

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 29, 2010 [ X ] Consent [ ] Regular

Department: Housing & Community Development

Submitted By: Housing & Community Development

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends a motion to approve: a Budget Amendment of \$6,533,405 to establish the budget for the Community Development Block Grant (CDBG) Disaster Recovery Initiative – 2008 Supplemental Appropriation (DRI4) No. 10-DB-K4-10-60-01-K29 in the FY2009-2010 budget.

**Summary:** Palm Beach County received notification from the Florida Department of Community Affairs (DCA) that the application for \$6,533,405 in Community Development Block Grant Disaster Recovery Funding that was made available to the State of Florida by the U.S. Department of Housing and Urban Development has been approved. The Grant Agreement was signed and executed by the County Administrator on May 17, 2010. The County has been designated by the State as the local administering entity. Eligible activities are limited to repairs and recovery from damages caused by Tropical Storm Fay, including: housing assistance, infrastructure repair and improvements, assistance for commercial areas, and program administration. These are Federal CDBG funds which require no local match. Countywide (TKF)

**Background and Policy Issues:** Community Development Block Grant disaster relief funding in the amount of \$81,063,855 was made available to the State of Florida by the United States Department of Housing and Urban Development, under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121) to assist in recovery from Tropical Storm Fay, Hurricane Ike, and Hurricane Gustav. The DCA established the maximum possible funding level for Palm Beach County as \$6,533,405 for Tropical Storm Fay.

Activities that were underway at the time of the Disaster Declaration, or that are reimbursable by the Federal Emergency Management Agency (FEMA) or assisted 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.

DCA's funding application process closed on December 15, 2009.

**Attachments:**

- A. Award Notice
- B. Budget Amendment (Fund 1106)

Recommended By: Edward W. Lomax 6/10/2010  
Department Director Date

Approved By: Sharon B. By 6/22/10  
Assistant County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	6,533,405	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	<6,533,405>	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	-0-	_____	_____	_____	_____
<b># ADDITIONAL FTE</b>	_____	_____	_____	_____	_____
<b>POSITIONS (Cumulative)</b>	-0-	_____	_____	_____	_____

Is Item Included In Current Budget? Yes \_\_\_\_\_ No XX

Budget Account No.: Fund 1106 Dept 143 Unit 1427 Object various  
 Program Code/Program Period various/GY09

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

Approval of this agenda item will appropriate funds for the DRI4 contract #10-DB-K4-10-60-01-K29 in the FY2009/2010 budget.

**C. Departmental Fiscal Review:**

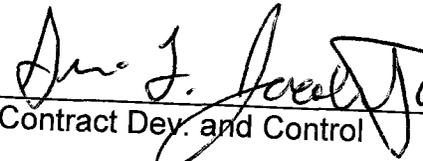
  
 Shairette Major, Fiscal Manager I

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Contract Comments:**

*No net fiscal impact. The department will prepare a receive and file item once the agreement is fully executed.*

  
 OFMB  
 6/21/10  
 6/14/10

  
 Contract Dev. and Control  
 6/22/10

**B. Legal Sufficiency:**

  
 Senior Assistant County Attorney  
 6/22/10

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director



STATE OF FLORIDA

# DEPARTMENT OF COMMUNITY AFFAIRS

"Dedicated to making Florida a better place to call home"

CHARLIE CRIST  
Governor

APR 15 2010

THOMAS G. PELHAM  
Secretary

The Honorable Burt Aaronson  
Chairman, Palm Beach County Commission  
301 North Olive Avenue, Suite 1201  
West Palm Beach, Florida 33401

Re: Disaster Recovery Contract #10-DB-K4-10-60-01-K29

Dear Chairman Aaronson:

I am pleased to inform you that your application for the 2008 Community Development Block Grant Disaster Recovery Program funds in the amount of **\$6,533,405** is approved for funding. I congratulate you on preparing an application that addresses your community's disaster recovery needs.

