

November 10, 2008

Date

PUBLIC HEARING AND APPROVAL OF THE PROPOSED FIFTH (2009) YEAR ACTION PLAN OF THE 2005-2009 U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) CONSOLIDATED PLAN

WHEREAS, on May 21, 2007, by Roll Call No. 07-980, the City Council approved the recommendations of the Neighborhood Revitalization Board (NRB) regarding the PY 2008 and 2009 Notices of Funding Availability (NOFAs) for the Fourth (2008) and Fifth (2009) Year Action Plans of the 2005-2009 HUD Consolidated Plan and directed and authorized the Community Development Department to distribute NOFAs to potential operating agencies and City Departments for programs and projects which address the goals and objectives of the Fourth (2008) and Fifth (2009) Year Action Plans of the 2005-2009 HUD Consolidated Plan; and

WHEREAS, on September 22, 2008, by Roll Call No. 08-1652, in order to provide a forum for public comment on the Fifth (2009) Year Action Plan of the 2005-2009 HUD Consolidated Plan, the City Council set a public hearing for November 10, 2008; and

WHEREAS, on September 22, 2008, by Roll Call No. 08-1653, the City Council received the funding recommendations for the Fifth (2009) Year Action Plan of the 2005-2009 HUD Consolidated Plan from the Neighborhood Revitalization Board; and

WHEREAS, the Fifth (2009) Year Action Plan, on file with the City Clerk as Exhibit "A" and by this reference made a part hereof, is a community-wide development strategy designed to meet the needs of low and moderate income persons residing in the City of Des Moines, and includes a five year strategy and Fifth (2009) Year Action Plan for the 2009 Program Year's projected CDBG (\$4,250,000), HOME (\$900,000), ESG (\$195,000), SF 424 application forms, required certifications and a Citizen Participation Plan which complies with HUD regulations; and

WHEREAS, the public hearing has now been opened and all persons seeking to express their views regarding the Fifth (2009) Year Action Plan of the 2005-2009 HUD Consolidated Plan have been afforded the opportunity to do so; and

WHEREAS, to implement the activities proposed by the agencies receiving 2009 CDBG, HOME, and ESG funding, City staff will work with the operating agencies to develop contracts that comply with all applicable federal, state, and local laws.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the public hearing to obtain citizen views and comments on the proposed Fifth (2009) Year Action Plan of the 2005-2009 HUD Consolidated Plan is hereby closed and that all citizen views and comments are hereby received and filed.

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Date..... November 10, 2008

BE IT FURTHER RESOLVED that the comments and recommendations of the City Manager as set out in Council Communication No. 08-684, are hereby received, filed and approved.

BE IT FURTHER RESOLVED that the Fifth (2009) Year Action Plan, including the recommended funding allocations, consisting of CDBG, HOME, ESG funding and any modifications made by this Council, is hereby approved.

BE IT FURTHER RESOLVED that the City Manager or his designee is hereby authorized and directed to submit the Fifth (2009) Year Action Plan of the 2005-2009 HUD Consolidated Plan to the U.S. Department of Housing and Urban Development.

BE IT FURTHER RESOLVED that, consistent with Roll Call No. 96-1034, dated March 18, 1996 regarding contract and amendment procedures for CDBG, HOME, and ESG funded projects, the City Council authorizes and directs the City Manager to approve and execute the detailed work programs and written agreements with subrecipient entities implementing all projects contained in the Fifth (2009) Year Action Plan in accordance with City Council approval of the Consolidated Plan and the projects listed therein.

BE IT FURTHER RESOLVED that, consistent with Roll Call No. 96-1034, dated March 18, 1996 regarding contract and amendment procedures for CDBG, HOME, and ESG funded projects, the City Council authorizes and directs the City Manager to approve and execute amendments to any program year's work programs that do not include any substantive change in the location, level of service, time period, budget or project purpose.

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BE IT FURTHER RESOLVED that, consistent with Roll Call No. 96-1034, dated March 18, 1996 regarding contract and amendment procedures for CDBG, HOME, and ESG funded projects, all proposed amendments to work programs and written agreements with subrecipient entities that are not in accordance with City Council approval of the Consolidated Plan and the projects listed therein or that constitute a substantive change in the location, level of service, time period, budget or project purpose shall be submitted to the citizen review process and City Council for consideration and approval prior to execution by the City Manager.

(Council Communication No. 08-684)

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank
Assistant City Attorney

MOVED BY _____ TO ADOPT

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
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