

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE CITY'S ONE-YEAR ACTION PLAN FOR FEDERAL FUNDS FOR FY 2020, WHICH INCLUDES THE BUDGETS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND THE HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM; APPROVING AND ADOPTING THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (AI) AS REQUIRED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD); AND AUTHORIZING THE CITY MANAGER TO: (1) EXECUTE ALL APPLICABLE DOCUMENTS RELATED TO THE APPROPRIATION AND ALLOCATION OF THESE PROGRAM FUNDS; (2) SUBMIT THE ONE-YEAR ACTION PLAN TO HUD; (3) MAKE MINOR NON-SUBSTANTIAL CHANGES TO THE ONE-YEAR ACTION PLAN, THE CONSOLIDATED FIVE-YEAR PLAN, AND THE RESULTING AGREEMENTS (WHICH DO NOT AFFECT THE PURPOSE, SCOPE, APPROVED BUDGET AND/OR INTENT OF THE PLANS); (4) SUBMIT THE REQUISITE REVISED ACTION PLANS AND CONSOLIDATED PLAN; (5) EXTEND THE EXPIRATION DATES OF SAID AGREEMENTS WHEN NECESSARY; AND (6) SUBMIT A LETTER TO HUD REQUESTING USE OF AVAILABLE WAIVERS; AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AGREEMENTS FOR SUB-RECIPIENTS OF CDBG AND HOME PROGRAM FUNDS; AND FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE CITY INTERDEPARTMENTAL AGREEMENTS FOR RECIPIENTS OF CDBG AND HOME PROGRAM FUNDS.

**WHEREAS**, the City is an entitlement recipient of Federal formula HUD grant programs as follows: Community Development Block Grant (CDBG) funds, and HOME Investment Partnerships (HOME) funds; and

**WHEREAS**, the City expects to continue to receive entitlement funds from these grant programs to operate the City's housing and community development activities; and

**WHEREAS**, the *One-Year Action Plan* for Federal funds is a requirement under the U.S. Department of Housing and Urban Development (HUD) formula grant programs, including the CDBG and HOME Programs; and

**WHEREAS**, the *One-Year Action Plan* for FY 2020 is based upon the City's Federal entitlement of \$959,218.00 in CDBG funds and \$658,888.00 in HOME funds; and

**WHEREAS**, the planning phase was initiated by the City on February 26, 2020, with the issuance of two Requests for Proposals (RFP) for CDBG and HOME program funds, respectively; and

**WHEREAS**, of six RFP submissions received, two projects are being recommended for full funding; and

**WHEREAS**, the resulting CDBG recommendations are incorporated into the FY 2020 *One-Year Action Plan* as follows: \$102,491.00 to the Office of Community Services for grocery assistance; \$28,391.00 to the Boys and Girls Club of Miami-Dade for youth aftercare and summer programs; \$13,000 to RAIN Parents for childcare services; \$623,493.00 to the Office of Housing and Community Services for Neptune Apartments Rehabilitation Phase II & Resiliency Improvements; \$191,843.00 for administrative allowance; and

**WHEREAS**, the city will contract Housing Opportunities Project for Excellence, Inc. (HOPE, Inc.) for the provision of HUD-mandated fair housing services in the amount of \$20,000, utilizing CDBG planning and administration funds; and

**WHEREAS**, as a result of the coronavirus COVID-19 pandemic, HUD has issued waivers suspending regulations limiting the amount of HOME funds that may be used for administrative and planning cost to ten percent to enable jurisdictions to expend up to 25 percent of its FY 2019 and FY 2020 allocations for administrative and planning costs; and

**WHEREAS**, the administration will send a letter to HUD to request implementation of this waiver for FY 2020 to cover the increased cost of administering HOME-related activities to address the effects of COVID-19; and

**WHEREAS**, the City is normally required to set-aside a minimum of 15% of its HOME funds allocation to a qualified Community Housing Development Organization (CHDO) project; however, on March 7, 2019, HUD sent notice that the *Consolidated Appropriations Act of 2019* includes a provision suspending the 24-month commitment requirement for the CHDO set-aside funds through December 31, 2021; and

**WHEREAS**, the Administration's original recommendation for the FY 2020 *One-Year Action Plan* included \$144,166.00 for Tenant-Based Rental Assistance and \$350,000 for Homebuyer and Homeowner Rehabilitation Assistance; however, during the May 8, 2020 Special City Commission meeting, the Mayor and City Commission directed the Administration to prioritize funds for qualified households in need of rental assistance; and

**WHEREAS**, based upon the City Commission's direction, the Administration recommends the following distribution of HOME funds for the FY 2020 *One-Year Action Plan*: \$164,722.00 for administrative allowance; \$220,000.00 for Tenant-Based Rental Assistance; and \$274,166.00 for Homebuyer and Homeowner Rehabilitation Assistance; and

**WHEREAS**, HUD requires that all entitlement jurisdictions receiving federal funds submit an AI that identifies barriers to fair housing choice within the jurisdiction and the strategies employed by the jurisdiction to overcome these barriers; and

**WHEREAS** in conjunction with Housing Opportunities Project for Excellence, Inc. the Office of Housing and Community Services completed the AI identifying barriers to housing choice in our City and the various strategies that will be utilized to address the impediment identified; and

**WHEREAS**, the AI will be referenced and adhered to by all housing services funded by the City utilizing federal funds; and

**WHEREAS**, the City advertised a Notice of Public hearing and Public 30-day Comment Period (March 2, 2020 – April 2, 2020) for community development needs and the Analysis of Impediments to Fair Housing Choice (AI) with a public hearing was held on March 17, 2020; and

**WHEREAS**, the *One-Year Action Plan* for FY 2020 is being made available to the public for comment at a public hearing on May 19, 2020; and for a 30-day public review and comment period, from May 4, 2020 through June 3, 2020; and

**WHEREAS**, the City Manager is the HUD-designated agent for all formula grants, and executes the grant applications, agreements, and other applicable HUD documents on behalf of the City.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby adopt the City's *One-Year Action Plan* for federal funds for FY 2020, which includes the budgets for the Community Development Block Grant (CDBG) program and the Home Investment Partnerships (HOME) program; approve and adopt the Analysis of Impediments to Fair Housing Choice (AI) as required by the U.S. Department Of Housing And Urban Development (HUD); and authorize the City Manager to: (1) execute all applicable documents related to the appropriation and allocation of these program funds; (2) submit the *One-Year Action Plan* to the HUD; (3) make minor non-substantial changes to the *One-Year Action Plan*, the *Consolidated Five-Year Plan*, and the resulting agreements (which do not affect the purpose, scope, approved budget and/or intent of the plans); (4) submit the requisite revised *Action Plan* and *Consolidated Plan*; (5) extend the expiration dates of said agreements when necessary; and (6) submit a letter to HUD requesting use of available waivers; and authorize the Mayor and City Clerk to execute agreements for sub-recipients of CDBG and HOME program funds; and further authorize the City Manager to execute City interdepartmental agreements for recipients of CDBG and HOME program funds.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**ATTEST:**

\_\_\_\_\_  
Dan Gelber, Mayor

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Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney

5/11/2020  
Date