

RESOLUTION NO. R-2012-143

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING AN AMENDMENT TO FISCAL YEAR 2012-2013 REVENUE AND EXPENSE BUDGET FOR THE APPROPRIATION AND TRANSFER OF ONE HUNDRED FIFTY-FOUR THOUSAND EIGHT HUNDRED TWO DOLLARS AND TWO CENTS (\$154,802.02) FROM THE CITY GENERAL FUND TO THE CITY'S NEIGHBORHOOD STABILIZATION PROGRAM (NSP1) FUND; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the Mayor and City Council of the City of North Miami passed and adopted an annual budget in accordance with the Charter of the City of North Miami ("City") for the current Fiscal Year 2012-2013, commencing on October 1, 2012; and

WHEREAS, the City was awarded funds in the amount of Two Million Eight Hundred Forty-Seven Thousand Eighty-Nine Dollars (\$2,847,089.00) from the U.S. Housing and Urban Development ("HUD") Neighborhood Stabilization Program ("NSP1"), to purchase foreclosed and abandoned properties, and to rehabilitate such properties for sale or lease to low and moderate income families residing in the City; and

WHEREAS, HUD recently conducted a review of the NSP1 and Home Investment Partnership (HOME) Program to determine compliance with applicable laws and regulations, and to determine the City's continuing capacity to carry out the mission and purpose of the NSP1 and HOME Program; and

WHEREAS, as a result of HUD's review, the City was found to be in violation of a conflict of interest provision when NSP1 funds were used for a relative of a City Councilperson, without first seeking HUD's exception to the conflict of interest provision; and

WHEREAS, as a corrective measure, HUD requested from the City the reimbursement of the City's NSP1 line of credit in the amount of One Hundred Fifty-Four Thousand Eight Hundred Two Dollars and Two Cents (\$154,802.02); and

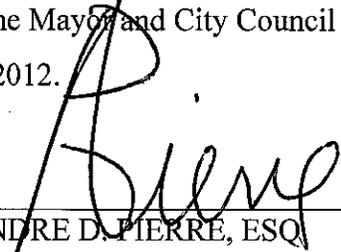
WHEREAS, the Mayor and City Council desire to amend the Fiscal Year 2012-2013 adopted Revenue and Expense Budget, for the appropriation and transfer of funds for the reimbursement of the City's NSP1 funds, requested by HUD.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. Amendment of Budget. The Mayor and City Council of the City of North Miami, Florida, hereby ratify an amendment to Fiscal Year 2012-2013 Revenue and Expense Budget for the appropriation and transfer of One Hundred Fifty-Four Thousand Eight Hundred Two Dollars and Two Cents (\$154,802.02) from the City General Fund to the City's Neighborhood Stabilization Program (NSP1) fund.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 4-1 vote of the Mayor and City Council of the City of North Miami, Florida, this 13 day of November, 2012.



ANDRE D. PIERRE, ESQ.
MAYOR

ATTEST:



MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Mayor Pierre

Seconded by: Vice Mayor Steril

Vote:

Mayor Andre D. Pierre, Esq.	<u> x </u>	(Yes)	<u> </u>	(No)
Vice Mayor Marie Erlande Steril	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Michael R. Blynn, Esq.	<u> x </u>	(Yes)	<u> </u>	(No)
Councilperson Scott Galvin	<u> </u>	(Yes)	<u> x </u>	(No)
Councilperson Jean R. Marcellus	<u> x </u>	(Yes)	<u> </u>	(No)