



MEMORANDUM
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HCD

Agenda Item No. 6(A)

TO: Honorable Chairwoman Edmonson
and Members of the Housing and
Community Development Committee

DATE: **September 15, 2010**

FROM: Diane Collins, Acting Division Chief
Clerk of the Board

SUBJECT: Approval of Commission
Committee Minutes

Diane Collins

The following Clerk's Summary of Minutes is submitted by the Clerk of the Board for approval by the Housing and Community Development Committee.

➤ June 9, 2010

Attachment
KMS/msy



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes

Housing & Community Development Committee

Audrey M. Edmonson (3) Chair: Barbara J. Jordan (1) Vice Chair: Commissioners Joe
A. Martinez (11), Dorrin D. Rolle (2), Katy Sorenson (8) and Javier D. Souto (10)

Wednesday, June 9, 2010

4:02 AM

Commission Chambers

Members Present: Audrey M. Edmonson, Barbara J. Jordan, Joe A. Martinez, Dorrin D. Rolle, Katy Sorenson, Javier D. Souto.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Mary Smith-York, Commission Reporter
(305) 375-1598*

1A INVOCATION

Report: *The Committee convened in a moment of silence
followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

1C **ROLL CALL**

Report: *The following staff members were present: Assistants to the County Manager Irene Taylor-Wooten and Mario Morlote; Assistant County Attorneys Cynthia Johnson-Stacks and Terrence Smith; and Deputy Clerks Jovel Shaw and Mary Smith-York.*

Assistant County Attorney Cynthia Johnson-Stacks requested today's (6/9) agenda be approved with the changes reflected on the County Manager's Changes memorandum as follows: the addition of Items 1F1 Supplement and 7B Supplement; and a Scrivener's Error correction in Item 3C.

It was moved by Commissioner Jordan that today's agenda be approved with the changes as requested by Assistant County Attorney Stacks. This motion was seconded by Commissioner Sorenson, and upon being put to a vote passed by a vote of 5-0 (Commissioner Souto was absent).

1D **OPENING REMARKS FROM CHAIR EDMONSON**

1E **SPECIAL PRESENTATION(S)**

1E1

101219 Citizen's

Audrey M. Edmonson

PRESENTATION BY MR. JOHN RILEY, FIRST VICE-CHAIR, MIAMI-DADE COMMISSION ON HUMAN RIGHTS (CHR) RE: ISSUES RELATING TO THE CHR AND THE FY 2010/2011 BUDGET

Presented

Report: *Mr. John Riley, First Vice-Chair, Miami-Dade Commission on Human Rights (CHR), appeared and commended the County Commission for putting in place an element for the enforcement of Chapter 11A of the County Code. He expressed concern with the 60 percent reduction to the CHR budget and personnel in the past two years. Mr. Riley noted a 25 percent reduction in various departments across the board was being proposed for this year, and stated the CHR had suffered its fair share of cuts already. He encouraged this Committee to support the CHR and allow it to continue providing direct services to the community.*

Commissioner Jordan expressed her appreciation to Mr. Riley for his many years of dedicated service to this community.

1F

DISCUSSION ITEMS

1F1

101465 Citizen's Audrey M. Edmonson
ELIGIBILITY REQUIREMENTS CLARIFICATION FOR Presented
SMALL BUSINESS ENTERPRISE: MIDWEST STEEL

Report: Assistant County Attorney Johnson-Stacks read the title of the foregoing discussion item into the record.

Mr. Mark Glover, representing Midwest Steel, Inc. (MWS), with headquarters in Detroit, Michigan, and local offices on Brickell Avenue, appeared before the Committee to present issues regarding the Small Business Enterprise (SBE) Eligibility Process. He introduced Mr. Gary Broad, Chief Executive Officer (CEO) of the organization and distributed handouts for this presentation to Committee members. Mr. Glover stated that MWS had attempted to obtain SBE certification with the County for more than a year, to no avail. He indicated his organization believed that the criteria for SBE certification were subjective and capriciously applied for various organizations. He requested that the criteria be clearly noted and be applied consistently across the board. Mr. Glover explained that following the denial of certification in December 2009, MWS had an eligibility review meeting and was told by staff that only a site visit of its manufacturing plant at Turkey Point was needed, which was also done. However, he noted, two weeks ago staff advised that MSW was ineligible for certification. Mr. Glover provided a detailed explanation of the information in the handout.

