

RESOLUTION NO. 2020-172

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 \$1,000,000.00, FOR A CUMULATIVE TOTAL OF \$2,020,000.00 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), APPROVING THE CORONAVIRUS RELIEF FUND (CRF) AMENDMENT NEW AMOUNT BETWEEN THE CITY OF HIALEAH AND THE FLORIDA HOUSING FINANCE CORPORATION, FOR A TERM COMMENCING ON NOVEMBER 10, 2020 THROUGH DECEMBER 30, 2020; 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, City of Hialeah Council approved Resolution 2020-110 (August 25, 2020) for the acceptance and utilization of Coronavirus Relief Funds for assistance to residents financially impacted by COVID-19; and

WHEREAS, the Florida Housing Finance Corporation has awarded the City of Hialeah Coronavirus Relief Funds an additional award in the amount of \$1,000,000.00 for a cumulative total of \$2,020,000.00 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, 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 Amendment to the Coronavirus Relief Fund (CFR) Subrecipient Agreement award amount, 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.

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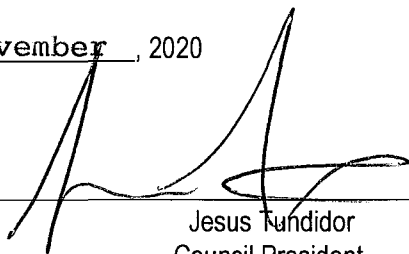
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Section 2: The Mayor and City Council of the City of Hialeah, Florida hereby approve the Amendment Coronavirus Relief Fund (CFR) Agreement for additional funds between the City of Hialeah and the Florida Housing Finance Corporation, for a term commencing on November 10, 2020 through December 30, 2020, a copy of which is attached hereto and made a part of hereof as Exhibit "1", accepting the additional award of Coronavirus Relief Funds (CRF) in the amount of \$1,000,000.00, for a cumulative total of \$2,020,000.00 will 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).

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 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 24 day of November, 2020



Jesus Tundidor
Council President

Attest:

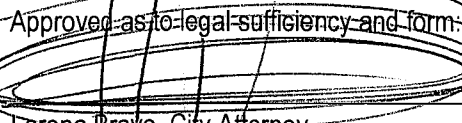
Approved on this _____ day of _____ 2020.



Marbelys L. Rubio-Fatjo, City Clerk



Mayor Carlos Hernandez



Lorena Bravo, City Attorney

Resolution was adopted by 4-0-3 vote with Councilmembers, De la Rosa, Hernandez, Perez and Tundidor voting "Yes" and with Council Member Cue-Fuente, Council Member Garcia-Roves and Council Member Zogby absent.

Quintana, Annette

From: Robert Dearduff <Robert.Dearduff@floridahousing.org>
Sent: Tuesday, November 3, 2020 12:27 PM
Subject: CRF Program Updates
Attachments: CRFTechnicalGuidance31132020.docx

Follow Up Flag: Flag for follow up
Flag Status: Flagged

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All:

We are in the home stretch of the CRF-2 (SHIP) funding that expires on December 30, 2020. A couple of updates we wanted to provide:

- 1. Income Restrictions-**Effective immediately, we are removing the income limit restriction of 120% AMI for rental assistance. We don't expect that you will now serve applicants that are well above that amount, we expect you will continue to serve your core SHIP applicants. However, what it does mean is that you no longer need to collect or verify income information which will hopefully allow you to assist applicants in a more timely manner. You no longer need to complete a RIC, and an applicant no longer needs to provide income information on the self-certification or application. While the income requirements and accompanying documentation requirements have been eliminated for rental assistance, that is not the case for mortgage assistance and emergency repairs. Consider increasing the income limit to 140% AMI when providing homeowners with mortgage assistance or emergency repairs.
- 2. Amendments-**If you are due a second allocation of CRF funds and have not submitted an executed amendment to FHFC, the executed document needs to be received by November 16, 2020. If this is not received by the 16th, the funds from your second allocation may be reallocated to another local government. IF you do not believe you will have an executed amendment by the 16th, please contact me immediately. If you do not wish to receive your additional allocation, please let me know that as well.
- 3. Additional Funds-**There will be additional funds available (beyond the second allocation) to local governments that have performed well in encumbering and expending funds. These funds could be available as early as November 9. If you have been successful in moving CRF funds and believe you can spend more funds in excess of your current allocation by December 30, please send the following information (this will NOT require another amendment as long as you executed an amendment that included additional funds).

