



Roll Call Number

20-0792

Agenda Item Number

56

Date May 4, 2020

**PUBLIC HEARING FOR APPROVAL OF THE
AMENDMENTS TO THE 2019 ACTION PLAN AND CITIZEN PARTICIPATION PLAN FOR
THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) 2015-2019
CONSOLIDATED PLAN**

WHEREAS, provisions under Chapter 24 of the Code of Federal Regulations (CFR), Section 91.105 require the City of Des Moines to adopt a Citizen Participation Plan that sets forth the jurisdiction's policies and procedures for citizen participation regarding development of the Consolidated Plan; and

WHEREAS, provisions under Chapter 24 CFR Section 91.220 regarding Annual Action Plans for the Consolidated Plan for HUD grant programs require the City to submit an annual action plan for the 2019 Program Year to the United States Department of Housing and Urban Development (HUD) no later than 45 days prior to start of the 2019 Consolidated Plan Program Year; and

WHEREAS, on March 27, 2020, President Trump signed the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 116-136, which provides additional Community Development Block Grant (CDBG-CV) and Emergency Solutions Grant (ESG-CV) funding to prepare, prevent, and respond to coronavirus; and

WHEREAS, on April 2, 2020, HUD allocated the City of Des Moines \$2,231,212 in CDBG-CV and \$1,108,334 in ESG-CV funds for activities to respond to the public health crisis; and

WHEREAS, in accordance with 24 CFR 91.105 and 505, an entitlement jurisdiction receiving federal funding, such as the City of Des Moines, must amend its most recently approved Action Plan and Consolidated Plan to carry out an activity not previously described in the plans and provide citizens with a reasonable opportunity to comment on the original plans and proposed amendments; and

WHEREAS, HUD has issued several regulatory waivers and suspensions for federally funded programs, including Consolidated Plan and citizen participation requirements in 24 CFR 91, in conjunction with the CARES Act; and

WHEREAS, on April 13, 2020, HUD acknowledged the City of Des Moines' intent to waive 1.) the citizen participation 30-day public comment period for Consolidated Plan amendments to no less than five days and 2.) citizen participation reasonable notice and opportunity to comment in the city's citizen participation plan; and

WHEREAS, it is necessary, by public hearing following notice, to obtain the views of citizens regarding community development and housing needs and to provide a forum for citizen comment on the City's proposed 2019 Action Plan and Citizen Participation Plan amendments; and

WHEREAS, on April 20, 2020, by Roll Call No. 20-0617, the City Council set a public hearing for May 4, 2020 at 5:00 p.m. to obtain citizen comments regarding the amendments to the 2019 Annual Action and Citizen Participation Plan in compliance with the HUD regulations; and



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WHEREAS, on April 27, 2020 at the special City Council meeting, agenda item 13 included discussion of uses for CDBG-CV and ESG-CV funding, in which \$446,242 of CDBG-CV funding was proposed for administration; \$750,000 of CDBG-CV was proposed for small business relief with \$500,000 matching from the City's general fund; \$684,970 of CDBG-CV was proposed for housing subsistence payments; and \$350,000 of CDBG-CV funding was proposed for emergency food distribution; and

WHEREAS, the City's Community Development Department and Office of Economic Development have proposed use of the City's above-listed CDBG-CV funds and matching funds to include, but not be limited to, financial assistance to private for-profit businesses to provide operating capital based upon demonstrated need in the form of grants of up to \$10,000.00, through use of an application program administered by or on behalf of the Greater Des Moines Partnership; and

WHEREAS, the Polk County Continuum of Care (CoC) recommends \$110,833 of ESG-CV funding for general administration; \$33,250 of ESG-CV funding for administration of the Homeless Management Information System (HMIS); \$20,000 of ESG-CV funding for Centralized Intake; \$472,250.50 of ESG-CV funding for Rapid Rehousing; \$330,487.85 of ESG-CV funding for Homelessness Prevention; and \$141,637.35 of ESG-CV funding for Emergency Shelter; and

WHEREAS, due notice of the public hearing was published in the Des Moines Register on April 25, 2020, and copies of the proposed amendments to the 2019 Annual Action Plan and Citizen Participation Plan were made available for public review on the City of Des Moines' web site, dsm.city, to provide citizens with the opportunity to participate in the hearing; and

WHEREAS, the public hearing on this date has been opened and those seeking to comment on the amendments to the 2019 Annual Action Plan and Citizen Participation Plan have been afforded the opportunity to do so; and

WHEREAS, HUD will forward the Grant Agreements for Community Development Block Grant (CDBG-CV) funds to prepare, prevent, and respond to coronavirus once the Annual Action Plan amendment has been received and approved.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. All public comments regarding the amendments to the 2019 Action Plan and Citizen Participation Plan have been received and the hearing is hereby closed.
2. The aforementioned proposed amendments to budgets and activities to the 2019 Annual Action Plan and Citizen Participation Plan, on file with the City Clerk and by this reference made a part hereof, is hereby approved.
3. The City Manager or his designee is hereby authorized and directed to submit the amendment to the 2019 Annual Action Plan to the U.S. Department of Housing and Urban Development.
4. The Director of the Office of Economic Development is hereby authorized and directed to work with the Greater Des Moines Partnership for review and approval of the application form and process to be prepared for financial assistance to private for-profit businesses, as described above, and to submit agreements and/or policy statements to City Council for approval prior to City implementation and distribution of City CDBG-CV or matching funds.



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(Council Communication No. 20-189)

MOVED BY Mandelbaum TO ADOPT. Refer to the City Manager to require additional detail on small business relief program 50% of funds to people of color and women owned businesses; direct that 50% of funds be used for payroll and add a condition that they comply with CDC recommendations including mask wear. Emergency food distribution to start right away. Seek out approval steps and compliance with requirements from HUD.

APPROVED AS TO FORM:

Judy K. Parks-Kruse
 Judy K. Parks-Kruse, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

CERTIFICATE

I, P. Kay Cmelik, 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.

MOTION CARRIED APPROVED
J. M. Franklin Cownie Mayor

P. Kay Cmelik

City Clerk