Memorandum

MIAMI-DADE COUNTY

Date: May 18, 2010

Agenda Item No. 12(A)(1)

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

From: George M. Burgess
County Manager

Subject: South Florida Region Collaborative Partnership HUD Sustainable Communities Planning Grant Application

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Recommendation

It is recommended that the Board of County Commissioners (BCC) approve the attached resolution that authorizes the County Mayor or the County Mayor's designee to: 1) participate in a collaborative regional partnership with South Florida Regional Planning Council and the Treasure Coast Regional Planning Council, including their seven member counties that will apply for the U.S. Department of Housing and Urban Development (HUD) Sustainable Communities Planning Grant program funds in the approximate amount of $5 million; 2) receive and expend grant funds, and to execute such contracts, agreements, Memoranda of Understanding (MOU), and amendments with regional partners, after approval by the County Attorney, as required by program guidelines; 3) apply for, receive, and expend additional funds that may become available during the term of the grant; and 4) file and execute any amendments to the application for and on behalf of the County, and to exercise amendments, modifications, renewal, cancellation, and termination clauses of any contracts and agreements, subject to the approval by the County Attorney's Office.

Scope

Miami-Dade County is participating in a regional partnership through the South Florida Regional Planning Council and the Treasure Coast Regional Planning Council to plan, design, and implement a multi-jurisdictional regional plan for sustainable development. This seven-county initiative will include Indian River, St. Lucie, Martin, Palm Beach, Broward, Monroe, and Miami-Dade. The Memorandum of Understanding (MOU) to be executed, in substantially the form attached, will form the collaborative regional partnership.

Fiscal Impact/Funding Source

There is no fiscal impact to the County with the approval of this item. This grant will provide $5 million for a regional planning initiative and project implementation. This project will enable the South Florida region to position itself to plan and accommodate sustained growth and development. Should matching funds, including inkind, be required by HUD, the Planning Councils and seven partner counties will work to identify the match.

Track Record/Monitor

The Office of Sustainability and the Office of Grants Coordination will coordinate the grant application process, and the planning efforts among the various County agencies that will participate in this initiative, including, but not limited to Miami-Dade Public Housing Agency; Miami Dade Transit; Department of Planning and Zoning; Department of Housing and Community Development; Metropolitan Planning Organization; and Department of Environmental Resources Management. The Department of Planning and Zoning will serve as the lead department to coordinate County implementation efforts and serve as the primary liaison with the Planning Councils and the six partner counties.

Background

The Sustainable Communities Initiative (SCI) was created to improve regional planning efforts that integrate housing and transportation, but also to provide State, regional, and local governments with the ability to incorporate livability, sustainability, and social equity issues into land-use and zoning. More specifically, SCI is intended to achieve these goals in metropolitan regions and rural communities.

As such, in coordination with the US Department of Transportation and the Environmental Protection Agency,

HUD's Office of Sustainable Housing and Communities will make an investment of $100 million nationwide, to create strong, sustainable communities by connecting housing to jobs, fostering local innovation, and helping to build a clean energy economy.

Although the Notice of Funding Availability (NOFA) had not been issued at the time this item went to print, HUD's intention is to provide up to $2 million for small metropolitan areas (with a population of 499,000 or less) and $5 million for large metropolitan areas (with a population of 500,000 or more). It is anticipated that the NOFA will be issued in April and applications must be submitted to HUD by early June. In an effort to coordinate all necessary steps in the submission process, this item is being advanced for BCC consideration.

The South Florida Regional Planning Council and the Treasure Coast Regional Planning Council, will implement a multi-jurisdictional regional planning initiative that will integrate housing, economic development, and transportation decision-making in a manner that empowers jurisdictions to consider the interdependent challenges of economic growth, social equity, and environmental impact simultaneously.

The project's goal is to create a regional vision and plan, embodied in a Regional Planning document, and implement elements of the Regional Plan on behalf of the South Florida Region. The regional focus of the project will include, but not be limited to population growth, economic development, transportation improvements, new housing, infrastructure development, and improvements in the quality of life for residents of the region.

