# RCA CITY OF AUSTIN RECOMMENDATION FOR COUNCIL ACTION



AGENDA ITEM NO.: 13 AGENDA DATE: Thu 08/04/2005 PAGE: 1 of 2

<u>SUBJECT:</u> Approve a resolution approving the City's (1) annual Action Plan for Fiscal Year 2005-2006, related to allocation of the U.S. Department of Housing and Urban Development grant funds, and (2) Community Development Fiscal Year 2005-2006 Program required by Texas Local Government Code Chapter 373, including funding allocations, and authorizing application to the U.S. Department of Housing and Urban Development for a \$3 million Section 108 Program loan to fund business loans under the City's Neighborhood Commercial Management Program.

AMOUNT & SOURCE OF FUNDING: Funding available through the following Federal Funds: CDBG, HOME, ESG, HOPWA, EDI Grant, Section 108 Funds, American Dream Downpayment Initiative, Lead Hazard Control Grant, Healthy Homes Grant; and other Funds: Housing Assistance Fund, General Fund, Housing Trust Fund, Housing Bonds. Please see attached budget back-up.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Neighborhood Housing DIRECTOR'S DEPARTMENT: and Community Development Development

**FOR MORE INFORMATION CONTACT:** Paul Hilgers, Director, Neighborhood Housing and Community Development, 974-3108.

PRIOR COUNCIL ACTION: Council conducted public hearings on April 7, 2005 and May 12, 2005.

**BOARD AND COMMISSION ACTION:** The Community Development Commission (CDC) received citizen input on April 12 and May 10, 2005 on the Fiscal Year 2005-2006 Action Plan and Chapter 373 Community Development Fiscal Year 2005-2006 Program. The CDC adopted recommendations to the Council for use of Fiscal Year 2005-2006 CDBG and HOME funds on June 14, 2005.

# **PURCHASING:** N/A

# MBE / WBE: N/A

In order to receive certain federal entitlement grant funds, Federal law requires cities to develop an annual Action Plan. In addition, Chapter 373, Texas Local Government Code, requires cities that utilize federal funds to establish an approved community development plan or program that is determined to assist a public purpose. This FY 2005-06 Action Plan and Chapter 373 Community Development Program (the 2005-06 Plan) is a one-year strategic plan that describes community needs, resources, priorities, and proposed activities to be undertaken under certain Federal housing and community development grant programs as well as in accordance with Chapter 373, Texas Local Government Code.

The City of Austin must submit its Council-approved FY 2005-06 Action Plan to the Department of Housing and Urban Development (HUD) by August 15. HUD and State law require that the public have opportunities to participate in the development of Action Plans through two City Council public hearings and a thirty-day written citizen comment period. The City of Austin provides further opportunities by

# RCA CITY OF AUSTIN RECOMMENDATION FOR COUNCIL ACTION



AGENDA ITEM NO.: 13 AGENDA DATE: Thu 08/04/2005 PAGE: 2 of 2

meeting with stakeholders/vendors, conducting citizen surveys, and holding two additional public hearings with the Community Development Commission. Notice of hearings is published in three local newspapers.

The City of Austin will be applying for \$3 million dollars from the U.S. Department of Housing and Urban Development Section 108 Loan Program. This program provides Community Development Block Grant (CDBG) entitlement cities like Austin the opportunity to provide for projects that are larger than a city's annual allocation of CDBG funds. The principal security for the loan guarantee will be a pledge by the City of Austin of our current and future CDBG funds. Additional security will also be required to assure repayment of guaranteed obligations, which will be decided on a case-by-case basis. If successful in receiving this loan, the City will utilize the funds for the Commercial Management Project under the Community and Economic Development Program. Specifically, the monies received would be used to provide a revolving loan pool which will assist small businesses that have been in existence for two years or more to expand their operations by providing gap financing for fixed assets in exchange for job creation.

The draft 2005-06 Action Plan was made available for written public comment on May 2, 2005. The final plan is scheduled for review and action by Council on July 28, 2005.