Ms. Miriam Singer, Department of Procurement Management (DPM), Department Director, noted the decision was shared between the Small Business Development Department and the Department of Procurement Management. She advised that the appellant process could not take place until June 13th, however, she addressed the reasons for denial as follows: "The Code of Miami-Dade County requires that consideration be given to the principle place of business in determining certification eligibility. If the principle place of business was not located in Miami-Dade County, the majority owner must reside in the County." Ms. Singer noted the application submitted by Midwest Steel indicated its principle place of business was Detroit, Michigan, and that fact was also noted in the company's registration with the Florida

Department of State, Division of Corporations. She noted the application also indicated that Mr. Broad, the majority stockholder in the company, owned 89 percent of the company, and the driver's license submitted with the application indicated Mr. Broad resided in Marco Island, Florida, which was confirmed Mr. Broad's voter's registration. Ms. Singer advised that MWS established a formal office on May 31st, and that staff requested additional documents and conducted an Eligibility Review Meeting, which resulted in a recommendation that a site visit be done. She pointed out that MWS's local office was on Brickell Avenue; however, the plant and the bulk of its employees were located in Detroit, Michigan. Ms. Singer read into the record the Internal Revenue Service's definition for business location and noted staff also visited the Turkey Point staging area and determined that was not the company's premises. She noted the Code required specific guidelines for manufacturing and stated that all details were reviewed by staff. She encouraged MWS representatives to consider going through the administrative appellant process to be considered.

Ms. Penelope Townsley, Small Business Development Department Director (SBD), noted the facts presented by Ms. Singer were accurate. She stated that after applying the facts to the Code, MWS did not qualify, and subsequent to that determination, the process was transferred to DPM. Ms. Townsley noted MWS requested an Eligibility Review Meeting (ERM) to refute SBD's decision, which was granted.

Assistant County Attorney David Hope noted the County Attorney's Office had met with SBD staff and provided them with legal advice, but the decision was that of the department.

Chairwoman Edmonson advised Mr. Glover that he had the right to appeal this decision and noted the deadline to request an appeal was June 13, 2010.

Mr. Glover advised that his organization would enter the appellant process; however, he asked that the Commission take a look at the process in place to ensure it was fair and equitable.

Chairwoman Edmonson asked the Small Business Development Department Director to meet with her staff to schedule a workshop, as soon as possible, to allow the Committee members to

review policies governing eligibility requirements for the Small Business Enterprise Program.

Following Mr. Glover's response that he had received a list of the requirements for certification, Commissioner Jordan recommended that Mr. Glover carefully review that list again in terms of the entire process, which was very important to this Commission.

Chairwoman Edmonson noted this Committee would consider the policies in a workshop to ensure it was a fair and equitable process.

1F1 SUPPLEMENT

101497 Supplement

SUPPLEMENTAL INFORMATION RE: ELIGIBILITY
REQUIREMENTS CLARIFICATION FOR SMALL
BUSINESS ENTERPRISE: MIDWEST STEEL

Presented

Report: (SEE REPORT UNDER AGENDA ITEM 1F1;
LEGISLATIVE FILE NO. 101465.)

1G **PUBLIC HEARING(S)**

1G1

101243 Resolution

RESOLUTION APPROVING THE POLICIES GOVERNING THE PLANNING PROCESS FOR AMENDMENTS TO THE FY 2008-2012 CONSOLIDATED PLAN THROUGH THE PREPARATION OF THE FY 2011 ACTION PLAN; APPROVING THE USE OF A REQUEST FOR APPLICATIONS PROCESS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, THE HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME), STATE HOUSING INITIATIVES PARTNERSHIP (SHIP), AND THE EMERGENCY SHELTER GRANT (ESG) TO SOLICIT AGENCIES TO APPLY FOR FUNDING TO ADDRESS NEEDS ALREADY IDENTIFIED IN THE PLAN OR TO MEET NEEDS RESULTING FROM THE CITIZEN PARTICIPATION PROCESS (Department of Housing and Community Development)

Deferred to next committee meeting

Mover: Jordan

Seconded: Rolle

Vote: 5-0

Absent: Martinez

Report: *Assistant County Attorney Johnson-Stacks read the title of the foregoing proposed resolution item into the record.*

Chairwoman Edmonson opened the public hearing and called for persons wishing to be heard. The following individuals appeared:

Mr. Martin Lampkin, 10235 SW 172nd Street, appeared and requested the \$25,000 fee for Community Business Organizations (CBO) be removed. He suggested that a grant be provided as seed capital for the first year, and gap financing be required from the organization in the second year. He also suggested the reallocated funds be directed to the Neighborhood Revitalization Stabilization Area (NRSA) for high-priority projects.

Mr. Charles McKinnon, Executive Director, Naranja Princeton Community Development Corporation, 12789 SW 280th Street, appeared and noted his organization had plans to develop housing and provide water and sewer hookups for the elderly for approximately 11 years. He noted the contract had not been approved to date, and advised that his office, along with the local Community Redevelopment Agency (CRA) would resubmit the application. Mr. McKinnon noted he was concerned that only HOME funds would be allocated for rehab and that there was no information as to the process. He further noted there appeared to be no Community Development Block Grant (CDBG) dollars allocated for rehab; that no reference was made to technical assistance

and capacity building; and the leveraging requirement was not relevant to this project.

Mr. Allen Hardemon, 655 NW 48th Street, appeared and expressed concern with funds entitlement. He noted it appeared that 84 percent of funding went directly to County departments and that only 2.7 percent was directed to the community organizations.

