglas Rd.) Street Improvements	4444	\$125,000.00	CDBG08	1
City of Opa Locka	Ali-Baba West (27th Ave. - Douglas Rd.) Street Improvements	N/A	\$556,911.00	CDBG09	1
City of Opa Locka	N.W. 143 Street Drainage Improvements	3023	\$100,000.00	CDBG02	1
City of south Miami	Reconstruction of Church Street	2802	\$0.50	CDBG04	7
City of south Miami	Generator for Multi-Purpose Center	4445	\$2,500.00	CDBG07	7
CODEC, Inc.	La Palma	3453	\$11,174.82	CDBG03	5
Haitian American Center For Economic & Public Affairs, Inc.	Technical Assistance to Businesses	4448	\$0.10	CDBGZ07	Countywide
Haitian Organization of Women, Inc.	Acquisition of Property for Youth and Family Services	N/A	\$5,000.00	CDBGZ09	Countywide
Little Haiti Housing Association, Inc.	62nd Street Development (Shoppes of Sans Souci)	3863	\$5,756.00	CDBG05	3
Little Haiti Housing Association, Inc.	62nd Street Development (Shoppes of Sans Souci)	4205	\$8,409.04	CDBG06	3
Martin Luther King Economic Development Corporation	Business Incubator and Technical Assistance	4486	\$100,000.00	CDBG07	3
Miami Bridge Youth and Family Services, Inc.	Emergency Youth Shelter and Family Crisis Service	3964	\$0.45	CDBG05	Countywide
Miami-Dade Community Action Agency	Paint Distribution Program	4452	\$1,883.75	CDBGZ07	Countywide
Miami-Dade Community Action Agency	Paint Distribution Program	4611	\$0.73	CDBGZ08	Countywide
Miami-Dade Office of Historic Preservation	Historic Preservation Survey of Focus Areas/Eligible Block Groups	3691	\$44,531.00	CDBG04	Multi-District
Miami-Dade Office of Historic Preservation	Historic Preservation Survey of Focus Areas/Eligible Block Groups	4217	\$92,798.83	CDBG06	Multi-District
Miami-Dade Office of Historic Preservation	Historic Preservation Survey of Focus Areas/Eligible Block Groups	4454	\$5,702.70	CDBG07	Countywide
Miami-Dade Department of Planning and Zoning	Redland School Rehabilitation	2825	\$50,000.00	CDBG07	8
Miami-Dade Department of Planning and Zoning	Redland School Rehabilitation	2825	\$50,000.00	CDBG08	8
Miami-Dade Department of Planning and Zoning	Administrative Support	N/A	\$10,070.00	CDBG08	Countywide
Miami-Dade OCED	Administration	3595	\$0.36	CDBG04	N/A
Miami-Dade OCED	CDBG Reserve	N/A	\$30,335.24	CDBG04	N/A
Miami-Dade OCED	CDBG Reserve	N/A	\$350,000.00	CDBG06	N/A
Miami-Dade OCED	CDBG Reserve	N/A	\$101,810.27	CDBG07	N/A

