



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#22-1069

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Greg Chavarria, City Manager

DATE: December 6, 2022

TITLE: Public Hearing and Motion Amending the 2021-2022 Annual Action Plan for
Community Development Block Grant (CDBG) – (**Commission District 3**)

Recommendation

Staff recommends the City Commission hold a public hearing and amend the 2021-2022 Annual Action Plan for Community Development Block Grant to reprogram CDBG public services funds in the amount of \$21,344 forfeited by the Delta Education and Life Development Foundation, Inc (“DELTA”) and award those funds to Habitat for Humanity Broward (“Habitat”) to conduct first-time homebuyers education and training classes.

Background

On June 15, 2021 the City Commission approved CDBG Public Service funding for DELTA in the amount of \$21,344. The City entered into a participation agreement with DELTA dated October 1, 2021 to operate a Youth Mentorship Program to mentor youths from low-income households. DELTA faced challenges with program enrollment and income documentation due in part to the COVID-19 pandemic. As such, DELTA communicated to the City that it is in DELTA’s best interest to forfeit the FY 2021-2022 CDBG funding and re-apply at a later date.

The Community Service Board (CSB), at its meeting held on October 10, 2022, recommended City reprogram and award the funds to Habitat to conduct first-time homeowner education and training.

Habitat’s Homeowner Services provides education, counseling, and support to Low and Moderate Income (LMI) applicants to successfully navigate the road to first-time homeownership. Services offered result in a comprehensive positive outcome to participating families and our community. To do this, the Homeowner Services program conducts community outreach, homebuyer qualification and selection, homeowner/youth education, financial and life skill counseling, and closing and post-closing support. These elements collectively create a platform for the successful transition of families eager for the opportunity to own their own home. Perhaps, most importantly, the program removes barriers LMI families face in understanding and navigating the home-buying process, obtaining an affordable home mortgage, and achieving the economic empowerment successful,

12/06/2022
CAM #22-1069

permanent homeownership delivers.

The program will serve up to twenty four (24) eligible low-income, first-time homebuyers in Fort Lauderdale.

Resource Impact

This will not have fiscal impact on the general funds budget.

Source

<i>Funds available as of November 1, 2022</i>					
ACCOUNT NUMBER	COST CENTER NAME (Program)	CHARACTER/ACCOUNT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
10-108-9300-554-80-8001-22CD2616	Housing and Community Development Grant	DSD02 - Housing and Community Development Grant Operations	\$21,344.00	\$21,344.00	\$21,344.00
TOTAL AMOUNT ►					\$21,344.00

Use

<i>Funds available as of October 1, 2022</i>					
ACCOUNT NUMBER	COST CENTER NAME (Program)	CHARACTER/ACCOUNT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
10-108-9300-554-80-8001-22CDTBD	Housing and Community Development Grant	DSD02 - Housing and Community Development Grant Operations			\$21,344.00
TOTAL AMOUNT ►					\$21,344.00

Strategic Connections

This item is a 2022 Top Commission Priority, advancing the Homelessness and Housing Opportunities.

This item supports the Press Play Fort Lauderdale 2024 Strategic Plan, specifically 12/06/2022 CAM #22-1069

advancing:

- The Neighborhood Enhancement Focus Area
- Goal 4: Build a thriving and inclusive community of neighborhoods
- Objective: Ensure a range of affordable housing options

This item advances the *Fast Forward Fort Lauderdale 2035* Vision Plan: We Are Community, and We Are Prosperous.

This item supports the Advance Fort Lauderdale 2040 Comprehensive Plan specifically advancing:

- The Neighborhood Enhancement Focus Area
- The Housing Element
- Goal 1: The Comprehensive Plan shall support the provision of adequate sites for future housing, including affordable workforce housing

Attachments

Exhibit 1 – Amendment 1 2021-2022 Annual Action Plan

Exhibit 2 – DELTA's Forfeit email

Exhibit 3 – Public Notice

Prepared by: Rachel Williams, Housing and Community Development Manager

Director: Christopher Cooper, AICP, Development Services Department

PH-2 22-1030 Public Hearing - Quasi-Judicial Ordinance Rezoning from Community Facility (CF) District to Community Business (CB) District - 1700 N Andrews, LLC - Case No. UDP-Z22015 - (Commission District 2)

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

PASSED FIRST READING

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

PH-3 22-1069 Public Hearing and Motion Amending the 2021-2022 Annual Action Plan for Community Development Block Grant (CDBG) - (Commission District 3)

APPROVED

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

PH-4 22-1139 Public Hearing - Resolution Approving a Waiver of Limitations at 1215 Seminole Drive, for the installation of two (2) finger piers extending a maximum of 39'+/- from the property line into the adjacent Seminole Lake - (Commission District 1)

