

RESOLUTION No. 2009-99-1044

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AND ATTEST, RESPECTIVELY, THAT CERTAIN SECOND AMENDMENT TO THE FISCAL YEAR 2005 COMMUNITY DEVELOPMENT BLOCK GRANT SUPPLEMENTAL DISASTER RECOVERY INITIATIVE GOVERNMENTAL CONTRACT, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT A; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Community Development Block Grant ("CDBG") Disaster Recovery funding was made available to the State of Florida by the U.S. Department of Housing and Urban Development in accordance with the Military Construction Appropriations and Emergency Hurricane Supplemental Appropriations Act, and

WHEREAS, Florida received Eighty-Two Million, Nine Hundred Four Thousand Dollars (\$82,904,000.00) through the Program, and

WHEREAS, Miami-Dade County, the Administrator of the Program held a competitive application process to allocate the funds that they received, and the City of Miami Gardens was awarded Three Hundred Seventy-Five Thousand Dollars (\$375,000.00), and

WHEREAS, during the course of the City's Program, the County has determined that the City is running an efficient Program and would like to allocate additional funding in the amount of Seven Hundred Thousand Dollars (\$700,000.00) in disaster recovery funds to the City of Miami Gardens for a total of One Million, Seventy-five Thousand Dollars (\$1,075,000.00), and

WHEREAS, City Council would like to authorize the City Manager to execute a Second Amendment to the Fiscal Year 2005 Disaster Recovery Program Agreement with Miami-Dade County,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. AUTHORIZATION: The City Council of the City of Miami Gardens hereby authorizes the City Manager and City Clerk to execute and attest, respectively, that certain Second Amendment to the Fiscal Year 2005 Community Development Block Grant Supplemental Disaster Recovery Initiative Governmental Contract, a copy of which is attached hereto as Exhibit A.

Section 3. INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby authorized to obtain three (3) fully executed copies of the subject Agreement, with one to be maintained by the City; with one to be delivered to Miami-Dade County; and with one to be directed to the Office of City Attorney.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON MAY 27, 2009.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.
City Attorney

SPONSORED BY: DANNY CREW, CITY MANAGER

MOVED BY: Councilman Gilbert
SECONDED BY: Vice Mayor Watson

VOTE: 7-0

Mayor Shirley Gibson	<u> x </u> (Yes)	<u> </u> (No)
Vice Mayor Barbara Watson	<u> x </u> (Yes)	<u> </u> (No)
Councilman Melvin L. Bratton	<u> x </u> (Yes)	<u> </u> (No)
Councilman Aaron Campbell	<u> x </u> (Yes)	<u> </u> (No)
Councilman Oliver Gilbert, III	<u> x </u> (Yes)	<u> </u> (No)
Councilwoman Sharon Pritchett	<u> x </u> (Yes)	<u> </u> (No)
Councilman André Williams	<u> x </u> (Yes)	<u> </u> (No)

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1515 NW 167 Street, Building 5 Suite 200
Miami Gardens, Florida 33169

City of Miami Gardens Agenda Cover Memo

Council Meeting Date:	May 27, 2009		Item Type: <small>(Enter X in box)</small>	Resolution X	Ordinance	Other
Fiscal Impact: <small>(Enter X in box)</small>	Yes	No	Ordinance Reading: <small>(Enter X in box)</small>	1st Reading		2nd Reading
		X		Public Hearing: <small>(Enter X in box)</small>	Yes	No
Funding Source:	<small>(Enter Fund & Dept)</small> CDBG (thru Miami Dade OCED)		Advertising Requirement: <small>(Enter X in box)</small>		Yes	
Contract/P.O. Required: <small>(Enter X in box)</small>	Yes	No	RFP/RFQ/Bid #:	N/A		
	X					
Sponsor Name	Danny Crew, City Manager		Department:	Community Development		

Short Title:

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Staff Summary:

Background

Community Development Block Grant (CDBG) Disaster Recovery funding was made available to the State of Florida by the U.S. Department of Housing and Urban Development, pursuant to the Military Construction Appropriations and Emergency Hurricane Supplemental Appropriations Act. Florida received \$82,904,000 which is being administered by the state's Department of Community Affairs (DCA). The DCA entered into a sub-recipient agreement with 16 counties affected by the 2005 disasters.

**ITEM J-3 CONSENT AGENDA
RESOLUTION
Disaster Recovery Initiative
Governmental Contract**

As a recipient, Miami-Dade County held a competitive application process to allocate the funds that they received. Through this process, the City of Miami Gardens was awarded \$375,000. During the course of the contract period, the County determined that the City of Miami Gardens was effectively running its program and efficiently spending the allocated funds, as compared to other municipalities. It was recommended that the City submit a formal request for additional funds. Upon receipt and review of the City's funding request, the County awarded Miami Gardens with an additional \$700,000 of Disaster Recovery Funds that were recaptured from underperforming municipalities. This brought the total of the first round of Disaster Recovery Program Funds received by the City of Miami Gardens to be \$1,075,000.

The resolution accepting the initial allocation of \$375,000 was approved by City Council on May 23, 2007 (Resolution No. 2007-85-592) and the resolution amending the contract and accepting the additional funding allocation of \$700,000 was approved by City Council on July 23, 2008 (Resolution No. 2008-144-831).

Current Situation

The contract period between the City of Miami Gardens and the Miami-Dade County Office of Community and Economic Development was from January 1, 2007 thru December 31, 2008. City staff worked diligently to open the application cycle and identify eligible property owners. By the contract expiration date, all program funds had been committed (including the additional \$700k) to a total of forty five (45) households. However, not all of the funds were expended by the deadline. For this reason, we requested a contract extension to allow time for the projects to be completed.

To date, a total of forty two (42) projects have been completed and \$986,452.97 expended. We expect to have the three (3) remaining projects completed within the next thirty (30) days. The attached resolution requests authorization for the City Manager to execute a second amendment to the 2005 Disaster Recovery Program Agreement between the City and Miami Dade County.

Proposed Action:

Staff recommends City Council approval of the attached resolution amending the 2005 Disaster Recovery Program agreement between Miami-Dade County and the City of Miami Gardens, extending the contract expiration date from December 31, 2008 to December 31, 2009.

Attachment:

Attachment A: Amendment Two (2) to the FY 2005 Community Development Block Grant Supplemental Disaster Recovery Initiative Governmental Contract