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**Date** ..... October 8, 2012

**SET PUBLIC HEARING OF FOURTH YEAR (2013) ACTION PLAN ENVIRONMENTAL REVIEW RECORD, FINDING OF NO SIGNIFICANT IMPACT ON THE ENVIRONMENT AND 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), 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 Fourth Year Action Plan (2013) of the City's 2010-2014 Consolidated Plan, which includes the CDBG, HOME, and ESG Grants, were reviewed and included in the 2013 Environment Review Record (ERR); and

WHEREAS, after review the City found that the Fourth Year Action Plan (2013) activities are anticipated to not 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 Fourth Year Action Plan (2013) be submitted to HUD.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that a public hearing to obtain the views of citizens regarding proposed Fourth Year (2013) Action Plan Environmental Review Record, Finding of No Significant Impact on the Environment and Intent to Request Release of Funds shall be held on November 19, 2012 at 5:00 p.m. in the Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa.

BE IT FURTHER RESOLVED that hat 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 no less than 30 days prior to the public hearing..

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 and D 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 on or after November 19, 2012.

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:

  
 \_\_\_\_\_  
 Michael F. Kelley  
 Assistant City Attorney

(Council Communication No. 12-541)

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