## **RESOLUTION NO. 20050728-012**

WHEREAS, the City of Austin is eligible for Community Development Block Grant, Home Investment Partnerships Program, Housing Opportunities for Persons with AIDS, Emergency Shelter Grants, EDI Grant, American Dream Downpayment Initiative, Lead Hazard Control Grant, and all Healthy Homes Grant program funds from the United States Department of Housing and Urban Development (HUD) for fiscal year FY 2005-2006 (collectively, the "Federal HUD Grant"); and

WHEREAS, the City has Housing Trust Fund, Housing Assistance Fund, CDBG Program Income, and HOME Program Income; and

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

- Identified in its Consolidated Plan for 2005-2009 adopted by Motion No. 20040624-13 on 24 June 2004 areas of the municipality in which predominantly low and moderate income persons reside, or that is blighted or slum areas;
- 2. Established in its Consolidated Plan for 2005-2009 adopted by Motion No. 20040624-13 on 24 June 2004 community development program areas in which community development activities, building rehabilitation, or the acquisition of privately owned buildings or land were proposed; and

3. Adopted by Resolution No. 60328-31 on 28 March 1996, amended by Resolution No. 000113-29 on 13 January 2000, a Citizens Participation Plan under which citizens may publicly comment on proposed community development programs and federal action plans; and

WHEREAS, the City Council on 7 April 2005 and 12 May 2005 conducted public hearings in accordance with Section 373.006(4), Texas Local Government Code, and Part 91, Title 24 of the Code of Federal Regulations to obtain public comment on the proposed Community Development Program and federal Action Plan for FY 2005-2006; and

WHEREAS, the Community Development Commission on 12 April 2005 and 16 May 2005 conducted public hearings to obtain public comment on the proposed Community Development Program and federal Action Plan for FY 2005-2006; and

WHEREAS, the City made the proposed Community Development Program and federal Action Plan for FY 2005-2006 available for 30-day written comment beginning on 9 May 2005; and

WHEREAS, the Community Development Commission on 14 June 2005 made a final recommendation to the City Council that the proposed Community Development Program and federal Action Plan for FY 2005-2006 be approved; and

WHEREAS, the City desires to additionally apply to the U.S. Department of Housing and Urban Development for a \$3,000,000 HUD Section 108 loan to fund business loans under the City Neighborhood Commercial Management Program in conjunction with the proposed Community Development and federal Action Plan for FY 2005-2006; NOW, THEREFORE,

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

The attached Exhibit A projected use of funds be and are hereby adopted for the purpose of adopting program activities and submitting an application to HUD for a Federal HUD Grant for FY 2005-2006, submitting a \$3,000,000 application to HUD for a Section 108 loan to fund business loans under the Neighborhood Commercial Management Program, and allocating \$4,735,451 in program income funds and CDBG revolving funds in conjunction with the proposed Community Development and federal Action Plan for FY 2005-2006.

The City Manager or City Manager's designee is authorized to submit to HUD an application for the Federal HUD Grant, an application for a \$3,000,000 HUD Section 108 loan, a final statement of community development objectives and projected use of funds, and any certifications required by HUD; and

The City Manager or City Manager's designee is authorized to negotiate, certify, execute and accept on behalf of the City of Austin the Federal HUD

Grant funds; and the City Manager or City Manager's designee is authorized to negotiate on behalf of the City of Austin and bring back to the City Council the HUD Section 108 Loan documents for final approval; and

The City's fiscal year FY 2005-2006 Community Development Program as described on the attached Exhibit A projected use of funds is approved in accordance with Section 373.006(5), Texas Local Government Code; and

The City Manager or the City Manager's designee is authorized to prepare, execute, attest and deliver such statements, agreements, documents, certifications, instruments, written requests, activity and program descriptions and guidelines and other papers as may be favorable, necessary, or required to carry out or assist in carrying out the purposes of this Resolution.

