

No. \_\_\_\_\_  
BCC  
2:04 P.M.

40

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06-23-15  
Todd/SCHMIDT

#40 Resolution No. 15-61 adopted granting authorization to submit to the U.S. Department of Housing and Urban Development, Pinellas County's 2015-2019 Five-Year Consolidated Plan, including Pinellas County's 2015-2016 Annual Action Plan for Community Planning and Development; authorization for the Chairman or designee to sign and the Clerk to attest applications and certifications; authorization for the Chairman or designee to sign and the Clerk to attest specific performance and land use restriction agreements; authorization for the Chairman to serve as the Environmental Officer for multifamily projects; authorization for the Chairman to request release of funds and to sign and file a request for release of funds for multifamily projects; authorization for the Planning Department Director or designee to execute security instruments, agency agreements, and sign and file necessary forms, reports, and other administrative documents; and authorization for the Planning Department to hold a public hearing on needs and performance in the first quarter of 2016 to initiate the 2016-2017 Action Plan process. No correspondence has been received.

Mr. Woodard introduced the item, relating that it is a good example of how Pinellas County has been working with its municipal partners and helping to support local communities with important projects.

Planning Division Manager Renea Vincent conducted a PowerPoint presentation titled *Pinellas County Planning Department, 2015-2019 Consolidated Plan and 2015-2016 Annual Action Plan*, a copy of which has been filed and made a part of the record, and presented information regarding the Consolidated Plan, relating that it is updated and submitted every five years and is a prerequisite to receiving federal grant funds; whereupon, she discussed the Annual Action Plan, reporting that it is integrated into the Consolidated Plan and serves as the annual application for soliciting federal grant funding.

Ms. Vincent related that the County receives three types of grant funding, Community Development Block Grants, HOME Investment Partnership funding, and Emergency Solutions Grants; whereupon, she provided funding allocation information, indicating that the total Fiscal Year 2015/2016 funding allocation is approximately \$4.5 million, and discussed program partners.

Ms. Vincent discussed five-year priority needs, including affordable housing, homeless needs, non-homeless special needs, and community development needs; whereupon, she presented information regarding Fiscal Year 2015/2016 Funded Projects and discussed the following topics:

- Target Area and Public Facility Improvement Programs.
- Public Infrastructure and Public Services Programs.
- Homeless and Homelessness Prevention Services Program.
- Housing Preservation and Housing Production Programs.
- Homeownership Promotion Program.
- Program Administration.

Following the presentation and in response to query by Chairman Morroni, Ms. Vincent confirmed that the total program income is \$4,484,323.00.

In response to the Chairman's call for persons wishing to be heard, Lael Giebel, Palm Harbor, appeared and expressed her support for the item.

Thereupon, Commissioner Justice advised that he would be abstaining from the vote because he has relatives who work for one of the organizations receiving funds, and in accordance with the provisions of the Standards of Conduct Law, he submitted a Memorandum of Voting Conflict, which has been filed and made a part of the record.

Motion	-	Commissioner Long
Second	-	Commissioner Welch
Vote	-	5 -- 0 (Commissioner Justice abstaining)

Affidavit of Publication

RESOLUTION NO. 15-61

APPROVAL OF AND AUTHORIZATION TO SUBMIT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PINELLAS COUNTY'S 2015-2019 FIVE-YEAR CONSOLIDATED PLAN, INCLUDING PINELLAS COUNTY'S 2015-2016 ANNUAL ACTION PLAN FOR COMMUNITY PLANNING AND DEVELOPMENT; AUTHORIZATION FOR THE CHAIRMAN, OR DESIGNEE, TO SIGN AND THE CLERK TO ATTEST APPLICATIONS AND CERTIFICATIONS; AUTHORIZATION FOR THE CHAIRMAN, OR DESIGNEE, TO SIGN AND THE CLERK TO ATTEST SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENTS; AUTHORIZATION FOR THE CHAIRMAN TO SERVE AS THE ENVIRONMENTAL OFFICER FOR MULTIFAMILY PROJECTS; AUTHORIZATION FOR THE CHAIRMAN TO REQUEST RELEASE OF FUNDS AND TO SIGN AND FILE A REQUEST FOR RELEASE OF FUNDS FOR MULTIFAMILY PROJECTS; AUTHORIZATION FOR THE PLANNING DEPARTMENT DIRECTOR, OR DESIGNEE, TO EXECUTE SECURITY INSTRUMENTS, AGENCY AGREEMENTS, AND SIGN AND FILE NECESSARY FORMS, REPORTS, AND OTHER ADMINISTRATIVE DOCUMENTS; AUTHORIZATION FOR THE PLANNING DEPARTMENT TO HOLD A PUBLIC HEARING ON NEEDS AND PERFORMANCE IN THE FIRST QUARTER OF 2016 TO INITIATE THE 2016-2017 ACTION PLAN PROCESS.

