

RESOLUTION NO. 2022-R-199

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING A SUBSTANTIAL AMENDMENT TO THE 2021-2022 ANNUAL ACTION PLAN TO REPROGRAM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS PREVIOUSLY ALLOCATED TO APPROVED ACTIVITIES, TOWARD HIGH DEMAND ACTIVITIES TO ENSURE THAT FUNDS CAN BE DISBURSED IN A TIMELY AND EFFICIENT MANNER; THUS, PREVENTING FUNDS FROM BEING RECAPTURED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND RETURNED TO THE U.S. DEPARTMENT OF TREASURY; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, City of North Miami ("City") is a recipient of the U.S. Department of Housing and Urban Development ("HUD") Community Development Block Grant ("CDBG") since 1994, and has received CDBG funds from HUD to provide a source of funding for various community and economic development programs and projects; and

WHEREAS, the City allocates funds to activities based on the needs and priorities identified during the preparation of its 5-year Consolidated Plan ("Plan") and carried out throughout the years covered by the Plan; and

WHEREAS, for the 2015-2019 5-year Consolidated Plan, special economic development was among the activities that showed a need based on the surveys' results conducted at that time, and as such was subsequently funded during the years of the Plan as depicted in the table attached; and

WHEREAS, mandatory fiscal year set aside funds allocated to Not-For-Profit organizations in 2019 and 2020 were left unexpended due to the COVID-19 pandemic; and

WHEREAS, per HUD regulations, CDBG grantees have a total of eight (8) years to obligate and expend CDBG funds, and if not expended, funds will be recaptured by HUD and returned to the U.S. Treasury and will no longer be available to grantee to expend; and

WHEREAS, if funds allocated toward a specified activity are not generating a timely response, HUD recommends that these funding be reprogrammed toward activities that were identified as priorities in the grantee's latest Plan with the greatest potential of being disbursed rapidly; thus, assisting the grantee in meeting its CDBG timely expenditures; and

WHEREAS, the proposed substantial amendment was advertised as required per regulations followed by a 30 (30) day commenting period allowing the general public to comment on the amendment and the Housing & Social Services department has received no comments; and

WHEREAS, the Mayor and City Council find the reprogramming of CDBG funds to be in the best interest of its residents, specifically the low- to moderate- income residents, to ensure that CDBG funds are utilized for high demand and high priority needs and to ensure that the funds are expended in a timely and efficient manner to avoid recapture of the funds.

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

Section 1. **Adopting the Substantial Amendment to the 2021-2022 Annual Action Plan.** The Mayor and City Council of the City of North Miami, Florida, hereby approve the substantial amendment to the Fiscal Year 2021-2022 Annual Action Plan for the reprogramming of CDBG funds.

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

PASSED AND ADOPTED by a 4-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 21st day of November, 2022.



PHILIPPE BIEN-AIME
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Galvin

Seconded by: Desulme

Vote:

Mayor Philippe Bien-Aime

Vice Mayor Alix Desulme, Ed.D.

Councilman Scott Galvin

Councilwoman Kassandra Timothe, MPA

Councilwoman Mary Estimé-Irvin

_____ (Yes) _____ (No) Absent

X (Yes) _____ (No)

X (Yes) _____ (No)

X (Yes) _____ (No)

X (Yes) _____ (No)