

RESOLUTION NO.

WHEREAS, the city is eligible for \$12,830,699 in federal grant funds, including Community Development Block Grant, Home Investment Partnerships Program, Housing Opportunities for Persons with AIDS, Emergency Shelter Grants, and American Dream Down Payment Initiative program funds from the United States Department of Housing and Urban Development (HUD) for Fiscal Year 2008-2009 (collectively, the “Federal HUD Grant”); and;

WHEREAS, the City has \$1,034,760 in additional federal funding, including HUD Section 108 Loan Proceeds, CDBG Program Income, CDBG Revolving Loan Funds, and HOME Program Income (collectively, “Additional Federal Funding”), and \$14,517,113 in local, S.M.A.R.T Housing TM Capital Improvement Funds, University Neighborhood District Overlay, General Obligation Bonds, and City General Funds (collectively, “Local Funding”); and

WHEREAS, the City has proposed a state Community Development Program under Texas Local Government Code Chapter 373 (State Plan) and a federal Action Plan under Part 91, Title 24 of the Code of Federal Regulations (Federal Plan) for FY 2008-2009 that uses the Federal HUD Grant, the

Additional Federal Funding and the Local Funding and includes the program activities identified in the attached Exhibit A; and

WHEREAS, the city council has, in accordance with Texas Local Government Code Section 373.006(1), (2) and (3);

1. identified in its Consolidated Plan for 2005-2009, adopted by Motion No. 20040624-13 on June 24, 2004, areas of the municipality in which predominantly low and moderate income persons reside, or that is a blighted or slum area; and
2. established in its Consolidated Plan for 2005-2009, adopted by Motion No. 20040624-13 on June 24, 2004, community development program areas in which community development activities, building rehabilitation, or the acquisition of privately owned buildings or land are proposed; and
3. adopted by Resolution No. 960328-31 on March 28, 1996, amended by Resolution No. 000113-29 on January 13, 2000 and Resolution No. 040129-8 on January 29, 2004, a Citizens Participation Plan under which citizens may publicly comment on proposed state community development programs and federal action plans; and

WHEREAS, the city council, on March 20, 2008 and June 5, 2008, conducted public hearings in accordance with Texas Local Government Code Section 373.006(4) and Part 91, Title 24 of the Code of Federal Regulations to obtain public comment on the proposed State Plan and Federal Plan; and

WHEREAS, the Community Development Commission, on March 31, 2008 and June 26, 2008, conducted public hearings to obtain public comment on the proposed State Plan and Federal Plan; and

WHEREAS, the City made the proposed State Plan and Federal Plan available for 30-day written comments beginning on June 2, 2008; and

WHEREAS, the Community Development Commission on July 8, 2008; made a final recommendation to the city council that the proposed State Plan and Federal Plan be approved with one amendment; **NOW, THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Council approves the City's proposed State Plan as amended by the Community Development Commission in accordance with Texas Local Government Code Section 373.006(5); and

The Council approves the proposed Federal Plan as amended by the Community Development Commission, authorizes the City Manager to submit an application, a final statement of community development objectives and projected use of funds, and any required certifications, to negotiate with HUD for the Federal HUD Grant; and

The City Manager is authorized to prepare, execute, attest and deliver all documents necessary to carry out the purposes of this Resolution.

ADOPTED: _____, 2008

ATTEST: _____

Shirley A. Gentry
City Clerk