

MEMORANDUM

HSSC
Agenda Item No. 1(E)2

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: July 8, 2013

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

SUBJECT: Resolution authorizing the
County Mayor to amend the FY
1994 through FY 2013 Action
Plans to recapture and reallocate
\$7,611,600.91 of Community
Development Block Grant
funds and \$180,517.52 of Home
Investment Partnership funds

The accompanying resolution was prepared by the Public Housing and Community Development Department and placed on the agenda at the request of Prime Sponsor Health and Social Services Committee.

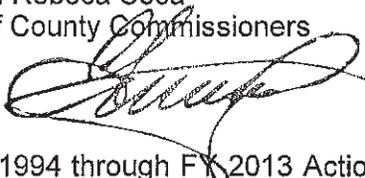


R. A. Cuevas, Jr.
County Attorney

RAC/smm

Date: September 4, 2013

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor 

Subject: Amendment to the FY 1994 through FY 2013 Action Plans for CDBG, HOME and ESG Funds and Recapture of Surtax Funds

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) authorize the County Mayor or the County Mayor's designee to substantially amend the FY 1994 through FY 2013 Action Plans to:

- Recapture and reallocate \$7,611,600.91 of current and prior years Community Development Block Grant (CDBG) funds and \$180,517.52 of Home Investment Partnership (HOME) funds. The detailed recapture and proposed reallocation of the CDBG funds is itemized in Exhibit I.
- Amend six (6) project scopes for existing CDBG-funded activities as a Substantial Amendment to the FY 1994 through FY 2007, and FY 2013 Action Plans.
- Authorize the County Mayor or County Mayor's designee to waive the requirement of Resolution No. R-596-12 that requires the County to target fifty percent (50%) of recaptured and new allocation of CDBG funds to Neighborhood Revitalization Strategy Areas (NRSAs) for Economic Development.
- Amend the FY 2013 Action Plan to increase the award of CDBG funds from \$10,611,175.00 to \$11,001,601.00; reduce the amount of HOME Investment Partnerships (HOME) funds from \$3,507,000.00 to \$3,324,357.00; and reduce the amount of Emergency Solutions Grant (ESG) funds from \$1,410,000.00 to \$774,117.00. The increase/decrease matches the actual award amount received from the U.S. Department of Housing and Urban Development (U.S. HUD).
- Recapture \$5,956,531.00 of Documentary Stamp Surtax (Surtax) funds from previously funded Low Income Housing Tax Credit (LIHTC) projects.
- Amend the FY 2013 Action Plan to include language to reflect Continuum of Care Strategic Planning Coordination with the Homeless Trust for Emergency Solutions Grant (ESG) funds.

SCOPE

Exhibit I and II includes the proposed recapture and reallocation funding recommendations and those projects impacted by the subject Substantial Amendment. Exhibit III provides the substantial amendments to the FY 2013 Action Plan allocations for adjusted funds. In addition, Exhibits I and II provide the Commission District for each project impacted.

FISCAL IMPACT/FUNDING SOURCE

The recapture and/or reallocation of current and prior years CDBG and HOME funds will not have a negative fiscal impact on the County. This item reallocates in Exhibit II the same amount of funds recommended for recapture from entities listed in Exhibit I.

TRACK RECORD/MONITORING

Gregg Fortner, Executive Director, Public Housing and Community Development (PHCD) Department will monitor all CDBG, HOME and ESG-funded activities. Through the review of quarterly progress reports, PHCD will continue to monitor these projects to ensure compliance with federal guidelines and County policies.

The entities being recommended for funding have successful track records for the delivery of products and/or services as specified in their contractual agreements with PHCD. The allocation of funds will enable the implementing entities to complete their project delivery objectives in a timely manner. For entities that have commenced project development, the supplemental funding will assist them in meeting their objectives and is consistent with the County's policy of *Finish What We Started*. Moreover, projects that are recommended for allocation of funds were categorized as: 1) Projects identified for timely expenditure; 2) Community Advisory Committee (CAC) High Priority for NRSAs; 3) Activity transferred to a County Department; and 4) The agency complied with the new HOME CHDO certification.

BACKGROUND

In accordance with U.S. HUD's Community Planning and Development's timeliness policy, a grantee such as the County may have its future grant reduced when the grantee continues to be untimely in its expenditure of funds. The 60-day ratio for Miami-Dade County, as measured on November 2, 2011, was 1.82. The last 60-day test measured on November 2, 2012, indicated a balance remaining in the County's line-of credit amounting to 2.8 times its FY 2012 grant. Based on this new ratio, the amount of the potential reduction is \$13,794,527.

Under the provisions of 24 CFR 570.911, the County's future entitlement may be subject to reduction, withdrawal, or adjustment or other appropriate action. On December 6, 2012, PHCD staff participated in an informal consultation with Yolanda Chavez, Deputy Assistant Secretary for Grant Programs, to discuss reasons the County was not in compliance. In addition to assessing the merits of the County's presentation and in consideration of the body of evidence presented, the Deputy Assistant Secretary determined that Miami-Dade County qualified for an exception to the timeliness policy and the County's FY 2013 grant was not reduced. For your reference, a copy of the letter of determination is included as Attachment A. It is important to note that the County has not met the timeliness test in two consecutive years. The Administration's recommendation to the Board is an aggressive approach and an unconventional but necessary strategy as the County faces losing its valuable community resources should we not meet the CDBG 1.5 Timeliness Ratio test by November 2013, for a third consecutive year.

Funded activities as part of the FY 2013 and prior years' Action Plans are monitored throughout the year to ensure that agencies are in compliance with federal regulations, such as the progress of each activity towards accomplishing the National Objectives set by U.S. HUD. As such, PHCD recommends the recapture of CDBG and HOME funding from activities that: 1) Project completed met national objective; 2) project not feasible unable to meet national objective; 3) Agency unable to expend funds; 4) Contract expired, 5) Agency declined funding; or 6) Other.

This item requests waiver of the provisions of Resolution No. R-596-12, as it pertains to the requirement for expenditure of fifty percent (50%) of recaptured funds on economic development activities. Miami-Dade County is currently over the 1.5 ratio requirement and seeks the below described allocations of funds to reduce the funding in the line of credit prior to the U.S. HUD review of same. PHCD informed County departments and municipalities that projects recaptured will be prioritized with the FY 2014 allocation of funds from U.S. HUD, provided the entity can demonstrate that the activity can be completed within 6 to 12 months after availability of funds.

SUBSTANTIAL AMENDMENTS – Recapture and Reallocation of FY 2004-2013 CDBG FUNDS (\$7,611,600.91)

Staff recommends the reallocation of \$7,611,600.91 in CDBG funds, as these activities are: 1) Projects identified for timely expenditure; 2) CAC High Priority for NRSAs; 3) Activity transferred to a County Department; or 4) Agency cleared new HOME CHDO Certification. It is proposed that the recaptured CDBG funds be reprogrammed to the activities described below and set forth in Exhibit II:

Public Facilities/Capital Improvements

1. Miami-Dade Community Action and Human Services Department (CAHSD) Seymour Gelber Center - (\$121,540.93) (District 10 –Commissioner Souto)
Transfer project from Jewish Community Services to CAHSD. Jewish Community Services no longer needs this facility and has moved their operation to another facility. CAHSD will complete improvements on a facility that operates a meals program.

Economic Development

1. Miami-Dade Public Housing and Community Development – Broadway Corridor Small Business Façade Improvement Program (\$341,095.00) (District 3 - Commissioner Edmonson)
PHCD will administer façade/business improvement loans to existing businesses located along the 18th Avenue Broadway Corridor from 62nd Street to NW 71st Street. The funds were previously allocated to Miami-Dade Public Works and Waste Management for infrastructure improvements on the 18th Avenue corridor.

Housing

1. Low Income Housing Tax Credit Projects (\$5,956,531.00) – (Districts 3, 5, 7)
In order to facilitate meeting the U.S. HUD mandated 1.5 Timeliness Ratio, the County is recapturing Surtax funds and reallocating CDBG funds to four (4) Low Income Housing Tax Credit (LIHTC) projects which were initially funded utilizing Surtax funds. These four (4) projects below will be able to expend the CDBG funds expeditiously and thereby enable PHCD to meet the U.S. HUD CDBG 1.5 ratio. The Mayor is authorized to execute all necessary loan documents to effectuate the change in funding source and terms and conditions for the four (4) affordable housing development loans. In addition, the Surtax funds being recaptured will be made available for future development loans in accordance with the ordinance governing the Documentary Stamp Surtax program.
 - a. Stirrup Plaza Preservation Phase One, LLC - \$1,244,072.00 (District 7)
 - b. South Miami Plaza Preservation, LLC - \$980,338.00 (District 7)
 - c. Dante Fascell Preservation, LLC - \$883,527.00 (District 3)
 - d. Jack Orr Plaza Preservation Phase One, LLC - \$2,848,594.00 (District 5)
2. Miami-Dade Public Housing and Community Development (PHCD) Rehabilitation Project \$1,192,433.98
In order to facilitate meeting the U.S. HUD mandated 1.5 Timeliness Ratio, the County is recapturing unexpended CDBG funds and reallocating those CDBG funds to six (6) housing development projects which are in dire need of rehabilitation/demolition. The six (6) projects listed below will be able to expend the CDBG funds expeditiously and thereby enable PHCD to meet the U.S. HUD CDBG 1.5 ratio. The scope of work is as follows: Rehabilitation up to five (5) public housing developments to include interior and exterior repairs, exterior painting, re-roofing of entrance and stucco repairs including project delivery costs. Demolish one housing development (Modello) that has been vacant for years.
 - a. Santa Clara Homes (District 3)
 - b. Wynwood Homes (District 3)
 - c. Little Havana Homes (District 5)
 - d. Town Park (District 3)
 - e. Palm Court (District 2)
 - f. Modello (District 9)

SUBSTANTIAL AMENDMENT -- FY 2013 HOME CHDO Funding (\$180,517.52)

Carrfour Supportive Housing, Inc. (\$180,517.52) (District 4 - Commissioner Heyman)

Staff recommends the allocation of HOME Community Housing Development Organization (CHDO) funding to Carrfour Supportive Housing, Inc. for operating expenses and rehabilitation of the Harding Village project. This project was next in line for HOME CHDO funding in the FY 2013 Request for Application (RFA) process.

SUBSTANTIAL AMENDMENTS – Change of Project Scope in the FY 1994 through FY 2007, and FY 2013 Action Plans

Staff recommends amendments to the scope of work for the following six (6) CDBG-funded projects:

1. Peninsula Edison Plaza LLC – Edison Plaza Shopping Center (\$8,268,805.14)

Staff recommends the approval of a Substantial Amendment to the FY 1994 through FY 2007 Action Plans for CDBG funds. Approval of the Substantial Amendment would enable PHCD to amend the National Objective for the Edison Plaza Shopping Center Project from Low-Mod Jobs (LMJ) to Low-Mod Area benefit (LMA). The 79,942 square-foot Edison Plaza Shopping Center, located at 635 NW 62nd Street, Miami, Florida, was originally projected to create approximately 248 new jobs, of which fifty-one percent (51%) were to be held by low-moderate income persons. Financed in large part with Section 108 Loan Guarantee proceeds and CDBG grant funds, the developer has been unable to fulfill its original commitment to create a minimum of 248 new jobs. Despite its failure to meet the Low-Mod Jobs National Objective, the project has, nonetheless, provides needed access to valuable goods and services to the immediate community. The Center is currently anchored by Presidente Supermarket, one of only two (2) full-service supermarkets within the immediate one-mile radius of the project, an area that contains, roughly, 39,685 residents, per an analysis conducted by the Miami-Dade Department of Regulatory and Economic Resources (RER). The analysis conducted by RER further confirms that the population of this target area is seventy-seven percent (77%) Low-Mod Income (LMI), representing among the most economically disadvantaged areas of the County.

In assessing the eligibility of the project as a Low-Mod Area (LMA) activity, PHCD recommended boundaries for the project's service area, as follows: NW 79th Street to the north; NE 2nd Avenue to the east; NW 46th Street to the south and NW 17th Avenue to the west. Miami-Dade Department Regulatory and Economic Resources (RER) conducted an analysis of this defined service area and determined the area to contain approximately 39,685 residents, of which seventy-seven percent (77%) are Low-Mod Income (LMI), thereby qualifying the project as a LMA activity. The project is viewed as critical to the community in that the ground-floor retail shops offer goods and services to a primarily low-income community. PHCD recommends that the National Objective for the project be amended from Low-Mod Jobs (LMJ) to Low-Mod Area benefit (LMA). Upon approval of the subject Substantial Amendment, PHCD may then immediately close out the activity with U.S. HUD as a successful accomplishment.

2. East Little Havana Community Development Corporation – Latin Quarter Specialty Center (\$246,479.00)

Staff recommends the approval of a Substantial Amendment to the FY 2002 Action Plan for CDBG funds. Approval of the Substantial Amendment would enable PHCD to amend the National Objective for the Latin Quarter Specialty Center project from Low-Mod Jobs (LMJ) to Low-Mod Area (LMA) benefit.

The project, developed by the East Little Havana Community Development Corporation (ELHCDC), is a four-story mixed-use building containing approximately 11,000 square feet of ground-floor retail space and 45 owner-occupied condominium units above. Located at 1435-85 SW 8th Street in the East Little Havana neighborhood of the City of Miami, the project was completed in 2006 at a cost of approximately \$7,800,000.00. ELHCDC was awarded \$250,000.00 in FY 2002 CDBG funds, of which \$246,479.00 was actually expended. At the time of approval, the project was assigned the

Low-Mod Jobs (LMJ) National Objective, requiring the creation of eight (8) jobs. Although new jobs were in fact created by the activity, unfortunately, the job creation was never properly documented.

In assessing the eligibility of the project as a Low-Mod Area (LMA) activity, PHCD recommended boundaries for the project's service area, as follows: SW 22nd Avenue to the west; Flagler Street to the north; SW 8th Avenue to the east; and, SW 16th Street to the south. Miami-Dade Department Regulatory and Economic Resources (RER) conducted an analysis of this defined service area and determined the area to contain approximately 32,400 residents, of which seventy-six (76%) are Low-Mod Income (LMI), thereby qualifying the project as a LMA activity. The project is viewed as critical to the community in that the ground-floor retail shops offer goods and services to a primarily low-income community. Upon approval of the subject Substantial Amendment, PHCD may immediately close out the activity with U.S. HUD as a successful accomplishment.

3. Branches, Inc. F/K/A South Florida Urban Ministries, Inc. – Assets Miami 2013 (\$31,815.91)

On December 18, 2012, the Board of Directors of South Florida Urban Ministries, Inc. passed by unanimous vote to change the agency's name from South Florida Urban Ministries, Inc. to Branches, Inc. At the request of the agency, through a non-substantial change, PHCD amended the legal name from South Florida Urban Ministries, Inc. to Branches, Inc.

Staff recommends the approval of a Substantial Amendment to the FY 2013 Action Plan for CDBG funds. Approval of the Substantial Amendment would enable PHCD to reduce the project outcomes from 11 jobs to only one (1) job. On May 7, 2013, the BCC approved Resolution No. R-356-13, awarding \$31,815.91 in reprogrammed CDBG funds to Branches, Inc., to support its ASSETS Miami 2013 activity. At the time of BCC approval, the activity was approved subject to the creation of eleven (11) jobs, an amount based on the agency's original \$385,000.00 request. Given that the agency was only initially awarded \$31,815.91 of the \$385,000.00 requested, a reduction from eleven (11) jobs to one (1) job is appropriate and consistent with U.S. HUD's policy that mandates the creation of one (1) job per \$35,000.00 of CDBG funding awarded. The program provides technical assistance to small businesses countywide.

