

★ Roll Call Number
09-939

Agenda Item Number
3

Date June 3, 2009

**PUBLIC HEARING AND APPROVAL OF THE PROPOSED AMENDMENT TO
THE FOURTH YEAR(2008) ACTION PLAN OF THE 2005-2009 HUD
CONSOLIDATED PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK
GRANT RECOVERY (CDBG-R) PROGRAM**

WHEREAS, on November 19,2007 by Roll Call 07-2231, the City Council held a public hearing and approved the proposed Fourth (2008) Year Action Plan of the 2005-2009 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan; and

WHEREAS, under Title XII of the American Recovery and Reinvestment Act of 2009, Congress has designated additional financial assistance and services to local governments to carry out, on an expedited basis, eligible activities under the Community Development Block Grant program; and

WHEREAS, Congress has made funding available for the Community Development Block Grant Recovery program under Title XII of Division A of the American Recovery and Reinvestment Act of 2009, and referred to as CDBG-R; and

WHEREAS, grantees eligible to receive funds under the CDBG-R, including the City of Des Moines, are required to complete and submit to HUD a substantial amendment to the Fourth (2008) Year Action Plan of the 2005-2009 HUD Consolidated Plan; and

WHEREAS, the City's Fourth (2008) Year Action Plan requires that a public hearing be held to allow citizens to comment on the substantial amendment to the Consolidated Plan; and

WHEREAS, the substantial amendment to the Fourth (2008) Year Action Plan, on file with the City Clerk as Exhibit "A" and by this reference made a part hereof, allocates CDBG-R funds to eligible activities consistent with the overarching goals of the Recovery Act and the City of Des Moines' Consolidated Plan, including estimated budgets for these activities to be funded from \$1,152,886 of CDBG-R funds currently allocated to the City of Des Moines; and

WHEREAS, on May 18, 2009, by Roll Call 09-852, in order to provide a forum for public comment on the proposed substantial amendment to the Fourth (2008) Year Action Plan, and to comply with the local Consolidated plan citizen participation process, the City Council set a public hearing for a special meeting on June 3,2009; and

WHEREAS, the public hearing has now been opened and all persons seeking to express their views regarding the substantial amendment to the Fourth (2008) Year Action Plan of the 2005-2009 HUD Consolidated Plan have been afforded the opportunity to do so; and

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WHEREAS, to implement the activities proposed by the City departments and/or agencies receiving CDBG-R 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 substantial amendment to the Fourth (2008) 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.

BE IT FURTHER RESOLVED that the comments and recommendations of the City Manager as set out in Council Communication No. 09-352, are hereby received, filed and approved.

BE IT FURTHER RESOLVED that the substantial amendment to the Fourth (2008) Year Action Plan, including the recommended funding allocations consisting of CDBG-R funding and any modifications made by the Council, is hereby approved.

BE IT FURTHER RESOLVED that the Mayor or his designee is hereby authorized and directed to submit the substantial amendment to the Fourth (2008) Year Action 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 HUD Consolidated Plan projects, the City Council authorizes and directs the City Manager to approve and execute the detailed work programs and written agreements with sub-recipient entities implementing all programs contained in the Fourth (2008) Year Action Plan in accordance with City Council approval of the substantial amendment 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 HUD Consolidated Plan projects, all proposed amendments to work programs and written agreements with sub-recipient entities that are not in accordance with City Council approval of the Consolidated Plan, as amended, 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.

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(Council Communication No.09- 352)

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
Glenna K. Frank
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

Thomas Vlassis Mayor

MAYOR PRO TEM

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.

Diane Rauh City Clerk