Mr. Leroy Jones, President, Neighbors and Neighbors Association (NANA), 180 NW 62 Street, appeared on behalf of several agencies. He distributed handouts to Committee members and noted those CBOs were opposed to the foregoing proposed consolidated plan based on the following:

- More money would be given to County Departments and County-funded projects, and would almost eliminate the CBOs through the process;
- Community development would no longer be a separate line item in the County Budget, but would be combined with the municipalities' allocation;
- Community Advisory Committees (CAC) and Neighborhood Revitalization Stabilization Areas (NRSA) would lose funding;
- Commission Reserve funds were being allocated to shovel-ready projects, i.e. sidewalks and public facilities, and would eliminate CBOs participation;
- A double standard existed in the Request for Applications process; and
- Economic Development Agencies were required to enter into a promissory note on a loan in January 2010 to have access to CDBG dollars; however, no funds were available until two weeks ago.

Mr. Jones requested the promissory note for loans be eliminated from the process and noted this proposal would cause a decrease in the CBO's ability to provide job creation. He asked the Committee to review the handout and implement the changes so that the CBOs would not be eliminated through this process.

Mr. Elijah Dukes, Chair, Goulds Community Action Agency (CAA), 12268 SW 217th Street, appeared and noted concern for funding and advised that he and other CAC Chairs in the South Dade area had been working at the entity currently called "Ella Mae's Estate." He advised that through this entity, desperately needed funding would go directly to the people in that community.

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Mr. J. L. Demps, Jr., 11025 SW 223rd Street, appeared and spoke in support of funding for companies that were local and provided jobs to the local community. He requested the Housing and Community Development (HCD) department to work with his and other organizations to help them obtain certain projects in their community.

Mr. Ken Forbes, 25121 SW 120th Place, Chair of Leisure City/Naranja NRSA, appeared and directed attention to paragraph 3 on handwritten page 4 of the County Manager's memorandum. He pointed out that this language stated exactly what his and other organizations had attempted to accomplish for several years. Mr. Forbes expressed opposition to 80 percent of funding going back to the County, and noted this funding being issued as a loan was an impediment to the CBOs in the community.

Ms. Marva Lightbourne, Chair of the Concerned Citizens Committee of Liberty City, appeared and noted several persons who attended her meetings had expressed concern with the application for Partners for Self Employment, Inc. She explained that the requirements on the application were very intense, and the restrictions, which excluded convenience stores, were disqualifying a majority of the mom and pop businesses for funding. Ms. Lightbourne requested that the application be streamlined and more user-friendly to the community businesses. She further noted the deadline for application submittal was June 25th, but noted she was told it might be extended to June 30th. She requested that these funds be used for their intended purpose, small business development and job creation.

Mr. Alphonso McCray, 18040 SW 104th Avenue, Chair of Perrine CAA/HCD Advisory Committee, appeared and noted he had similar concerns to those raised by the speakers before him. He asked why the planning process was being changed and questioned whether this proposal would make the process better. Mr. McCray expressed concern that the NRSA's would receive approximately \$2 million of the \$19 million. He addressed several areas where funds were being reallocated, decreased, or eliminated from the budget and asked how these decisions were made.

Chairwoman Edmonson closed the public hearing after no other person(s) appeared wishing to be heard.

Ms. Shalley Jones Horn, Housing and Community Development (HCD) Department Director, noted she met with the chairs of the CACs regarding the \$800,000 in funding. She provided a detailed account of the discussion she had with Mr. McCray, who received a \$100,000 award but was unable to allocate the money in the NRSA due to the lack of applications filed. Ms. Jones Horn advised she had, in collaboration with each NRSA, compiled a list of their priority needs and was proposing, in the foregoing plan, to put \$2.7 million into funding for NRSAs. With respect to the Empowerment Zone funding, she stated it sunset in December 2009, and noted the Board had approved staff's proposed request to move forward with a process to address that issue.

Additionally, Ms. Jones Horn addressed concerns regarding \$1.7 million Community Development Block Grant-Recovery (CDBG-R) funds provided by Public Works through which 91 jobs were created. She advised that these funds must be spent according to guidelines and noted the County was unsuccessful in meeting this obligation in 2008; however, it was successful in 2009 and was on the right track for 2010. Ms. Jones Horn emphasized that this fund was not a loan, but was still a grant. She explained that the applicants were asked to sign a contract stipulating that failure to meet the national objective would require repayment of the money back to the County. However, she noted if the national objective was met, the contract would be destroyed. Ms. Jones Horn noted this process was staff's effort to encourage applicants to comply with the U.S. Housing and Urban Development's (USHUD) mandate to meet the national objective.

In response to Chairwoman Edmonson's inquiry regarding CBOs not receiving technical assistance, Ms. Jones Horn noted staff was providing as much technical assistance as possible with the limited resources currently available. She explained that following the issuance of a Request for Applications (RFA), technical assistance was provided in workshops and meetings to assist prospective applicants with writing the application.

