

DATE SUBMITTED 6/10/2022
 SUBMITTED BY ACM
 DATE ACTION REQUIRED 6/15/22

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED (X)
 RESOLUTION (X)
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS ()

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

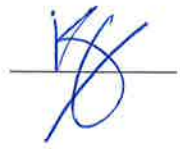
SUBJECT: DISCUSSION/ACTION: PUBLIC HEARING OF THE CITY COUNCIL TO DISCUSS CDBG-CV 1 PUBLIC FACILITIES IMPROVEMENT AT EAGER PARK

1. ADOPTION OF RESOLUTION 2022-35 APPROVING THE AMENDMENT TO THE STANDARD AGREEMENT FOR THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CORONAVIRUS RESPONSE ROUND 1 (CDBG-CV1) NOFA DATED JUNE 5, 2020.
2. AUTHORIZATION TO PURCHASE MATERIALS AND SUPPLIES FOR EAGER PARK IMPROVEMENTS NOT TO EXCEED \$33,491.00.

DEPARTMENT INVOLVED: City Manager's Office/Parks Department

BACKGROUND/SUMMARY:
 Whereas the City of Imperial applied and was awarded \$76,525.00 under the CDBG-CV1 NOFO dated June 5, 2020. Since the award, the City has administered four successful rounds of public assistance to City of Imperial households in the total amount of \$43,034.00. After review and consideration, staff is requesting Council's consideration to amend the existing contract with the Department Housing & Community Development. The amount of \$33,491.00 remaining will be used for Public Facilities Improvements at Eager Park. Improvements include construction of outdoor gazebo, picnic table and additional recreation area featuring a permanent "cornhole" game set. These improvements will serve as a safe alternative for gatherings outside households as recommended by the CDC, and reduce the transmission of respiratory illnesses.


FISCAL IMPACT: NO NEGATIVE IMPACT
 \$33,491.00 Reimbursable Grant Cost

ADMIN SERV INITIALS 

STAFF RECOMMENDATION: It is staff's recommendation to amend the contract from Public Assistant to Public Facilities, contingent on Community input through the public hearing process.

DEPT. INITIALS 

MANAGER'S RECOMMENDATION:
approve staff recommendation

CITY MANAGER'S INITIALS 

MOTION:

SECONDED: APPROVED () REJECTED ()
 AYES: DISAPPROVED () DEFERRED ()
 NAYES:
 ABSENT: REFERRED TO:

RESOLUTION NO. 2022-35

**A RESOLUTION APPROVING AN AMENDMENT TO THE STANDARD
AGREEMENT FOR THE 2020 COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM CORONAVIRUS RESPONSE ROUND 1 (CDBG-CV1) NOFA DATED
JUNE 5, 2020**

BE IT RESOLVED by the City of Imperial City Council of the County of Imperial, a Municipal Corporation of the State of California as follows:

SECTION 1:

The City has reviewed and hereby approves the submission to the State of California (“State”) of one or more amendments to its existing CDBG-CV1 Standard Agreement with the State numbered 20-CDBG-CV1-00205 (the “Standard Agreement”) pursuant to the State’s June 2020 CDBG-CV1 Notice of Funding Availability (NOFA). The reviewed and approved amendment(s) are presented in Section 2 of this Resolution.

SECTION 2:

The following amendments to the Standard Agreement have been reviewed and approved by the City with acknowledgement that all provisions of the existing Standard Agreement other than those shown in the tables below shall remain unmodified.

Existing Section Reference (if applicable):

Existing Provision:

The California Department of Housing and Community Development has allotted the City of Imperial \$76,525.00 on a per capita basis. The City of Imperial will utilize the full amount to provide public service assistance to qualifying LMI individuals, with a specific focus on the LMI Senior Population. Eligible applicants will be required to self-certify and/or disclose if they have received any other form of public assistance as part of the application process. The self-certification process will follow the guidelines as put forth in the CDBG-CV1 NOFA. Applications received from qualified households who have not received any assistance will have first priority for funding. Other applications will be held pending availability of funds.