Attachment

Irene Taylor-Wooten
Special Assistant to the County Manager

MEMORANDUM

(Revised)

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

DATE: May 18, 2010

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

SUBJECT: Agenda Item No. 12(A)(1)

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 _____

Agenda Item No. 12(A)(1)
5-18-10

RESOLUTION NO _____

RESOLUTION AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE'S ACTION TO APPLY FOR U.S DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FUNDS AS PART OF A COLLABORATIVE REGIONAL PARTNERSHIP WITH SOUTH FLORIDA REGIONAL PLANNING COUNCIL AND THE TREASURE COAST REGIONAL PLANNING COUNCIL; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO RECEIVE, EXPEND, AND EXECUTE SUCH CONTRACTS, AGREEMENTS, AND MEMORANDA OF UNDERSTANDING, AND AMENDMENTS WITH REGIONAL PARTNERS AFTER APPROVAL BY THE COUNTY ATTORNEY; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE

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 approve the Mayor or the Mayor's designee's action to apply for the U.S. Department of Housing and Urban Development (HUD) Sustainable Communities Planning Grant program funds in the approximate amount of $5 million, as part of a collaborative regional partnership with South Florida Regional Planning Council (SFRPC) and the Treasure Coast Regional Planning Council (TCRPC), including their seven member counties; receive and expend grant funds, and to execute such contracts, agreements, Memoranda of Understanding (MOU), and amendments with regional partners, after approval by the County Attorney, as required by program guidelines; and apply for, receive, and expend additional funds that may become available during the term of the grant; to file and execute any amendments to the application for and on behalf of the County, and to exercise amendments, modifications, renewal, cancellation, and

termination clauses of any contracts and agreements, subject to the approval by the County Attorney's Office.

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	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of May, 2010. 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.

Shannon D. Summerset

SUSTAINABLE COMMUNITIES INITIATIVE
MEMORANDUM OF UNDERSTANDING
FOR THE
SOUTHEAST FLORIDA REGION

I. Purpose

The purpose of this Memorandum of Understanding (MOU) is to provide a mutual understanding in support of the signatory agencies, organizations, governments, and individuals that will be working in cooperation to: 1) prepare a successful Sustainable Communities Initiative (SCI) grant application; and 2) complete the work funded under the SCI grant.

II. Background

On June 16, 2009, the U.S. Department of Housing and Urban Development (HUD) joined with the U.S. Environmental Protection Agency (EPA) and the U.S. Department of Transportation (DOT) to help improve access to affordable housing, more transportation options, and lower transportation costs while protecting the environment in communities nationwide. A set of guiding livability principles and a federal interagency partnership agreement is intended to guide their efforts in coordinating federal housing, transportation, and other infrastructure investments designed to protect the environment, promote equitable development, and help to address the challenges of climate change.

Congress provided a total of $150,000,000 to U.S. HUD for the SCI program to encourage regional planning efforts that integrate housing and transportation decisions, and increase State, regional and local capacity to incorporate livability, sustainability and social equity principles into land use and zoning. From that total amount, $100,000,000 is being made available to encourage metropolitan regions to develop integrated regional plans that articulate a vision for growth that federal housing, transportation and other federal investments can support.

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More importantly, the three federal agencies have made a commitment to utilize the integrated regional plans or visions to guide their planning and funding decision-making. Funding to these metropolitan regions would generally be directed towards programs and projects identified in "Regional Plans for Sustainability" aimed at increasing transportation choices, reducing combined housing and transportation costs for American families, improving the quality of life in communities, and improving the natural and built environment.

III. Agreement

Whereas, there is a recognized need among the signatories for a coordinated, collaborative regional effort to prepare and carry out a successful SCI grant application and work program; and

Whereas, an SCI grant application and work program will be prepared and managed by the Treasure Coast and South Florida Regional Planning Councils in cooperation with the MOU signatories, including, but not limited to, Miami-Dade County, with the intent of establishing a comprehensive regional plan or vision identifying critical projects and infrastructure to: 1) improve the Region's sustainability; and 2) assist and guide federal funding agencies in prioritizing and focusing future federal investment in Southeast Florida; and

Whereas, the signatories agree to the best of their abilities and within the limits of their budgets to work cooperatively on the grant application and funded project; and

