

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Grant Expenditures	\$14,000,000				
Operating Costs	\$				
External Revenues	(\$14,000,000)				
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT	-0-				
# ADDITIONAL FTE POSITIONS (Cumulative)	-0-				

Is Item Included In Current Budget? Yes No
 Does this Item include the use of Federal funds? Yes No


Budget Account No.:

Fund 1540 Dept. 143 Unit 2008 Object various Program Code/Period _____

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

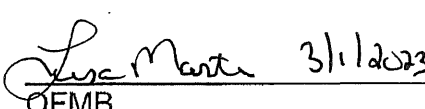
Source of funds are HUD-Section 108 Loan Guarantee Program. Lending fees from this allocation is indeterminable at this time as it will depend on the number of the loan applications and value of projects approved for financing.


C. Departmental Fiscal Review:


 Valerie Alleyne, Division Director II

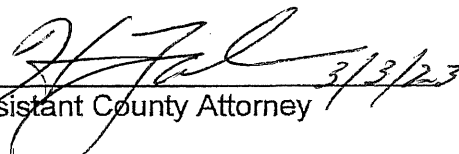
III. REVIEW COMMENTS

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

 3/1/2023
 OFMB LM 2/20

 3/3/23
 Contract Development and Control
 mab 3/3/23

B. Legal Sufficiency:

 3/3/23
 Assistant County Attorney

C. Other Department Review:

 Department Director

Funding Approval/Agreement
 Title I of the Housing and Community
 Development Act (Public Law 930383)

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

HI-00515R of 20515R

1. Name of Grantee (as shown in item 5 of Standard Form 424) County of Palm Beach, Florida	3. Grantee's 9-digit Tax ID Number 59-6000785	4. Date use of funds may begin (mm/dd/yyyy)
2. Grantee's Complete Address (as shown in item 5 of Standard Form 424) 100 Australian Avenue - Suite 500 West Palm Beach, FL 33406	5a. Project/Grant No. 1 B-21-UC-12-0004	6a. Amount Approved
	5b. Project/Grant No. 2	6b. Amount Approved
	5c. Project/Grant No. 3	6c. Amount Approved

Grant Agreement: This Grant Agreement between the Department of Housing and Urban Development (HUD) and the above named Grantee is made pursuant to the authority of Title I of the Housing and Community Development Act of 1974, as amended, (42 USC 5301 et seq.). The Grantee's submissions for Title I assistance, the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), and this Funding Approval, including any special conditions, constitute part of the Agreement. Subject to the provisions of this Grant Agreement, HUD will make the funding assistance specified here available to the Grantee upon execution of the Agreement by the parties. The funding assistance specified in the Funding Approval may be used to pay costs incurred after the date specified in item 4 above provided the activities to which such costs are related are carried out in compliance with all applicable requirements. Pre-agreement costs may not be paid with funding assistance specified here unless they are authorized in HUD regulations or approved by waiver and listed in the special conditions to the Funding Approval. The Grantee agrees to assume all of the responsibilities for environmental review, decision making, and actions, as specified and required in regulations issued by the Secretary pursuant to Section 104(g) of Title I and published in 24 CFR Part 58. The Grantee further acknowledges its responsibility for adherence to the Agreement by sub-recipient entities to which it makes funding assistance hereunder available.

U.S. Department of Housing and Urban Development (By Name) Jessie Handforth Kome	Grantee Name Jonathan B. Brown
Title Director, Office of Block Grant Assistance	Title Director, Department of Housing and Economic Development
Signature JESSIE KOME Digitally signed by Jessie Handforth Kome Date: 2021.12.22 11:06:14 -05'00'	Signature Jonathan Brown Date (mm/dd/yyyy) 12/09/2022