Amended Provision:

The City of Imperial has completed four successful rounds of utility assistance. Remaining funds available from the original award of \$76,525.00 are in the amount of \$33,491.22. The City wishes to amend the original scope of work to that of a public facilities improvement project at Eager Park. The project comes as an identified need in response to COVID-19 pandemic as recommended by the CDC, for formal and informal gatherings with members outside one's household. Parks provide for a safe alternative that can minimize the spread of COVID-19 and the transmission of other respiratory viruses. The project would construct a gazebo, consisting of a picnic area with ADA accessible "my buddy" benches, and a recreation gaming area to further enhance the community's ability to gather safely.

SECTION 3:

The City of Imperial acknowledges compliance with all state and federal public participation requirements with respect to the approved amendments to the Standard Agreement described in Section 2 above.

SECTION 4:

The City hereby authorizes and directs the City Manager, Assistant City Manager, Parks Director, or designee*, to execute and deliver all applications and/or amendments and to act on the City behalf in all matters pertaining to all such applications and/or amendments.

SECTION 5:

If an amendment to the Standard Agreement is approved as contemplated above, the City Manager or Assistant City Manager or designee*, is authorized to enter into, execute, and deliver an amendment to the Standard Agreement and any and all other documentation which may be required by the State from time to time for the purposes of this grant.

SECTION 6:

If an amendment to the Standard Agreement is approved, the City Manager or Assistant City Manager, or designee*, is authorized to sign and submit Funds Requests and all required reporting forms and other documentation as may be required by the State of California from time to time in connection with this grant.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Imperial held on June 15, 2022.

Geoff Dale
Mayor of the City of Imperial

STATE OF CALIFORNIA

City of Imperial

I, _____, Deputy Clerk of the City of Imperial, State of California, hereby certify the above and foregoing to be a full, true and correct copy of a resolution adopted by said City Council on this ____ day of _____, 20 2022.

Name, Deputy Clerk of the City of Imperial,
State of California



CA HCD Revision / Amendment Request Form

Please complete the form below to request revisions or amendments to your CDBG-CV Standard Agreement under California Department of Housing and Community Development guidelines. A separate form must be completed for each agreement/award.

Part 1: Requested Revision / Amendment for:

Award Number: 20-CDBG-CVI-00205

Contractor/Grantee: City of Imperial

Grant Administrator (CDBG-CV) **OR**
CDBG Representative (Annual CDBG): _____

Person Completing Form: Alexis Brown

Complete the Part 2: Contract Revisions and/or Part 3: Amendments sections below. Remember, revisions do not require a new Standard Agreement, while amendments do.

Part 2: Contract Revisions

Choose revision types (Scope of Work, Timeline or Milestone, Beneficiaries or Other) and complete entries for those revisions. **Revisions MAY NOT be implemented prior to execution unless CA HCD has provided written notice to proceed.**

- Scope of Work Revision** (Choose Itemize the Scope of Work and/or Change the Scope of Work)
- Itemize the Scope of Work

Original Scope of Work:	Proposed Itemized Scope of Work:



- Change the Scope of Work in a manner that does not change the overall budget, National Objective, or change activity type and does not reduce the number of estimated beneficiaries. **If your request impacts these areas, STOP. You must request an Amendment.**

<p>Original Scope of Work: The California Department of Housing and Community Development has allotted the City of Imperial \$76,525.00 on a per capita basis. The City of Imperial will utilize the full amount to provide public service assistance to qualifying LMI individuals, with a specific focus on the LMI Senior Population. Eligible applicants will be required to self certify and/or disclose if they have received any other form of public assistance as part of the application process. The self certification process will follow the guidelines as put forth in the CDBG-CV1 NOFA. Applications received from qualified households who have not received any assistance will have first priority for funding. Other applications will be held pending availability of funds.</p>	<p>Proposed Scope of Work: The City of Imperial has completed four successful rounds of utility assistance. Remaining funds available from the original award of \$76,525.00 are in the amount of \$33,491.22. The City wishes to amend the original scope of work to that of a public facilities improvement project at Eager Park. The project comes as an identified need in response to COVID-19 pandemic as recommended by the CDC, for formal and informal gatherings with members outside ones household. Parks provide for a safe alternative that can minimize the spread of COVID-19 and the transmission of other respiratory viruses. The project would construct a gazebo, consisting of a picnic area with ADA accessible "my buddy" benches, and a recreation gaming area to further enhance the communities ability to gather safely.</p>
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- Timeline or Milestone Revision**

Proposed revisions may only affect intermediate milestones; **they MAY NOT affect start and end dates.** An Amendment is required to change start or end date.

