

**CITY OF HOLLYWOOD
AND HOLLYWOOD CRA
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners/CRA Board **DATE:** September 27, 2018
FROM: Douglas R. Gonzales, City Attorney/General Counsel
SUBJECT: Proposed Agreement with Broward County for Funding for Affordable Housing

I have reviewed the above-captioned agreement for form and legality, and the general business terms and other significant provisions are as follows:

- 1) Department/Office involved – City Manager’s Office/Executive Director
 - 2) Type of Agreement – Interlocal Agreement
 - 3) Method of Procurement (RFP, bid, etc.) – n/a
 - 4) Term of Contract
 - a) initial – 12/31/2029 (date last payment of post-TIF Downtown District funding is due)
 - b) renewals (if any) – Although not really a renewal of the agreement, the City and CRA are authorized to extend the Downtown District on a non-TIF basis to 9/30/2041.
 - c) who exercises option to renew – City and CRA
 - 5) Contract Amount – Within 30 days of execution of agreement, County will pay City \$3,698,746.49.
- Each year CRA will notify taxing authorities of the percentage, not less than 17%, of the TIF obligation to be refunded to the taxing authorities. Each taxing authority will pay to CRA 78% of the tax increment. County will pay to City for affordable housing the amount resulting from multiplying the percentage described above by the County’s TIF obligation - but not more than 25% of the County’s TIF obligation.
- County will provide funding for affordable housing in 10 annual payments to City between 2027 and 2036 totaling \$17,500,000.
- 6) Termination rights – Neither party can terminate. In the event of a breach, the nonbreaching party can seek a court order requiring the breaching party to comply with the agreement.
 - 7) Indemnity/Insurance Requirements – None.

8) Scope of Services – City will use County’s payments for affordable housing described above solely for affordable housing as described in detail in the agreement

9) City’s/CRA’s prior experience with County – Yes.

10) Other significant provisions – Extension of the Downtown District beyond 9/30/2041, and extension of the Beach District beyond 6/25/2027, are prohibited without County Commission approval.

cc: Wazir A. Ishmael, Ph.D., City Manager
Jorge Camejo, Executive Director