7. Category of Title I Assistance for this Funding Action (check only one) <input type="checkbox"/> a. Entitlement, Sec 106(b) <input type="checkbox"/> b. State-Administered, Sec 106(d)(1) <input type="checkbox"/> c. HUD-Administered Small Cities, Sec 106(d)(2)(B) <input type="checkbox"/> d. Indian CDBG Programs, Sec 106(a)(1) <input type="checkbox"/> e. Surplus Urban Renewal Funds, Sec 112(b) <input type="checkbox"/> f. Special Purpose Grants, Sec 107 <input checked="" type="checkbox"/> g. Loan Guarantee, Sec 108	8. Special Conditions (check one) <input type="checkbox"/> None <input checked="" type="checkbox"/> Attached	9a. Date HUD Received Submission (mm/dd/yyyy)	10. check one <input checked="" type="checkbox"/> a. Orig. Funding Approval <input type="checkbox"/> b. Amendment Amendment Number
		9b. Date Grantee Notified (mm/dd/yyyy)	
11. Amount of Community Development Block Grant		9c. Date of Start of Program Year (mm/dd/yyyy)	
		FY ()	FY ()
a. Funds Reserved for this Grantee			
b. Funds now being Approved			
c. Reservation to be Cancelled (11a minus 11b)			

12a. Amount of Loan Guarantee Commitment now being Approved \$14,000,000	12b. Name and complete Address of Public Agency
Loan Guarantee Acceptance Provisions for Designated Agencies: The public agency hereby accepts the Grant Agreement executed by the Department of Housing and Urban Development on the above date with respect to the above grant number(s) as Grantee designated to receive loan guarantee assistance, and agrees to comply with the terms and conditions of the Agreement, applicable regulations, and other requirements of HUD now or hereafter in effect, pertaining to the assistance provided it.	12c. Name of Authorized Official for Designated Public Agency
	Title
	Signature

HUD Accounting use Only

Batch	TAC	Program	Y	A	Reg	Area	Document No.	Project Number	Category	Amount	Effective Date (mm/dd/yyyy)	F
	153											
	176											
			Y					Project Number		Amount		
			Y					Project Number		Amount		

Date Entered PAS (mm/dd/yyyy)	Date Entered LOCCS (mm/dd/yyyy)	Batch Number	Transaction Code	Entered By	Verified By
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24 CFR 570

form HUD-7082 (4/93)



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, D.C. 20410-7000

OFFICE OF COMMUNITY PLANNING
AND DEVELOPMENT

The Honorable Dave Kerner
Mayor of Palm Beach County
100 Australian Avenue - Suite 500
West Palm Beach, FL 33406

Dear Mayor Kerner:

Congratulations! I am pleased to inform you that Palm Beach County's (hereafter, the "County") request for loan guarantee assistance under Section 108 of the Housing and Community Development Act of 1974, as amended, has been approved. Such assistance is to consist of the guarantee of notes or other obligations in the principal amount of \$14,000,000, plus interest thereon, which shall be issued to finance activities described in the County's application (B-21-UC-12-0004) for the General Loan Pool project.

This offer of commitment ("Commitment") is subject, however, to the conditions specified in Item 8 of the Funding Approval (Form HUD-7082).

The first condition provides that in the event the County fails to submit notes or other obligations for inspection and guarantee by the Secretary of Housing and Urban Development (HUD) before December 31, 2022, the Commitment will expire as of such date.

The second condition provides that the repayment schedule for the indebtedness evidenced by the notes or other obligations (the "Guaranteed Loan") must be acceptable to HUD.

The third condition provides that the County shall provide additional security for the Guaranteed Loan and such additional security must be acceptable to HUD. The additional security shall be identified in the Contract for Loan Guarantee Assistance ("Contract"), specified by 24 CFR 570.705(b)(1), which will be executed at the time the guaranteed obligations are issued. The County's application and other supporting material identify the County's pledge of its interest in its third-party loans which will be secured by a first or second lien on real property, equipment, securities, bonds, accounts receivable, and/or inventory.

In addition, the Contract shall provide that HUD may use existing pledged grants to prepay (or defease) the Guaranteed Loan if HUD determines that the standard pledge of future Community Development Block Grant ("CDBG") funds is insufficient to assure payment of amounts due thereunder. HUD reserves the right to require further security upon evaluation of the foregoing security arrangements and the County may substitute other collateral security for such arrangements, subject to HUD's approval of such substitution.

The fourth condition provides that prior to submitting notes or other obligations for inspection and guarantee by HUD, the County shall submit information required under Section 102(b) of the Department of Housing and Urban Development Reform Act of 1989 (42 U.S.C. 3545). This information shall be submitted on Form HUD-2880 to HUD's Miami Field Office. A copy of Form HUD-2880 is enclosed for this purpose.

