Agenda Item #: 31-2

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:

May 5, 2020

[X] Consent

[] Regular

[] Ordinance

Public Hearing

Department:

Housing and Economic Sustainability

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to Receive and File: Documents executed in connection with a loan made to B&S Properties of WPB, LLC, under the Housing and Urban Development (HUD) Section 108 Loan Program as follows:

- A) Palm Beach County Section 108 Loan Commitment Letter for \$306,434;
- B) Palm Beach County Section 108 Promissory Note for \$306,434;
- C) Palm Beach County Section 108 Loan Agreement for \$306,434;
- D) Palm Beach County Section 108 Loan Program Agreement for \$306,434;
- E) Palm Beach County Section 108 Mortgage and Security Agreement for \$306,434;
- F) Palm Beach County Section 108 Collateral Security Mortgage Agreement for \$306,434;
- G) Palm Beach County Section 108 Collateral Security Agreement for \$306,434;
- H) Palm Beach County Section 108 Guaranty Agreement for \$306,434;
- 1) Palm Beach County Section 108 Environmental Indemnity Agreement for \$306,434;
- J) Intercreditor Agreement;
- K) Palm Beach County Section 108 Further Assurances and Errors and Omissions Statement;
- L) Borrower's Certificate (Incumbency and Resolutions) B&S Properties of WPB, LLC;
- M) Corporate Guarantor's Certificate;
- N) UCC-1 Financing Statement (Florida Secured Transaction Registry).

Summary: The attached documents have been executed on behalf of the Board of County Commissioners by the County Administrator or Designee in accordance with Resolution R2009-0725. This HUD Section 108 Program loan in the amount of \$306,434 will be used in conjunction with a bank loan to purchase a building which will allow B&S Properties of WPB, LLC, to expand its operations and to serve more customers. The company specializes in the diagnosing and servicing of foreign luxury vehicles. The property being purchased is located at 8446 Belvedere Road, Building A-1 in West Palm Beach and the project is located in a census tract which has a poverty rate of 22%. The project will create nine (9) full time equivalent job over five (5) years. In accordance with County PPM CW-0-051, all delegated contracts, agreements and grants must be submitted by the initiating Department as a receive and file agenda item. These are Federal funds which require no local match. District 2 (DB)

Background and Justification: The Palm Beach County Section 108 Loan Program (Program), which is administered by the Palm Beach County Department of Housing & Economic Sustainability, was developed to create a source of loan funding for use by businesses and investors to implement business ventures that will create new jobs and help revitalize communities. Funding for the Program is received from HUD.

Attachment(s): Documents as listed in A through O above.

Recommended By:	Snorthan Brown	4/21/2020
•	Department Director	Date
Approved By:	Assistant County Administrator	<u>УДА /дого .</u> Date

II. FISCAL IMPACT ANALYSIS

Grant Expenditures		2021	2022	2023	2024
Operating Costs	\$306,434				
Operating Costs					
External Revenues	(\$306,434)				
Program Income					
In-Kind Match					
NET FISCAL IMPACT	-0-				
# ADDITIONAL FTE POSITIONS (Cumulative)					
Item Included In Current oes this Item include the udget Account No.:		Ye funds? Ye	s X N	0	
und <u>1540</u> Dept <u>143</u> Unit <u>20</u>	102 Sub Unit 402	0 Ohiect Va	rious Program	n Code/Peri	nd N/A
und <u>1040</u> Dept <u>140</u> Utill <u>20</u>	002 Oub Offic 1103	o Object <u>val</u>	<u>nous</u> i rogial	n Goden en	Ju <u>11/7</u>
. Recommended Sou	rces of Funds/S	ummary of	Fiscal Impa	ct:	
These agreements a project. Departmental Fiscal	Review: 40/Beve	erley Reid, D	Division Mana	_	i funds to the
	III. <u>REVIE</u>	W COMME	<u>NTS</u>		
. OFMB Fiscal and/or	Contract Devel	opment and	l Control Co	mments:	
OFMBONION Legal Sufficiency:	19/2020 -804/9	Contract	Development	Colon (2)) /7/202
Assistant County Atto	4/17/www.				
7 Colotain County Atte					
c. Other Department R	leview:				
•	leview:				
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