It was moved by Commissioner Martinez that the foregoing proposed resolution be deferred, followed by further discussion.

In response to Chairwoman Edmonson's request

for clarification regarding this grant being issued as loans. Ms. Jones Horn explained that this was a decision made by the Board last year. She noted the County had issued grants to several entities after which the national objective was not met, which placed the County in jeopardy of having to repay those funds. Ms. Jones Horn explained that the loan contracts would ensure that the grantees met the national objective and complied with program requirements.

Chairwoman Edmonson agreed with Ms. Jones Horn that the process would accomplish staff's intent to encourage grantees to meet the national objective. She asked about the 84 percent funding distribution, and whether the breakdown was: 20 percent to administration; 50 percent to County Departments; 14 percent to municipalities, public facilities, capital improvements, and economic development.

Ms. Jones Horn responded to Chairwoman Edmonson's inquiry regarding the breakdown of the 84 percent, and noted the breakdown consisted of 14 percent to municipalities, public facilities, capital improvements and economic development was for entities outside of County departments, which meant 70 percent was used in the County. She explained that the 20 percent was used for staff to run the program and noted the 50 percent to County Departments was increased from 40 percent last year.

Chairwoman Edmonson noted she still had some concerns with this breakdown.

In response to Commissioner Jordan's inquiry as to what the application process was for the eight NRSAs, Ms. Jones Horn noted one general Request for Applications was issued Countywide for all the areas which was open to anyone. She explained that no applications were received from several NRSAs. Ms. Jones Horn noted the funds could only be allocated to the NRSA for applications from that area to which the NRSA voted to award dollars.

Responding to Commissioner Jordan's concern that the language under item #5 on handwritten page 5 indicated the Community Advisory Committees (CAC) were being eliminated from the Community Service Block Grant (CSBG), Ms. Jones Horn noted this was a minor technicality. She explained that last year the Board approved a process to have each Commissioner appoint a

member to the CAC; however, she noted CSBG funding received by the Community Action Agency (CAA) prohibited appointments by elected officials.

Ms. Julie Edwards, Community Action Agency Director, explained that the CSBG funding required that all members of the recipient CACs be democratically elected from their communities.

Commissioner Jordan asked the Community Action Agency Director to obtain a written opinion (based on clarification from the County Attorney's Office) from the Department Of Community Affairs stating what changes were made to require that members of Community Advisory Committees be democratically elected from their respective communities versus having a member appointed by elected officials, and specifically, whether the change(s) were applicable to Community Advisory Committees in other departments, versus Community Advisory Committees in the Community Action Agency whose programs are funded through the Community Services Block Grant.

Commissioner Jordan's expressed concern with the funding to County departments being increased from 40 percent to 50 percent, and noted she would not support this. Additionally, she spoke in opposition to the elimination of the \$100,000 set aside for each CAC, and recommended a timeline be placed on the expenditure of those funds and if not met, the funds be recaptured. Commissioner Jordan noted she felt rather than taking the funds completely away from the CACs, the guidelines should be reviewed more thoroughly to determine how to retain their participation in the process. Additionally, she noted the application process should be structured to enable CACs to receive applications from CBOs identified in their respective communities.

Commissioner Sorenson noted the importance of adhering to the guidelines for US HUD funding and expressed her support of the Commission's policy on the loans becoming grants. She also pointed out that the CBOs must comply with the outcomes, performance measures, and effectiveness requirements to qualify for the funding. Additionally, Commissioner Sorenson advised that although the County was unable to provide technical support, the CBOs should be connected with other entities, like the Human

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Services Coalition, that did provide those services. She also spoke in support of the infrastructure projects proposed within the NRSAs.

With regard to the motion to defer, Assistant County Manager Mario Morlote advised the Committee that the forgoing resolution would involve time constraints.

Ms. Jones Horn explained that the entire process must be completed and the County's decision received at USHUD by November 15, 2010.

Chairwoman Edmonson expressed opposition to moving this item forward as presented without addressing the concerns raised in today's meeting.

Commissioner Rolle concurred with Chairwoman Edmonson's comments and noted he supported deferral of this item. He noted this resolution, as presented, eliminated a lot of community involvement.

Because the maker of the original motion, Commissioner Martinez, was now absent from the dais, it was moved by Commissioner Jordan that the foregoing proposed resolution be deferred. This motion was seconded by Commissioner Rolle, followed by discussion.

Commissioner Sorenson asked staff to recommend the best option this Committee should consider, such as workshops or special meetings, in order to deal with this item based on what the true time constraints.

Assistant to the County Manager Irene Taylor-Wooten requested that the Committee forward this resolution to the BCC without recommendation, and noted that staff would use the time between now and July 8th to address the Committee's concerns and proposing changes into the record and present it before the Board.

Commissioner Jordan pointed out that extensions leading up to February, had been granted for this process in the past, and emphasized that deferral of this item by this Committee would be better than having it deferred at the BCC meeting.