Whereas, any private sector organization, non-profit, academic or research institution, philanthropic partner, community organization, governmental entity, individual, or intermediary agency that bears responsibility for or has an interest in the sustainable development and redevelopment of Southeast Florida may be a partner and signatory to this MOU; and

Whereas, each of the signatories to this MOU understands urban redevelopment and the promotion of infill development in Southeast Florida represents environmental,

transportation, social, and economic and community development strategies for restoration of the Everglades ecosystem and advancing the goals of the federal SCI program; and

Whereas, each of the signatories to this MOU is committed to following the Livability Principles relating to the sustainable development and redevelopment of Southeast Florida:

1. **Provide more transportation choices.** Develop safe, reliable and economic transportation choices to decrease household transportation costs, reduce our nation's dependence on foreign oil, improve air quality, reduce greenhouse gas emissions, and promote public health.

2. **Promote equitable, affordable housing.** Expand location-and energy-efficient housing choices for people of all ages, incomes, races and ethnicities to increase mobility, and lower the combined cost of housing and transportation.

3. **Enhance economic competiveness.** Improve economic competiveness through reliable and timely access to employment centers, educational opportunities, services, and other basic needs by workers as well as expanded business access to markets.

4. **Support existing communities.** Target funding toward existing communities through such strategies as transit-oriented, mixed-use development and land recycling – to increase community revitalization, improve the efficiency of public works investments, and safeguard rural landscapes.

5. **Coordinate policies and leverage investment.** Align policies and funding to remove barriers to collaboration, leverage funding, and increase the accountability and effectiveness of all levels of government to plan for future growth, including making smart energy choices such as locally generated renewable energy.

6. **Value communities and neighborhoods.** Enhance the unique characteristics of all communities by investing in healthy, safe, and walkable neighborhoods – rural, urban or suburban.

7. **Enhance community resiliency to the impacts of Climate Change.** Enhance community resiliency to the impacts of climate change through the development of mitigation and adaptation strategies.

Whereas, any regional plan document developed under the SCI grant will support these Livability Principles and should, to the greatest extent possible and where appropriate, be built upon the foundation of work that has been accomplished and undertaken in the region where existing plans, partnerships, and processes enhance regional planning, coordination and efficiency, reduce unnecessary duplication of effort and responsibilities, and add clarity and accountability to implementation processes.

Now, Therefore, this MOU is established to create a framework for coordinating efforts related to the preparation of a successful SCI grant application and successfully completing the work funded under the SCI grant.

IV. Programming, Budgeting, Funding and Reimbursement Arrangement

a. This MOU is neither a fiscal nor a funds obligation document. Any transfer of funds between parties may take place through existing authorities and procedures.

b. Generally, any endeavor involving the transfer of funds will follow normal procurement or other appropriate processes and will be affected in writing by representatives of the organizations involved.

c. This MOU in no way restricts the signatories from participating in similar activities or arrangements with other entities or agencies.

d. Nothing in this MOU shall obligate the signatories to expend appropriations, obligate funds or enter into any contract or other agreement.

V. Effective Date

This MOU will become effective upon signature by any two parties. Any Party may terminate its participation in this MOU upon written notice to the other Parties. The provisions of the MOU will be reviewed periodically, as appropriate, and amended or supplemented as may be mutually agreed upon.

VI. Other Memorandum of Understandings

There are no superseding MOUs on this topic among the Parties hereto.

VII. Signatures

This MOU may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Each Party has signed this five-page agreement on a separate page. The original signature pages are on file at the South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021; (954) 985-4416.

SUSTAINABLE COMMUNITIES INITIATIVE
MEMORANDUM OF UNDERSTANDING
FOR THE
SOUTHEAST FLORIDA REGION

By my signature below, my organization/agency becomes a signatory to the Sustainable Communities Initiative Memorandum of Understanding for the Southeast Florida Region, dated _____, 2010. I understand that the MOU will be executed in one or more counterparts, each of which will be deemed an original, but all of which shall constitute one and the same instrument. This original signature page will be kept on file at the South Florida Regional Planning Council.

_____
Signature

_____
Typed Name and Title

_____
Organization/Agency

_____
Date

Please return to:

South Florida Regional Planning Council
3440 Hollywood Boulevard, Suite 140
Hollywood, Florida 33021

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