

★ Roll Call Number

08-1969

Agenda Item Number

28

November 10, 2008

Date

APPROVAL OF COMPREHENSIVE STRATEGY 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 under the Emergency Shelter Grants, Section 108 Loan Guarantee and HOME programs, the City of Des Moines 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 City's Citywide Comprehensive Strategy Area during the 2009 Program Year, which includes the Community Development Block Grant, Emergency Shelter Grant, Section 108 Loan Guarantee and HOME programs, were reviewed and included in the 2009 Environmental Review Record (ERR); and

WHEREAS, after review of the ERR, the City found that the Citywide Comprehensive Strategy Area Projects are anticipated to not have a significant impact upon the environment; and

WHEREAS, the City recommends that no additional environmental review be conducted and a request for the immediate release of funds for the projects included in the Fifth Year Action Plan (2009) of the 2005-2009 HUD Consolidated Plan for Community Development Block Grant, Emergency Shelter Grant, Section 108 Loan Guarantee and HOME programs be submitted to HUD.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the City's Comprehensive Strategy Environmental Review Record for the City's Citywide Comprehensive Strategy Area Projects, 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 Finding of No Significant Impact and Notice of Intent to Request Release of Funds" (Exhibit B) in the Des Moines Register on November 11, 2008, in accordance with 24 CFR 58.42, 58.43, and 58.44.

BE IT FURTHER RESOLVED that, in accordance with 24 CFR 58.43, the City Manager or his designee is hereby authorized and directed to disseminate the attached notices to the local news media and all interested persons, agencies and groups, including the Regional Office of the Environmental Protection Agency and the HUD Area Office.

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

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 Certification" to HUD.

(Council Communication No. 08-685)

APPROVED AS TO FORM:

Glenna K. Frank
 Glenna K. Frank
 Assistant City Attorney

MOVED BY Mahaffey TO ADOPT

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS				✓
TOTAL	5			2

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.

Cherita L. Harley Mayor

Diane Rauh City Clerk