Chairwoman Edmonson noted she also supported deferral of this item.

There being no further questions or comments, the Committee deferred the foregoing proposed

resolution to the next Housing and Community Development Committee on July 14, 2010, at 9:30 A.M.

Ms. Taylor-Wooten noted for the record that Commissioner Jordan was correct in stating that the process had been submitted after the due date previously; however, she noted it had been on time for the past three years.

2 COUNTY COMMISSION

2A

101255 Ordinance **Jose "Pepe" Diaz**

ORDINANCE AMENDING SECTIONS 2-207, 2-265, 2-535, 2-835, AND 2-1090 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE THAT THE OFFICE OF THE CHAIRPERSON OF THE COUNTY COMMISSION, RATHER THAN THE COUNTY MAYOR AND COUNTY MANAGER, SHALL PROVIDE SUPERVISION OVER AND SUPPORT FOR THE COMMUNITY RELATIONS BOARD, THE COMMISSION FOR WOMEN, THE MIAMI-DADE COUNTY HISPANIC AFFAIRS ADVISORY BOARD, THE MIAMI-DADE COUNTY BLACK AFFAIRS ADVISORY BOARD, AND THE MIAMI-DADE COUNTY ASIAN-AMERICAN ADVISORY BOARD; AMENDING THE FISCAL YEAR 2009-10 COUNTYWIDE GENERAL FUND BUDGET; REMOVING APPROPRIATED FUNDING, REVENUE AND POSITIONS FROM THE OFFICE OF COMMUNITY ADVOCACY AND APPROPRIATING SAME FUNDING, REVENUE AND POSITIONS TO THE OFFICE OF THE CHAIR; RESCINDING ADMINISTRATIVE ORDER NO. 9-2 RELATING TO THE OFFICE OF COMMUNITY RELATIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Jordan
Vote: 5-0
Absent: Martinez*

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing proposed ordinance into the record.*

There being no questions or comments, the Committee proceeded to vote.

2B

101370 Resolution Barbara J. Jordan

RESOLUTION AMENDING RESOLUTION NO. R-84-09 TO PROVIDE FOR GRANT RATHER THAN LOAN OF DISTRICT 1 HOUSING ALLOCATION IN AMOUNT OF \$3,092,377.63 TO UDG III OASIS, LLC TO FUND CONSTRUCTION OF LAKE VUE OASIS AFFORDABLE SINGLE FAMILY RESIDENCES; AND APPROVING CERTAIN RELATED AGREEMENTS

*Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Sorenson
Vote: 5-0
Absent: Martinez*

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing proposed resolution into the record.*

Assistant County Attorney Gerald Heffernan requested a scrivener's error existing on handwritten page 4, Section 4, line 5, be corrected to replace the word "one" with the word "two;" and in line 6, to replace the word "two" with the word "three."

Hearing no objection, the Committee forwarded the foregoing proposed resolution with a favorable recommendation with correction of the scrivener's error noted by Assistant County Attorney Heffernan.

2C

101421 Resolution Sen. Javier D. Souto

RESOLUTION AMENDING RESOLUTION NO. R-1054-09 TO DELETE ALLOCATION FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 – "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" IN AMOUNT OF \$2.5 MILLION TO FORMER BLUE LAKES TRAILER PARK LOCATED AT FLAGLER STREET AND NW 102 AVE AND TO INCREASE ALLOCATION FROM PROJECT NUMBER 249 FROM \$2.5 MILLION TO \$5 MILLION FOR VANGUARDIAN VILLAGE PROJECT LOCATED AT 127 AVE AND SW 104 ST TO FUND DEVELOPMENT OF AFFORDABLE HOUSING UNITS FOR ELDERLY IN DISTRICT 10

*Forwarded to BCC with a favorable recommendation
Mover: Souto
Seconder: Jordan
Vote: 4-1
No: Sorenson
Absent: Martinez*

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing proposed resolution into the record.*

There being no questions or comments, the Committee proceeded to vote.

2D

093408 Resolution

Dennis C. Moss

RESOLUTION APPROVING ALLOCATION FOR DISTRICT 9 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 -"PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" OF \$5,000,000 TO DEVELOPER TO BE SELECTED BY COUNTY AS LOAN OR GRANT TO FUND CONSTRUCTION OF PORTION OF MULTI-FAMILY AFFORDABLE RENTAL UNITS TO BE LOCATED ON COUNTY OWNED CARIBBEAN BOULEVARD SITE AND LEASED TO DEVELOPER [SEE AGENDA ITEM NOS. 3(A) & 3(A) SUBSTITUTE]

Forwarded to BCC with a favorable recommendation
Mover: Souto
Seconder: Jordan
Vote: 5-0
Absent: Martinez

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing proposed resolution into the record.*

There being no questions or comments, the Committee proceeded to vote.