ADOPTED - Approving

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

ORDINANCE SECOND READING

OSR-1 22-1056 Second Reading - Ordinance Amending Section 26-91(a) of the Code of Ordinances to Revise Schedule of Fines Related to Special Events at the Broward Center for the Performing Arts Parking Garage - (Commission District 2)

ADOPTED ON SECOND READING

Yea: 5 - Commissioner Herbst, Commissioner Glassman, Commissioner Beasley-Pittman, Commissioner Sturman and Mayor Trantalis

**FIRST AMENDMENT TO CITY OF FORT LAUDERDALE
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PUBLIC SERVICE PROGRAM
PARTICIPATION AGREEMENT (FY 2022-2023)**

THIS FIRST AMENDMENT, with an effective date of **October 1, 2023**, is entered into by and between the **City of Fort Lauderdale**, a Florida municipal corporation with its principal address at 100 N. Andrews Avenue, Fort Lauderdale, FL 33301 (hereinafter "City"), and **Habitat for Humanity of Broward, Inc.**, a Florida non-profit organization with its principal address at 888 N.W. 62ND STREET 2ND Floor, Fort Lauderdale, FL 33309 (hereinafter "Participant").

WHEREAS, the City receives Community Development Block Grant ("CDBG") funding from the U.S. Department of Housing and Urban Development ("HUD") to undertake particular activities, including the provision of public services to eligible persons under Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended ("HCD Act"); and

WHEREAS, on October 1, 2022, City and Participant entered into a Public Service Program Participation Agreement in accordance with the Annual Action Plan approved by the City Commission on **December 6, 2022, CAM #22-1069**, for a total funding amount of Twenty-One Thousand Three Hundred Forty-Four Dollars and Zero Cents (**\$21,344.00**) to administer the City's **Program** ("Participation Agreement"); and

WHEREAS, Section II of the Participation Agreement provides in part that Participant will forfeit all funds not expended during the contract's term unless such failure is based on circumstances beyond Participant's control and an extension for Participant to perform the contracted Services is approved by the City; and

WHEREAS, the Participant is requesting a one-time extension to the Participant Agreement for an additional twelve (12) months, commencing October 1, 2023, and ending on September 30, 2024, because Participant has not expended the funds allocated under this Participation Agreement due to circumstances beyond Participant's control; and

WHEREAS, the City finds Participant's failure to expend the funds City allocated under the Participation Agreement was beyond Participant's control and wish to grant the Participant a one-time extension of the original term of the Participation Agreement for a period not to exceed twelve (12) months, commencing October 1, 2023, and ending on September 30, 2024 so Participant may expend the balance of the allocated funds, subject to all other terms and conditions of the Participation Agreement; and

NOW, THEREFORE, in consideration of the mutual promises and covenants hereinafter contained and other good and valuable considerations, the receipt whereof is hereby acknowledged, the parties agree as follows:

- I. **RECITALS**: The foregoing recitals are true and correct and incorporated herein by this reference.

- II. **AMENDMENTS:** Section II of the Participation Agreement titled “Term and Time of Performance” is amended as follows:

The contract term shall be extended for a period not to exceed twelve (12) months, which shall commence on October 1, 2023, and shall end on September 30, 2024, so Participant may expend the balance of the allocated funds, subject to all other terms and conditions of the Participation Agreement. This is a one-time extension and City shall not be obligated to provide additional term extensions to the Participant. Any unexpended funds after September 30, 2024, shall be forfeited by Participant and may be reprogrammed by the City for other eligible CDBG use or programs.

- III. **HEADINGS:** Headings herein are for the convenience of reference only and shall not be considered on any interpretation of this First Amendment or the Participation Agreement.

- IV. **NO OTHER CHANGES:** Except as modified by this First Amendment to the Participation Agreement, all terms, covenants, obligations and provisions of the Participation Agreement, shall remain unchanged and continue in full force and effect, and are hereby ratified, approved and confirmed by the parties in every respect. If the terms and conditions set forth in this First Amendment directly conflict with any provision contained in the Participation Agreement, then this First Amendment to the Participation Agreement shall control.

