



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#23-0574

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

FROM: Greg Chavarria, City Manager

DATE: June 20, 2023

TITLE: Resolution of the City of Fort Lauderdale Designating the City Manager as the Certifying Officer for Environmental Reviews pursuant to 24 CFR Part 58 to comply with the National Environmental Policy Act of 1969, as Amended (NEPA) and Delegating Authority to the City Manager to Consent to and Execute Certain Agreements and Documents related to Federal and State Grant Programs including, but not limited to, HUD Certifications, Funding Agreements, Participation Agreements, Satisfaction of Mortgages, and any Amendments thereto - **(Commission Districts 1, 2, 3 and 4)**

Recommendation

Staff recommends the City Commission adopt a resolution designating the City Manager as the Certifying Officer for Environmental Reviews pursuant to 24 CFR Part 58 to comply with the National Environmental Policy Act of 1969, as Amended (NEPA) and delegating authority to the City Manager to consent to and execute certain agreements and documents related to Federal and State Grant Programs from the US Department of Housing and Urban Development (HUD) and the Florida Department of Economic Opportunity (DEO) including, but not limited to, HUD Certifications, Funding Agreements, Participation Agreements, Satisfaction of Mortgages, and any Amendments thereto.

Background

24 CFR Part 58, which regulates Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities, allows the assumption of authority to perform environmental reviews by responsible entities, such as states, tribes, and units of general local government. The responsible entity assumes HUD environmental review responsibilities in complying with NEPA and other related statutes, regulations, and executive orders. The responsible entity is responsible for the scope and content of the environmental review and making the finding. Applicable HUD programs under this regulation include only those in which a specific statute allows governing entities to assume the Federal responsibility.

The Certifying Officer (CO) is the Chief Elected official of the Responsible Entity (RE), or other official who has the authority to consent on behalf of the Chief Elected Official to federal court jurisdiction and bind the RE to satisfy any judgment about the environmental

record. The CO assumes responsibility to perform the environmental reviews and issue findings, if any, to comply with NEPA.

Delegating authority to the City Manager will facilitate the efficient and timely execution of environmental reviews and other Federal and State grant documents.

Resource Impact

There is no fiscal impact associated with this action.

Strategic Connections

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

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically 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.

Attachment

Exhibit 1 – Resolution

Prepared by: Rachel Williams, Manager, Housing & Community Development,
Development Services Department

Department Director: Christopher Cooper, AICP, Development Services