To facilitate the execution of your award, please sign the enclosed Agreement and complete the required forms. The Agreement and forms must be returned to the Department by no later than, **Close of Business on May 31, 2010**. Directions for completing the forms are provided. If it is necessary for your local government to approve this Agreement during a full commission meeting, we recommend that your staff initiate the procedure for adding this item to the next agenda as soon as possible. **Failure to meet the May 31, 2010 deadline may impact our ability to award the referenced funds to your community.**

The Department has assembled a Disaster Recovery team dedicated to assisting our communities with successful implementation of their recovery projects. We welcome your questions and requests for assistance. If you require assistance, please contact Audrine Finnerty, Community Assistance Consultant, by phone at (850) 410-0587 or by e-mail at [audrine.finnerty@dca.state.fl.us](mailto:audrine.finnerty@dca.state.fl.us).

Sincerely,

Jacquelyn W. Dupree, Community Programs Manager  
Small Cities CDBG, Disaster Recovery and  
Neighborhood Stabilization Programs

JWD/af

Enclosures

cc: Robert Weisman, Palm Beach County Administrator  
Edward W. Lowery, Palm Beach County Housing and Community Development  
Carlos Serrano, Palm Beach County Housing and Community Development

2555 SHUMARD OAK BOULEVARD TALLAHASSEE, FL 32399-2100  
Phone: 850-488-8466/SUNCOM 278-8466 Fax: 850-921-0781/SUNCOM 291-0781  
Website:

COMMUNITY PLANNING  
Phone: 850-488-2356/SUNCOM 278-

AREAS OF CRITICAL STATE CONCERN FIELD OFFICE  
Phone: 305-289-2402

HOUSING AND COMMUNITY DEVELOPMENT  
Phone: 850-488-7755/SUNCOM 278-7955

12-2009-1677

Agenda Item #: **3I-7**

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: October 6, 2009     Consent     Regular  
Department: Housing & Community Development  
Submitted By: Housing & Community Development

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to adopt: a Resolution to authorize the Department of Housing and Community Development (HCD) to prepare and submit a funding proposal to the State of Florida Department of Community Affairs (DCA) Community Development Block Grant (CDBG) Disaster Recovery Initiative – 2008 Supplemental Appropriation (DRI4); authorize the County Administrator or his designee to execute a DRI4 Funding Proposal, Grant Agreement with DCA, and other documents related to the DRI4 Program; and authorize the County Administrator or his designee to sign Interlocal Agreements, Subgrant Agreements, and Amendments thereto, with organizations selected to receive DRI4 funding.

**Summary:** In September 2009, DCA announced that Palm Beach County geographic area is eligible to receive up to \$6,533,405 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. The County has been designated by the State as the local administering entity. Eligible activities are limited to repairs and recovery from damages caused by Tropical Storm Fay, including: housing assistance, infrastructure repair and improvements, assistance for commercial areas, and program administration.

On September 18, 2009, HCD sent correspondence notifying all local municipalities of the DRI4 Program and seeking input on unmet needs. On September 20, 2009, a public notice was published advising the general public of the same. Subsequent to the BCC approval of this item, HCD will publish a Notice of Funding Availability to solicit project proposals from eligible local entities. The County must consider the needs of all municipalities within its area, and must provide DCA with documentation which evidences that all parties were allowed an opportunity to discuss unmet needs. The County's application for funding is due to DCA by December 15, 2009. Given the short period for submission, execution of documents by the County Administrator will expedite the process and enhance the chances of meeting DCA's deadline. **These are Federal CDBG funds which require no local match. Countywide (TKF)**

**Background and Policy Issues:** Community Development Block Grant disaster relief funding in the amount of \$81,063,855 was made available to the State of Florida by the United States Department of Housing and Urban Development, under Title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121) to assist in recovery from Tropical Storm Fay, Hurricane Ike, and Hurricane Gustav. DCA has established the maximum possible funding level for Palm Beach County as \$6,533,405 for Tropical Storm Fay. (Continued on Page 3)

