

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 2021, WHICH INCLUDES THE BUDGETS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM IN THE AMOUNT OF \$991,531, AND THE HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM IN THE AMOUNT OF \$619,533; APPROVING, IN SUBSTANTIAL FORM, THE AMENDED CITIZEN PARTICIPATION PLAN; 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; AND (5) EXTEND THE EXPIRATION DATES OF SAID AGREEMENTS WHEN NECESSARY; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AGREEMENTS FOR SUB-RECIPIENTS OF CDBG AND HOME PROGRAM FUNDS AND 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 2021 is based upon the City's Federal entitlement of \$991,531.00 in CDBG funds and \$619,533.00 in HOME funds; and

**WHEREAS**, the planning phase was initiated by the City on March 1, 2021, with the issuance of two Requests for Proposals (RFP) for CDBG and HOME program funds, respectively; and

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

**WHEREAS**, a maximum of 15 percent of the City's allocation, or \$148,729.00, may fund public service activities; and

**WHEREAS**, the resulting CDBG recommendations for public services are incorporated into the *One-Year Action Plan* for FY 2021 as follows: \$10,000 for UNIDAD of Miami Beach - Project Link; \$30,000 for Miami Beach PAL - Youth Leaders Academy; \$40,000 for CMB Office of Housing and Community Services (OCS) Grocery Assistance Program; \$28,729.00 for CMB OCS - Prosperity Initiative; \$40,000 for CMB OCS - Emergency Services (rent, mortgage and utility assistance); and

**WHEREAS**, a 20 percent of the City's allocation (\$198,306.00) will be allocated to the planning and administration of the CDBG Program; 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**, \$644,496.00 will be allocated to the Housing Authority of the City of Miami Beach - Acquisition of Real Property in support of affordable housing, a priority need identified in the *Consolidated Plan*; and

**WHEREAS**, no applications were received for HOME funds during the RFP process; and

**WHEREAS**, the Administration is requesting HOME funds be allocated to homebuyer assistance and homeowner rehabilitation; and

**WHEREAS**, this use will further leverage funds to increase the number of affordable owner-occupied housing units in the City while promoting homeownership among workforce personnel who would otherwise be priced out of the market; 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**, a CHDO is a private nonprofit, community-based service organization that has identified the development of affordable housing as its primary mission and has the capacity to develop affordable housing; and

**WHEREAS**, a CHDO must meet certain requirements pertaining to its legal status, organizational structure, capacity and experience; and

**WHEREAS**, HOME funds may be used to provide special assistance to CHDOs including up to five percent of the City's allocation for general operating assistance to CHDOs; and

**WHEREAS**, the City has not awarded CHDO set-aside funds to a certified non-profit since its award to Carrfour Supportive Housing, Inc. in 2016; and

**WHEREAS**, the Miami Beach Community Development Corporation (MBCDC) was the only agency to submit an application to the City for CHDO certification during the 2021 RFP cycle; and

**WHEREAS**, the City certified MBCDC as a CHDO on April 23, 2021; and

**WHEREAS**, HOME CHDO funds may be used for operating assistance, which can be utilized for costs associated with capacity building; and

**WHEREAS**, the resulting estimated HOME recommendations are incorporated into the FY 2021 *One-Year Action Plan* as follows: \$61,953.00 for administrative allowance; \$30,796.00 for CHDO operating expenses; and \$526,784.00 for Homebuyer and Homeowner Rehabilitation Assistance; and

**WHEREAS**, the *Citizen Participation Plan* is a required component of the City's management of federal funds and stipulates how the residents participate in the decision-making

process for the use of said funds; and

**WHEREAS**, the Administration is recommending amendments to the *Citizen Participation Plan* to:

- Reflect changes to the Affordable Housing Advisory Committee, in accordance with Ordinance 2020-4355;
- Establish a definition and specific criteria for a substantial amendment including defining a minimum financial threshold of \$100,000 in funding changes as the trigger for a substantial amendment to the Consolidated Plan and Action Plan; and
- Enable grammatical edits to provide ease of understanding within the Plan; and

**WHEREAS**, the City advertised a Notice of Public hearing and Public 30-day Comment Period (April 5, 2021 – May 5, 2021) for community development needs with a public hearing held on April 20, 2021; and

**WHEREAS**, the City advertised a Notice of a 30-day public comment period (May 24, 2021 – June 23, 2021) for the draft *One-Year Action Plan* for FY 2021 and amendment to the *Citizen Participation Plan*; 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; and

**WHEREAS**, the City Manager recommends the approval, in substantial form, of the amended Citizen Participation Plan, incorporated herein by reference and attached to the City Commission Memorandum accompanying this Resolution.

**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 2021, which includes the budgets for the Community Development Block Grant (CDBG) program in the amount of \$991,531, and the Home Investment Partnerships (HOME) program in the amount of \$619,533; approve, in substantial form, the amended *Citizen Participation Plan*; 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*; and (5) extend the expiration dates of said agreements when necessary; and further authorize the City Manager and City Clerk to execute agreements for sub-recipients of CDBG and HOME program funds and City interdepartmental agreements for recipients of CDBG and HOME program funds.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2021.

**ATTEST:**

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

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
Rafael E. Granado, City Clerk

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

6-11-21  
\_\_\_\_\_  
Date