



CITY OF SUNRISE

AGENDA ITEM REQUEST

ORIGINATING DEPARTMENT: PLANNING AND DEVELOPMENT

ROUTING:

CITY MANAGER: _____ DATE: _____

CITY MANAGER APPROVAL TO BEGIN PROCEDURES.

SIGNATURE: _____

PURCHASING: _____ DATE: _____

PURCHASING APPROVAL: _____ SIGNATURE: _____

LEGISLATIVE AIDE: _____ DATE: _____

CITY ATTORNEY: _____ DATE: _____

ITEM REQUEST:

A Resolution of the City of Sunrise, Florida, approving an Amendment to the Agreement between Broward County and the City of Sunrise, providing funds from the U.S. Department of Housing and Urban Development (HUD) through the State of Florida under the 2005 Community Development Block Grant Disaster Recovery Initiative Program (DRI); providing for the administration of eligible activities; authorizing the Mayor to sign the required documents; and providing an effective date.

FUNDING SOURCE: N/A

AMOUNT: N/A

Budget Approval
Signature: _____

ATTACHED EXHIBITS:

1. Resolution
 2. Agreement Amendment
-

SUMMARY EXPLANATION/BACKGROUND INFORMATION/JUSTIFICATION:

The Agreement between Broward County and the City provides for funding in the amount of \$2,152,050 from the U.S. Department of Housing and Urban Development (HUD) 2005 Community Development Block Grant Disaster Recovery Initiative Program (DRI) and was approved by Resolution 07-111. This Third Agreement Amendment extends the term of the Agreement by six months to from November 11, 2009 to March 11, 2010.

The City has expended over half of the funds on residential rehabilitation for repairs due to damages from Hurricane Wilma. The remaining funds will be allocated to residents as a direct reimbursement of displacement costs due Hurricane Wilma. This extension provides additional time to allow for the expenditure of the remaining funds associated with this Agreement.

DEPARTMENT HEAD RECOMMENDATION:

APPROVAL

PERSON WITH ADDITIONAL INFORMATION:

NAME: Carl J. Freeman, AICP
Redevelopment Manager

PHONE: 578-4766

DEPARTMENT HEAD SIGNATURE:

Mark S. Lubelski, P.E.
Director of Community Development

CITY MANAGER RECOMMENDATIONS:

APPROVED FOR AGENDA PLACEMENT.

SIGNATURE: _____ (CITY MANAGER)

SUNRISE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A THIRD AMENDMENT TO THE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF SUNRISE PROVIDING FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) THROUGH THE STATE OF FLORIDA UNDER THE 2005 COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY INITIATIVE PROGRAM (DRI); PROVIDING FOR THE ADMINISTRATION OF ELIGIBLE ACTIVITIES; AUTHORIZING THE MAYOR TO SIGN THE REQUIRED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. A Third Amendment to the Agreement between Broward County and the City of Sunrise, providing for funds from the U.S. Department of Housing and Urban Development (HUD) through the State of Florida under the 2005 Community Development Block Grant Disaster Recovery Initiative Program (DRI); and providing for the administration of eligible activities is hereby approved. A copy of the final Third Amendment shall be attached hereto as Exhibit "A" upon final approval by the City Attorney.

Section 2. The Mayor is authorized to sign the Third Amendment and other documents related to this Third Amendment.

Section 3. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2009.

Mayor Roger B. Wishner

Authentication:

Felicia M. Bravo
City Clerk

MOTION: _____
SECOND: _____

ALU: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
WISHNER: _____

Approved by the City Attorney
as to Form and Legal Sufficiency. _____
Stuart R. Michelson

THIRD AMENDMENT

to

A G R E E M E N T

Between

BROWARD COUNTY

and

CITY OF SUNRISE

for

SERVICE AREA 32 – CITYWIDE SINGLE UNIT & MULTI-UNIT HOUSING
REHABILITATION & TEMPORARY RELOCATION

IN THE AMOUNT OF \$2,152,050

PROVIDING FOR FUNDING AND ADMINISTRATION OF
2005 COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY
INITIATIVE FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS

Contract Number - 07-DB-3V-11-16-01-Z08

THIRD AMENDMENT

to

A G R E E M E N T

Between

BROWARD COUNTY

and

CITY OF SUNRISE

for

SERVICE AREA 32 – CITYWIDE SINGLE UNIT & MULTI-UNIT HOUSING
REHABILITATION & TEMPORARY RELOCATION

IN THE AMOUNT OF \$2,152,050

PROVIDING FOR FUNDING AND ADMINISTRATION OF
2005 COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY
INITIATIVE FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS

This is a THIRD Amendment to Agreement between: BROWARD COUNTY, a political subdivision of the State of Florida, its successors and assigns, hereinafter referred to as "COUNTY SUBGRANTEE," through its Board of County Commissioners,

AND

CITY OF SUNRISE, a municipal corporation of the State of Florida, its successors in interest, hereinafter referred to as "MUNICIPAL SUBRECIPIENT."