WHEREAS, housing and other related community development activities are an area of need in Pinellas County and are established program objectives of the Pinellas County Board of County Commissioners; and

WHEREAS, Pinellas County's long term community development goal is to develop livable communities by providing decent housing, a suitable living environment and expanded economic opportunities, principally for persons of low- and moderate-income, and to aid in the prevention and elimination of slum and blight; and

WHEREAS, the Federal Community Development Block Grant (CDBG) Program, Emergency Solutions Grant (ESG) Program, and HOME Investment Partnership (HOME) Program provide local governments with flexible financial assistance to meet the needs of low- and moderate-income people and aid in the elimination of slum and blight; and

WHEREAS, Pinellas County and the City of Largo have formed a partnership under the HOME Program to address affordable housing issues for low- and moderate-income households, with Pinellas County as the lead agency for the Consortium; and

WHEREAS, the Pinellas County Consortium's FY 2015-2019 Consolidated Plan identifies objectives and priorities for housing, community revitalization, homeless, and persons with special needs to be addressed over the next five years; and

WHEREAS, Pinellas County's 2015-2016 Annual Action Plan is a One-Year Plan specifying how Pinellas County will utilize CDBG and ESG funds and how Pinellas County and the City of Largo will utilize HOME funds in the first year to address priorities identified in the Five-Year Consolidated Plan; and

WHEREAS, the Consolidated Plan including the Annual Action Plan was developed through a process which included input from citizens and agencies through community meetings, public hearings, and through a competitive application process; and

WHEREAS, it is necessary for Pinellas County to contract through Specific Performance Agreements to carry out the projects and activities identified for funding in Pinellas County's Annual Action Plan; and

WHEREAS, it is necessary to enter into Land Use Restriction Agreements and Agency Agreements to specify grant recipient's financial and regulatory obligations; and

WHEREAS, it is necessary to execute all security instruments consistent with Housing Program policies to protect the County's interest in assisted properties; and

WHEREAS, HUD regulations require a site specific environmental review be performed and a site specific Request for Release of Funds be executed for every multifamily project in excess of two units; and

WHEREAS, it is necessary to hold a public hearing in the first quarter of 2016 at the beginning of the FY 2016-2017 Annual Action Plan process for identifying needs and reviewing past performance; and

WHEREAS, this public hearing can be held by the Planning Department on behalf of the Board of County Commissioners.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, in its regular session duly assembled this 23<sup>rd</sup> day of June, 2015, does hereby approve the Pinellas County 2015-2019 Five-Year Consolidated Plan including the 2015-2016 Annual Action Plan in the amount of \$4,484,323, including program income, and authorizes submittal to the U.S. Department of Housing and Urban Development.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Chairman or designee be authorized to sign the Action Plan applications and certifications and the Clerk to attest.

NOW, THEREFORE, BE IT FURTHER RESOLVED that either the Chairman or, pursuant to Section 2-62, Pinellas County Code, the County Administrator, or their designee, is authorized to sign

and the Clerk to attest Specific Performance Agreements and Land Use Restriction Agreements pursuant to these grants.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Chairman be authorized to serve as the environmental officer for multifamily projects.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Chairman be authorized to request release of funds and to sign and file a Request for Release of Funds for multifamily projects with the U.S. Department of Housing and Urban Development.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Department Director, or designee, be authorized to execute necessary security instruments, Agency Agreements, and sign and file necessary reports, forms, and other documents related to the administration and operation of the CDBG, ESG, and HOME Programs, including the Consolidated Annual Performance and Evaluation Report.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Department be authorized to hold a public hearing in the first quarter of 2016 on behalf of the Board of County Commissioners to review community development and housing program performance and assess community needs.

Commissioner Long offered the foregoing resolution and hereby moved its adoption, which was seconded by Commissioner Welch and upon roll call, the vote was:

**AYES: Morrioni, Long, Welch, Eggers and Seel.**

**NAYS: None.**

**ABSENT AND NOT VOTING: Gerard.**

**ABSTAINING FROM VOTING: Justice.**

APPROVED AS TO FORM  
OFFICE OF COUNTY ATTORNEY  
By Michelle M. Seel  
Attorney

## CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

**Affirmatively Further Fair Housing** --The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting that analysis and actions in this regard.

**Anti-displacement and Relocation Plan** --It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

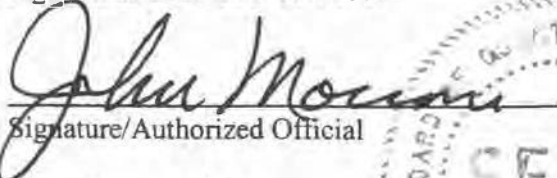
**Anti-Lobbying** --To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

**Authority of Jurisdiction** --The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

**Consistency with plan** --The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

**Section 3** --It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.


  
Signature/Authorized Official  
John Morroni, Chair  
Title

6/25/15  
Date



ATTEST: KEN BURKE, CLERK  
By:   
Deputy Clerk

APPROVED AS TO FORM  
OFFICE OF COUNTY ATTORNEY

By:   
Attorney

## Specific CDBG Certifications

The Entitlement Community certifies that:

**Citizen Participation** --It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

**Community Development Plan** --Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570)

**Following a Plan** --It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

**Use of Funds** --It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);
2. **Overall Benefit.** The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2015, \_\_\_\_\_, (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
3. **Special Assessments.** It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

**Excessive Force --It has adopted and is enforcing:**

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

**Compliance With Anti-discrimination laws --The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.**

**Lead-Based Paint --Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, subparts A, B, J, K and R;**

**Compliance with Laws --It will comply with applicable laws.**

John Morroni  
Signature/Authorized Official

6/25/15  
Date

John Morroni, Chair  
Title

ATTEST: KEN BURKE, CLERK  
By Nona Kay  
Deputy Clerk

**APPROVED AS TO FORM  
OFFICE OF COUNTY ATTORNEY**

By Michelle Wallace  
Attorney