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EXHIBIT 1

SOURCES OF RECAPTURED CDBG FUNDS continued					
Agency	Activity Name	IDIS #	Amount	Source	Commission District
Miami-Dade OCED	Community Development Division	4229	\$2,448.92	CDBG06	N/A
Miami-Dade OCED	Reserve	3186	\$101,187.54	CDBG02	N/A
Miami-Dade OCED ED	Economic Development Mom and Pop District 6	3763	\$39,117.00	CDBGZ06	6
Miami-Dade OCED ED	HCA Enterprise	4464	\$603.75	CDBGZ07	2
Miami-Dade OCED ED	M.C.R. Lumber & Ma	4232	\$1,035.23	CDBG06	8
Miami-Dade OCED ED	NAT's All Night Service, Inc.	3654	\$48,917.40	CDBG04	9
Miami-Dade OCED ED	CRP-Rudy's Stereo Tape Center	3858	\$2,220.08	CDBG05	3
Miami-Dade OCED UD	CD Disposition and Environmental Support	4471	\$0.10	CDBG07	Countywide
Miami-Dade OCED UD	Center at South Miami	3698	\$100,000.00	CDBG07	7
Miami-Dade OCED UD	Professional Services & TA for Housing Projects	N/A	\$250,000.00	CDBG09	Countywide
Michael Ann Russell Jewish Community Center, Inc.	Senior Wellness Program	4251	\$0.08	CDBG06	4
Neighbors and Neighbors Association, Inc.	Economic Development Technical Assistance	4478	\$0.58	CDBG07	Multi-District
North Dade Community Development Federal Credit Union	North Dade community Marketing/Awareness (CMA) Job-TA	4630	\$1,155.43	CDBG08	Multi-District, 1, 2, 3
One Art, Inc.	Kids Off Streets Family and Youth empowerment	4260	\$0.01	CDBG06	Multi-District
One Art, Inc.	One Art Center Renovation Project	3244	\$37,867.40	CDBG03	3
One Art, Inc.	One Art Center Renovation Project	3907	\$17,104.47	CDBG05	3
One Art, Inc.	One Art Center Renovation Project	3907	\$1,262.19	CDBG06	3
R. Holmes business and Property Service/Our Homes, Inc.	Technical Assistance	4634	\$3,040.84	CDBG08	Multi-District, 2, 3
South Dade Air Conditioning and Refrigeration, Inc.	South Dade Air Conditioning Job Creation Program	4635	\$78,189.78	CDBG08	9
South Dade Air Conditioning and Refrigeration, Inc.	South Dade Air Conditioning Job Creation Program	N/A	\$75,000.00	CDBG09	9
South Florida Puerto Rican Chamber of Commerce, Inc.	Micro Lending Pilot Program	3924	\$0.32	CDBG05	Countywide
South Florida Puerto Rican Chamber of Commerce, Inc.	Micro Lending Pilot Program	3924	\$1,305.43	CDBG07	Countywide
South Florida Urban Ministries, Inc. F/K/A Miami urban Ministries of United Methodist Church, Inc.	Assets Miami-Self Employment Training and support	4637	\$0.12	CDBG08	Multi-District, 2,7,9,12
Tacoloy Economic Development Corporation, Inc.	Edison Car Care Center Renovation	3703	\$20,000.00	CDBG04	3
Veteran's Employment Transition Services, Inc. The	Job Training & Placement Services Pilot Program	4639	\$34,352.60	CDBG08	Multi-District 3, 5
Veteran's Employment Transition Services, Inc. The	Job Training & Placement Services Pilot Program	N/A	\$25,000.00	CDBG09	Multi-District
Work America	Pre and After School Tutorial Program	3608	\$0.03	CDBG04	9
Youth Co-Op., Inc.	Employment Training	3610	\$0.02	CDBG04	Multi-District, 1, 2, 3
TOTAL CDBG FUNDS RECAPTURED			\$3,428,313.91		

RECOMMENDED REDISTRIBUTION OF CDBG FUNDS					
Agency	Activity Name	IDIS #	Amount	Source	Commission District
City of N. Miami Beach	N.E. 172nd Street/Infrastructure Project	N/A	\$737,470.69	CDBG09	4
City of Opa Locka	Sherbondy Park	N/A	\$900,000.00	CDBG09	1
Habitat for Humanity of Greater Miami, Inc.	Habitat for Humanity SHARP II Program	N/A	\$250,000.00	CDBG09	Countywide
Miami-Dade Parks and Recreation	Park Improvements	N/A	\$250,000.00	CDBG09	Countywide
Miami-Dade Office of Neighborhood Compliance	Code Enforcement	N/A	\$100,000.00	CDBG09	Countywide
Miami-Dade OCED	Elevator Modernization-Private Rental Rehabilitation Properties	N/A	\$600,000.00	CDBG09	Multi-District, 3 & 5
Miami-Dade OCED	Property Management-Housing	N/A	\$250,000.00	CDBG09	Countywide
<i>Camillus House</i>	<i>New Camillus House Center (NCHC)</i>	<i>N/A</i>	<i>\$335,843.22</i>	<i>CDBG09</i>	<i>3</i>
<i>Commission District Reserve</i>	<i>Eligible Projects in District 6</i>	<i>N/A</i>	<i>\$5,000.00</i>	<i>CDBG09</i>	<i>6</i>
TOTAL CDBG FUNDS REALLOCATED			\$3,428,313.91		

Items in italics represents those amended at the October 14, 2009 meeting of the Housing and Community Development Committee and by the Board of County Commissioners on November 4, 2009.

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EXHIBIT 1

SOURCES OF RECAPTURED HOME FUNDS					
Agency	Activity Name	IDIS #	Amount	Source	Commission District
Centro Campesino Farmworker Center, Inc.	Foreclosure Intervention	N/A	\$100,000.00	HOME09	Countywide
Hispanic Coalition Corp.	Foreclosure Intervention	N/A	\$100,000.00	HOME09	Countywide
NANAY, Inc.	Foreclosure Intervention	N/A	\$100,000.00	HOME09	Countywide
Neighborhood Housing Services	Foreclosure Intervention	N/A	\$200,000.00	HOME09	Countywide
TOTAL HOME FUNDS RECAPTURED			\$500,000.00		

RECOMMENDED REDISTRIBUTION OF HOME FUNDS					
AGENCY	ACTIVITY NAME	IDIS #	AMOUNT	SOURCE	Commission District
Miami-Dade Department of Planning and Zoning	MacFarlane Historic District Housing Rehabilitation	N/A	\$125,000.00	HOME09	7
Brownsville Affordable Housing Development Corporation, Inc.	Brownsville Tornado Relief Project Single Family Homes	N/A	\$375,000.00	HOME09	3
TOTAL HOME FUNDS REALLOCATED			\$500,000.00		

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