

Date October 24, 2011

APPROVAL OF THIRD YEAR ACTION PLAN (2012) ENVIRONMENTAL REVIEW RECORD, FINDING OF NO SIGNIFICANT IMPACT ON THE ENVIRONMENT AND PUBLISHING NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

WHEREAS, as a grantee of the United States Department of Housing and Urban Development (HUD) under Title I of the Housing and Community Development Act of 1974 as amended, and as a grantee and/or a recipient of Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), HOME Investment Partnership (HOME) funds, the City of Des Moines, as the Responsible Entity (RE) for the jurisdiction, conducted an environmental review pursuant to Title 24, Code of Federal regulations (24 CFR) Part 58; and

WHEREAS, the cumulative environmental effects of activities to be undertaken as part of the Third Year Action Plan (2012) of the City's 2010-2014 Consolidated Plan, which includes the CDBG, HOME, and ESG Grants, were reviewed and included in the 2012 Environment Review Record (ERR); and

WHEREAS, after review the City found that the Third Year Action Plan (2012) activities are anticipated not to have a significant impact upon the environment; and

WHEREAS, the City recommends that additional environmental review be conducted as noted in the ERR and a request for the immediate release of funds for the projects included in the Third Year Action Plan (2012) be submitted to HUD.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the City's Third Annual Action Plan (2012) Environmental Review Record for the City's 2010-2014 Consolidated Plan, on file with the City Clerk as (Exhibit A) and by this reference made a part hereof, is hereby approved, and the findings and recommendations of the City are hereby approved.

BE IT FURTHER RESOLVED that the City Clerk is authorized and directed to publish the attached "Public Notice of No Significant Impact and Notice of Intent to Request Release of Funds" (Exhibit B) in the Des Moines Register on October 26, 2011, in accordance with 24 CFR 58.42, 58.43, and 58.44.

BE IT FURTHER RESOLVED that the City Manager is designated as the Certifying Official for purposes of 24 CFR 58.71 and the City Manager is authorized to execute the "Request for Release of Funds and Certifications" attached hereto as Exhibits C, D and E and by this reference made a part hereof.

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BE IT FURTHER RESOLVED that the City Manager or his designee, is hereby authorized and directed to submit the executed "Request for Release of Funds and Certifications" for the 2012 Action Plan to HUD.

Moved by _____ to adopt.

FORM APPROVED:


 Michael F. Kelley
 Assistant City Attorney

(Council Communication No. 11-660)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED		APPROVED		
_____ Mayor				

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.

_____ City Clerk