

**Charlotte County Board Of County Commissioners
Agenda Item Summary**

Item Number: L- 1

1 DEPARTMENT MAKING REQUEST

Human Services

2 MEETING DATE

11/25/2014 9:00:00 AM

3 REQUESTED MOTION/ACTION

Authorize Chairman to execute the Grant Closeout Agreement for the Neighborhood Stabilization Program (NSP 1) grant from Florida Department of Economic Opportunity.

4 AGENDA

Consent

5 IS THIS ITEM BUDGETED (IF APPLICABLE) - Yes

Budget Action

No action needed.

Financial Impact Summary Statement

None

Detailed Analysis Attached - No

Budget Officer-

6 BACKGROUND (Why is this Action Necessary, and What Action will be accomplished)

Charlotte County received this grant November 24, 2009 in the amount of \$4,287,057. These are federal HUD funds received through the State as part of the National Recovery Act during the Bush Administration. All terms and conditions of this grant have been satisfied and the Department of Economic Opportunity has sent this agreement for execution by Charlotte County in order to close out the grant.

With the signature of this document this grant will be closed.

ATTACHMENTS:

Name:

Description:

Type:

[5 -Grant Closeout Agreement -
Charlotte County.docx](#)

NSP 1 Grant Closeout Agreement

Cover
Memo

GRANT CLOSEOUT AGREEMENT

For

Neighborhood Stabilization Program (NSP 1)

Between

Florida Department of Economic Opportunity (DEO)

And

Charlotte County Board of Commissioners
18500 Murdock Circle
Port Charlotte, Florida 33948

THIS AGREEMENT sets forth the terms for final disposition and conditions associated with the closeout of Florida's Neighborhood Stabilization Program (NSP1), Grant 10DB-4X-09-18-01-F05 provided pursuant to the original grant agreement dated November 24, 2009, along with Amendment #1 dated August 8, 2010, Amendment #2 dated December 12, 2011, Amendment #3 dated November 13, 2012 and the Amendment #4 dated February 1, 2013 and ending July 15, 2013. Charlotte County certifies that to the best of its knowledge:

- All activities as authorized by the subgrantees application, contract and any applicable amendments have been completed as described in the subgrantees final Monthly Status Report (MSR) in e-CDBG.
- No fraud, waste or mismanagement has occurred in carrying out the grant. If fraud, waste or mismanagement has occurred, appropriate action has been taken to address it.

NSP subgrantees were statutorily required to use not less than 25 percent of the NSP grant (initially allocation plus program income) to house individuals or families whose incomes do not exceed 50 percent of area median income.

- Charlotte County has expended and met a national objective with an amount equal to or greater than the total set-aside requirement for program income and the original grant, and DEO acknowledges that the grantee has met the 25 percent set aside requirement.

Further, Charlotte County hereby acknowledges the remaining obligation(s) under the terms of the grant agreement and agrees as follows:

- All of the applicable NSP regulations will apply to program income generated unless otherwise stated in the Notice of Neighborhood Stabilization Program; Closeout Requirement and Recapture (Federal Register Vol. 77, No. 228, pp 70799-70805, November 27, 2012).
- All records and documents pertaining to this grant will be maintained for a period of 6 years after execution of this closeout agreement. All records related to the affordability of a project must be maintained for 6 years after the affordability period comes to an end. Additionally, all records relating to any land banked properties must be maintained for 6 years after disposal of the land banked properties.

- For grantees with ongoing CDBG grants, any real property within Charlotte County's control which was acquired or improved in whole or part using NSP funds in excess of \$25,000 is governed by the principles described in 24 CFR 570.505, and reported annually to FDEO.
- If any rehabilitated property falls within a flood plain, flood insurance coverage must be maintained for the stated continued affordability period for affected property owners.
- Identify below any contingent liabilities subject to payment after the closeout agreement is signed: _____
- A total of \$2,500,000.00 in grant funds has been previously canceled and returned to DEO on August 2, 2010.

DEO maintains the right to conduct future monitoring of this grant, either on site or by review of information or copies of documents requested from Charlotte County. Charlotte County acknowledges that a finding of noncompliance resulting from such a review and failure to take appropriate corrective action satisfactory to DEO may be taken into account by DEO as evidence of unsatisfactory performance, in consideration of future grant awards. Further, Charlotte County may be required to repay DEO any disallowed costs based on the review results of a future audit or monitoring.

CHARLOTTE COUNTY BOARD OF COMMISSIONERS

BY: _____
Kenneth W. Doherty, Chairman

DATED: _____

FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY

Bob Dennis
Bureau Chief, Community Revitalization

DATED: _____

ATTEST:
Barbara T. Scott, Clerk of the Circuit
Court and Ex-Officio Clerk of the
Board of County Commissioners

By: _____
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

By: _____
Janette S. Knowlton, County Attorney

Note: Submit 2 originals to DEO for signature. DEO will return 1 original to Sub-grantee.