

## **RESOLUTION NO.**

**WHEREAS**, the City is eligible for \$10,817,846, in federal grant funds, including Community Development Block Grant (CDBG), Home Investment Partnerships Program (HOME), Housing Opportunities for Persons with AIDS (HOPWA), and Emergency Solutions Grants (ESG) from the United States Department of Housing and Urban Development (HUD) for Fiscal Year 2012-2013 (collectively, the "Federal HUD Grant"); and

**WHEREAS**, the City has proposed a state Community Development Program under Texas Local Government Code Chapter 373 (State Plan) and an annual Action Plan under Part 91, Title 24 of the Code of Federal Regulations (Federal Plan) for FY 2012-2013 that uses the Federal HUD Grant and Local Funding; and

**WHEREAS**, the City Council has, in accordance with Texas Local Government Code Section 373.006(1), (2) and (3):

1. identified in its Fiscal Years 2009-2014 Consolidated Plan, adopted on July 23, 2009, areas of the municipality in which predominantly low- and moderate-income persons reside, or that are blighted or slum areas; and
2. established in its Fiscal Years 2009-2014 Consolidated Plan, adopted on July 23, 2009, 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, amended by Resolution No. 040129-8 on January 29, 2004, and amended by Resolution No. 20111215-089 on December 15, 2011, a Citizen Participation Plan (CPP) under which residents may publicly comment on proposed state community development programs (State Plan) and the annual Action Plan (Federal Plan); and

**WHEREAS**, the City Council, on April 5, 2012 and June 12, 2012, 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 27, 2012 and June 14, 2012, 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 City made the proposed State Plan and Federal Plan available for 30-day public comment beginning on June 1, 2012; and

**WHEREAS**, the Community Development Commission on July 10, 2012, made its final recommendation on the proposed State Plan and Federal Plan; **NOW, THEREFORE**,

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

The proposed State Plan and proposed Federal plan, as incorporated into the Draft Fiscal Year 2012-2013 Action Plan attached hereto as Exhibit A, as amended by Exhibit B (Change Log) and Exhibit C (Funding Table) are approved in accordance with Texas Local Government Code Section 373.006(5); and

**BE IT FURTHER RESOLVED:**

The City Council authorizes the City Manager to submit applications, a final statement of community development objectives and projected use of funds, and any required certifications, and to negotiate with HUD for the Federal HUD Grant before August 15, 2012; and

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

**ADOPTED:** \_\_\_\_\_, 2012      **ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk