

MEMORANDUM

Agenda Item No. 8(K)(3)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: May 17, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution approving proposed funding recommendation and allocating an amount up to \$150,000.00, in Fiscal Year 2015 Documentary Stamp Surtax Program Funds to Opa Locka Community Development Corporation, Inc., for homebuyer counseling and education activities; authorizing the County Mayor to execute amendments, shell contracts, loan documents and other transactional documents necessary to accomplish the purposes set forth in this resolution, and to exercise termination, waiver, acceleration and other provisions set forth therein

Resolution No. R-389-16

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



Abigail Price-Williams *for*
County Attorney

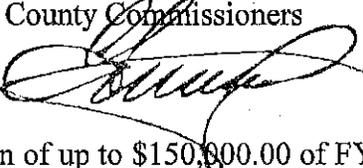
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Memorandum



Date: May 17, 2016

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor 

Subject: Award Recommendation of up to \$150,000.00 of FY 2015 Documentary Stamp Surtax Funding

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the proposed funding recommendations for up to \$150,000.00 for the FY 2015 Request for Applications (RFA) for the Documentary Stamp Surtax (Surtax) Program identified in Exhibit 1 (attached) for homebuyer counseling and education activities that applied in the FY 2015 Request for Applications. Additionally, it is recommended that the Board authorize the County Mayor or County Mayor's designee to execute all letters of commitment, contracts, agreements, and amendments pursuant to the proposed funding recommendation.

Scope

This item has a countywide impact on homebuyer counseling and education.

Fiscal Impact/Funding Source

The Department is seeking authorization to allocate \$150,000.00 of Surtax funds to support homebuyer counseling and education. The award of Surtax funds will not have a negative fiscal impact on the County's General Fund.

Track Record/Monitor

Michael Liu, Director of the Public Housing and Community Development Department (Department), will monitor all Surtax activities. The Department will continue to monitor the projects to ensure compliance with State and County guidelines and policies.

Background

At the February 11, 2016 meeting of the Economic Prosperity Committee, the Opa locka Community Development Corporation, Inc. (OCDC) appeared during the public hearing portion of the meeting to request that additional funds be allocated to increase the homebuyer counseling and education services for residents countywide. It was noted by the Department that additional Surtax funds were available to fund the request by OCDC and the Committee requested that an item be prepared to recommend funding for additional homebuyer counseling and education services. Accordingly, this item is recommended to the Board for approval.

The OCDC submitted a proposal in the FY 2015 RFA requesting \$150,000.00 in funding. The proposal scored a 95 on its proposal but was not recommended due to the higher ranked proposals that exhausted the \$500,000.00 allocation of Surtax funding in the RFA for homebuyer counseling and educational

Honorable Chairman Jean Monestime
and Members, Board of County Commissioners
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activities. The funding requests for homebuyer educational activities throughout Miami-Dade County totaled \$1,020,000.00.

Resolution R-630-13 requires a report of findings to accompany all recommendations for the commitment of County funds. The Department's diligence review found no negative information concerning the recommended entities.



Russell Benford, Deputy Mayor



MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: May 17, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(K)(3)

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
- Statement of social equity 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. 8(K)(3)
5-17-16

RESOLUTION NO. R-389-16

RESOLUTION APPROVING PROPOSED FUNDING RECOMMENDATION AND ALLOCATING AN AMOUNT UP TO \$150,000.00, IN FISCAL YEAR 2015 DOCUMENTARY STAMP SURTAX PROGRAM FUNDS TO OPA LOCKA COMMUNITY DEVELOPMENT CORPORATION, INC., FOR HOMEBUYER COUNSELING AND EDUCATION ACTIVITIES; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS, SHELL CONTRACTS, LOAN DOCUMENTS AND OTHER TRANSACTIONAL DOCUMENTS NECESSARY TO ACCOMPLISH THE PURPOSES SET FORTH IN THIS RESOLUTION, AND TO EXERCISE TERMINATION, WAIVER, ACCELERATION AND OTHER PROVISIONS SET FORTH THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum and Exhibit 1, a copy of which is attached hereto and incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board ratifies and adopts the matters set forth in the accompanying justification memorandum as if fully set forth herein.

Section 2. This Board approves the proposed funding recommendation and allocates the amount of \$150,000.00 to Opa Locka Community Development Corporation for homebuyer counseling and education activities in Fiscal Year 2015 Documentary Stamp Surtax (Surtax) Funding associated with Fiscal Year 2015 Request for Applications, as more fully described in the County Mayor's memorandum and Exhibit 1 attached hereto and incorporated by reference.

Section 3. The County Mayor or County Mayor’s designee is authorized to execute all standard shell contracts, amendments, standard shell loan documents and other agreements necessary to accomplish the purposes of this resolution and to exercise the cancellation and other provisions contained therein. All funding awards set forth herein are contingent upon 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. 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 so long as such modifications are approved by the County Attorney’s Office and are not substantially inconsistent with this resolution and to exercise the termination, waiver, acceleration, or other provisions set forth therein.

The foregoing resolution was offered by Commissioner **Esteban L. Bovo, Jr.**, who moved its adoption. The motion was seconded by Commissioner **Barbara J. Jordan** and upon being put to a vote, the vote was as follows:

	Jean Monestime, Chairman	aye	
	Esteban L. Bovo, Jr., Vice Chairman	aye	
Bruno A. Barreiro	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	absent	Audrey M. Edmonson	aye
Sally A. Heyman	absent	Barbara J. Jordan	aye
Dennis C. Moss	absent	Rebeca Sosa	absent
Sen. Javier D. Souto	aye	Xavier L. Suarez	aye
Juan C. Zapata	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of May, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.



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

HARVEY RUVIN, CLERK

By: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "Shannon D. Summerset-Williams", is written over a horizontal line.

Shannon D. Summerset-Williams

**Public Housing and Community Development
 FY 2015 RFA - SURTAX and SHIP FUNDING
 Award Recommendation for Homebuyer Counseling and Education
 Exhibit 1**

Binder Number	Agency Name	Activity Title	Activity Category	Application Activity Description	District Activity is Located	WRSA Located	WRSA(s) Serving	FY 2015 Funding Amount Requested	Average Score	Funding Recommended	
SURTAX FUNDING											
Homeownership - Counseling	Opa-Locka Community Development Corporation, Inc.	Homebuyer Counseling	Housing	Homebuyer Education and Counseling Services	480 OPA-LOCKA BLVD, OPA-LOCKA, FL 33054	1	Opa-Locka	County-wide	\$ 150,000.00	95.00	\$ 150,000.00
15-97											
Total Funding Requested:									\$ 150,000.00		\$ 150,000.00

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