ADOPTED:	July 28	,2005
ATTEST:		

Shirley A. Brown City Clerk

#### CTTY OF AUSTIN COMMUNITY DEVELOPMENT PROGRAM SOURCE AND PROJECT USE OF FUNDS FISCAL YEAR 2005-2006

			UNDING						
BOURCE OF FUNDS Grant and Loss Purch Program Jac sale	CDBG 88,474,947 82,080,767	HOME \$4,527,039 \$2,654,684	HOPWAB \$131,000	. <b>EBG</b> \$327,973	SECTION 108 \$3,000,006	ADCI 5204,041	LHCG \$2,424,227	HHAP \$1,000,000	<b>ECI</b> \$1.98,400
Table Use of Funds Frank Each Funding Source	\$10,557,714	\$7.181.743	£931.000	\$127.973	\$3,000,000	\$204,041	\$2,424,727	\$1,000,000	\$198,400
USE OF FUNDS	CDBG	HOME	HOPWAR	ESG	SECTION 109	ADDI	LHCO	ННАР	

A FFORDABLE AND ACCESSIBLE HOUSING PROGRAM Set selds for som-profit opensors of afforciable locating. Crucis is entrymery shelter for the horselves which halp provide necessary here or services. Greats is low increase horsecovers to afford a former to health and eafery drough entergoncy request and improve access and mobility in horses of efforty or handscape of trough removal or architectural barrian. Montary and developed trough entryies to provent horses in afford and the provide access entryies to prove the providing isoms to main property somers, developes and non-profit cognituations to attain property somers, developes and non-profit cognituations to attain property somers, developes and non-profit cognituations to attain the operations and upkey of gravity derivers for the horseless. Low interest Lana er Crucis to Low iscerse Construct, and cavey ships frestly horses in cases first time horsesoniant to pay for develop areas and closing create and funct a comparity, construct, and cave ships frestly horses in law to moderate income families. Another is housing useds of persons with H50/ADD. Crucis to provide needed sources for persons with H70/ADD. Crucis to a gain, extra frame to house and and heating for individuals and families transationing through a continuenef ansitume office by a stating interpret housed and heatings of all closed bar. Approximation and close ing event and data to any data through a continuention and the data and stating interpret housed and heatings for habitiduals and families transationing through a continuenef ansitume office data and personal stating and the stating and and and heatings of the data and personal stating and the stating and and answer and the advection personal heating and and any stating the data heating of the advection personal heating and the stating and a continuenef ansitume office data and personal heating and the stating and the continuen-

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Talai Housing	\$3,844,200	86,729,038	<b>\$903,070</b>	\$311,575	<b>S</b> 0	\$204,041	\$2,424,227	\$1,000,000	50

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ECONOMIC DEVELOPMENT PROGRAM: Louis to basicases is or willing to forste in Contracted Redevelopment Arms to counte or spain jobs and revitalize target areas. Provide learn for working expirat and equipment to qualified microsenterprises. Provide descript training and technical anisotence for qualified enterometarprises. East 110/12th Street Revitalization and HUD Section 108 determines.									
Orizat and Loan Funds Program income	\$1,807,387	<u> </u>		\$0	\$3,000,000	\$0	30	80	\$198,400
Tetal Economic Development	\$2,496,387	30	30	\$0	33,000,000	80	\$0	30	\$198,400
PUBLIC SERVICES PROGRAM: Runds for existing and new neighborhood groups to excourage nighborhood and leadership div dopment projects. Provide courseling and fair housing information to tenants and landlords. Panding for one or more child care program. Assist in funding projects for the didarty. English as 8 Second Language. Volantary Campliance/Accessible. Housing Information Referral. Housing Information Enform Service. Activities to close-out program contract. Total Public Service	<u>\$1.291,542</u>		<u>30</u>	<b></b>	<b>3</b> 0	<u> </u>			
PUBLIC FACILITIES AND IMPROVEMENT PROGRAMS: Public Facilities. Date service for Down Honselon Sheker, Outred City Intertainment Caster Program. Additional familing for potential projects under review.	<u>\$1,230,196</u>	£		<u> </u>	<u>80</u>		<b>\$</b> 0		10
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Total Administration and Planning		<u> </u>		

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TOTAL PROPOSED COMMUNITY DEVELOPMENT PROGRAM COMBINED USE OF FUNDS

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#### 2005-2006 Annual Action Plan SECTION 1: INTRODUCTION Funding Tables

