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Date June 28, 2010

**PUBLIC HEARING AND APPROVAL OF THE PROPOSED SUBSTANTIAL
AMENDMENTS TO THE FIRST (2010) YEAR ACTION PLAN AND THE 2010-2014 U.S.
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) CONSOLIDATED PLAN**

WHEREAS, at its meeting on June 3, 2009, the Neighborhood Revitalization Board (NRB) approved the updated goal statements for the 2010-2014 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan and approved a motion to recommend these statements to the City Council along with Notices of Funding Availability (NOFAs) for the First (2010) and Second (2011) Year Action Plans of the 2010-2014 HUD Consolidated Plan; and

WHEREAS, on June 22, 2009, by Roll Call No. 09-1084, the Des Moines City Council approved the recommendations of the NRB regarding the Plan Year (PY) 2010 and 2011 NOFAs and directed and authorized the Community Development Department to distribute NOFAs to potential operating agencies and City departments for programs and projects addressing the goals and objectives of the First (2010) and Second (2011) Year Actions Plans of the 2010-2014 HUD Consolidated Plan; and

WHEREAS, on November 9, 2009, the City Council held a public hearing for all persons seeking to express their views regarding the First (2010) Year Action Plan of the 2010-2014 HUD Consolidated Plan, and by Roll Call No. 09-2055, the City Council approved the City Manager's recommendations as amended for PY 2010, stated Council's intention to reduce future Community Development Block Grant (CDBG) funding for potential operating agencies, and further requested that the City Manager submit his recommendation to Council regarding the funding process and implementation of necessary policy changes and procedures; and

WHEREAS, on December 21, 2009, by Roll Call No. 09-2324, the City Council approved an amended recommendation by the City Manager to offer reduced CDBG funding to certain operating agencies identified in Council Communication No. 09-895; and

WHEREAS, the City Manager, the NRB and the Community Investment Administration of the Community Development Department have recommended the following proposed substantial amendments to the First (2010) Year Action Plan and the 2010-2014 HUD Consolidated Plan:

1. Scheduled reduction in CDBG funding to certain operating agencies as follows: (1) Second (2011) Year Action Plan of the 2010-2014 HUD Consolidated Plan funded at fifty percent (50%) or less of the allocated amount in PY 2010; (2) Third (2012) Year Action Plan of the 2010-2014 HUD Consolidated Plan funded at twenty-five percent (25%) or less of the allocated amount in PY 2010 to be provided by any available reprogramming dollars to be paid during the Fourth Quarter of the Second (2011) Year Action Plan. Such funding shall be subject to review and recommendation by the Neighborhood Revitalization Board and final approval by the City Council. This schedule of reduction in CDBG funding is proposed in order to help these agencies transition toward the anticipated total loss of City-provided CDBG funding following the Third (2012) Year Action Plan of the 2010-2014 HUD Consolidated Plan.

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2. Inclusion in the First (2010) Year Action Plan of the Hansen House's Criminal Justice Program, due to Council approval and adoption of reprogramming recommendations of NRB and the City Manager on June 28, 2010, by Roll Call No. _____.
3. Inclusion in the First (2010) Year Action Plan of the ANAWIM Shelter Plus Care Program, due to Council approval and adoption of reprogramming recommendations of NRB and the City Manager on June 28, 2010, by Roll Call No. _____.
4. Deletion from the First (2010) Year Action Plan of Neighborhood Finance Corporation's (NFC) Tool Lending Library as requested by NFC; and

WHEREAS, provisions under federal regulations (24 CFR 91.505) regarding amendments to consolidated plans require the City to amend its First (2010) Year Action Plan and 2010-2014 Consolidated Plan after it has been approved if it intends to make a change in its allocation priorities or a change in its method of distributing funds, carry out a new activity, or delete an activity; and

WHEREAS, provisions under federal regulations (24 CFR 91.505(c)(2) and 91.105(c)) further require that the City follow public notice procedures set forth in its citizen participation plan to provide citizens with reasonable notice and opportunity to comment on substantial amendments to said Plans for a period of not less than 30 days before the amendments are implemented, and to consider any comments or views of citizens received in writing or orally at public hearings; and

WHEREAS, on May 24, 2010, by Roll Call No. 10-809, in order to fulfill the above-referenced requirements, this Council set a public hearing for June 28, 2010 and published due notice in accordance with said regulations in order to provide citizens with the opportunity to comment on the above-listed proposed substantial amendments to the First (2010) Year Action Plan and the 2010-2014 HUD Consolidated Plan and participate in the hearing; and

WHEREAS, the public hearing has now been opened and all persons seeking to express their views regarding the amendments to the First (2010) Year Action Plan and the 2010-2014 HUD Consolidated Plan have been afforded the opportunity to do so.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the public hearing to obtain citizens' views on the proposed substantial amendments to the First (2010) Year Action Plan and the City's 2010-2014 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan, as set forth above, is hereby closed and that all citizen views and comments are hereby received and filed.

BE IT FURTHER RESOLVED, that the proposed substantial amendments as set forth above are hereby approved, and the City Manager or his designee is hereby authorized and directed to submit said amendments to HUD for review and approval.



Roll Call Number

Agenda Item Number

50C

Date June 28, 2010

(Council Communication No. 10-367)

FORM APPROVED:

Glenna K. Frank
Assistant City Attorney

MOVED BY _____ TO ADOPT

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

Mayor

City Clerk