

**PUBLIC NOTICE
CITY OF NORTH MIAMI
PUBLIC DISCLOSURE OF APPLICATION FOR CITY EMPLOYEE PARTICIPATION IN THE FIRST TIME
HOMEBUYER PROGRAM
FISCAL YEAR 2016/2017**

The City of North Miami is an entitlement recipient of Federal funds from the U.S. Department of Housing and Urban Development (HUD) under the First Time Homebuyer program. Assistance is available to first-time homebuyers purchasing a single family home, town house or condominium in the city of North Miami. Funds can be used for down payment or closing costs. Deferred loans from **SHIP** (up to \$25,000.00) and **HOME** (up to \$40,000.00) are awarded to eligible persons who have not previously owned a home. Funds are provided at the time of closing.

The City has received an application for the First Time Homebuyer program from Roger Dabady, who is an employee of the City, working in the capacity of Heavy Equipment Operator for the Public Works Department. The Federal Government's Code of Federal Regulations, 24 CFR Section 92.356 (c) states that:

“(b) Conflicts Prohibited. The general rule is that no person described in paragraph (c) of this section who exercise or have exercised any functions or responsibilities with respect to the First Time Homebuyer activities assisted under this part, or who are in a position to participate in a decision making process or gain inside information with regard to such activities, may obtain a financial interest or benefit from a First Time Homebuyer assisted activity or have a financial interest in any contract, or agreement with respect to a First Time Homebuyer assisted activity either for themselves or those with whom they have business or immediate family ties, during their tenure or one year thereafter . . .”

“(c) Persons Covered. The conflict of interest provisions of paragraph (b) of this section apply to any person who is an employee, agent, consultant, officer, or elected official or appointed official of the participating jurisdiction, State recipient, or sub-recipients which are receiving 1st Time Homebuyer funds.”

Exception

The U.S. Department of Housing and Urban Development (HUD) may grant an exception to these provisions and allow Roger Dabady to participate in the First Time Homebuyer program providing the City publicly discloses the nature of the potential conflict and an opinion from the City Attorney office that the interest for which we are seeking the exception is not in violation of State or Local law.

The potential conflict in this case arises from the fact that the aforementioned applicant is an employee of the City of North Miami and/or related to a City employee, and the City is a recipient First Time Homebuyer funding.

Jennifer Lynn Warren, serving as Assistant City Attorney, has reviewed all documentation for this application and issued a legal opinion regarding the potential conflict of interest. In her opinion Roger Dabady application does not violate State or local law or any City administrative policies.

Public Comment

Residents are encouraged to review the complete opinion and provide written comments. Copies of the opinion are available for review at the Community Planning & Development Department, CP&D located at 12400 N.E. 8th Avenue, North Miami, Florida 33161 during regular business hours, Monday to Friday from 8:00 a.m. to 5:00 p.m. during the 10-day period to commence on March 13th, 2017, and will end on March 22nd, 2017. Comments may be submitted to the Community Planning & Development Department by mail, in person, or by e-mail to mjean-pharuns@northmiamifl.gov on or before March 22nd, 2017 at 5:00 pm.

If you have any questions regarding this notice please feel free to contact the Community Planning & Development Department at (305) 893-9825.