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Administration	H (HOME)		55,076	N8,075	-
Subistat TBRA	HTP		175,000 645,000	263,925	
Housing for Flop e ant HWAIDS			454,600		
Plene, Mongage, and Unity Assertance	HOPWHA	-	<b>841,181</b>	841,180	6
Residential Support, Services	NOPWA	<u> </u>	261 000	2/1,090 90,070	
Eutonal, Agreed Housing			1,598,670	1.834.984	
Constant data a constant					
Berlei Hauster Berlei Development Secriter					
Rental Heg. Development Assetsnos	HOAJE	•	1,041,362	1,041,382	•
	HOME (CHO	275,034	675,056	854,092 11(1,600	-
	PI (HOMF) CDBG	878,085	110,607	196,915	-
·	FI (CDBG)		45,446	45,445	-
	UNG-HTF	•	87,624	37,624	
Suznatel, Rensel Housing Day, Assist	HTP:				
Architectural Barrier Program as account of the	CDBG	226,628	6,447 1,489 1	226.529	1
Volumery Compliance Agreement	QE-CIP	10,000	\$4,000	44,000	15
Anderson Hill Redevelopment				1,846,000	
Renzel Budestel, Anderson Hill Redevelopment :	PI (HOME)		1,546,000	1.844,000	
Subber, Rente Houseg		1 135 847	141 6403	\$ 272.678	4,7
filematha an Bastina					
Homebuve: Sectors Homebuve: Acenterics					
Open Perman Assessment	HOME	\$34,245	1,209,071	1,744,117	•
	PI (HOME)	•	230.732	206,752	•
	NAT-Bales P ADDI	' <u>'</u>	27.876 254 041	27,976 204,041	1
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Homeowership Development					
Acculation 4. Dave opened	COBG HOME	294,000 68,000	453 673 486 681	751,873 643,661	
	COBG-Rev. L		8:7 731	106,377	
	GF-CIP	25,162	830 474	855,630	-
	HAP-Bales Pr HOME March		473 364	845,671 86,899	-
	PLANE MILCO	65,999 106,046	256 000	1 017 (046	
Subblet App. 2 Development (Swner)		1,868,258	3,117 205	4 975,683	
CHDD Capecity Building	HOME (CHUC	•	125 000	125,000	
Antiperforve Street Housing Project Antienson Hill Received company and an an an	P\$ (CD9G)	•	565 506	\$46ć, <b>0</b> 04	•
Non-contection	COBG	242,208		242,208	
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Bubbiel, Anderson HRI Recevelopment	• • • •	2,060,150	•	2.000.050	
Subtotal, Homeownership Development.		3,949,208	36763	7.757.021	
Subblet, Hadrobuyer Services		6.483457	2 458 237	171697	
Carter-Occupied Housing					
Housing Placet/Station Stations					
Architecture Sertier Program		M7,837	529.782 99C 000	1,477,819 650,000	
Barren anna Barren Barren		406 44	216 945	826 789	
Emergency Repair Program.			153 080	163 080	-
Emergency Repair Program	CDBG-Rev L	• –		133 296	-
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7/20/2005

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#### 2005-2004 Annual Action Plan SECTION 1: INTRODUCTION Funding Tables

