

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: December 20, 2022 Consent Regular
 Ordinance Public Hearing

Department: Housing and Economic Development

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Request for Release of Funds and Certification (HUD Form 7015.15) on behalf of the Palm Beach County Community Services Department (CSD) for activities approved by the U.S. Department of Housing and Urban Development (HUD) through the Community Project Funding/Congressionally Directed Spending Program (CPF).

Summary: HUD awarded a \$1,000,000 CPF grant to CSD to remodel the Health Clinic at the Senator Philip D. Lewis Homeless Resource Center and convert it into a medical respite facility with four (4) to five (5) beds for homeless individuals. The CPF Program requires that an environmental review be performed in accordance with Federal regulations at 24 CFR Part 58. The environmental review has been completed by the Department of Housing and Economic Development (HED) and the County must now provide HUD with a Request for Release of Funds and Certification (HUD Form 7015.15) for the project. The Certification affirms that procedures required by 24 CFR Part 58 have been followed, the activity did not require an Environmental Impact Statement (EIS), and the County will comply with the National Environmental Policy Act and other environmental laws as they relate to the activity. A required Notice of Intent to Request Release of Funds was published on November 20, 2022, and no public comments were received during a 15-day comment period. Approval of the certification will allow CSD to proceed with CPF activities that will shelter homeless individuals with medical conditions. District 7 (HJF)

Background and Policy Issues: Federal regulations at 24 CFR 58.2(a)(7)(ii)(B) establish environmental processing requirements for all HUD-assisted activities. The CPF Program is administered by HUD to provide financial assistance for projects that will assist communities. CSD requested that HED prepare the environmental review because HED routinely prepares environmental reviews for federally-funded programs.

Attachment(s):

1. Request for Release of Funds and Certification (HUD Form 7015.15)

Recommended By: Jonathan Brown 12/2/2022
 Department Director Date

Approved By: Donald A. Miller 12/13/2022
 Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT					

# ADDITIONAL FTE POSITIONS (Cumulative)	-0-				
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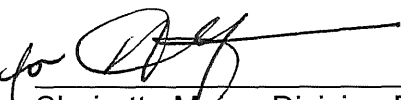
Is Item Included In Current Budget? Yes _____ No X
 Does this Item include the use of Federal funds? Yes _____ No X

Budget Account No.:

Fund _____ Dept _____ Unit _____ Object _____ Program Code/Period _____

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

No fiscal impact.

C. Departmental Fiscal Review: 
 Shairette Major, Division Director II


III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:

 12/5/2022
 OFMB 9A 12/5 UM 12/5

 12/9/22
 Contract Development and Control

B. Legal Sufficiency:

 12/12/22
 Assistant County Attorney

C. Other Department Review:

 Department Director

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 08/31/2023)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) Community Project Funding	2. HUD/State Identification Number B-22-CP-FL-0253	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity Palm Beach County Department of Housing and Economic Development 100 Australian Avenue, Suite 500 West Palm Beach, FL 33406	
6. For information about this request, contact (name & phone number) Jonathan B. Brown, Director 561-233-3602	7. Name and address of recipient (if different than responsible entity) Palm Beach County Dept. of Community Services 810 Datura Street West Palm Beach, FL 33401	
8. HUD or State Agency and office unit to receive request US Dept. of Housing and Urban Development CPD - Office of Economic Development - Congressional Grants Division Washington, DC 20410	9. Program Activity(ies)/Project Name(s) Palm Beach County: Medical Respite Center for Homeless Population	
11. Program Activity/Project Description Palm Beach County will utilize grant funds to design and convert an existing county building into a Medical Respire facility for homeless individuals. The facility will contain four to five beds for the clients.		10. Location (Street address, city, county, State) 1000 45th Street, West Palm Beach, Palm Beach, FL

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

8. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
9. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity X	Title of Certifying Officer Mayor
	Date signed 12/20/2022

Address of Certifying Officer Palm Beach County Board of County Commissioners 301 Olive Avenue, 12th Floor West Palm Beach, FL 33401

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient X	Title of Authorized Officer
	Date signed

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)