WHEREAS, the Parties entered into the Agreement dated February 19, 2009, providing for funding and administration of community development block grant programs in the amount of Two Million One Hundred Fifty Two Fifty and 00/100 Dollars (\$2,152,050.00); and

WHEREAS, the Parties desire to enter into a THIRD Amendment to the Agreement revising "Attachment B-2" Project Work Plan and extending the term of the Agreement from May 11, 2009 to November 11, 2009; and

WHEREAS, the requested amendment is necessary and reasonable under the circumstances set forth above; NOW, THEREFORE,

IN CONSIDERATION of the mutual covenants set forth, the Parties agree as follows:

1. The above recitals are true and correct and are incorporated herein as if set forth in full hereunder.
2. Pursuant to Paragraph 12.4 of the original Agreement, CITY has requested in writing, and COUNTY has agreed to an additional four (4) month extension in the term as more specifically described in Exhibit "B-3," attached hereto and made a part hereof.
3. Article 9 – Term of Agreement – This Agreement shall commence on May 11, 2007, and shall end on ~~May 11, 2009~~ ~~November 11, 2009~~, March 11, 2010 unless terminated earlier or extended pursuant to the terms of this Agreement.
4. Exhibit "B-2" of the Agreement is hereby deleted in its entirety and a new Exhibit "B-3," attached hereto is substituted therefore and all references in the Agreement to Exhibit "B-2" after the effective date of this Third Amendment to Agreement shall refer to Exhibit "B-3."
5. Except as provided for herein this Third Amendment to Agreement, the terms and conditions set forth in the original Agreement shall remain in force and effect.
6. This Third Amendment to Agreement may be fully executed in multiple copies by all Parties, each of which, bearing original signatures, shall have the force and effect of an original document.

(Remainder of page intentionally left blank.)

IN WITNESS WHEREOF, the parties have made and executed this THIRD Amendment to Agreement on the respective dates under each signature: BROWARD COUNTY, through the BROWARD COUNTY ADMINISTRATOR, authorized to execute same by resolution of the Board of County Commissioners, and CITY OF SUNRISE, signing by and through its _____, duly authorized to execute same.

COUNTY

WITNESSES:

BROWARD COUNTY, through the
BROWARD COUNTY ADMINISTRATOR

Signature

By _____

Bertha Henry
County Administrator

Print Name

____ day of _____, 20__.

Signature

Approved as to form by
Office of County Attorney
Broward County, Florida
JEFFREY J. NEWTON, County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-7641

Print Name

Approved as to Insurance
Requirements:

By: _____
Risk Management Division

By: _____
A. Denise Sagerholm Esq.
Assistant County Attorney

Dated: _____

THIRD AMENDMENT TO AGREEMENT BETWEEN BROWARD COUNTY AND CITY OF SUNRISE FOR SERVICE AREA 32 – CITYWIDE SINGLE UNIT & MULTI-UNIT HOUSING REHABILITATION & TEMPORARY RELOCATION IN THE AMOUNT OF \$2,152,050 PROVIDING FOR FUNDING AND ADMINISTRATION OF 2005 COMMUNITY DEVELOPMENT BLOCK DISASTER RECOVERY INITIATIVE FROM THE DEPARTMENT OF COMMUNITY AFFAIRS

MUNICIPAL SUBRECIPIENT

ATTEST:

CITY OF SUNRISE, FLORIDA

By: _____
City Clerk

By: _____
Signature

Print Name and Title

____ day of _____, 20__.

APPROVED AS TO LEGAL SUFFICIENCY:

By: _____
City Attorney

STATE OF FLORIDA)
)
) SS.
COUNTY OF)

The foregoing instrument was acknowledged before me this ____ day of _____, 20____, by _____, as _____ of _____ . He or she is personally known to me or has produced _____ as identification and who did take an oath.

Notary Public, State of Florida
Commission No.: _____

My commission expires:

THIRD AGREEMENT AMENDMENT BETWEEN BROWARD COUNTY AND CITY OF SUNRISE FOR SERVICE AREA 32 – CITYWIDE SINGLE UNIT AND MULTI-UNIT HOUSING REHABILITATION AND TEMPORARY RELOCATION IN THE AMOUNT OF \$2,152,050 PROVIDING FOR FUNDING AND ADMINISTRATION OF 2005 COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY INITIATIVE FROM THE FLORIDA DEPARTMENT COMMUNITY AFFAIRS.

