

★ Roll Call Number

12-1791

Agenda Item Number

37

Date November 19, 2012

**PUBLIC HEARING AND APPROVAL OF THE PROPOSED FOURTH YEAR (2013)  
ACTION PLAN ENVIRONMENTAL REVIEW RECORD, FINDING OF NO SIGNIFICANT  
IMPACT ON THE ENVIRONMENT AND REQUEST OF RELEASE OF FUNDS**

WHEREAS, as a grantee of the United States Department of Housing and Urban Development (HUD) under Title 1 of the Housing and Community Development Act of 1974 as amended, and as a grantee and recipient of Community Development Block Grant (CDBG) and 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, since it is necessary to obtain the views of citizens regarding the Fourth Year (2013) Action Plan Environmental Review Record (ERR) and the Finding of No Significant Impact on the Environment and the Intent to Request the Release of Funds as well as to provide a forum for citizen comment, on October 8, 2012 by Roll Call No. 12-1566 the City Council set the date for a public hearing to be held on November 19, 2012 at 5:00 p.m. in Council Chambers at City Hall, approved a Notice of Public Hearing and directed the City Clerk to publish the Notice in the Des Moines Register no less than 30 days prior to the public hearing, and directed that copies of the ERR be available for review by interested citizens at the Office of the City Clerk and the Community Development Department; and

WHEREAS, notice of the public hearing was published in the Des Moines Register on October 18, 2012;

WHEREAS, pursuant to the published notice, the public hearing has now been opened and all persons seeking to express their views regarding the Fourth Year (2013) Action Plan ERR of the 2010–2014 HUD Consolidated Plan have been afforded the opportunity to do so; 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 (2013) ERR be submitted to HUD.

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 Fourth Year (2013) ERR is hereby closed and all citizen views and comments have been considered and are hereby received and filed.

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BE IT FURTHER RESOLVED that the City Manager or his designee is designated as the Certifying Official for purposes of 24 CFR 58.71 and the City Manager is authorized to execute and submit the Request for Release of Funds and Certifications attached hereto as Exhibits A through C; and

BE IT FURTHER RESOLVED that the City Manager or his designee is hereby authorized and directed to execute the required SF 424 (Exhibit D) and certification forms (Exhibit E) and to submit the Fourth (2013) Year Action Plan of the 2010-2014 HUD Consolidated Plan to the U.S. Department of Housing and Urban Development, as approved by City Council by Roll Call No. 12-1735, dated November 5, 2012.

Moved by Hensley to adopt.

FORM APPROVED:

*[Signature]*

Michael F. Kelley  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN				✓
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

*[Signature]*  
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.

*[Signature]*

City Clerk