

RESOLUTION NO. 2020-145

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, TO ACCEPT AN ADDITIONAL AWARD OF CORONAVIRUS RELIEF FUNDS (CRF) FROM THE FLORIDA HOUSING FINANCE CORPORATION, IN THE AMOUNT OF \$382,500.00, FOR A CUMULATIVE TOTAL OF \$1,020,000.00 TO PROVIDE ASSISTANCE WITH MORTGAGE AND UTILITY PAYMENTS TO ELIGIBLE RESIDENTS OF THE CITY OF HIALEAH WHO HAVE BEEN FINANCIALLY IMPACTED BY THE NOVEL CORONAVIRUS (COVID-19), AUTHORIZING THE MAYOR OR HIS DESIGNEE AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO EXECUTE THE FIRST AMENDMENT OF THE CORONAVIRUS RELIEF FUND (CRF) SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF HIALEAH AND THE FLORIDA HOUSING FINANCE CORPORATION, A COPY OF WHICH IS ATTACHED HERETO AND MADE A PART OF HEREOF AS EXHIBIT "1"; AND FURTHER AUTHORIZING THE MAYOR OR HIS DESIGNEE ON BEHALF OF THE CITY TO EXECUTE ALL OTHER NECESSARY DOCUMENTS IN FURTHERANCE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Coronavirus (COVID-19) emergency has caused disruption in Florida's economy leading to high rates of unemployment and business closures; and

WHEREAS, many residents of the City of Hialeah are in need of assistance with mortgage and utility payments; and

WHEREAS, the State of Florida has been awarded funds pursuant to, section 601(d) of the Social Security Act, as amended by section 5001 of the Coronavirus Aid, Relief, and Economic Security (CARES) Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020); and

WHEREAS, pursuant to Hialeah, Florida Resolution No. 2020-110 (August 25, 2020), the City Council accepted an award of Coronavirus Relief Funds (CRF) from the Florida Housing Finance Corporation, in the amount of \$635,000.00, approved and ratified a Coronavirus Relief Fund (CRF) Subrecipient Agreement between the City of Hialeah and the Florida Housing Finance Corporation, and authorized the Mayor or his Designee on behalf of the City to execute all other necessary documents in furtherance thereof; and

WHEREAS, the Florida Housing Finance Corporation has awarded the City of Hialeah an additional award in the amount of \$382,500.00 for a cumulative total of \$1,020,000.00, for the purpose of assisting residents who have been financially impacted by COVID-19 with mortgage and utility payments, as authorized by the CARES Act, under the terms and conditions set forth in the Coronavirus Relief Fund (CRF) Subrecipient Agreement as amended by the First

Amendment to the Coronavirus Relief Fund (CRF) Subrecipient Agreement, a copy of which is attached hereto and made part of hereof as Exhibit "1"; and

WHEREAS, the City of Hialeah finds it in the best interest of the community to accept the additional Coronavirus Relief Funds, and approve the First Amendment to the Coronavirus Relief Fund (CFR) Subrecipient Agreement, to assist the residents of the City who have suffered loss of income and financial hardship due to this unprecedented health crisis.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

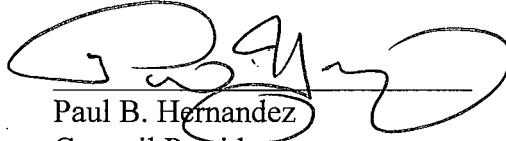
Section 1: The foregoing facts and recitations contained in the preamble to this resolution are hereby incorporated and adopted by reference as if fully set forth herein.

Section 2: The Mayor and City Council of the City of Hialeah, Florida hereby accept an additional award of coronavirus relief funds (CRF) from the Florida Housing Finance Corporation, in the amount of \$382,500.00, for a cumulative total of \$1,020,000.00 to provide assistance with mortgage and utility payments to eligible residents of the city of Hialeah who have been financially impacted by the novel Coronavirus (COVID-19), authorizes the Mayor or his designee and the City Clerk, as attesting witness, on behalf of the City, to execute the First Amendment of the Coronavirus Relief Fund (CRF) Subrecipient Agreement between the City of Hialeah and the Florida Housing Finance Corporation, a copy of which is attached hereto and made a part of hereof as Exhibit "1".

