



Pinellas County

Staff Report

File #: 23-0602D, Version: 1

Subject:

Fifth Amendment to the Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement with Pinellas Ex-Offender Re-Entry Coalition, Inc., d/b/a People Empowering, and Restoring Communities for Community Development Block Grant funded facility improvements.

Recommended Action:

Approval and execution by the County Administrator of the Fifth Amendment to the Community Development Block Grant (CDBG) Program Subaward Specific Performance and Land Use Restriction Agreement (Fifth Amendment) with Pinellas Ex-Offender Re-Entry Coalition, Inc. d/b/a People Empowering and Restoring Communities (PERC), for CDBG funded facility improvements.

- This Fifth Amendment extends the term of Agreement CD17PERCRHB six (6) months to March 31, 2024, to provide additional time for project completion, and extends the term of the Restricted Period six (6) months to April 1, 2044, restricting the use of the property to serving ex-offenders transitioning from incarceration.
- The funding amount, not to exceed \$1,090,774.76, during the term of the Agreement, remains unchanged.
- On July 25, 2019, the County provided, through Agreement CD17PERCRHB, \$300,054.00 in CDBG funding to PERC for phase one of facility improvements at 12810 US Highway 19 North, Clearwater, FL 33764.
- On April 20, 2020, the First Amendment provided an additional \$466,096.00 in CDBG funds, for a total CDBG investment of \$766,150.00, to PERC for additional facility improvements, revised the project description to incorporate phase two (2) improvements, extended the term of the specific performance and restricted periods, and identified new CDBG grant funding Federal Award Identification Numbers.
- On September 28, 2021, the Second Amendment extended the term of the Agreement three (3) months to December 31, 2021, providing additional time for project completion and extended the term of the restricted period three (3) months, restricting the use of the property through December 1, 2041.
- On January 4, 2022, the Third Amendment extended the term of the Agreement three (3) months to June 30, 2023, providing additional time for project completion and extended the term of the restricted period three (3) months, restricting the use of the property through June 1, 2043.
- On March 28, 2023, the Fourth Amendment increased the CDBG investment for this project to \$1,090,774.76 by providing an additional \$324,624.76 in CDBG funding to cover a 30.0% increase in the cost of construction materials due to inflation and supply chain issues; extended the term of the Agreement three (3) months to September 30, 2023, providing additional time for project completion; extended the term of the restricted period three (3) months, restricting the use of the property through October 1, 2043; and increased the amount

of required property insurance coverage PERC must carry through the term of the Agreement.

Strategic Plan:

Ensure Public Health, Safety, and Welfare

2.1 Provide planning, coordination, prevention, and protective services to ensure a safe and secure community

2.2 Be a facilitator, convener, and purchaser of services for those in need

Foster Continual Economic Growth and Vitality

4.2 Invest in communities that need the most

4.6 Support a vibrant community with recreation, arts, and culture to attract residents and visitors

Deliver First Class Services to the Public and Our Customers

5.1 Maximize partner relationships and public outreach

Summary:

This Fifth Amendment to the CDBG Program Subaward Specific Performance and Land Use Agreement extends the term of Agreement CD17PERCRHB six (6) months to March 31, 2024, to provide additional time for project completion, and extends the term of the Restricted Period.

The Agreement requires that performance be completed by September 30, 2023. PERC is unable to complete the project on or before the expiration date. It is necessary to extend the term of the Agreement six (6) months to March 31, 2024, as additional time is required for the completion of the project. As a result of the term extension, it is necessary to extend the term of the Restricted Period six (6) months to April 1, 2024, restricting the use of the property to serving ex-offenders.

Background/Explanation:

On June 20, 2017, the Board executed Resolution 17-37, which approved the 2017-2018 Action Plan. Phase one of the PERC Facility Rehabilitation project was approved as an alternate activity in the 2017-2018 Action Plan. On July 25, 2019, the County provided \$300,054.00 in CDBG funding for phase one of the rehabilitation project through Agreement CD17PERCRHB.

On July 23, 2019, the Board executed Resolution 19-48, which approved the 2019-2020 Action Plan. One of the projects to be carried out under the 2019-2020 Action Plan is Phase two of the PERC Facility Rehabilitation project, benefitting ex-offenders transitioning from incarceration. On April 20, 2020, the County provided an additional \$466,096.00 in CDBG funding for phase two (2) of the rehabilitation project through the First Amendment to Agreement CD17PERCRHB.

On September 28, 2021, the Second Amendment extended the term of Agreement CD17PERCRHB three (3) months to December 31, 2021, providing additional time for project completion and extended the term of the restricted period three (3) months, restricting the use of the property through December 1, 2021.

On January 4, 2022, the Third Amendment extended the term of the Agreement three (3) months to June 30, 2023, providing additional time for project completion and extended the term of the restricted period three (3) months, restricting the use of the property through June 1, 2023.

On July 19, 2022, the Board executed Resolution No. 22-60, which approved the 2022-2023 (FY23) Action Plan. The PERC Facility Rehabilitation Project was approved as a facility rehabilitation activity in the Action Plan. On March 28, 2023, the County provided an additional \$324,624.76 in CDBG funding for phase two (2) of the rehabilitation project; extended the term of the Agreement three (3) months to September 30, 2023, providing additional time for project completion; extended the term of the restricted period three (3) months, restricting the use of the property through October 1, 2043; and increased the amount of required property insurance coverage PERC must carry through the term of the Agreement through the Fourth Amendment to Agreement CD17PERCRHB.

Fiscal Impact:

There is no fiscal impact. The total amount of funding for this project is not to exceed \$1,090,774.76 during the term of the Agreement. Funding for this Agreement is consistent with the County's FY23 Adopted Budget and is included in the County's Fiscal Year 2024 (FY24) Budget Request for CDBG funds.

Delegated Authority:

Authority for the County Administrator to sign this Fifth Amendment is granted under (Code Section 2-62 (a)(1) and Resolution No. 22-60.

Staff Member Responsible:

Carol Stricklin, Director, Housing and Community Development

Partners:

Pinellas Ex-Offender Re-Entry Coalition, Inc., d/b/a People Empowering and Restoring Communities
U.S. Department of Housing and Urban Development

Attachments:

Fifth Amendment to the Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement
Fourth Amendment to the Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement, March 28, 2023
Third Amendment to the Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement, January 4, 2022
Second Amendment to the Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement, September 28, 2021
First Amendment to the Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement, April 20, 2020
Community Development Block Grant Program Subaward Specific Performance and Land Use Restriction Agreement, July 25, 2019
Project Location Map
Resolution No. 17-37
Resolution No. 19-48
Resolution No. 21-47
Resolution No. 22-60