

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: February 15, 2012 Division: Monroe County Housing Authority

Bulk Item: Yes No Department: Housing Authority

Staff Contact Person/Phone #: _____ J. Manuel Castillo, Sr., Executive Director
(305) 296-5621

AGENDA ITEM WORDING:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA AUTHORIZING THE SUBMISSION OF MODIFICATION NUMBER 3 TO THE GRANT AGREEMENT BETWEEN THE DEPARTMENT OF ECONOMIC OPPORTUNITY AND MONROE COUNTY FOR THE 2008 SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT APPROPRIATION FOR DISASTER RECOVERY INITIATIVE – TROPICAL STORM FAYE FUNDING; TO EXTEND THE AGREEMENT TO MARCH 13, 2013; AUTHORIZING THE MAYOR TO EXECUTE MODIFICATION NUMBER 3 AND PROVIDING FOR AN EFFECTIVE DATE.

ITEM BACKGROUND:

Monroe County Housing Authority on behalf of Monroe County secured CDBG DR 08 FAYE funds in the amount of \$2,488,963.

PREVIOUS RELEVANT BOCC ACTION:

BOCC Resolution 384-2009, BOCC Resolution 020-2010, BOCC Resolution 216-2011

CONTRACT/AGREEMENT CHANGES:

Modification number 3 to the agreement extends the agreement to March 13, 2013 which will enable Monroe County to utilize the ADA funding.

STAFF RECOMMENDATIONS:

Approval.

TOTAL COST: N/A INDIRECT COST: _____ BUDGETED: Yes No

DIFFERENTIAL OF LOCAL PREFERENCE: _____

COST TO COUNTY: _____ SOURCE OF FUNDS: State of FL DEO

REVENUE PRODUCING: Yes No AMOUNT PER MONTH _____ Year _____

APPROVED BY: County Atty [Signature] OMB/Purchasing _____ Risk Management _____

DOCUMENTATION: Included Not Required

DISPOSITION: _____ AGENDA ITEM # _____

RESOLUTION NO. _____, 2012

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA AUTHORIZING THE SUBMISSION OF MODIFICATION NUMBER 3 TO THE GRANT AGREEMENT BETWEEN THE DEPARTMENT OF ECONOMIC OPPORTUNITY AND MONROE COUNTY FOR THE 2008 SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT APPROPRIATION FOR DISASTER RECOVERY INITIATIVE – TROPICAL STORM FAYE FUNDING; TO EXTEND THE AGREEMENT TO MARCH 13, 2013; AUTHORIZING THE MAYOR TO EXECUTE MODIFICATION NUMBER 3 AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the U.S. Department of Housing and Urban Development has made an allocation of \$81,063,855 of Disaster Recovery Initiative Funding for the State of Florida; and

WHEREAS, the State of Florida Department of Community Affairs prepared an action plan for the use of the 2008 Disaster Recovery Funds; and

WHEREAS, the State of Florida Department of Community Affairs awarded \$2,488,963 to Monroe County, Florida for a countywide program; and

WHEREAS, eligible activities include infrastructure, public facilities, business or commercial activities and housing; and

WHEREAS, 14% of this award or \$348,417 must be utilized for activities that address affordable rental housing and sub-grantees are encouraged to work with public housing authorities or other qualified non profits to accomplish this requirement; and

WHEREAS, the Department of Community Affairs Action Plan requires that funds be made available countywide; and

WHEREAS, Modification Number 3 is being requested to permit adequate time for the bidding and construction of the Americans with Disabilities Act (ADA) improvements.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Monroe County Florida, that the County hereby:

- 1. Authorizes the submission of Disaster Recovery Initiative 2008 Tropical Storm Faye Modification Number 3.*
- 2. Authorizes the Mayor to execute Modification Number 3.*

PASSED AND ADOPTED by the Board of County Commissioners of Monroe

County, Florida at a regular meeting of said Board held on the ____th day of _____, 2012.