Section 3: The Mayor or his designee, the Director of the Grants and Human Services Annette Quintana, and the City Clerk, as attesting witness, are hereby authorized, on behalf of the City, to execute all necessary documents in furtherance hereof. All action to date by officers of the City in furtherance and performance of this program and this Agreement is hereby approved, confirmed, and ratified.

Section 4: This resolution shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 27 day of October, 2020.


Paul B. Hernandez
Council President

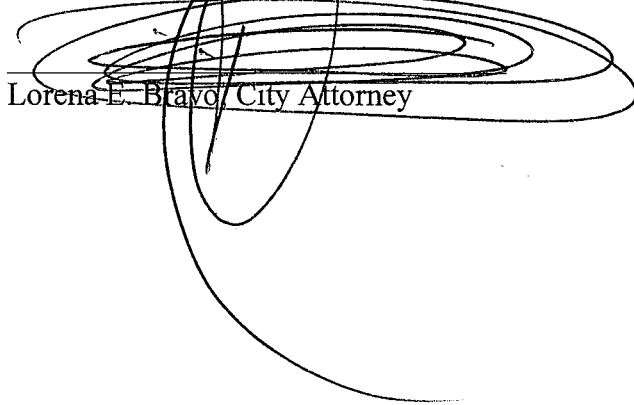
Attest:

Approved on this 10 day of November, 2020.


Marbelys Fatjo, City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


Lorena E. Bravo, City Attorney

Resolution was adopted by 6-0-1 vote with Councilmembers, Cuenca, Garcia-Roves, Hernandez, Perez, Tundidor and Zogby voting "Yes" and with Council Vice President De la Rosa absent.

**FIRST AMENDMENT
TO AGREEMENT NUMBER 119-2020**

THIS FIRST AMENDMENT (“Amendment”) to AGREEMENT NUMBER 119-2020 is entered into and effective as of October 1, 2020, (“Effective Date”) by and between FLORIDA HOUSING FINANCE CORPORATION, a public corporation and a public body corporate and politic (“Florida Housing”), and CITY OF HIALEAH (“Subrecipient”).

RECITALS

- A. Florida Housing and Subrecipient entered into Contract Number 119-2020, dated July 28, 2020, (“Contract”) wherein Subrecipient agreed to participate in the Coronavirus Relief Fund Program. As used herein, “Agreement” shall include within its meaning any modification or amendment to the Agreement.
- B. The term of the Contract began on July 28, 2020 and ends March 31, 2021.
- C. Section C.2. of the Agreement provides for a potential second disbursement of funds on or before October 1, 2020 for Subrecipients who meet the requirements of this Agreement and are satisfactorily performing.

AGREEMENT

NOW THEREFORE, in consideration of the terms and conditions contained in the Contract and this Amendment, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

A. Effective Date; Recitals. Upon its execution by both parties, this Amendment shall be effective as of October 1, 2020. The above recitals are true and correct and form a part of this Amendment.

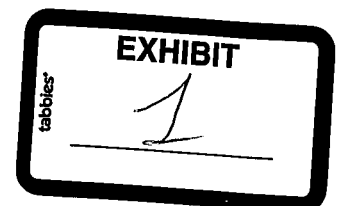
B. Amendments. The Agreement is hereby amended to:

- 1. Add a definition for Technical Bulletin as a new Section B.11.

11. “Technical Bulletin” or “TB” means any technical assistance document that Florida Housing issues to explain updated processes, provisions or monitoring requirements as Florida Housing receives updates, clarification and additional guidance with respect to the CRF funds.

- 2. Delete Section C.1. in its entirety and replace with the following:

- 1. Amount of Funds Available to Subrecipient: The total funds made available to Subrecipient under this Agreement is up to \$1,020,000.00.



3. Delete Section C.2. in its entirety and replace with the following:

2. Disbursement of Funds to Eligible Subrecipients: The available funds will be disbursed to Subrecipient for activities described in Item C.4., below. The Subrecipient received an initial allocation of \$637,500.00 upon execution of the Agreement. Upon execution of the First Amendment, an additional \$382,500.00 shall be provided to the Subrecipient. Any additional funds will be disbursed in an amount to be determined by Florida Housing. If Florida Housing determines that the Subrecipient has failed to make satisfactory progress in meeting the requirements of this Agreement or has otherwise failed to satisfactorily perform under the terms of this Agreement, subsequent funds may be withheld by Florida Housing pending resolution of the issues giving rise to the lack of progress or failure to perform satisfactory to Florida Housing which may include a written plan to address the issues prepared by the Subrecipient and submitted to Florida Housing for approval.