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PARTICIPANT

WITNESSES:

HABITAT FOR HUMANITY OF BROWARD, INC.,
a Florida non-profit corporation

[Signature]
Witness Signature

By: [Signature]

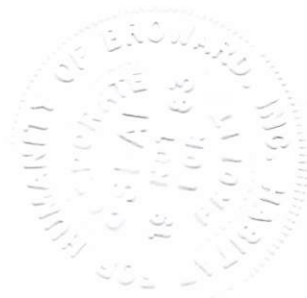
THOMAS BARRACLOUGH
Witness Name – Printed or Typed

Nancy Robin, CEO
888 N.W. 62nd Street, 2nd Floor
Fort Lauderdale, FL 33309

[Signature]
Witness Signature

DENYSE PETERSON
Witness Name – Printed or Typed

(CORPORATE SEAL)



STATE OF FLORIDA:
COUNTY OF BROWARD:

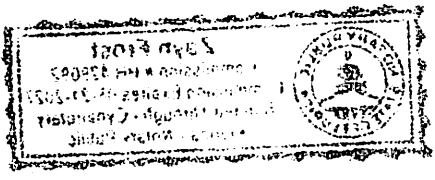
The foregoing instrument was acknowledged before me, me by means of physical presence or online, this 12th day of January 2024, by Nancy Robin, as CEO for HABITAT FOR HUMANITY OF BROWARD, INC., a Florida non-profit corporation.

[Signature]
(Signature of Notary Public – State of Florida)



Zayn Frost
Print, Type or Stamp Commissioned Name of Notary Public)

Personally Known OR Produced Identification
Type of Identification Produced _____



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IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first written above.

WITNESSES:

CITY OF FORT LAUDERDALE, a Florida municipal corporation

Donna Varisco
Witness Signature

By: [Signature]
GREG CHAVARRIA, City Manager

Donna Varisco
Witness Name – Printed or Typed

Date: February 5, 2024

[Signature]
Witness Signature

Katerina Skovrdidisk
Witness Name - Printed or Typed

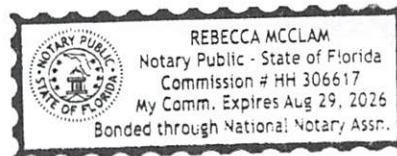
Approved as to form and correctness:
Thomas J. Ansbro, City Attorney

By: [Signature]
Patricia Saint-Vil-Joseph
Assistant City Attorney

STATE OF FLORIDA:
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me, by means of physical presence or online, this 5th day of February, 2024, by Greg Chavarria, as City Manager for the City of Fort Lauderdale, a Florida municipal corporation.

[Signature]
(Signature of Notary Public – State of Florida)



Print, Type or Stamp Commissioned Name of Notary Public)

Personally Known OR Produced Identification _____
Type of Identification Produced _____



COMMISSION AGENDA ITEM
DOCUMENT ROUTING FORM

2L

Today's Date: January 30, 2024

DOCUMENT TITLE: First Amendment (CDBG)Public Service Program Participation Agreement (Habitat for Humanity)

COMM. MTG. DATE: 12.6.22 CAM #: 22-1069 ITEM #: PH-3 CAM attached: YES NO

Routing Origin: CAO Router Name/Ext: E. Keiper/xt. 6088 Action Summary attached: YES NO

CIP FUNDED: YES NO

Capital Investment / Community Improvement Projects defined as having a life of at least 10 years and a cost of at least \$50,000 and shall mean improvements to real property (land, buildings, or fixtures) that add value and/or extend useful life, including major repairs such as roof replacement, etc. Term "Real Property" include: land, real estate, realty, or real.

1) Dept: HCD Router Name/Ext: Deneice Graham xt.6024 # of originals routed: 1 Date to CAO: 1/30/24

2) City Attorney's Office: Documents to be signed/routed? YES NO # of originals attached: 2

Is attached Granicus document Final? YES NO Approved as to Form: YES NO

Date to CCO: 2/1/24 Attorney's Name- Patricia Saint Vil- Joseph Initials PSJ

3) City Clerk's Office: # of originals: 2 Routed to: Donna V./Aimee L./CMO Date: 02/02/24

4) City Manager's Office: CMO LOG #: FEBD3 Document received from: CCO 2/10/24

Assigned to: GREG CHAVARRIA SUSAN GRANT
ANTHONY FAJARDO GREG CHAVARRIA as CRA Executive Director

APPROVED FOR G. CHAVARRIA'S SIGNATURE N/A FOR G. CHAVARRIA TO SIGN

PER ACM: S. Grant (Initial/Date) PER ACM: A. Fajardo (Initial/Date)

PENDING APPROVAL (See comments below)

Comments/Questions: _____

Forward originals to Mayor CCO Date: 2/5/24

5) Mayor/CRA Chairman: Please sign as indicated. Forward ___ originals to CCO for attestation/City seal (as applicable) Date: _____

6) City Clerk: Forward ___ originals to CAO for FINAL APPROVAL Date: _____

7) CAO forwards ___ originals to CCO Date: _____

8) City Clerk: Scan original and forward 1 original to: Angella Walsh (HCD) xt. 4523

Attach ___ certified Reso # _____ YES NO

Original Route form to Erica K./ 6088
(email scan copy)