**Attachments:**

- A. Resolution

Recommended By: Edward W. Pountney    9/17/09  
Department Director    Date

Approved By: Sharon P. Poy    9/23/09  
Assistant County Administrator    Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

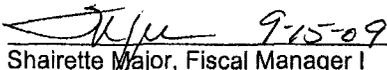
Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>*_____</b>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_  
 Budget Account No.: Fund \_\_\_\_\_ Dept \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Program Code/Program Period \_\_\_\_\_ / \_\_\_\_\_

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

\* No fiscal impact at this time—will submit a budget amendment for approval upon notice from DCA of the actual grant agreement.

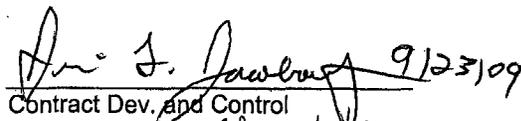
**C. Departmental Fiscal Review:**

  
 Shairette Major, Fiscal Manager I

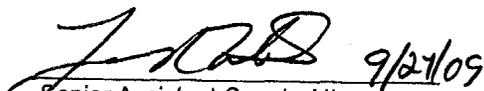
**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Dev. and Contract Comments:**

  
 OFMB  
 9/21/09

  
 Contract Dev. and Control  
 9/23/09

**B. Legal Sufficiency:**

  
 Senior 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 from Page 1):**

The State has identified unmet needs for repairs and improvements to housing and infrastructure/public facilities and if needed, for economic recovery activities, particularly restoration of commercial areas. All DRI4 activities undertaken in Palm Beach County must be directly related to repair and/or recovery from Tropical Storm Fay and may include:

- *Housing activities* – rehabilitation of damaged housing, and replacement where rehabilitation to bring the unit to building code cannot be accomplished. Local governments may also buyout residential properties located in floodplains and relocate the occupants. At least 14% of total funding must be expended on affordable rental housing. All housing must meet the LMI National Objective.
- *Infrastructure and public facility projects* - repairs and improvements to streets, water and sewer systems, and drainage facilities damaged as a direct result of Tropical Storm Fay.
- *Business assistance* - repairs and improvements to buildings in commercial or business areas damaged as a result of Tropical Storm Fay.
- *Program administration* may not exceed 2.5% of total funding.

Activities that were underway at the time of the Disaster Declaration, or that are reimbursable by the Federal Emergency Management Agency (FEMA) or assisted 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.

In order to fund projects within local municipalities, the County is required to have an established relationship with such municipalities. Currently, the County has Interlocal Agreements with twenty-eight municipalities who participate within the Urban County Program (the CDBG entitlement jurisdiction). Municipalities which do not have Interlocal Agreements with the County must execute an acknowledgment letter agreeing to the tasks to be performed. However, Interlocal agreements may still be requested.

DCA's funding application process will formally open on October 27, 2009, and will close on December 15, 2009.

**RESOLUTION NO. R-2009-**

**RESOLUTION TO AUTHORIZE THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) TO PREPARE AND SUBMIT A FUNDING PROPOSAL TO THE STATE OF FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DISASTER RECOVERY INITIATIVE – 2008 SUPPLEMENTAL APPROPRIATION (DRI4); AUTHORIZE THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO EXECUTE A DRI4 FUNDING PROPOSAL, GRANT AGREEMENT WITH DCA, AND ALL OTHER DOCUMENTS RELATED TO THE DRI4 PROGRAM; AND AUTHORIZE THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO SIGN INTERLOCAL AGREEMENTS, SUBGRANT AGREEMENTS, AND AMENDMENTS THERETO, WITH ORGANIZATIONS SELECTED TO RECEIVE DRI4 FUNDING.**

**WHEREAS**, Governor Crist and the President declared a state of emergency for Tropical Storm Fay which impacted the State of Florida from August 18, 2008 through August 27, 2008; and

