

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: July 18, 2006 [] Consent [X] Regular

Department: Housing and Community Development [] Public Hearing

Submitted By: Housing and Community Development

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends a motion to adopt a Resolution:

- A. Authorizing the County Administrator to execute an application for funding to the State under the CDBG Disaster Recovery Initiative, and to execute certifications and all other documents related to the application and the implementation of projects;
- B. Authorizing Palm Beach County Department of Housing and Community Development to be the lead agency in the preparation and submission of the application to the State;
- C. Authorizing the County Administrator to execute inter-local Agreements with municipalities who submit eligible projects that are recommended for funding; and,
- D. Authorizing the County Administrator to sign grant agreements with organizations selected to receive funding.


Summary: The Department of Community Affairs (DCA) announced the availability of \$82,904,000 in Community Development Block Grant Disaster Recovery Funding that was made available to the State by the U.S. Department of Housing and Urban Development. These Disaster Recovery Initiative (DRI) funds are to be distributed to counties and municipalities throughout the State to assist in recovery from the federally declared disasters (Hurricanes Katrina and Wilma) that occurred between August 25, 2005 and October 24, 2005. Palm Beach County, which was affected by Hurricane Wilma, is eligible to receive up to \$19,035,920 of this funding. While all municipalities and the County are eligible to participate in the DRI, DCA will only accept one application from a unit of general local government within Palm Beach County. DCA's application deadline is August 18, 2006. The County will be required to certify and to document that no other funding is available to address the needs for which funding is being sought under this program.

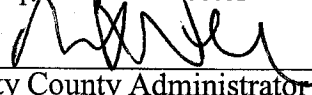
In correspondence dated June 12 and 14, 2006, Palm Beach County HCD notified all municipalities and the League of Cities of the availability of the DRI funds. In a meeting held June 19, 2006, Palm Beach County was selected to be the lead agency. In a Notice of Funding Availability (NOFA) published on June 23, 2006, public agencies, non-profits, and for-profits were informed of the availability of DRI funding. Given the short notification period for submission of the application, staff believes that execution of documents by the County Administrator would expedite appreciably the application process and enhance the chances of meeting the August 18, 2006 submission deadline. **TKF Countywide**

Background and Policy Issues: The Department of Defense Appropriations Act of 2006, approved on December 30, 2005, appropriated \$11.5 billion in Community Development Block Grant funds for necessary expenses related to disaster relief, long term recovery, and restoration of infrastructure directly related to the effects of the disasters that occurred between August 25, 2005 and October 24, 2005 and that were covered by Presidential disaster declarations. Approximately \$83 million of the total funding has been awarded to Florida (**Continued on Page #3**)

Attachments:

- a. Resolution

Recommended By:  7-5-06
 Department Director Date

Approved By:  7-17-06
 Deputy County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

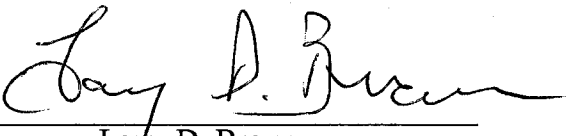
Fiscal Years:	20_____	20_____	20_____	20_____	20_____
Capital Expenditures:	_____	_____	_____	_____	_____
Operating Costs:	_____	_____	_____	_____	_____
External Revenues:	_____	_____	_____	_____	_____
Program Income (County):	_____	_____	_____	_____	_____
In-Kind Match (County):	_____	_____	_____	_____	_____
NET FISCAL IMPACT:	_____	_____	_____	_____	_____
 # OF ADDITIONAL FTE POSITIONS (Cumulative):	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes _____ No _____
 Budget Account #: Fund _____ Agency _____ Org. _____ Object _____ Reporting Category

B. Recommended Sources of Funds/Summary of Fiscal Impact:

No fiscal impact at this time.