4. Miami-Dade Chamber of Commerce, Inc. – Technical Assistance to Businesses Program 2013 (\$250,000.00)

Staff recommends the approval of a Substantial Amendment to the FY 2013 Action Plan for CDBG funds. Approval of the Substantial Amendment would enable PHCD to amend the job creation outcome from thirteen (13) jobs to only eight (8) jobs. On March 5, 2013, the BCC approved a \$250,000.00 CDBG grant through Resolution No. R-165-13 to support the agency's technical assistance program for small businesses. The activity was originally approved by the BCC for the creation of 13 jobs. Since that time, the agency has requested that the outcomes be amended to only eight (8) jobs, consistent with the U.S. HUD mandate of one (1) job per \$35,000.00 of CDBG funding awarded. Approval of the subject Substantial Amendment would enable PHCD to reduce the outcome from eleven (11) to eight (8) jobs.

5. Greater Miami Service Corps – Employment and Training 2013 (\$57,052.00)

Staff recommends the approval of a Substantial Amendment to the FY 2013 Action Plan for CDBG funds. Approval of the Substantial Amendment would enable PHCD to amend the number of beneficiaries served from seventy (70) to only eight (8) persons. The agency originally requested \$371,000.00 in CDBG funds to serve seventy (70) people. On March 5, 2013, the BCC approved a \$57,052.00 CDBG grant through Resolution No. R-165-13 to support the agency's Employment and Training program, significantly less than the \$371,000.00 requested. The agency has requested that the outcomes be amended from seventy (70) persons to only eight (8) persons, given the lower amount of funding awarded. Approval of the subject Substantial Amendment would enable PHCD to reduce the outcome from seventy (70) to only eight (8) persons, which staff deems appropriate in relation to the \$57,052.00 funding award.

6. Miami-Dade Community Action and Human Services (CAHSD) – Treatment Alternatives to Street Crime (\$350,000.00)

Staff recommends the approval of a Substantial Amendment to the FY 2013 Action Plan for CDBG funds. Approval of the Substantial Amendment would enable PHCD to amend the number of beneficiaries served from 168 to 133 persons, representing a twenty-one (21%) reduction in the number of persons to be served by the program. On March 5, 2013, the BCC approved a \$350,000.00 CDBG grant through Resolution No. R-165-13 to support the agency's Treatment Alternatives to Street Crime program. Given increased service delivery costs, the agency has requested that the outcomes be amended from 168 persons to only 133 persons. Approval of the subject Substantial Amendment would enable PHCD to amend the outcomes accordingly.

SUBSTANTIAL AMENDMENT TO FY 2013 ACTION PLAN - ALLOCATION ADJUSTMENTS

PHCD utilizes the awarded amounts of the current year to project the federal allocation for the following year in an effort to move forward with the process of recommending funding awards and timely comply with the Board and federal deadlines. Annually U.S. HUD issues an official letter stating the amounts of funding awarded to jurisdictions (see Attachment B). When there is a variance between the County's projection and HUD's actual allocation, an amendment to the Annual Action Plan is required. This year PHCD realized a slight increase in CDBG funds and a reduction in the HOME and ESG funding allocations. Below are the amendments to the FY 2013 Action Plan, as reflected in Exhibit III.

Community Development Block Grant (CDBG) Allocation FY 2013

PHCD issued the FY 2013 Request For Application (RFA) projecting \$10,611,175.00 in FY 2013 funds. The actual amount for FY 2013 is \$11,001,601.00. The increase of \$390,426.00 is recommended for expenditure on public housing rehabilitation. This will enable the department to quickly spend the requisite amount of funds to comply with the 1.5 Timeliness Ratio limit to be evaluated in November 2013.

Home Investment Partnership Program (HOME) Allocation FY 2013

PHCD issued the RFA projecting \$3,507,000.00 in FY 2013 funds. The actual amount of FY 2013 is \$3,324,357.00. Reduce funding for the HOME – Housing Rental New Construction and Rehabilitation To Be Determined activity by \$182,643.00 from \$5,235,000.00 to \$5,052,357.00, which was approved in the FY 2013 Action Plan by the Board on May 7, 2013.

Emergency Solutions Grant (ESG) Allocation FY 2013

PHCD issued the FY 2013 RFA projecting \$1,410,000.00 in FY 2013 funds. The actual amount for FY 2013 is \$774,117.00. The reduction of \$635,883.00 in ESG funds will reduce the award to Camillus House, Inc. from \$750,000 to \$464,470.00 and eliminate the \$110,000.00 allocation of administrative funding to PHCD in its entirety. This recommendation will also reduce Citrus Health Network's, Inc. award from \$550,000 to \$309,647.00 for financial assistance to prevent homelessness and to rapidly re-house persons who are homeless.

Continuum of Care Strategic Planning Coordination

The FY 2013 Action Plan requires an amendment to add language to reflect collaborative planning between the County and the Continuum of Care entity, which is the Homeless Trust for Emergency Solutions Grant funds. The description of planning and coordination efforts between the PHCD and the Continuum of Care entity is shown in Attachment C.

Attachments



Russell Benford, Deputy Mayor



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: September 4, 2013

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

SUBJECT: Agenda Item No.

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 Mayor'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.
9-4-13

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AMEND THE FY 1994 THROUGH FY 2013 ACTION PLANS TO RECAPTURE AND REALLOCATE \$7,611,600.91 OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND \$180,517.52 OF HOME INVESTMENT PARTNERSHIP (HOME) FUNDS; AMEND SIX PROJECT SCOPES; AMEND THE FY 2013 ACTION PLAN TO ADJUST ALLOCATIONS TO REFLECT U.S. HUD ALLOCATIONS FOR CDBG, HOME AND ESG FUNDS AMOUNTS; RECAPTURE \$5,956,531.00 OF DOCUMENTARY STAMP SURTAX (SURTAX) FUNDS FROM HOUSING PROJECTS; AND AMEND THE FY 2013 ACTION PLAN TO INCLUDE LANGUAGE TO REFLECT CONTINUUM OF CARE STRATEGIC PLANNING COORDINATION WITH THE HOMELESS TRUST FOR EMERGENCY SOLUTIONS GRANT (ESG) FUNDS

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, including Exhibits I, II, III and Attachments A, B, and, C, 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:

Section 1. The Board ratifies and adopts the matters set forth in the foregoing recitals and in the accompanying justification memorandum.

Section 2. The Board approves the recaptures and reallocations recommended in the justification memorandum incorporated herein and described in Exhibits I, II and III. The Board authorizes the County Mayor or the County Mayor's designee to file with United States Housing and Urban Development (U.S. HUD) substantial amendments to the FY 1994 through FY 2013 Action Plans to reflect (a) the recapture and reallocation of \$7,611,600.91 in FY 1994 – 2013

Community Development Block Grant (CDBG) funds; and (b) allocation of FY 2013 \$180,517.52 of Home Investment Partnership (HOME) funds. The Board further authorizes the County Mayor or County Mayor's designee to make future non-substantial modifications to the FY 1994 through 2013 Action Plans upon a determination that such non-substantial modifications are in the best interest of the County.

Section 3. The Board approves the recapture of \$5,956,531.00 in FY 2013 Documentary Stamp Surtax (Surtax) funds from previously funded Low Income Housing Tax Credit (LIHTC) projects, as set forth in the justification memorandum incorporated herein.

Section 4. The Board approves amending six (6) project scopes for existing CDBG-funded activities as a Substantial Amendment to the FY 1994 through FY 2007, and FY 2013 Action Plans, as set forth in the justification memorandum incorporated herein.

Section 5. The Board waives the provisions of Resolution No. R-596-12 to allow the expedient expenditure of CDBG funds to meet the 1.5 Timeliness Ratio mandated by the U.S. HUD.

Section 6. The Board authorizes the County Mayor or the County Mayor's designee to file with U.S. HUD a substantial amendment to the FY 2013 Action Plan to make award amounts consistent with the final allocation issued by HUD in a letter dated May 30, 2013 and attached hereto as Attachment B.

Section 7. The Board approves amending the FY 2013 Action Plan to include language to reflect Continuum of Care Strategic Planning Coordination with the Homeless Trust for Emergency Solutions Grant (ESG) funds, as described in Attachment C.

