

RESOLUTION NO. 20- 45

APPROVAL OF A SUBSTANTIAL AMENDMENT TO PINELLAS COUNTY'S 2019-2020 ANNUAL ACTION PLAN FOR COMMUNITY PLANNING AND DEVELOPMENT AND AMENDMENT TO THE PINELLAS COUNTY CITIZEN PARTICIPATION PLAN FOR THE PURPOSE OF RECEIVING COMMUNITY DEVELOPMENT BLOCK GRANT AND EMERGENCY SOLUTIONS GRANT CORONAVIRUS RESPONSE FUNDS AND TO ALLOW ADDITIONAL ACTIVITIES TO BE CARRIED OUT; AUTHORIZATION TO SUBMIT THE SUBSTANTIAL AMENDMENTS TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD); AUTHORIZATION FOR THE CHAIRMAN, OR DESIGNEE, TO SIGN AND THE CLERK TO ATTEST APPLICATIONS, CERTIFICATIONS, AND HUD GRANT AGREEMENTS; AUTHORIZATION FOR THE CHAIRMAN, OR DESIGNEE, TO SIGN REQUEST FOR RELEASE OF FUNDS AND AUTHORITY TO USE GRANT FUNDS; AUTHORIZATION FOR THE COUNTY ADMINISTRATOR TO IMPLEMENT CORONAVIRUS RESPONSE PROGRAMS; AUTHORIZATION FOR THE CHAIRMAN, OR DESIGNEE, TO SIGN AND THE CLERK TO ATTEST SPECIFIC PERFORMANCE AND LAND USE RESTRICTION AGREEMENTS, INCLUDING AMENDMENTS; AUTHORIZATION FOR THE PLANNING DIRECTOR, OR DESIGNEE, TO SERVE AS LOCAL ADMINISTRATOR FOR THE HUD ENVIRONMENTAL REVIEW ONLINE SYSTEM; AUTHORIZATION FOR THE PLANNING DEPARTMENT DIRECTOR, OR DESIGNEE, TO SIGN AND FILE NECESSARY FORMS, REPORTS, AND OTHER ADMINISTRATIVE DOCUMENTS RELATED TO THE ADMINISTRATION OF THE SUBSTANTIAL AMENDMENT TO THE ANNUAL ACTION PLAN.

WHEREAS, through the Coronavirus Aid, Relief and Economic Security Act (CARES Act) (Public Law 116-136), approved March 27, 2020, \$5 billion in supplemental Community Development Block Grant (CDBG) and \$4 billion in supplemental Emergency Solutions Grant (ESG) funding, known as CDBG-CV and ESG-CV, was made available for grants to prevent, prepare for, and respond to the Coronavirus pandemic (COVID-19); and

WHEREAS, the CARES Act provides CDBG grantees with flexibilities and authorizes HUD to grant waivers and alternative requirements from any provision of any statute or regulation that HUD administers in connection with the CDBG-CV, ESG-CV and fiscal years 2019 CDBG and ESG grant funds as determined necessary for COVID-19 prevention, preparation, and response; and

WHEREAS, HUD has allocated \$1,481,969.00 in CDBG-CV funds to Pinellas County to be used to fund activities that mitigate the impacts of COVID-19 on low- and moderate-income residents; and

WHEREAS, HUD has allocated \$739,117.00 in ESG-CV funds to Pinellas County to be used to fund activities that mitigate the impacts of COVID-19 on individuals and families who are homeless or receiving homeless assistance and to support additional homeless assistance and homelessness prevention activities; and

WHEREAS, Pinellas County desires to include CDBG-CV and ESG-CV funds as part of the 2019-2020 Annual Action Plan in order to carry out eligible activities; and

WHEREAS, HUD requires a substantial amendment to the FY 2019-2020 Annual Action Plan to allow eligible activities to be carried out with the funding; and

WHEREAS, 24 CFR 91.105 requires Pinellas County to adopt a Citizen Participation Plan that identifies the County's policies and procedures to encourage citizen participation during the consolidated planning process, including development of the Citizen Participation Plan and Annual Action Plan, including any amendments; and

WHEREAS, the CARES Act provides that grantees may amend Citizen Participation Plans to establish expedited procedures to draft, propose, or amend plans; and

WHEREAS, the Pinellas County Citizen Participation Plan requires an amendment to incorporate necessary language to allow for the use of expedited citizen participation processes related to disasters and emergency declarations, including COVID-19; to revise dated information; to update criteria relating to encouraging citizen participation by low- and moderate-income and minority households; to update definitions; and to ensure the Plan remains in compliance with 24 CFR 91.105; and

WHEREAS, a notice was placed on the Pinellas County website on Monday, May 11, 2020, notifying the public of the proposed amendments and providing a five-day comment period, in accordance with HUD's requirements for CDBG-CV and ESG-CV funding; and

WHEREAS, a Notice of Funding Availability was placed on the Community Development website on Friday, May 8, 2020, soliciting funding requests for programs consistent with CDBG-CV and ESG-CV objectives; and

WHEREAS, it is necessary for Pinellas County to execute Specific Performance, Land Use Restriction, and other appropriate agreements with grant recipients to carry out the activities that will result from adoption of the proposed amendment and to specify grant recipient's financial and regulatory obligations; and

WHEREAS, it is necessary, at times, for Pinellas County to amend Specific Performance and Land Use Restriction Agreements resulting from project cost increases, changes in project scopes, project delays, availability of unanticipated funds, and/or other causes; and

WHEREAS, HUD regulations require environmental reviews be performed for each project prior to submitting a Request for Release of Funds.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA, in its regular session duly assembled this 19th day of May, 2020, does hereby approve the Substantial Amendment to the Pinellas County FY 2019-2020 Action Plan in the amount of in the amount of \$2,221,086.00, to be allocated to Pinellas County by HUD in the manner set forth above, and Amendment to the Pinellas County Citizen Participation Plan in the manner set forth above, and authorizes submittal of the amendments 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 Substantial Amendment application, certifications, and grant agreements and the Clerk to attest.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Chairman, or designee, be authorized to sign Request for Release of Funds and Authority to Use Grant Funds forms pursuant to these grants.

NOW, THEREFORE, BE IT FURTHER RESOLVED that either the Chairman or, pursuant to Section 2-62, Pinellas County Code, the County Administrator, or designee, be authorized to sign and the Clerk to attest Specific Performance, Land Use Restriction Agreements, and other agreements pursuant to these grants, including amendments thereto.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Director, or designee, be authorized to serve as local administrator for the HUD Environmental Review Online System.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Planning Department Director, or designee, be authorized to sign and file necessary reports, forms, certifications, and other documents related to the administration of CDBG-CV and ESG-CV funds.

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

AYES: Gerard, Eggers, Justice, Long, Peters, Seel, and Welch.

NAYS: None.

ABSENT AND NOT VOTING: None.

APPROVED AS TO FORM

By: Chelsa Mandy
Office of the County Attorney