3 DEPARTMENT

3A

100641 Resolution

RESOLUTION APPROVING THE SELECTION OF CARLISLE DEVELOPMENT GROUP, LLC AND CARIBBEAN DEVELOPMENT GROUP, LTD. AS THE DEVELOPERS FOR THE NORTHSIDE STATION AND CARIBBEAN BOULEVARD AFFORDABLE HOUSING PROJECTS, RESPECTIVELY; AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO NEGOTIATE ALL NECESSARY AGREEMENTS, IN CONSULTATION WITH COUNTY ATTORNEY'S OFFICE [SEE SUBSTITUTE ITEM UNDER FILE NO. 101468][SEE AGENDA ITEM NO. 2(D)] (Department of Housing and Community Development)

Withdrawn

Report: *SEE AGENDA ITEM 3A SUBSTITUTE; LEGISLATIVE FILE NO. 101468.*

3A SUBSTITUTE

101468 Resolution

RESOLUTION APPROVING THE SELECTION OF DEVELOPERS FOR THE NORTHSIDE STATION AND CARIBBEAN BOULEVARD GENERAL OBLIGATION BOND (GOB) AFFORDABLE HOUSING PROJECTS; WAIVING FORMAL COMPETITIVE BID AND BID PROTEST PROCEDURES; AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO NEGOTIATE ALL NECESSARY AGREEMENTS, IN CONSULTATION WITH COUNTY ATTORNEY'S OFFICE [SEE ORIGINAL ITEM UNDER FILE NO. 100641] [SEE AGENDA ITEM NO. 2(D)] (Department of Housing and Community Development)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Sorenson

Vote: 4-1

No: Rolle

Absent: Martinez

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing proposed resolution into the record.*

Commissioner Rolle read the following language from handwritten page 2 of the original Item 3A, paragraph 2, line 3, under Background: "...due to lack of clarity as to the evaluation criteria, the selection committee scored applications more than once. This caused confusion and highlighted inconsistencies in the published criteria..." He pointed out that the Northside Project had been around for a long time and had problems with the solicitation process continuously. Commissioner Rolle identified several developers that won the contract that was later thrown out and asked staff to explain what was happening with this project.

Commissioner Sorenson recommended that staff explain the entire process for this solicitation, including what happened in the first round and why the choices were made to throw out the scores and go through a new process. She noted these issues applied to both projects.

Ms. Shalley Jones-Horn provided a detailed explanation of the entire solicitation and award process.

Commissioner Rolle expressed further concern with the Biscayne Housing Group with respect to the bid protest.

In response to Chairwoman Edmonson's inquiry of what the Board's decision to waive the bid protest meant, Ms. Jones Horn explained that the solicitation that moved forward did not have a process for protest. She noted, however, that staff

did address the concerns stated in the developer's letter.

In response to Chairwoman Edmonson's question of whether the Committee should even be considering this issue, Assistant County Attorney Brenda Neuman Kuhns advised that the Board's waiver of competitive bidding and bid protest procedures for this negotiation process was still in effect. She noted the County received two letters that purport to be bid protests, however, because the Board waived competitive bidding, no administrative bid protest procedure for the applicants. Ms. Neuman Kuhns stated the applicants appeared to recognize this since no protest was filed with the Clerk of the Board, and noted the documents should be considered as objection letters.

There being no further questions or comments, the Committee proceeded to vote.

Having voted no, Commissioner Rolle asked whether the \$2.5 million that he committed to the Northside Project must remain with the project.

Assistant County Attorney Neuman Kuhns responded that staff could prepare a resolution to rescind the award if Commissioner Rolle so wished.

3A SUB SUPPLEMENT

101469 Supplement

SUPPLEMENTAL REPORT RE: SELECTION OF DEVELOPERS FOR THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND (GOB) INVITATION TO NEGOTIATE (ITN) FOR THE NORTHSIDE STATION AND CARIBBEAN BOULEVARD SITES [SEE AGENDA ITEM NOS. 3(A) AND 3(A) SUBSTITUTE]

Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Sorenson
Vote: 4-1
No: Rolle
Absent: Martinez

Report: (SEE REPORT UNDER AGENDA ITEM 3A SUBSTITUTE; LEGISLATIVE FILE NO. 101468.)

3B

101314 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 5080 BISCAYNE BOULEVARD, MIAMI, WITH T.G.R. MANAGEMENT CORPORATION, A FLORIDA CORPORATION, FOR PREMISES TO BE UTILIZED BY THE DEPARTMENT OF HUMAN SERVICES, ELDERLY SERVICES UNIT AS OFFICE SPACE, WITH A TOTAL FISCAL IMPACT TO MIAMI-DADE COUNTY NOT TO EXCEED \$548,978.15 FOR THE INITIAL FIVE-YEAR TERM OF THE LEASE AND THE TWO ADDITIONAL TWO-YEAR RENEWAL OPTIONS; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Rolle

Vote: 5-0

Absent: Martinez

Report: *Assistant County Attorney Terrence Smith read the title of the foregoing proposed resolution into the record.*

Chairwoman Edmonson relinquished the Chair to Vice-Chairwoman Jordan.