Section 8. All funding awards and conditional loan commitments set forth herein are contingent upon the availability of funding from the funding source or program and the recipient

agency complying with the conditions set forth in this resolution and the justification memorandum. For all funding awards and conditional loan commitments made herein, the County Mayor or County Mayor's designee is authorized to shift funding between agencies without exceeding the total award amount to that activity and to shift funds for each program among activities of the same agency or related entity engaged in the same project or activity as described herein without exceeding the total amount allocated. For loans to be used for the construction or rehabilitation of affordable housing, the County Mayor or County Mayor's designee is authorized to execute the necessary loan documents to effectuate the change in funding source and terms and conditions and to exercise the rights conferred therein. For all funding awards and, where applicable, conditional loan commitments made herein, the County Mayor or County Mayor's designee is authorized to negotiate and execute all conditional loan commitments, contracts, loan documents, amendments and other agreements necessary to fulfill the purposes of this resolution. The Board further authorizes the County Mayor or County Mayor's designee, upon a determination that such actions are in the best interest of the County, to subordinate and/or modify the terms of contracts, agreements, amendments and loan documents and to exercise the termination, waiver, acceleration, or other provisions set forth 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:

	Rebeca Sosa, Chairwoman	
	Lynda Bell, Vice Chair	
Bruno A. Barreiro		Esteban L. Bovo, Jr.
Jose "Pepe" Diaz		Audrey M. Edmonson
Sally A. Heyman		Barbara J. Jordan
Jean Monestime		Dennis C. Moss
Sen. Javier D. Souto		Xavier L. Suarez
Juan C. Zapata		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of September, 2013. 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.

BK

Brenda Kuhns Neuman



OFFICE OF COMMUNITY PLANNING
AND DEVELOPMENT

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

DEC 28 2012

The Honorable Carlos Gimenez
Mayor of Miami-Dade County
Stephen P. Clark Center
111 NW First Street, Suite 2910
Miami, FL 33128-1930

Dear Mayor Gimenez:

SUBJECT: Noncompliance with Timely Expenditure Requirements
Community Development Block Grant (CDBG) Program

I would like to thank Gregg Fortner, Executive Director, Public Housing and Community Development (PHCD); Craig Clay, Deputy Director, PHCD; and Clarence Brown, Division Director, PHCD, for taking the time to participate in an informal consultation held on December 6, 2012, with me and members of my team to discuss the reasons for Miami-Dade County's failure to comply with the timely expenditure requirement at 24 CFR 570.902, *Review to determine if CDBG-funded activities are being carried out in a timely manner*. Pursuant to this regulation, an entitlement grantee is considered to be carrying out its CDBG program in a timely manner, if, 60 days prior to the end of its program year, the grantee has a balance in its line of credit no greater than one and one-half (1.5) times its annual grant.

In accordance with Community Planning and Development's timeliness policy, a grantee's future grant may be reduced when the grantee continues to be untimely. The 60-day ratio for Miami-Dade County, as measured on November 2, 2011, was 1.82. The last 60-day test measured for your community on November 2, 2012, indicated a balance remaining in the county's line-of-credit amounting to 2.8 times its Fiscal Year (FY) 2012 grant. Based on this new ratio, the amount of the potential reduction is \$13,794,527.

Under the provisions of 24 CFR 570.911, *Reduction, withdrawal, or adjustment of a grant or other appropriate action*, Miami-Dade County officials participated in an informal consultation on December 6, 2012, to discuss the reasons the county was not in compliance with 24 CFR 570.902. In addition to assessing the merits of the county's presentation, the Department has reviewed the written materials submitted by the county. In consideration of the body of evidence provided by the county, the Department has determined Miami-Dade County qualifies for an exception to the timeliness policy and the county's FY2013 grant will not be reduced.

I expect the county to work closely with the HUD South Florida Field Office in taking the requisite steps to improve its performance over the next 12 months. This includes submitting to the HUD South Florida Field Office, CPD division, by January 21, 2013, a workout plan for reducing the county's CDBG funds backlog to within the regulatory standard. The publication, *Developing and Implementing a CDBG Workout Plan*, provides guidance for preparing a plan, and can be found at the following website:

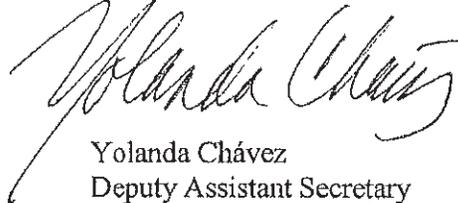
<http://portal.hud.gov/hudportal/documents/huddoc?id=workoutplans.pdf>. Monthly reports should also be sent to the HUD South Florida Field Office to provide the status of the county's expenditure of CDBG program funds. Please also refer to the HUD publication, *Ensuring CDBG Subrecipient Timeliness*, which provides guidance on the selection, management and oversight of subrecipients using techniques to promote timely performance. The publication can be found at the following site: http://portal.hud.gov/hudportal/documents/huddoc?id=DOC_12898.pdf.

Please be advised that the county's failure to meet the 1.5 timeliness requirement at the time the next 60-day ratio is measured in November 2013 may result in a reduction of a future grant by 100 percent of the amount in excess of the 1.5 standard.

The Department appreciates your willingness to address HUD's concerns and in working with the HUD South Florida Field Office. Please be assured that the HUD South Florida Field Office staff is available to assist you in any way possible to meet the timeliness standard in the future, and the Department compliments you and your staff for the positive actions taken to improve program delivery.

Please contact Steve Johnson, Director, Entitlement Communities Division, at (202) 708-1577, if you have questions regarding the contents of this letter. Please direct all other questions you may have to Maria R. Ortiz, Community Planning and Development Division Director, of the HUD South Florida Field Office. Ms. Ortiz can be reached at (305) 520-5015.

Sincerely,



Yolanda Chávez
Deputy Assistant Secretary
for Grant Programs

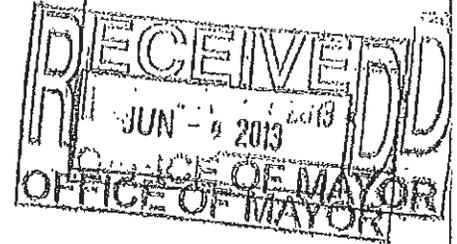


U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

OFFICE OF THE ASSISTANT SECRETARY FOR
COMMUNITY PLANNING AND DEVELOPMENT

May 30th, 2013

The Honorable Carlos Gimenez
Mayor of Miami-Dade County
111 NW. First Street
Suite 2910
Miami, FL 33128



I am pleased to inform you of your jurisdiction's Fiscal Year (FY) 2013 allocations for the Office of Community Planning and Development's (CPD) formula programs, which provide funding for housing, community and economic development activities, and assistance for low- and moderate-income persons and special populations across the country. President Obama signed Public Law 113-6 on March 26, 2013, which includes FY 2013 funding for these programs. Your jurisdiction's FY 2013 available amounts are:

Community Development Block Grant (CDBG)	\$11,001,601
HOME Investment Partnerships (HOME)	\$3,324,357
Housing Opportunities for Persons with AIDS (HOPWA)	\$ 0
Emergency Solutions Grants (ESG)	\$774,117

As you are likely aware, the President was required by law to issue a sequestration order on March 1, 2013, canceling approximately \$85 billion in budgetary resources across the Federal Government for the remainder of the federal fiscal year. The above amounts reflect the approximately 5 percent cut attributable to sequestration, as well as the impact of annual changes to individual FY 2013 program appropriation levels and the updated American Community Survey data upon which some of the formula calculations are based.

We understand that sequester related budget reductions may make FY 2013 a difficult period of adjustment for many of our grantees. The reduced funding levels may require grantees to restructure programs and further prioritize or better target available resources. CPD is committed to doing all we can to support you as you face these challenges. If you would like assistance in redesigning or restructuring your programs, you or the head of the agency that administers your program may request technical assistance through your local CPD Office Director.

If your jurisdiction has already submitted an Annual Action Plan to HUD for FY 2013 based on estimated funding levels, you must resubmit this document using the actual amounts. Depending on the nature of the changes necessary to the Action Plan, you may need to comply with citizen participation requirements. For further information on the appropriate course of action, please contact your local CPD office.

The Office of Community Planning and Development looks forward to working with you in partnership to successfully meet the challenges we face. Please contact your local CPD office if you or your staff has any questions or comments.

Sincerely,

A handwritten signature in cursive script that reads "Mark Johnston".

Mark Johnston
Deputy Assistant Secretary for Special Needs

3D. Continuum of Care (CoC) Strategic Planning Coordination

Instructions:

CoCs should be actively involved in creating strategic plans and collaborating within the jurisdiction towards ending homelessness. CoCs should clearly and specifically respond to the following questions as they apply to coordination and implantation within the CoC, planning, review, and updates to the local 10-Year plan that includes Incorporating the Federal Strategic Plan, "Opening Doors," and coordination with Emergency Solutions Grants within the CoC jurisdiction.

Has the CoC developed a strategic plan? Yes

Does the CoC coordinate the implementation of a housing and service system that meets the needs of homeless individuals and families? (limit 1000 characters)

The Miami-Dade County Homeless Plan, approved by the County Commission in 1993, is a continuum of care plan that includes three phases of housing, a centralized engagement and intake process (outreach) and ancillary services to assist individuals and families in achieving self-sufficiency & housing stability. The Plan has been updated to address changing needs, and the CoC's 10-year plan incorporates the federal goals for ending homelessness and chronic homelessness. Annual counts' surveys of homeless persons are conducted and the information gathered, along with the input of homeless/formerly homeless persons and homeless providers in the various committees, assist the CoC in identifying gaps and needs and making recommendations to address those needs. Standards of Care, including grievance procedures, help ensure consistency in the manner in which services are provided. Program monitoring ensures that the services are being provided to address the needs of the program participants.

Describe how the CoC provides information required to complete the Consolidated Plan(s) within the CoC's geographic area (limit 1000 characters)

The CoC's collaborative applicant/lead agency, the Homeless Trust, collaborates with the various entitlement jurisdictions in the development of their consolidated plans. In addition to providing the necessary information and documentation to incorporate the CoC's strategic planning goals in Miami-Dade County's Consolidated Plan, the Homeless Trust also assists its sister department (Public Housing and Community Development) in the development of the annual Action Plan through active participation in the public comment meetings, and assisting in the development of the competitive document and evaluation of proposals received to ensure they meet the CoC's identified goals. This collaboration has included, for more than a decade, a "set aside" of HOME funds for homeless projects.

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Describe how the CoC consults with the ESG jurisdiction(s) to determine how ESG funds are allocated each program year (limit 1000 characters)

The CoC consults with the three ESG recipients on identified needs and gaps. This consultation has resulted in the three ESG recipients focusing funding to support activities that are priorities in the continuum. Most recently, this collaboration resulted in the recipients funding much-needed homeless prevention (including rapid rehousing) activities previously funded by HPRP. The Homeless Trust assists in the development of the competitive document for Miami-Dade County's ESG allocation, evaluates proposals received & recommends agencies to be funded. It also assists in the development of Action Plan Amendments, as needed, including coordinating presentations of the proposed amendment for the review, consideration and comments of the CoC. All ESG subrecipients participate in the HMIS, facilitating the monitoring of performance objectives. Additional coordination activities in place or underway include the development of performance measures and joint monitoring protocols.

Describe the procedures used to market housing and supportive services to eligible persons regardless of race, color, national origin, religion, sex, age, familial status, or disability who are least likely to request housing or services in the absence of special outreach (limit 1000 characters)

The Homeless Trust is increasing public education on the CoC's services in several ways. We have been and continue to reach out to non-homeless social service providers in the county who have engaged individuals that require the CoC's services. Homeless Helpline cards with information on the number and the services that are available, have been produced in the thousands and have been provided (along with card-holders as appropriate) to community social service centers, police departments, city halls, elected officials and over 70 faith-based organizations – locations where individuals that might need services but are not aware of CoC programs would access assistance. During our annual Homeless Awareness Day events we promote the Helpline extensively, which receives significant media attention. The Homeless Trust's Standards of Care includes a "Non-Discrimination in the Provision of Housing and Services" requirement that is also a contractual requirement for all Trust-funded agencies.

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Exhibit I
Public Housing and Community Developments
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
CDBG								
1	2013	District 3 (Edmondson)	Carrefour Supportive Housing, Inc.	Little Haiti Fresh Market	Rehabilitation of retail space to develop a farmers market in Little Haiti.	Special Economic Development	5-Agency returned the funding.	140,000.00
2	2013	District 1 (Jordan)	City of Opa-locka	Ali Baba Ave Roadway Improvement Project	Roadway improvements to consist of the upgrade of an existing roadway drainage system, sidewalk widening, median islands, bike lanes on both sides of road, and pavement reconstruction/resurfacing located along Ali-Baba Avenue between NW 22nd Avenue and NW 37th Avenue. Phase I: Intersection of NW 151 Street and the eastern end of Ali-Baba Avenue and NW 22nd Avenue approximately 2,500 linear feet; Phase II: Ali-Baba Avenue between NW 22nd Avenue and NW 27th Avenue approximately 3,000 linear feet; and Phase III: Ali-Baba Avenue between NW 27th Avenue and NW 37th Avenue approximately 5,000 linear feet.	Public Facilities and Capital Improvements	3-The CDBG funding allocated was for the construction phase. The City does not have the matching funds to complete the design phase of this activity.	504,573.58
3	2013	Countywide	Miami-Dade Community Action and Human Services	Housing Rehabilitation	Housing Rehabilitation Storm Mitigation	Housing	3-Project scheduled to start soon. Only \$400k can be expended by U.S. HUD's expenditure deadline.	350,000.00
4	2013	Countywide	Miami-Dade Community Action and Human Services	Housing Rehabilitation	Housing Assistance Payments - Administration	Housing	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	22,950.00
5	2012	District 2 (Monestime)	Miami-Dade ISD (GSA)	Melrose Beautification	Tree Planting - improve area with native trees along NW 35 St. as the northern border, NW 26 St. as the southern border, west side of NW 27 Ave. as the eastern border; and NW 32 Ave. as the western border; and, two welcome signs to be located at prominent entrance.	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	116,951.00
6	2013	District 8 (Bell)	Miami-Dade Parks, Recreation and Open Space	Black Point Park	Black Point Park and Marina-Acquisition and park improvements.	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	190,000.00

Reason for Recapture Legend: 1=Project completed met national objective 2=Project not feasible unable to meet national objective 3=Agency unable to expend funds 4=Contract expired 5=Agency declined funding 6=Other

Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
7	2013	District 8 (Bell)	Miami-Dade Parks, Recreation and Open Space	Debbie Curtin Park	Initiate Park Development	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	40,000.00
8	2013	District 8 (Bell)	Miami-Dade Parks, Recreation and Open Space	Seminole Wayside Park	Seminole Wayside Park- Natural area restoration	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	50,000.00
9	2013	District 1 (Jordan)	Miami-Dade Parks, Recreation and Open Space	Jeb Estates	General Plan for Park	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	12,000.00
10	2013	District 2 (Monestime)	Miami-Dade Parks, Recreation and Open Space	Gwen Cherry Park	General Plan acquisition and development	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	130,000.00
11	2013	District 3 (Edmondson)	Miami-Dade Parks, Recreation and Open Space	Broadway Park	General Plan, acquisition and development	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	50,000.00
12	2013	District 3 (Edmondson)	Miami-Dade Parks, Recreation and Open Space	Olinda Park	Contamination removal and restoration	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	50,000.00
13	2013	District 6 (Sosa)	Miami-Dade Parks, Recreation and Open Space	A.D. Barnes Park	Natural area restoration	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	50,000.00
14	2013	District 9 (Moss)	Miami-Dade Parks, Recreation and Open Space	Royal Colonial Park	Replace pool infiltration system	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	40,000.00

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Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
15	2013	District 11 (Zapata)	Miami-Dade Parks, Recreation and Open Space	Tamiami Park	Replace pool infiltration system	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	165,000.00
16	2013	District 13 (Bovo)	Miami-Dade Parks, Recreation and Open Space	Area 1176 Park	Off road, horse, dog and bicycle trails	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	73,181.00
17	2013	Countywide	Miami-Dade Public Works and Waste Management	Graffiti removal	Addresses 170 graffiti violations in NRSAs and Eligible Block Groups (EBGs)	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	233,000.00
18	2013	Countywide	Miami-Dade Public Works and Waste Management	Street improvements	Improvements including drainage, sidewalks and landscaping	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	301,114.00
19	2013	Countywide	Miami-Dade Regulatory and Economic Resources (RER)	Housing Code Enforcement	Identify and eradicate code enforcement violations in multi-district CDBG Eligible Block Groups (EBGs) and NRSAs.	Housing	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	429,000.00
20	2013	District 5 (Barreiro)	Analias Investment, LLC	Zoe Palacio de los Jugos	Development of restaurant from former auto repair shop.	Special Economic Development	2-Project no longer eligible. The agency began construction before the ER clearance was issued.	700,000.00
21	2013	District 9 (Moss)	American Children's Orchestra for Peace Inc.	Melrose Elementary	Provide music program to 12 children at Melrose Elementary	Public Service	5-Agency has not executed contract and awarded funds is not enough to implement the program.	10,000.00

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Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
22	2012	District 3 (Edmondson)	Hosanna Community Foundation, Inc.	Youth Leadership Program	Provide services to a minimum of 7 youth (ages 6-18), e.g., academic tutoring, social skill development, life skills, nutrition/hygiene.	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	696.18
23	2012	District 2 (Monestime)	Teen Upward Bound, Inc.	Youth Services	Provide employment and training services for a minimum of 10 low-mod income persons.	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	5,570.28
24	2012	District 9 (Moss)	The Optimist Foundation of Greater Goulds, Inc.	After School Program	Provide educational services and physical fitness/sports programs to a minimum of 25 youths.	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	19,069.28
25	2012	Districts 1 & 2 (Jordan, Monestime)	Urban League of Greater Miami and Advance Learning Center	Educational Services	Provide special education program services for low-to-moderate income families to address children with learning difficulties.	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	2,714.77
26	2012	Countywide	Miami-Dade Public Works and Waste Management (PWWWM)	Housing Code Enforcement	Identify code enforcement violations in multi-district CDBG Eligible Block Groups (EBGs) and Neighborhood Revitalization Strategy Areas (NRSAs).	Housing	1-Project completed under budget. Remaining balance is being recaptured. Project funded in 2013.	8,354.21
27	2012	Countywide	Miami-Dade Regulatory and Economic Resources (RER)	Code Enforcement	Identify and eradicate code enforcement violations in multi-district CDBG Eligible Block Groups (EBGs) and NRSAs.	Housing	1-Project completed under budget. Remaining balance is being recaptured. Project funded in 2013.	1,940.00

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**Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations**

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
28	2012	District 1 (Jordan)	Youth Co-op, Inc.	Employment Assistance Center	Provide employment and training services for a minimum of 10 low-to-moderate income persons.	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	31.09
29	2012	District 3 (Edmondson)	Curley's House of Style, Inc.	Nutritional bulk food and healthy eating workshops	Provide nutritional bulk food and healthy eating workshops to a minimum of 45 seniors monthly.	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	3,887.63
30	2012	Countywide	Contractors Resource Center	Community contractors and residents construction program	Provide technical assistance to 50 construction businesses. Create 10 jobs for low-to-moderate income persons.	Economic Development	1-Project completed under budget. Remaining balance is being recaptured. Project funded in 2013.	624.25
31	2012	Countywide	Miami-Dade Public Works and Waste Management (PWWMM)	Code Enforcement – Inspections	Inspections for graffiti violations at 600 locations for Low-Moderate Income persons within the NRSAs and CDBG Eligible Block Groups (EBGs).	Public Service	1- Project completed under budget. Public Service funds cannot be carried over. Remaining balance is being recaptured.	5,013.53
32	2012	District 3 (Edmondson)	Miami-Dade Public Works and Waste Management (PWWMM)	Broadway Avenue Development Initiative	Infrastructure Improvements to the NW 18th Avenue Corridor, from NW 62nd Street to NW 71st Street.	Public Facilities and Capital Improvements	3-Project activity changed from infrastructure to facade improvements. Project will be administered by PHCD.	341,095.00
33	2012	District 8 (Bell)	Miami-Dade Parks, Recreation and Open Space	Black Point Park	Black Point Park and Marina-Acquisition and park improvements.	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	159,853.00

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Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
34	2012	Countywide	Miami-Dade Community Action and Human Services Department (CAHSD)	Facilities Improvement	Facilities renovations will include, but are not limited to: painting, playground equipment, kitchen renovations, bathroom renovations, windows, etc; Sites for repair will be identified at contract development.	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	975,777.87
35	2012	District 1 (Jordan)	North Dade Federal Credit Union	Technical Assistance and Micro-lending	Provide technical assistance, training and micro loans to small businesses	Economic Development	3-Project near completion. Recapture amount is the projected remaining balance after expenditure through July 2013 are paid.	104,000.00
36	2011	District 1 (Jordan)	City of Opa-locka	Rehabilitation of Lift Station 8	An expansion of the Lift Station 8 project scope to include a new forced water main. These funds will address an existing project funding gap under Finish What We Started Policy.	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	250,000.00
37	2011	District 7 (Suarez)	City of South Miami	SW 64 Street Improvement	Street improvements for SW 64th Street from SW 57 Avenue to SW 62 Avenue including sidewalks, tree planting and roadway improvements for low- and moderate-income residents.	Public Facilities and Capital Improvements	2- Project has not started. After 2 years, the City requested a change in the scope of work.	177,000.00
38	2011	Countywide	Miami-Dade Community Action and Human Services Department (CAHSD)	Facilities Improvements	Renovate Human Services facilities. Renovations will include, but are not limited to: painting, playground equipment, kitchen renovations, bathroom renovations, windows, etc; Sites for repair will be identified at contract development.	Public Facilities and Capital Improvements	3-Project has not started. Funds cannot be expended by U.S. HUD's expenditure deadline.	366,000.00
39	2010	District 7 (Suarez)	City of South Miami-CRA	Street lighting	Facilitate lighting improvements with South Miami CRA to include engineering design along the following corridors: SW 68 Street from SW 59 Place to SW 58 Place and SW 61 Drive/Court from SW 59 Place to SW 66 Street.	Public Facilities and Capital Improvements	2- City staff wanted to change scope of work and extend through 2012. To date, the City has not started the project.	169,306.80

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Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
40	2010	District 9 (Moss)	Coalition of Florida Farm worker Organizations	Multi-Service Center	Addition to current facility to provide one stop services to migrant workers	Public Facilities and Capital Improvements	4-Failure to adhere to Federal procurement guidelines, project cannot proceed.	21,732.88
41	2009	District 7 (Suarez)	City of South Miami	SW 66 Street Improvement-Phase 2	Street Improvement on SW 66th St from SW 59 PI to SW 61 Ct. Project consists of reconstruction & upgrading of sidewalk (widening), roadway resurfacing, enhanced street lighting, brick paved intersections & landscaping associated with irrigation system.	Public Facilities and Capital Improvements	3- Original scope of work completed. Remaining balance is being recaptured.	164,717.58
42	2009	District 8 (Bell)	Association for Development of the Exceptional	Expansion of South Facility	Construction of one public facility 6,500+ sf facility for low/mod adults with developmental disabilities accommodating at least 80 clients. Facility will have ADA designed classrooms, bathrooms, parking lot and green areas.	Public Facilities and Capital Improvements	3- Zoning issues is hindering the construction of the facility. Construction has not started.	522,323.90
43	2006	District 8 (Bell)	Galata Inc.	Intergenerational Facility	Intergenerational community resource center offering services to youth, elderly and disadvantaged persons	Public Facilities and Capital Improvements	2-Agency has not been able to start the construction phase of this project.	298,023.48
44	2004	District 10 (Souito)	Jewish Community Services - Seymour Gelber Center	Capital Improvements to Center	Covered canopy, portico, ADA parking, fencing and landscaping for 50 Alzheimer's clients that are participating in the adult day care program.	Public Facilities and Capital Improvements	3-Project will be administered by another County department.	121,540.93
45	2010	District 2 (Monestime)	Miami-Dade Public Works	MD PWWMM - West Little River Right of way & Landscaping improvements	MD HCD- West Little River Right of way & Landscaping Improvements	Public Facilities and Capital Improvements	1-Original scope of work completed under budget. Remaining balance is being recaptured.	\$ 102,134.51

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Exhibit I
Public Housing and Community Development
CDBG Recapture Recommendations

#	Funding Year	District & Commissioner Name	Agency	Activity Name	Activity Description	Category	Reason for Recapture	Amount to be Recaptured
46	2011	District 9 (Moss)	Miami-Dade Public Works	MIAMI-DADE PUBLIC WORKS-GOULD'S CAPITAL IMPROVEMENTS	Roadway resurfacing at SW 197 St to SW 200 St and SW 110 Ct to Colonial Rd (SW 117 Ave), to include milling and resurfacing of existing roadways whose driving surface has been determined to be in poor condition.	Public Facilities and Capital Improvements	1-Original scope of work completed under budget. Remaining balance is being recaptured.	\$ 61,801.91
47	2011	District 9 (Moss)	Miami-Dade Public Works	Miami-Dade Public Works-Drainage for Goulds	Drainage for Goulds NRSA	Public Facilities and Capital Improvements	1-Original scope of work completed under budget. Remaining balance is being recaptured.	\$ 70,622.25
Total CDBG Funds to be Recaptured:								
\$7,611,600.91								
HOME CHDO								
1	2013	Countywide	Miami-Dade Public Housing and Community Development	Unallocated HOME CHDO reserve	To-be-determine red HOME activities.	HOME	N/A	\$ 180,517.52
Total HOME CHDO funds to be Recaptured:								
\$ 180,517.52								

Reason for Recapture Legend: 1=Project completed met national objective 2=Project not feasible unable to meet national objective 3=Agency unable to expend funds 4=Contract expired 5=Agency declined funding 6=Other

**Exhibit II
Public Housing and Community Development
CDBG Reallocation Recommendations**

#	Agency	Activity Title	Category	Activity Description	Activity Address	District & Commissioner Name	Reason for Reallocation	Amount to be Reallocated
CDBG								
1	Miami-Dade Community Action and Human Services Department (CAHSD)	Seymour Gelber Center	Public Facilities and Capital Improvements	Transfer project from Jewish Community Services to CAHSD. CAHSD to complete improvements, operate a meals program at Center.	11025 SW 84 Street, Miami, FL	District 10 (Souto)	3	\$ 121,540.93
2	Miami-Dade Public Housing and Community Development	Broadway Corridor Small Business Façade Improvement Program	Economic Development	Agency to administer façade/business improvement loans to existing businesses located along the Broadway Corridor.	NW 18th Avenue and 62nd Street	District 3 (Edmondson)	2	\$ 341,095.00
3	Stirrup Plaza Preservation Phase One, LLC	Public Housing Rehabilitation	Housing	Rehabilitation of 100-unit public housing senior rental housing development located at 3150 Mundy Street, Miami, FL 33133	3150 Mundy Street, Miami, FL 33133	District 7 (Suarez)	1	\$ 1,244,072.00
4	South Miami Plaza Preservation, LLC	Public Housing Rehabilitation	Housing	Rehabilitation of an existing 97-unit Public Housing development serving Seniors. Activity located at 6701 SW 62nd Avenue, South Miami, FL 33143 in the South Miami NRSA.	6701 SW 62nd Avenue (South Miami NRSA)	District 7 (Suarez)	1	\$ 980,338.00
5	Dante Fascell Preservation, LLC	Public Housing Rehabilitation	Housing	The Dante Fascell project located at 2925-2929 NW 18 Avenue, Miami, is a preservation and rehabilitation project. Dante Fascell is a Public Housing development that currently has 146 elderly Public Housing units in service. Upon completion, the project will contain 151 units.	2925-2929 NW 18 Avenue Miami, FL	District 3 (Edmondson)	1	\$ 883,527.00

Reallocation Legend: 1=Projects identified for timely expenditure; 2=CAC High Priority for NRSAs; 3=Activity transferred to a County Department; 4=The agency cleared new HOME CHDO certification.

**Exhibit II
Public Housing and Community Development
CDBG Reallocation Recommendations**

#	Agency	Activity Title	Category	Activity Description	Activity Address	District & Commissioner Name	Reason for Reallocation	Amount to be Reallocated
6	Jack Orr Plaza Preservation Phase One, LLC	Public Housing Rehabilitation	Housing	Preservation and rehabilitation of the Public Housing development. The development project consists of 200 rental units for the elderly.	550 NW 5 Street, Miami FL 33128	District 5 (Barreiro)	1	\$ 2,848,594.00
7	Miami-Dade Public Housing and Community Development	Housing Rehabilitation	Housing	Rehabilitation up to 5 public housing developments to include interior and exterior repairs, exterior painting, re-roofing of entrance and stucco repairs. Also demolition of the Modello housing development.	701 NW 1st Court, Miami, FL 33136	County-wide (All Commission Districts)	1	\$ 1,192,433.98
Total Reallocation CDBG funds:								
\$ 7,611,600.91								
HOME CHDO								
1	Carfour Supportive Housing, Inc.	HOME CHDO	Housing	Rehabilitation of existing 94 unit garden apartment building for low-affordable housing for low-moderate income persons.	8520 Harding Avenue, Miami Beach, FL	District 4 (Heyman)	4	\$ 180,517.52
Total Reallocation HOME CHDO funds:								
\$ 180,517.52								

Reallocation Legend: 1=Projects identified for timely expenditure; 2=CAC High Priority for NRSAs; 3=Activity transferred to a County Department; 4=The agency cleared new HOME CHDO certification.

Exhibit III
Public Housing and Community Development
FY2013 Action Plan Amendment -Funding Levels

Funding Source	Projected Allocation	Final Allocation	Difference
CDBG	\$ 10,611,175.00	\$ 11,001,601.00	\$ 390,426.00
HOME	\$ 3,507,000.00	\$ 3,324,357.00	\$ (182,643.00)
ESG	\$ 1,410,000.00	\$ 774,117.00	\$ (635,883.00)

FY2013 Action Plan Activity Adjustments	Original Allocation	Allocation Adjustments	Revised Allocation Adjustments
PHCD- Pub. Housing Rehab. (increased)	\$ 10,611,175.00	\$ 390,426.00	\$ 11,001,601.00
PHCD- Housing Rental New Construction and Rental Rehabilitation (reduction)	\$ 3,507,000.00	\$ 182,643.00	\$ 3,324,357.00
<i>Emergency Solutions Grant</i>	\$ 1,410,000.00	\$ 635,883.00	\$ 774,117.00
Camillus House (reduction)	\$ 750,000.00	\$ 285,530.00	\$ 464,470.00
PHCD Administration (\$110,000 eliminated)	\$ 110,000.00	\$ 110,000.00	\$ -
Citrus Health Network (reduction)	\$ 550,000.00	\$ 240,353.00	\$ 309,647.00

Exhibit III
Public Housing and Community Development
FY2013 Action Plan Amendment -Funding Levels

Funding Source	Projected Allocation	Final Allocation	Difference
CDBG	\$ 10,611,175.00	\$ 11,001,601.00	\$ 390,426.00
HOME	\$ 3,507,000.00	\$ 3,324,357.00	\$ (182,643.00)
ESG	\$ 1,410,000.00	\$ 774,117.00	\$ (635,883.00)

FY2013 Action Plan Activity Adjustments	Original Allocation	Allocation Adjustments	Revised Allocation Adjustments
PHCD- Pub. Housing Rehab. (increased)	\$ 10,611,175.00	\$ 390,426.00	\$ 11,001,601.00
PHCD- Housing Rental New Construction and Rental Rehabilitation (reduction)	\$ 3,507,000.00	\$ 182,643.00	\$ 3,324,357.00
<i>Emergency Solutions Grant</i>	\$ 1,410,000.00	\$ 635,883.00	\$ 774,117.00
Camillus House (reduction)	\$ 750,000.00	\$ 285,530.00	\$ 464,470.00
PHCD Administration (\$110,000 eliminated)	\$ 110,000.00	\$ 110,000.00	\$ -
Citrus Health Network (reduction)	\$ 550,000.00	\$ 240,353.00	\$ 309,647.00

TRAYVON MARTIN CASE

Jury selection process juggles a minefield of issues

• JURY SELECTION, FROM 18

drink, and then began walking back to the gated community where he was staying.

Zimmerman, 29, a self-appointed neighborhood watchman who lived in the neighborhood, called 911 to report "a suspicious person," muttering to a 911 operator that "these punks always get away."

A violent struggle ensued. Zimmerman, whose face and head appeared injured in the brawl, fatally shot Trayvon once in the chest.

Zimmerman claimed self-defense. Sanford police, citing Florida's Stand Your Ground law, initially did not arrest him, leading to a media firestorm as Trayvon's family and supporters rallied for an arrest in Sanford. Forty-four days after the shooting, Zimmerman was arrested.

Since then, the media interest has been intense, with a sea of television news trucks parked outside the Seminole County criminal courthouse for hearings and jury selection. For lawyers on the case, the coverage has meant they must grill potential jurors to make sure they can set aside the media chatter.

Juror after juror said that the idea of race as a key issue in the case — Trayvon was African American, Zimmerman is a white Hispanic — was a creation of sensationalistic media and national civil rights organizations that descended upon the small town last year for marches and rallies. "They were trying to make this about race so I just changed the channel. I am a fact-finder, a researcher, but I have to get my information together before I say anything," said potential juror K-95, a white,

middle-aged mother of two and a full-time student. Names of jurors are being kept secret to protect them from unwanted attention or pressure.

K-95 said she believed the demonstrations in favor of arresting George Zimmerman were to "just bring commotion."

Another woman fretted that media-driven racial strife would scare people from attending an arts festival in Sanford. The African-American father, who owns properties and vending machines in town, said he had argued with friends who jumped to condemn Zimmerman.

For them, this was a tragic shooting of a teenager who happened to be black and a shooter who happened to be white.

But experts say that while the media may have overblown the race angle, the

idea of racism and stereotyping is nonetheless an inescapable part of the case.

"Clearly the media wants a sensational story rather than a mundane story so they would certainly play up the racial angle," said University of Florida law professor Kenneth Nunn. "But on the other hand, race has a persuasive impact on every aspect of American society and particularly the criminal justice system. Race is the... worst kept secret in America. Everyone knows it exists but few want to admit it."

Indeed, getting potential jurors to open up honestly about their opinions has been a key challenge.

After a week of potential juror interviews, defense attorney Mark O'Mara on Friday acknowledged the difficulty in uncovering "stealth jurors" — people who conceal their opinions or lie about their backgrounds to ensure they make a panel so they can capitalize on a case's fame, or convict or acquit as part of "stealth agendas."

"A stealth juror is unbelievably dangerous not only to the case... having a juror with an agenda... but really devastating to the system because all of a sudden we start losing faith in the system," he told reporters.

In South Florida, the concern has been valid. In May, a Palm Beach County judge granted a new trial to polo player John Goodman in a DUI manslaughter case after a juror was accused of lying about his wife's earlier arrest.

Attorneys also claimed the juror sought fame in self-publishing a 33-page memoir revealing that he drank liquor or as an experiment one night during the trial to gauge how drunk Goodman might have been.

"It doesn't happen often," said retired Miami-Dade prosecutor Kevin Keighan, who has tried several high-profile murder cases. "But once is more than enough because the stakes in a high publicity case are even higher in the sense that the criminal justice process is more under a microscope and the idea that people are not honest about their opinions runs the risk of tainting the process."

In Zimmerman's case, prosecutor Bernardo De La Rionda even asked several jurors if they have a "secret agenda" or if they want to "get in the limelight."

And defense attorneys, sensing that potential jurors are evading questions, have drilled down trying to ensure honesty. Potential juror B-87, a middle-aged white man wearing a tan blazer, wrote on his jury questionnaire that he had come to an opinion on the case. But when repeatedly pressed, the man vacillated, saying the case "was tragic" but he hadn't made up his mind about guilt. Another possible juror, a middle-aged black woman and longtime Sanford resident, insisted she knew virtually nothing of the case other than bits and pieces she heard at church. Defense attorney Don West continued pressing her.

"She was saying solely what she thought everyone wanted to hear just to get on the jury," said Miami defense attorney and television legal commentator Mark Eglarsh, who watched the questioning from the public gallery. "It was so transparent to me."

The woman did not move on to the next round of questioning, but she was only dismissed after telling the judge that missing work for the two to four weeks estimated for the trial would be an extreme financial hardship.

The "underemployed" musician, potential juror E-87, told the lawyers that he shied away from debate on the case and only wondered why it took so long to arrest Zimmerman.

But then Seminole Circuit Judge Debra S. Nelson showed him a printout of a March 2012 Facebook post in which he called the Sanford police "corrupt" and "stonewalling." He admitted to au-

thoring the post. The judge dismissed him but he returned to the courthouse on Friday in an apparent attempt to talk to other prospective jurors. Police escorted him off the property.

The lawyers will have to continue to probe throughout the process, Eglarsh said. "Far too many people are smart enough to not write it down and carry those deeply rooted feelings and keep it to themselves."

In the weeks after the shooting, marches were held in Sanford, led by national civil rights leaders including the Rev. Al Sharpton and the Rev. Jesse Jackson. But it was local pastors, of varying ethnicities and denominations, who were dispatched into the community to help ease racial tension using faith, in part, instead of healing.

In court, lawyers have consistently asked potential jurors whether they have heard about the case in church. Some said the clergy asked for prayers for both families, and one woman recalled seeing people wearing shirts featuring images of Trayvon.

"Questions about whether a person believes in God provide insight into whether they feel comfortable judging another, but they also give insight into a person's general political leanings," said University of Miami law professor Tamara Lave, adding that the defense will likely prefer conservative Christian.

Several have opened up about faith shaping their views on killing.

"Only God can judge," said one Hispanic woman, who was dismissed.

Another man, the older Puerto Rican, spoke softly and hesitantly but was firm in his belief that "God's law" forbids killing. He agreed with the concept of self-defense but couldn't reconcile the two.

He admitted the case has kept him up at night: "I get up, 3, 4 a.m. get on my knees and pray for the families."

He, too, was dismissed.

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Public Hearing

Notice of Public Hearing Date on the proposed Substantial Amendment to the FY 2004 through FY 2013 Action Plans

A public hearing is scheduled for the Health and Social Services Committee on Monday, July 8, 2013, at 1:30 p.m., in the Board of County Commissioners Chambers located on the second level of the Stephen P. Clark Center, 111 NW 1st Street, Miami, Florida. The purpose of the hearing is to give the public an opportunity to comment on the proposed Substantial Amendments to the FY 2004 through FY 2013 Action Plans. The proposed Amendments seek to recapture and reallocate Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) program funds and amend project scopes. The public is invited to attend and comment. Comments may also be submitted in writing from June 16, 2013 through July 15, 2013 to the attention of Mr. Gregg Farther, Executive Director, Public Housing and Community Development (PHCD), 701 NW 1st Court, 16th Floor, Miami, Florida 33136. Federal regulations governing the CDBG and HOME CHDO program require that a participating jurisdiction provide citizens with reasonable notice of, and an opportunity to comment on, any proposed allocation of funds. The proposed Substantial Amendment is available at PHCD Administrative office and on the website at <http://www.miamidade.gov/housing/>.

The Substantial Amendments to the FY 2004 through FY 2013 Action Plans include the following:
CDBG Recaptured and Reallocated Amount: \$7,611,800.91 to Public Facilities/Capital Improvements, Economic Development, Housing and Public Service activities.
HOME CHDO Recaptured and Reallocated Amount: \$160,517.52 to HOME CHDO activities.

PHCD does not discriminate based on race, sex, color, religion, marital status, national origin, disability, ancestry, sexual orientation, age, pregnancy or familial status in the access to, admissions to, or employment in housing programs or activities. If you need a sign language interpreter or materials in accessible format for this event, call 786-469-2203 at least five days in advance. TDD/TTY users may contact the Florida Relay Service at 800-855-8771.

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