

**PUBLIC NOTICE
CITY OF NORTH MIAMI
PUBLIC DISCLOSURE OF AN APPLICATION FOR NEIGHBORHOOD STABILIZATION PROGRAM
FUNDING FOR HOME PURCHASE**

The City of North Miami is an entitlement recipient of Federal funds from the U.S. Department of Housing and Urban Development (HUD) under the Community Development Block Grant (CDBG) and Home Investment Partnership Programs. For 2008-2009 the City received \$ 2,847,089.00 through the CDBG Neighborhood Stabilization Program (NSP1) to facilitate the purchase and rehabilitation of foreclosed properties within the City.

The City has received an application for purchase assistance from Cecilia Tovar, an income eligible applicant, who is an employee of the City, working in the capacity of Administrative Specialist Aide in the Office of Community Planning and Development. The Federal Government's Code of Federal Regulations, 24 CFR Section 92.356 (c) states that:

"(b) Conflicts Prohibited. The general rule is that no person described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to the CDBG activities assisted under this part, or who are in a position to participate in a decision making process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a CDBG-assisted activity or have a financial interest in any contract, or agreement with respect to a CDBG-assisted activity either for themselves or those with whom they have business or immediate family ties, during their tenure or one year thereafter . . ."

"(c) Persons Covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the participating jurisdiction, State recipient, or sub-recipients which are receiving HOME funds."

Exception

The U.S. Department of Housing and Urban Development (HUD) may grant an exception to these provisions and allow Ms. Tovar to receive funds for the purchase of a home, providing the City publicly discloses the nature of the potential conflict and an opinion from the City attorney that the interest for which we are seeking the exception is not in violation of State or Local law.

The potential conflict in this case arises from the fact that Ms. Tovar is an employee of the City of North Miami, and the City is a recipient of NSP 1 funding.

V. Lynn Whitfield, serving as City Attorney, has reviewed all documentation for this application and issued a legal opinion regarding the potential conflict of interest. In her opinion Ms. Tovar's application does not violate State or local law or any City administrative policies.

Public Comment

Residents are encouraged to review the complete opinion and provide written comments. Copies of the opinion are available for review at the Community Planning & Development Department, located at 12400 N.E. 8th Avenue, North Miami, Florida 33161 during regular business hours, Monday to Friday from 8:00 a.m. to 5:00 p.m. during the 10-day period to commence on April 29th, 2010, and will end on May 8th, 2010. Comments may be submitted to the Community Planning & Development Department by mail, in person, or by e-mail to tcalderon@northmiamifl.gov on or before whatever date at whatever time.

If you have any questions regarding this notice please feel free to contact the Community Planning & Development Department at (305) 893-9825.

City of North Miami
Alix Desulme
City Clerk