CITY

CITY OF SUNRISE

By: _____

Roger B. Wishner
Mayor

AUTHENTICATION:

By: _____

Felicia M. Bravo
City Clerk

(SEAL)

Approved by the City Attorney
As to Form and Legal Sufficiency
Office of the City Attorney for
Sunrise, Florida
Stuart R. Michelson, City Attorney
10770 W. Oakland Park Boulevard
Sunrise, Florida 33351
Telephone: (954) 746-3300
Facsimile: (954) 746-3307

By: _____

Stuart R. Michelson
City Attorney

**ATTACHMENT B-3
DEPARTMENT OF COMMUNITY AFFAIRS SMALL CITIES CDBG PROGRAM
PROJECT WORK PLAN-REHABILITATION-SINGLE FAMILY**

**RECIPIENT
CONTRACT NO.
SERVICE AREA**

**Broward County
07DB-3V-11-16-01-Z08
SA 32**

**DATE PREPARED
PROJECT BUDGET \$
SUBRECIPIENT**

**October 5, 2009
\$372,000
City of Sunrise**

Date Start (month & year)	Date End (month & year)	Describe Proposed Action to be Undertaken or Contract Special Condition Clearance Documentation to be submitted by "Date End"	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
5/07	4/09	Rehabilitation Single Family	12	\$372,000	None
5/07	10/07	Adopt County Contract	1	\$0	None
10/07	03/08	Issue A Request for Proposals and select a Service Provider	1	\$0	
11/07	11/08	Client Income Certification	12	\$20,000	None
12/07	12/08	Scope of Work Development	12	\$20,000	None
1/08	12/08	Contractor Selection and notice to proceed issued for individual homes by service provider	12	\$20,000	None
2/08	2/09	Reconstruction begins and is completed	12	\$20,000	None
5/08	3/10	Final Inspections completed and payment to service provider	12	\$292,000	None

Note: More than one activity may be included per form.

(Rev. Aug 2004)

**ATTACHMENT B-3
DEPARTMENT OF COMMUNITY AFFAIRS SMALL CITIES CDBG PROGRAM
PROJECT WORK PLAN**

**RECIPIENT
CONTRACT NO.
SERVICE AREA**

**Broward County
07DB-3V-11-16-01-Z08
City Sunrise (#32)**

**DATE PREPARED
PROJECT BUDGET
SUBRECIPIENT**

**October 5, 2009
\$744,000
City of Sunrise**

Date Start (month & year)	Date End (month & year)	Describe Proposed Action to be Undertaken or Contract Special Condition Clearance Documentation to be submitted by "Date End"	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
5/07	4/09	<u>Rehabilitation Multi-Unit</u>	24	\$744,000	None
5/07	10/07	Adopt County Contract	1	\$0	None
10/07	03/08	Issue A Request for Proposals for Service Provider	1	\$0	None
10/07	11/08	Client Income Certification	24	\$40,000	None
12/07	12/08	Scope of Work Development	24	\$40,000	None
1/08	12/08	Contractor Selection and notice to proceed issued for individual homes by service provider	24	\$40,000	None
2/08	3/10	Reconstruction begins and is completed	24	\$40,000	None
5/08	3/10	Final Inspections completed and payment to service provider	24	\$584,000 ¹⁰	None

Note: More than one activity may be included per form.

(Rev. Aug 2004)

F:\Redev_Data\Programs\Disaster Mitigation_Housing\Attachment B Project Work Plan Nov13-2006 (5)1Multi Unit Residential.doc

**ATTACHMENT B-3
DEPARTMENT OF COMMUNITY AFFAIRS SMALL CITIES CDBG PROGRAM
PROJECT WORK PLAN- RELOCATION ASSISTANCE**

RECIPIENT Broward County
CONTRACT NO. 07DB-3V-11-16-01-Z08
SERVICE AREA SA 32

DATE PREPARED October 5, 2009
PROJECT BUDGET \$1,036,050
SUBRECIPIENT City of Sunrise

Date Start (month & year)	Date End (month & year)	Describe Proposed Action to be Undertaken or Contract Special Condition Clearance Documentation to be submitted by "Date End"	# Units to be completed by "Date End"	Proposed \$\$ to be Requested by "Date End"	Proposed Administration \$\$ to be Requested by "Date End"
05/07	03/10	Relocation Assistance	46	\$1,036,050	None
05/07	03/10	City Staff will determine the eligibility for relocation assistance based upon sufficient documentation including income documentation and documented living expenses not otherwise reimbursed.	46	\$1,036,050	

Note: More than one activity may be included per form.

(Rev. Aug 2004)