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				Projected Program	
	_	FY 04-08		Laval PY86-66	
	Funding	Estmand	Funcing	(Settimeted plus	House the
	\$940ar	Carryforward	P Y08-08	Peodlery (*124-01)	<b>Ferved</b>
DENTRITY DEVELOPMENT					
Secol Business Development					
Community Development Benk		•	15,850	115,650	4
filloreanterpres Technical Assistance		-	57,448	167,440	10
Neighborhood Commercial Mgmil		-	46,491	48,491	•
	Section 108	1,200,000	3,000,000	4,303,030	2
Sublishe Neigh Commercial Management .		1.202.000	8,048,491	4,348,491	2
Bren 1 Minor by Business Association			205,054	208,514	1
Sublotal, Small Business Development		30.50	A SZEALT		2
Commonial Several and Co					
Gent 11/120 Scouts Revealed or a constance	COBG	•	\$75,255	Q16,240	3,26
Administration	CDBG	66,020	•	66,030	-
	PI (COBG)	•	669,000	000,000	
	EDI 🛛		197,400	198,400	· · ·
Zublotef, Conversition Revolutation		35,000	1,333,693	7,328,680	3.26
Simplicarbood Renterrator: (Public Services)					
Child Care Services	CDBG	•	872,200	12,20	32
	M (CDBG)	<u> </u>	20,000	20,030	•
Bubicusi Child Cars Services			67,200	662,500	
English as a Becond Language	ÇDBG	20,026		20,000	24
Tenerse' Righte Are surned	CD8G	-	264,02T	264,527	59
Housing information and referred	CDBG	60,000	25,307	78,307	20,84
Neighborhood Support Services., annum	CDBG	120,000		120.000	4 90
Geniar Services			122.650	122,603	28
Youth Support Bervices.	CDBG	21,400	1.047,600%	207 905	16
Subtoter, Public Services		111,400	1.291.542	1.562,542	N 38
Debi Services					
Homelees Sheller, Debt Sendos,	CDBG	110,435	484 846	805,400	
Neichbothing Commercial Mant Debi Servic		•	130 000	130,000	-
Real 11/12/1 Breats Revicel, Oakt Bervice		49,547	702 735	751.683	-
	0080		745 24	745,741	-
Subtotar, Dust Bervice.		101.772	2002 032	2250,134	
		<b>Anno 1</b>		<u>میں میں میں میں میں میں م</u>	
STOTAL Community Development		1014102	1,716 621	14,235,111	17,14
······		and the state of the	and the second s	and the second	
ABINSTRATION.					
	CHARGE		1.816 365	1465.3872	-
	HOME		482 705	452 705	-
	1253	-	15 205	16.398	
	HOPWA		27 890	27,030	-
	Gr.	-	1,324 071	4 304 071	-
STOTAL, Administration		······	3.517 491	3.886.483	<u> </u>
		and the second se			
NUSING POLICY					
S.M.A.R.T. Housing Rev Per Tears	IDF-LCIP	-	496 000	485.000	1,60
BMARY, Housing Austin Energy Payment			246 000	246,007	
S.M.A.R.T. Housing Initiative		195,500		105,600	
STOTAL, HOUSING POLCY		194, 405	712.000	603.608	7.00
JETOTAL Grant and Logal Funding	_	77,809,588	30,478,036	46.436.441	47,23
an a da a and da an a na da da sa a da	-	1110001790			
NEING SOND PROGRAMS					
Bingle Family Bond Programs		4.000.509	-	4 000,000	
UTOTAL, Newling Bond Programs		KA00,000		4,000,000	
1911 - 1929 - 1929 - 1939 - 1937 - 1937 - 1938 - 19			<u>المتحد المتحد الم</u>		

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# Change Log trom Draft Action Plan distributed May 9, 2005

General editing (GE) Funding Changes (FC) Programmatic/Activity Changes (PC) Addition or Move(AM)

Page	Section	Type of Change	Explanation
	BUDGET CHANGES	Funding Changes	Due to the different timelines for the Action Plan draft and Budget, and due to the budget cuts, the budget has been amended from the Draft that was distributed, and some of the following production numbers have been changed.
	Homeless Essential Services	Combined two lines (no actual budget changes)	Just collapsed two lines together to combine funding and Households served since they were both Essential Services.
	Tenant-Based Rental Assistance	\$58,075 Added	Added Program Income
	RHDA	\$700,000 Added	See explanation below
	RHDA	\$37,824 Added	Added funding source of University Overlay Housing Trust Fund
	RHDA	\$5,741 Added	Added Housing Trust Fund dollars
	VCA	MOVE: <b>\$34,000</b> Added	Moved VCA to Rental Housing from Public Services
	DPA	\$100,000 Decreased	Decreased DPA to transfer to RHDA (part of RHDA's \$700,000 increase)
	A&D	\$600,000 Decreased	Decreased A&D to transfer to RHDA (part of RHDA's \$700,000 increase)
	CHDO	MOVE: \$125,000 Increased	Moved CHDO to Homeownership Development from Public Services
	Juniper Olive	MOVE: No Budget Change	Moved Juniper Olive to its own line item and gave its own IDIS number in the Action Plan
	Lead Hazard Control	\$301,493 Added	Added \$301,493 with new grant application
	Healthy Homes	\$1,000,000 Added	Added Healthy Homes Program
	TOTAL HOUSING	\$1,562,133 Increased	Increased total Housing Budget
r	East 11th/12th	\$1,600 Decreased	Decreased FY 2005-06 Funding
	Child Care	\$44,000 Decreased	Decreased the CDBG Program Income expected
	VCA	MOVE: \$44,000 Decreased	Moved to Rental Housing
	CHDO	MOVE: \$125,000 Decreased	Moved to Homeownership
	TOTAL COMMUNITY DEVELOPMEN T BUDGET	\$214,600 Decreased	Decreased Total Community Development Budget by this amount
	Homeless Shelter Debt Service	\$4,021 Decreased	Decreased debt service amount and increased Milennium Youth Debt Service
	Millennium Youth Debt Service	\$4,021 Increased	Increased debt service amount
	General Fund Administration	\$67,253 Increased	Increased General Fund amount for Administration
	Total Budget, All Programs	\$1,414,786	Increased total budget by this amount