Mayor David Rice _____
Mayor Pro Tem Kim Wigington _____
Commissioner George Neugent _____
Commissioner Heather Carruthers _____
Commissioner Sylvia Murphy _____

(SEAL)

ATTEST: DANNY L. KOLHAGE, Clerk

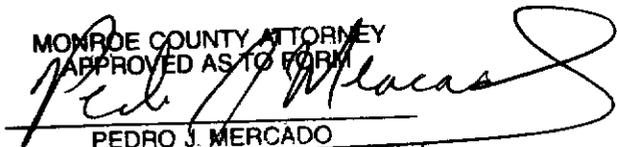
BOARD OF COUNTY COMMISSIONER
OF MONROE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Mayor David Rice

Approved as to legal sufficiency: _____

Date: _____

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM

PEDRO J. MERCADO
ASSISTANT COUNTY ATTORNEY
Date 1/31/12

**MODIFICATION NUMBER (3) TO SUBGRANT AGREEMENT BETWEEN
THE DEPARTMENT OF ECONOMIC OPPORTUNITY AND
MONROE COUNTY**

This Modification is made and entered into by and between the State of Florida, Department of Economic Opportunity, (“the Department”), and Monroe County (“the Recipient”), to modify DCA Contract Number 10DB-K4-11-54-02-K24 award dated 6/14/2010 (“the Agreement”).

WHEREAS, the Department and the Recipient entered into the Agreement, pursuant to which the Department provided a subgrant of \$2,488,963 to Recipient under the Disaster Recovery Community Development Block Grant (“CDBG”) Program as set forth in the Agreement;

WHEREAS, the Department and the Recipient desire to modify the Agreement;

NOW, THEREFORE, in consideration of the mutual promises of the parties contained herein, the parties agree as follows:

Reinstate Agreement

1. The Agreement is hereby reinstated as though it had not expired.

Extend Agreement

2. Paragraph 3, Period of Agreement is hereby revised to reflect an ending date of March 13, 2013.

Revise Activity Work Plan

3. The Attachment B, Activity Work Plan section of the Agreement is hereby deleted and is replaced by the revised Attachment B, Activity Work Plan section, which is attached hereto and incorporated herein by reference.

Revise Program Budget and Scope of Work

4. The Attachment A, Program Budget and Scope of Work section of the Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget and Scope of Work, which is attached hereto and incorporated herein by reference.

Department of Community Affairs – Disaster RecoveryCommunity Development Block Grant Program
Modification to Subgrant Agreement

Modification Number: 3

DEO Contract Number: 10DB-K4-11-54-02-K24

Recipient: MonroeCounty

Page 2

Change in Participating Parties

5. The Attachment A, Program Budget and Scope of Work section, is hereby modified to delete all references to “(Type in name, if applicable.)” as the Participating Party, and replace them with “(Type in name, if applicable.)” as the Participating Party with the understanding that the Recipient and the new Participating Party will enter into a Participating Party Agreement containing provisions and caveats that meet or exceed the conditions agreed to in the Participating Party Agreement between the Recipient and the original Participating Party.

Inclusion of an Unmet Need as Addressed in the Original Application

6. The Attachment A, Program Budget and Scope of Work section of the Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget and Scope of Work, which is attached hereto and incorporated herein by reference.
7. The Attachment B, Activity Work Plan section of the Agreement is hereby deleted and is replaced by the revised Attachment B, Activity Work Plan section, which is attached hereto and incorporated herein by reference.

Change in Number of Accomplishments and/or Beneficiaries

8. The Attachment A, Program Budget and Scope of Work section of the Agreement is hereby deleted and is replaced by the revised Attachment A, the Program Budget and Scope of Work, which is attached hereto and incorporated herein by reference.

Modify Additional Special Conditions in Original Contract

9. The Attachment J, Special Conditions section of the Agreement is hereby amended to include additional grant requirements, and is attached hereto and incorporated herein by reference.

All provisions of the Agreement and any attachments thereto in conflict with this Modification shall be and are hereby changed to conform to this Modification, effective as of the date of the execution of this Modification by both parties.

All provisions not in conflict with this Modification remain in full force and effect, and are to be performed at the level specified in the Agreement.