Hearing no questions or comments, the Committee proceeded to vote.

3C

101354 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXECUTE AND RECORD RELEASES OF DEED RESTRICTIONS FOR TWO PROPERTIES LOCATED AT 5313 NE 1 AVE. AND 3235 NW 10 AVE., MIAMI, FLORIDA IF CERTAIN CONDITIONS ARE MET BY THE CITY OF MIAMI AND THE HOUSING LEAGUE, INC.; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Edmonson
Seconder: Rolle
Vote: 5-0
Absent: Martinez

Report: *Assistant County Attorney Terrence Smith read the title of the foregoing proposed resolution into the record.*

Chairwoman Edmonson relinquished the Chair to Vice-Chairwoman Jordan.

Hearing no questions or comments, the Committee proceeded to vote.

There being no objection, Chairwoman Edmonson asked Assistant to the County Manager Irene Taylor-Wooten to prepare the appropriate memorandum asking Chairman Moss, as Chair of the County Commission, to waive the Board's Rules and Procedures to allow the foregoing proposed resolution to be heard at the June 15, 2010 BCC meeting.

3D

101361 Resolution

RESOLUTION APPROVING THE 2010 UPDATE TO THE DOMESTIC VIOLENCE OVERSIGHT BOARD DOMESTIC VIOLENCE PLAN (THE PLAN), A COMMUNITY BLUEPRINT DEVELOPED TO ADDRESS THE COUNTY'S SERVICE CONTINUUM FOR DOMESTIC VIOLENCE SURVIVORS AND THEIR DEPENDENTS (Miami-Dade HomelessTrust)

Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Edmonson
Vote: 5-0
Absent: Martinez

Report: *Assistant County Attorney Terrence Smith read the title of the foregoing proposed resolution into the record.*

Hearing no questions or comments, the Committee proceeded to vote.

3E

101275 Resolution

RESOLUTION RATIFYING THE MAYOR OR MAYOR'S DESIGNEE'S SUBMISSION OF AN APPLICATION FOR FUNDS IN THE AMOUNT OF \$2,720,523 FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) OF 2009 - BROADBAND TECHNOLOGY OPPORTUNITIES PROGRAM (BTOP) OF THE UNITED STATES DEPARTMENT OF COMMERCE NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO RECEIVE AND EXPEND SAID GRANT FUNDS; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE'S TO EXERCISE AND EXECUTE SUCH CONTRACTS, AGREEMENTS, MEMORANDA OF UNDERSTANDING, AND AMENDMENTS AFTER APPROVAL BY THE COUNTY ATTORNEY'S OFFICE; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO MODIFY OR AMEND THE APPLICATION IN ORDER TO RECEIVE ADDITIONAL FUNDS OR TO EXTEND THE PERFORMANCE PERIOD AS REQUIRED IF AWARDED; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE, AND EXPEND ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE (Office of Grants Coordination)

Forwarded to BCC with a favorable recommendation

Mover: Souto

Seconder: Sorenson

Vote: 5-0

Absent: Martinez

Report: *Assistant County Attorney Terrence Smith read the title of the foregoing proposed resolution into the record.*

In response to Chairwoman Edmonson's inquiry as to which parks would receive the free Wi-Fi services, Mr. Daniel Wall, Office of Grants Coordination Director, advised that he did not have that information on hand; however, he would get back with Chairwoman Edmonson to identify those parks. Mr. Wall noted he was aware that one of the parks was located within a Neighborhood Revitalization Strategy Area (NRSA).

Hearing no further questions or comments, the Committee proceeded to vote.

3F

101423 Resolution

RESOLUTION RATIFYING EXECUTION OF AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE SOUTH FLORIDA WORKFORCE INVESTMENT BOARD TO PARTICIPATE IN THE FLORIDA BACK TO WORK PROGRAM AND TO RECEIVE AND EXPEND ANY AND ALL FUNDS UNDER THE FLORIDA BACK TO WORK PROGRAM; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONTAINED THEREIN (Human Resources)

Forwarded to BCC with a favorable recommendation

Mover: Souto

Seconder: Sorenson

Vote: 5-0

Absent: Martinez

Report: *Assistant County Attorney Terrence Smith read the title of the foregoing proposed resolution into the record.*

Chairwoman Edmonson inquired whether the option of placing some of the affected employees in the Board of County Commissioners (BCC) Offices or in the departments under BCC auspices.

In response, Special Assistant to the County Manager Howard Piper advised that those offices were approached through the Departmental Personnel Representatives (DPR); however, he agreed to approach each Commissioner in each office to ensure the existence of qualifying projects to be made part of this program.