1. Amount of additional funds requested (to be spent by 12/30/2020	
2. Activities to be funded	

If you have questions, please contact me or the Florida Housing Coalition staff.

Robert Dearduff | Assistant Director of Special Programs

227 N. Bronough Street, Suite 5000, Tallahassee, FL 32301 | p. 850.488.4197 | f. 850.488.9809

robert.dearduff@floridahousing.org | Visit our website at www.floridahousing.org.



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Quintana, Annette

From: Aida Andujar <andujar@flhousing.org>
Sent: Wednesday, November 4, 2020 8:28 AM
To: Quintana, Annette
Subject: Additional CRF funds

Follow Up Flag: Flag for follow up
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WARNING: This email originated outside of the City of Hialeah. Do not click on any links or attachments unless you recognize the sender and know the content is safe.

Hello,

I am writing to several communities to follow up with the October CRF report. Your community is doing very well with expenditures! Please write back to let us know:

- Will the City accept additional CRF funds to provide assistance in November and December? How much do you anticipate you can expend by December 30?
- What is your plan for expending additional funds? Write back with details like number of applications, increasing rates of applications, and other information to help us get a full picture of your program status.

Would a brief call to check-in be helpful? Let me know. Thanks

Aida Andujar
Technical Advisor
Florida Housing Coalition
954-593-8988
andujar@flhousing.org

FLORIDA HOUSING COALITION

Cultivate. Collaborate. Connect.

www.flhousing.org



Quintana, Annette

From: Robert Dearduff <Robert.Dearduff@floridahousing.org>
Sent: Monday, November 9, 2020 9:10 AM
To: City of Panama City Community Development Corp (mjohnson@pcgov.org); Glenda_martinez@davie-fl.gov; Quintana, Annette; anruiz@hialeah.gov; 'Danicka Ransom (dran@osceola.org)' (dran@osceola.org); 'FRANCES DEJESUS'; West, Tamara; Hurley, Nancy; 'Annie Gibson (annie.gibson@lakelandgov.net)' (annie.gibson@lakelandgov.net); dnware@mywinterhaven.com; Eric Labbe; Don Gooding (goodingd@codb.us)
Subject: Additional CRF Funds

WARNING: This email originated outside of the City of Hialeah. Do not click on any links or attachments unless you recognize the sender and know the content is safe.

Your requests for additional CRF funds has been approved. Funds will be transmitted today for deposit tomorrow in the following amounts:

Vendor Name	Vendor ID	\$	COUNTY/ODGB CITIES
City of Panama City	CITY OF PAN 01	100,000.00	PANAMA CITY
TOWN OF DAVIE	TOWNOF DAVIE 01	200,000.00	DAVIE
City of Hialeah	CITY OF HIA 01	1,000,000.00	HIALEAH
OSCEOLA County BOCC Pool Cash	OSCEOLA 01	3,000,000.00	OSCEOLA
CITY OF KISSIMMEE	CITY OF KISS 01	50,000.00	KISSIMMEE
POLK County BOCC	POLK COUNTY 02	250,000.00	POLK
City of Lakeland	CITY OF LAKE 01	100,000.00	LAKELAND

City of Winter Haven	CITY OF WIN 01	275,000.00	WINTER HAVEN
City of Daytona Beach	CITY OF DAYT 01	500,000.00	DAYTONA BEACH
Total batch		5,475,000.00	



Robert Dearduff | Assistant Director of Special Programs

227 N. Bronough Street, Suite 5000, Tallahassee, FL 32301 | p. 850.488.4197 | f. 850.488.9809

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**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

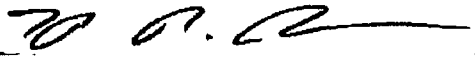
By: 

Name/Title: Carlos Hernandez, Mayor

Date: 11/02/2020

FEIN: 598000335

FLORIDA HOUSING FINANCE CORPORATION

By: 

Name/Title: Hugh R. Brown/General Counsel

Date: 11-3-20