Department of Community Affairs – Disaster Recovery Community Development Block Grant Program
Modification to Subgrant Agreement

Modification Number: 3

DEO Contract Number: 10DB-K4-11-54-02-K24

Recipient: MonroeCounty

Page 3

IN WITNESS WHEREOF, the parties hereto have executed this document as of the dates set herein.

Department of Community Affairs

Recipient: MonroeCounty

By: _____

By: _____

Name:

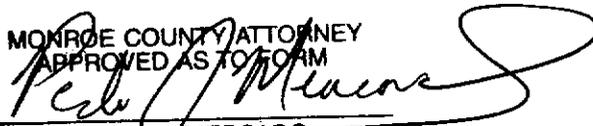
Name: David Rice

Title:

Title: Mayor

Date: _____

Date: _____

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM

PEDRO J. MERCADO
ASSISTANT COUNTY ATTORNEY
Date 1/31/12

Instructions for Completing the Modification to Subgrant Agreement Form

1. Use the “Tab” key to move from one field to the next. “Shift Tab” lets you move backwards.
2. Type in the Modification Number in the three fields where it asks for the number.
3. Type in the Contract Number in the three fields where it asks for the number.
4. Type in the Local Government Name in the five fields where it asks for the Recipient.
5. Type in the Date and Subgrant Amount in the fields on the first page where it asks for the information.
6. Move the cursor to the appropriate box(es) to indicate the modification(s) being requested. Left “click” on the box and an “X” will appear, indicating that the section is being modified.
7. If the modification seeks to extend the end of the subgrant, type in the new date on the appropriate line.
8. If the modification makes changes to the “Participating Parties,” type in the names where indicated.
9. On page 3, type in the name of the person signing the modification and the person’s title. **The date must be hand written. (The person signing the modification must have signature authority.)**
10. Submit three originals of the modification along with the required supporting documentation.

**DEPARTMENT OF COMMUNITY AFFAIRS SMALL CITIES CDBG PROGRAM
PROJECT WORKPLAN**

RECIPIENT: MonroeCounty **DATE PREPARED** January 31, 2012
CONTRACT NO. 10DB-K4-11-54-02-K24 **PROJECT BUDGET \$** \$2,488,963

Date Start (month & year)	Date End (month & year)	Describe Proposed Action to be Undertaken or Contract Special Condition Clearance Documentation to be submitted by "Date End"	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
06/10	09/10	Submit RROF and Env Conditions: COMPLETED			\$7,000
06/10	09/10	Begin applicant solicitation, review, and approval: COMPLETED			
06/10	12/10	Identify SF, MF, Rental Housing project locations: COMPLETED			
06/10	03/12	Submit monthly, MBE, Section 3, other reports: ONGOING			
06/10	12/10	Solicit SF applicants: COMPLETED			
10/10	04/11	Develop Procedures for sewer connection bid process: COMPLETED		\$52,500	\$17,081
11/10	12/12	Solicit sewer connection applications: ONGOING			
11/10	12/12	Qualify and approve sewer applicants: ONGOING		\$150,000	\$10,000
03/11	01/13	Bid sewer connections in groups: ONGOING		\$1,000,000	
06/11	10/12	Finalize selection of MF Projects, acquire property			\$10,000
08/11	12/12	Evaluate MF projects, prepare work write-ups, procure engineer/arch as necessary; develop plans and specs for ADA Compliance; Bid on construction on ADA Projects		\$150,000	\$2,000
10/11	01/13	Bid MF projects, Commence Construction; commence work on ADA Compliance projects		\$300,000	\$6,000

12/11	03/13	Ongoing Inspections/Contractor Performance Reviews; Continue working on ADA Compliance	\$50,000	\$2,000
02/13	03/13	Finalize Contractor Payments	\$724,223	\$8,159
03/13	03/13	Prepare Preliminary Close out documents		
03/13	04/13	Submit Administrative closeout		
		Total:	\$2,426,723	\$62,240

(Rev. Aug 2004)

Note: More than one activity may be included per form.