The fifth condition provides that the County must pay a fee of 2.0% of the principal amount of the loan guaranteed under this Commitment to cover the related credit subsidy costs, as announced in the Federal Register on October 27, 2021 (86 FR 59302). This fee applies to all Section 108 guaranteed loan commitments issued in Fiscal Year 2022. The fee is applied only at the time of loan disbursements. The amount to be paid at that time is equal to 2.0% of the principal amount of the requested Guaranteed Loan advance. The fee may be paid directly by the County or, alternatively, it may be deducted from the Guaranteed Loan advance(s). If the fee is paid directly by the County, it may be paid with CDBG grant funds drawn down under the CDBG line of credit or with another source.

The sixth condition provides that guaranteed loan funds may not be provided to a for-profit entity pursuant to 24 CFR 570.203(b) and 570.703(j) for assistance to carry out an economic development project unless such activity or project has been evaluated and selected in accordance with Appendix A to 24 CFR 570 – "Guidelines and Objectives for Evaluating Project Costs and Financial Requirements." This condition is necessary to ensure consistency in the treatment of the assistance for the activity described in the Section 108 application and the requirements that apply to grant funds pledged as security for the repayment of the Guaranteed Loan.

In addition to the special conditions cited above, the release of funds for the project to be carried out with loan guarantee assistance is conditioned upon compliance by the County with all applicable provisions of the HUD Environmental Review Procedures (24 CFR Part 58). The County is reminded that these Procedures include limitations on the commitment of HUD and non-HUD funds on an activity or project prior to HUD's approval of the request for release of funds and related certification of compliance with environmental requirements. Please refer to 24 CFR 58.22 for a description of the limitations and the entities to whom they apply.

Please give us, at the address specified below, your timetable for execution of the activities described in your application. These activities will be financed through a public offering of Section 108 obligations. If you need funds prior to the next public offering, please let HUD know at the address below and instructions for obtaining interim financing will be provided.

Please execute the three enclosed copies of the Funding Approval (Form HUD-7082) and return two copies to the Department of Housing and Urban Development, Financial Management Division, Room 7282, 451 Seventh Street, S.W., Washington, D.C. 20410. One copy should be kept for your files. The Funding Approval amends the Grant Agreement authorized by HUD on September 21, 2020, under the Funding Approval for grant number B-20-UC-12-0004 to include loan guarantee assistance. The Grant Agreement thereby incorporates this Funding Approval, the loan guarantee application, and Subpart M of the block grant regulations governing loan

guarantees, as well as such agreements, schedules, and other documentation needed for submission or execution in connection therewith.

Please do not hesitate to reach out if we can support you in the use of your Section 108 funds. Please contact Paul D. Webster, Director, Financial Management Division at (202) 402-4563 if you need assistance.

Sincerely,

JESSIE KOME Digitally signed by JESSIE KOME
Date: 2021.12.22 11:02:26 -05'00'

Jessie Handforth Kome
Director, Office of Block Grant Assistance

Enclosures



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ATTACHMENT 2

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Date: 2021.12.22 11:02:26 -05'00'

Jessie Handforth Kome
Director, Office of Block Grant Assistance

Enclosures

2023 - 0564

BGEV: 021523*0993

BGRV: 021523*0429

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET AMENDMENT

Fund 1540 HUD Loan Repayment Account

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED As of 02/15/2023	REMAINING BALANCE
<u>REVENUES</u>								
143-2008-8402	Loan Proceeds	0	0	14,000,000	0	14,000,000		
Total Receipts and Balances		8,372,423	8,372,423	14,000,000	0	22,372,423		
<u>EXPENDITURES</u>								
143-2008-8201	Contributions Non Govt Agencies	0	0	14,000,000	0	14,000,000		14,000,000
Total Appropriations & Expenditures		8,372,423	8,372,423	14,000,000	0	22,372,423		

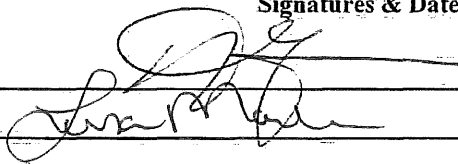
Signatures & Dates

Office of Financial Management & Budget

INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval

OEMB Department - Posted



3/1/2023

By Board of County Commissioners

At Meeting of

3/14/2023

Deputy Clerk to the
Board of County Commissioners