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## 2005-2006 Annual Action Plan

Page	Section	Draft Action Plan Type of Change	Explanation
- "6"		-71	
	Monitoring Plan	GE	There were some small edits to the Monitoring plan proposed by On-Going Monitoring Division.
	AP Housing Tables	FC/PC: Rental Housing	RHDA will have an increase in funding of \$700,000, however, the number of households served will stay the same, since there are a number of projects this new allocation will allow them to begin planning for, but the developments will not be completed in the FY 2005-06 fiscal year. This change was made upon review of public comments and a recommendation from the CDC Housing Subcommittee to move more money towards rental housing projects. In addition, there was money \$37,824 added to this program from the University Overlay Housing Trust Fund.
	AP Housing Tables	AM: Rental Housing	Voluntary Compliance Program was moved to the Rental Housing section from the Public Services Section. This was done in order to present more clearly the Public Services budget, which is limited to 15% of CDBG, and accomplishments, without intermixing the funds (General Funds) and accomplishments from this program.
	AP Housing Tables	PC: Homeownership Development section	Anderson Hill will increase its unit production by two units to produce a total of 15 units, instead of the 13 listed in the Draft. This was due to when contractors submitted proposals at a lower price than anticipated, allowing for the two new units in FY 2005-06. This will bring Acquisition and Development households served to 47 households.
	AP Housing Tables	FC/PC: Homeownership Development Section	Acquisition and Development will be decreased by \$600,000, and moved to RHDA program. However, the only change in production, will be an increase in units referred to above in Anderson Hill. This change was made upon review of public comments and a recommendation from the CDC Housing Subcommittee to move more money towards rental housing projects.
Page	Section	Type of Change	Explanation

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2005-2006 Annual Action Plan

Chan	Change Log from Draft Action Plan distributed May 9, 2005				
	AP Housing Tables	FC/PC: Homeownership Development section	In Down payment Assistance there will be \$100,000 less in the Final budget, and there will be a decrease from 182 to 165 households served. This change was made upon review of public comments and a recommendation from the CDC Housing Subcommittee to move more money towards rental housing projects.		
	AP Housing Tables	AM: Homeownership Development	Community Development Housing Organization (CHDO) funding was moved from Public Services to Homeownership Development section, giving 20 more households served to that section. This was done in order to present more clearly the Public Services budget, which is limited to 15% of CDBG, and accomplishments, without intermixing the funds (HOME) and accomplishments from this program.		
	AP Housing Tables	FC/PC: Owner Occupied Section	Lead Grant and Healthy Homes: Proposed accomplishments changing from 4 to 66 households served, and the narrative will add wording regarding the new application for 05-06 in anticipation of that award, and adding the Healthy Homes number to that. Please note: 6 units will be completed under the existing LHC grant in the time period of October – December 2005. 48 units proposed in the new LHC grant (October '05 to September '06) and 12 units proposed for the HH grant (October '05 to September '06) = 66 units proposed for FY 05- 06. (6+48+12).		
	Community Development	PC: Public Services Section	Proposed Accomplishments for Youth Services from 170 to 157. The number of unduplicated client served is being reduced to 157 because of an approx 8% reduction in 2005-2006 funding for Youth Services.		