**WHEREAS**, the Palm Beach County Board of County Commissioners wishes to utilize all available resources to facilitate full recovery from Tropical Storm Fay; and

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

**WHEREAS**, The Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009, appropriated \$6.5 billion for recovery from 2008 disasters and earmarked \$81,063,855 distribution in Florida through the Florida Department of Community Affairs State CDBG Program; and

**WHEREAS**, the Florida Department of Community Affairs has established that the Palm Beach County geographical area is eligible for up to \$6,533,405 for Tropical Storm Fay; and

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

**WHEREAS**, Palm Beach County was designated by the State as the local administering entity to submit the project proposal; and

**WHEREAS**, Palm Beach County has notified all municipalities within its borders, and other eligible applicants, of the CDBG Disaster Recovery Initiative – 2008 Supplemental Appropriation addressing Tropical Storm Fay; and

**WHEREAS**, the deadline for submitting a funding application to the Florida Department of Community Affairs is December 15, 2009;

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

1. The Department of Housing and Community Development (HCD) is authorized to prepare and submit a funding proposal to the State of Florida Department of Community Affairs (DCA) Community Development Block Grant (CDBG) Disaster Recovery Initiative – 2008 Supplemental Appropriation (DRI4);
2. The County Administrator or his designee is authorized to execute a DRI4 funding proposal, grant agreement with DCA, and all other documents related to the DRI4 program; and
3. The County Administrator or his designee is authorized to sign Interlocal agreements, Subgrant agreements, and amendments thereto, with organizations selected to receive DRI4 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:

JOHN F. KOONS, CHAIRMAN -  
BURT AARONSON, VICE CHAIRMAN -  
KAREN T. MARCUS, COMMISSIONER -  
SHELLEY VANA, COMMISSIONER -  
STEVEN L. ABRAMS, COMMISSIONER -  
JESS R. SANTAMARIA, COMMISSIONER -  
PRISCILLA A. TAYLOR, COMMISSIONER -

The Chairman thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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

**APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY**

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

BY:  BY: \_\_\_\_\_  
Tammy K. Fields Deputy Clerk  
Senior Assistant County Attorney

0930

BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY, FLORIDA  
Budget Amendment

BGRV-143-06101000000000000538  
BGEX-143-061010000000000001628

FUND 1106 - Disaster Recovery Initiative #4

Use this form to provide budget for items not anticipated in the budget.

ACCT. NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF	REMAINING BUDGET
<b>Revenue</b>								
143-1427-3154	Community Development Block Grant	0	0	6,533,405	0	6,533,405		
<b>TOTAL REVENUE</b>		<b>12,194,806</b>	<b>12,194,806</b>	<b>6,533,405</b>	<b>0</b>	<b>18,728,211</b>		
<b>Expenditures</b>								
143-1427-1201	Salaries	0	0	99,444	0	99,444		
143-1427-2101	Fica -Taxes	0	0	6,166	0	6,166		
143-1427-2105	Fica -Medical	0	0	1,442	0	1,442		
143-1427-2201	Retirement	0	0	13,776	0	13,776		
143-1427-2301	Insurance Life/Health	0	0	18,192	0	18,192		
143-1427-3401	Other Contractual Services	0	0	24,315	0	24,315		
143-1427-8101	Contribution other Gov't Agency	0	0	6,370,070	0	6,370,070		
<b>TOTAL EXPENDITURES</b>		<b>12,194,806</b>	<b>12,194,806</b>	<b>6,533,405</b>	<b>0</b>	<b>18,728,211</b>		

Housing and Community Development  
INITIATING DEPARTMENT/DIVISION  
Administration/Budget Department Approval  
OFMB Department - Posted

Signatures

*[Handwritten Signature]*

Date

6/10/2010  
6/21/2010

By Board of County Commissioners  
At Meeting of  
June 29, 2010  
Deputy Clerk to the  
Board of County Commissioners