In response to Commissioner Rolle's inquiry about the availability of 4,000 jobs, Mr. Roderick Beasley, South Florida Work Force Investment Board's Executive Director, noted those 4,000 jobs were part of the Florida Back-To-Work Program initiative and would not be presented before the Board for consideration. He provided a brief overview of the program and noted this initiative, sponsored by the Governor of Florida, utilized Temporary Assistance for Needy Families (TANF) dollars, from the U.S. Department of Health and Human Services, to create jobs statewide. Mr. Beasley noted through partnerships with providers, his agency coordinated with various employers to create these temporary jobs. He explained that the funding was not received until March 2010; however the program would end in September this year. Mr. Beasley further advised that the U.S. House of Representatives had already approved an amendment to extend funding for this program to September 2011, and noted this legislation was currently before the U.S. Senate for approval.

Commissioner Rolle asked Howard Piper, Special Assistant to the County Manager for Performance Assessment, along with Roderick Beasley, South Florida Work Force Investment Board's Executive Director, to visit his office and provide him with additional information regarding the Florida Back-To-Work Program.

There being no further questions or comments, the Committee proceeded to vote.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

101414 Report

CLERK'S SUMMARY OF MEETING MINUTES FOR HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE MEETING(S): MAY 12, 2010 (Clerk of the Board)

*Approved
Mover: Sorenson
Seconder: Edmonson
Vote: 5-0
Absent: Martinez*

7 REPORTS

7A

101448 Report

DEPARTMENTAL BUDGET INFORMATION (County Manager)

*Report Received
Mover: Sorenson
Seconder: Rolle
Vote: 5-0
Absent: Martinez*

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing report into the record.*

There being no questions or comments, the Committee proceeded to vote.

7B

101412 Report

MIAMI-DADE PUBLIC HOUSING AGENCY MONTHLY
REPORT - MAY 2010

(County Manager)

Report Received
Mover: Sorenson
Seconder: Rolle
Vote: 5-0
Absent: Martinez

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing report into the record.*

There being no questions or comments, the Committee proceeded to vote.

7B SUPPLEMENT

101502 Supplement

SUPPLEMENTAL INFORMATION RE: MIAMI-DADE
PUBLIC HOUSING AGENCY MONTHLY REPORT - MAY
2010

Presented

7C

101413 Report

NEIGHBORHOOD STABILIZATION PROGRAM (NSP 1)
REPORT - JUNE 2010

(County Manager)

Report Received
Mover: Sorenson
Seconder: Rolle
Vote: 5-0
Absent: Martinez

Report: *Assistant County Attorney Cynthia Johnson-Stacks read the title of the foregoing report into the record.*

Chairwoman Edmonson directed attention to the second to last sentence on handwritten page 1, of the Neighborhood Stabilization Program (NSP) report, which indicated a demolition of a single family home was completed in May 2010. She inquired as to what the plans were for that vacant lot and whether it would cost the County to maintain it.

Ms. Shalley Jones Horn, Housing and Community Development (HCD) Department Director, advised that staff was yielding to the owner (the City) to decide the next step for the property; the County had no plans for the property. She noted the HCD department would maintain oversight of that property.

In response to Chairwoman Edmonson's inquiry regarding when construction would begin on the property listed on handwritten page 3, under the Neighborhood Revitalization Task, that was previously under the Cone of Silence, Ms. Jones Horn stated her understanding was that staff was awaiting the final signature from the County Manager's Office. She noted the developer had presented the contract back to staff and the County Attorney's Office had signed off on the documents.

Assistant to the County Manager Irene Taylor-Wooten advised that if the contract was received at the County Manager's Office, it would be returned within 48 hours.

Commissioner Souto addressed the issue of abandoned houses and advised there were several in his district (District 10) in which people were living illegally. He suggested that the County purchase or take possession of these abandoned houses and renovate them for sale. Commissioner Souto noted he would meet with the Building Code

Compliance Office (BCC)) or the Building and Neighborhood Compliance Office (BNC) Department Director today at 3:00 p.m. regarding these issues and noted the County needed to intervene in this effort to rid the community of this health and fire hazards.

Ms. Jones Horn advised that her office had contacted the BNC staff regarding the use of NSP funds to address abandoned houses that had been declared unsafe structures. She noted BNC had provided staff with a list of properties and stated staff would continue working with that office.

Commissioner Souto commented that the County Manager was aware of this issue and noted he hoped the County would now move quickly to address the issue.

In response to Chairwoman Edmonson's question of whether there was a developer for the property that was under the Cone of Silence, Ms. Jones Horn stated there was. She advised that staff was in the process of signing contracts, but was not aware of the developer's name since she, too, must observe the Cone of Silence.

Assistant County Attorney Johnson-Stacks advised that the identification of the entities involved in the negotiation process should not be discussed during the Cone of Silence.

Chairwoman Edmonson noted she would like to see the NSP dollars moving forward so that the work would be evident.

There being no further questions or comments, the Committee proceeded to vote.

8 ADJOURNMENT

Report: *There being no further business to come before the Committee, the meeting was adjourned at 12:12 P.M.*