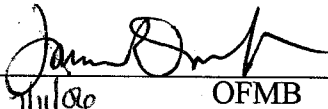
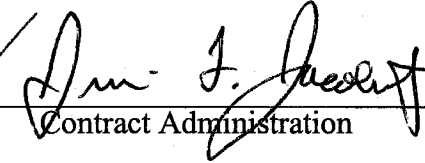
C. Departmental Fiscal Review:



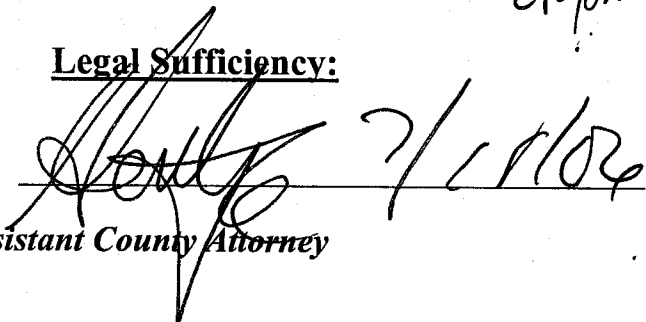
 Larry D. Brown

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Administration Comments:

 7-11-06
 SS 11/1/06 OFMB CN/01/10/06
 7/11/06
 Contract Administration

B. Legal Sufficiency:



 Assistant County Attorney

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.

Background and Policy Issues (Continued): to assist in recovery from Hurricanes Katrina and Wilma. Palm Beach County's geographic area was only affected by Hurricane Wilma, and as such, Recovery funds may only be used to assist with projects related to that storm. DCA – who will administer the funds and select eligible activities for funding – has determined that 11 of the State's 67 counties are eligible to apply for Wilma-related funding under this grant program. DCA has established for each eligible county the maximum possible funding level, which ranges from \$1.3 million to \$22.1 million. Palm Beach County's geographic area maximum possible funding is \$19,035,920.

In order to submit an application with municipalities from within the county, Palm Beach County is required by the State to have inter-local Agreements with municipalities that submit eligible projects. Currently, the County has inter-local Agreements with twenty-eight municipalities who participate within the County's Urban County Program (the CDBG entitlement jurisdiction). It is anticipated that these Agreements will be acceptable to the State to address the requirement for inter-local Agreements to be in place as a pre-condition for submitting an application. There are, however, some municipalities with which the county does not have inter-local Agreements. These are: the Cities of West Palm Beach, Boca Raton, Delray Beach and Boynton Beach, (who all receive their CDBG allocations directly from HUD); as well as the Village of Golf, the Town of Highland Beach, the Town of Jupiter Inlet Colony, the Town of Ocean Ridge, and the Town of Palm Beach (who all declined to participate in the County's Urban County Qualification process in FY 2005 when the previously-mentioned 28 Agreements were executed). The municipalities that do not have inter-local Agreements with the county at this time will need to execute these if they submit eligible projects.

The State has identified unmet needs in three main areas: housing, public assistance (infrastructure) and business assistance. Further description as follows:

- *Housing activities* may include, but are not limited to, rehabilitation, relocation, demolition and replacement, and new construction of affordable housing, farm worker housing, transitional housing, and complementary housing activities such as restoration of safe and sanitary water and/or wastewater services.
- *Infrastructure projects* may include, but are not limited to, repairs and improvements to streets, water and sewer systems, drainage facilities and public buildings.
- *Business assistance* may include, but is not limited to, repairs and improvements to public buildings in commercial or business areas, street paving, infrastructure to attract business, sidewalks, and lighting.

Activities that are reimbursable by Federal Emergency Management Agency (FEMA) or available through the Small Business Administration (SBA) cannot be undertaken with these funds. To be eligible for funding, activities must conform to all requirements of the CDBG Program, unless a waiver from such provisions has been granted.

The County may apply for multifaceted projects (housing, public assistance, and business needs). However, grant recipients are required to utilize at least 70% of their CDBG funding allocation through this Initiative for the restoration of disaster impacted affordable housing. Moreover, local governments are encouraged to give special consideration to the unmet housing needs of:

- the elderly,
- people with disabilities,
- farm workers,
- the homeless, and
- persons living in poverty.

At least 50% of a grant must be utilized to serve low-income (50%) and moderate-income (80%) beneficiaries. Up to 50% of a grant may fund activities under the "urgent need" or "prevention or elimination of slum and blight" CDBG program national objectives.

RESOLUTION NO. R-2006-

RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN APPLICATION FOR FUNDING TO THE STATE UNDER THE CDBG DISASTER RECOVERY INITIATIVE AND TO EXECUTE CERTIFICATIONS AND ALL OTHER DOCUMENTS RELATED TO THE APPLICATION AND THE IMPLEMENTATION OF PROJECTS; AUTHORIZING PALM BEACH COUNTY DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT TO BE THE LEAD AGENCY IN THE PREPARATION AND SUBMISSION OF THE APPLICATION TO THE STATE; AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE INTER-LOCAL AGREEMENTS WITH MUNICIPALITIES WHO SUBMIT ELIGIBLE PROJECTS THAT ARE RECOMMENDED FOR FUNDING; AND AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN GRANT AGREEMENTS WITH ORGANIZATIONS SELECTED TO RECEIVE FUNDING.

WHEREAS, the Palm Beach County Board of County Commissioners wishes to utilize all available resources to facilitate full recovery from Hurricane Wilma; and

WHEREAS, the need for additional resources still exists to effect full recovery and mitigation after utilizing funding from Federal Emergency Management Agency (FEMA), Small Business Association (SBA) and other sources; and

WHEREAS, On December 30, 2005, Department of Defense Appropriations Act of 2006, which appropriated \$11.5 billion in Community Development Block Grant funds for disaster relief, long term recovery, and restoration of infrastructure directly related to the effects of the disasters that occurred between August 25, 2005 and October 24, 2005 and were covered by Presidential disaster declarations; and

WHEREAS, \$82,904,000 of the \$11,500,000,000 appropriated was earmarked for distribution in Florida through the Florida Department of Community Affairs; and

WHEREAS, the Florida Department of Community Affairs has determined that Palm Beach County is one of eleven counties eligible to apply and receive funding under this grant program; and

WHEREAS, the Florida Department of Community Affairs has established the maximum possible funding level for Palm Beach County's geographical area to be \$19,035,920; and

WHEREAS, the Florida Department of Community Affairs requires that one application be submitted by a unit of general local government; and

WHEREAS, Palm Beach County has notified all municipalities within its borders, the League of Cities, public agencies, non-profit and for-profit agencies of the 2005 Disaster Recovery Initiative; and

WHEREAS, Palm Beach County Department of Housing and Community Development was selected as the lead agency to submit the application; and

WHEREAS, the submission of one application requires execution of inter-local agreements between Palm Beach County and those municipalities with eligible projects; and

WHEREAS, the deadline for submitting the application for funding is August 18, 2006.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA:

1. The County Administrator is authorized to execute an application for funding to the State under the CDBG Disaster Recovery Initiative, and to execute certifications and all other documents related to the application and the implementation of projects.
2. Palm Beach County through its Department of Housing and Community Development is authorized to be the lead agency in the preparation and submission of the application to the State.

3. The County Administrator is authorized to execute inter-local Agreements with municipalities who submit eligible projects that are recommended for funding.
4. The County Administrator is authorized to sign grant agreements with organizations selected to receive funding.

The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____, and being put to a vote, the vote was as follows:

TONY MASILOTTI, CHAIRMAN	-
ADDIE L. GREENE, VICE CHAIRPERSON	-
JEFF KOONS	-
KAREN T. MARCUS	-
MARY MCCARTY	-
BURT AARONSON	-
WARREN H. NEWELL	-

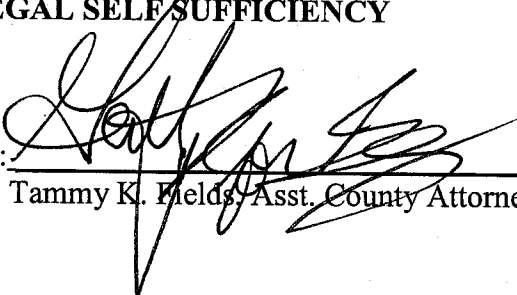
The Chairman thereupon declared the Resolution duly passed and adopted this _____ day of July 2006.

**PALM BEACH COUNTY, FLORIDA, BY
ITS BOARD OF COUNTY
COMMISSIONERS**

**ATTEST:
SHARON R. BOCK, Clerk and
Comptroller**

By: _____
Deputy Clerk

**APPROVED AS TO FORM AND
LEGAL SELF SUFFICIENCY**

By: 

Tammy K. Fields, Asst. County Attorney