4. Add a new section C.10., to address Technical Bulletins:

10. TBs will be used to clarify, discuss, interpret, and provide guidance for contract administration issues related to this Agreement. TBs will be both e-mailed and posted at <https://www.floridahousing.org/programs/special-programs/ship---state-housing-initiatives-partnership-program/ship-technical-bulletins>, and Subrecipient is encouraged to regularly check for TBs.

C. General Terms and Conditions.

1. This Amendment shall be construed and enforced according to the laws of the State of Florida and venue for any actions arising hereunder shall lie in Leon County, Florida.

2. This Amendment shall be binding upon and inure to the benefit of the parties hereto, and their respective heirs, successors and assigns.

3. This Amendment may be executed in counterpart originals, no one of which needs to contain the signatures of all parties hereto, but all of which together shall constitute one and the same instrument.

4. All rights, powers and remedies provided herein may be exercised only to the extent that the exercise thereof does not violate any applicable law and are intended to be limited to the extent necessary so that they will not render this Amendment invalid, illegal, or unenforceable under any applicable law. If any term of this Amendment shall be held to be invalid, illegal or unenforceable, the validity of the other terms of this Amendment shall in no way be affected thereby.

5. Except as specifically modified by this Amendment, the Contract shall remain in full force and effect, and all of the terms and provisions thereof are hereby ratified and confirmed.

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IN WITNESS WHEREOF, the Parties have executed this FIRST AMENDMENT to Agreement Number 119-2020, by a duly authorized representative, effective on October 1, 2020.

CITY OF HIALEAH

By: _____

Name/Title: _____

Date: _____

FEIN: _____

FLORIDA HOUSING FINANCE CORPORATION

By: _____

Name/Title: _____

Date: _____

Coronavirus Relief Funds
 Rent and Mortgage Assistance Strategy Allocation

Local Government	Round 1 Allocation	Round 2 Allocation	Total Allocation
MANATEE ¹	997,668	646,276	1,643,944
Bradenton ¹	171,931	111,375	283,306
MARION ¹	747,212	461,785	1,208,997
Ocala ¹	154,129	95,253	249,382
MARTIN ¹	572,301	256,119	828,420
MIAMI-DADE ¹	4,822,500	2,893,500	7,716,000
Hialeah ¹	637,500	382,500	1,020,000
Miami ¹	1,312,500	787,500	2,100,000
Miami Beach ¹	247,500	148,500	396,000
Miami Gardens ¹	307,500	184,500	492,000
North Miami ¹	172,500	103,500	276,000
MONROE ¹	638,069	300,919	938,988
NASSAU ¹	372,504	148,675	521,179
OKALOOSA ^{1,2}	630,817	356,426	950,175
Fort Walton Beach ^{1,2}	73,220		110,288
OKEECHOBEE ¹	240,768	-	240,768
ORANGE ¹	5,730,935	3,550,500	9,281,435
Orlando ¹	1,532,608	949,500	2,482,108
OSCEOLA ¹	1,989,604	1,330,702	3,320,306
Kissimmee ¹	503,634	336,844	840,478
PALM BEACH	3,685,932	2,674,846	6,360,778
Boca Raton	317,332	230,285	547,617
Boynton Beach ¹	263,630	191,314	454,944
Delray Beach ¹	224,573	162,971	387,544
West Palm Beach	390,562	283,427	673,989
PASCO ¹	1,566,900	1,062,139	2,629,039
PINELLAS	1,641,174	1,131,632	2,772,806
Clearwater ¹	375,576	258,970	634,546
Largo ¹	271,425	187,155	458,580
St. Petersburg ¹	867,928	598,459	1,466,387
POLK ¹	1,890,843	1,301,799	3,192,642
Lakeland ¹	378,654	260,694	639,348
Winter Haven ¹	157,773	108,622	266,395
PUTNAM ¹	306,536	100,306	406,842