<p>Original Milestones: Please see attached signed memo</p>	<p>Proposed Milestones: Public Hearing for Amendment - May 4, 2022 Procurement of Materials - May 5, 2022 Construction July 1, 2022 **Construction 90 days from start date Open to the Public October 1, 2022 Project Closeout December 31, 2022</p>
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- Beneficiaries Revision**

To qualify as a revision, proposed adjustments must increase the estimated number of beneficiaries **WITHOUT increasing or decreasing the scope of work and WITHOUT changing the overall budget.**

Original Estimated Number of Beneficiaries: 1,715 Increased Number of Beneficiaries: 3,073



Other (Please Explain)

Original Item:	Proposed Change:
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Part 3: Contract Amendment

Include in this section adjustments that change the scope in a manner that requires a change to the awarded activity budget, including adding funds from other State CDBG funded activities, other CDBG-CV allocations, adding Program Income, and reducing funds from either State CDBG awarded funds or Program Income.

Contract Amendments must be fully executed by **BOTH** the Grantee and the CA HCD prior to implementation. **Adjustments MAY NOT be implemented prior to execution unless CA HCD has provided written notice authorizing the Grantee to proceed.**

Choose amendment type(s) (Scope of Work, Budget and Scope of Work, Beneficiaries, or Other) and complete entries for these amendments.

Scope of Work Amendment (Choose **EITHER** Add Scope or Reduce Scope)

Add Scope beyond what was included in the original application

Original Scope of Work: Provide Public Utility Assistance to LMI Households, with a primary focus to the Senior population (estimated 1714 of the total 19,939)	Proposed Scope of Work: Construct public facility improvement at Eager Park consisting of a gazebo, with support amenities such as picnic tables, ADA accessible "my buddy" benches, and a recreation "cornhole" feature to provide safe alternative for gatherings outside of households as recommended by CDC.
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- Reduce Scope such that the activity is materially different from that in the original application.

Original Scope of Work:	Proposed Scope of Work:

- Budget and Scope of Work Amendment** (Choose Change of Scope requiring adding funds, Change of Scope requiring reducing funds, and/or Budget Change.)

- Change to the Scope of Work that requires a change to awarded activity budget including **ADDING FUNDS** from other State CDBG funded activities or other CDBG-CV allocations or adding Program Income. **Complete both the scope and budget information below.**

<p>Original Scope of Work:</p> <p>Provide Utility Assistance for qualifying households in the City of Imperial using the awarded amount of \$76,525.00.</p> <p>***Four successful rounds of funding used \$43,034 awarded in utility assistance.</p>	<p>Proposed Scope of Work:</p> <p>Amend current award to use remaining funds to construct an outdoor gazebo, picnic table and recreation area at Eager Park as a response to the needs identified during the pandemic- not to exceed the remaining balance of award funds; \$33,491.00.</p>
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Budget Change			
Original Scope of Work:		Proposed Scope of Work:	
Awarded Funds	Total Funds	Awarded Funds	Total Funds



- Change to the Scope of Work that requires a change to awarded activity budget including **REDUCING FUNDS** from either State CDBG awarded funds or Program Income. **Complete both the scope and budget information below.**

Original Scope of Work:	Proposed Scope of Work:
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Budget Change			
Original Scope of Work:		Proposed Scope of Work:	
Awarded Funds	Total Funds	Awarded Funds	Total Funds

- Budget change to awarded activity budget including adding funds from other CDBG-CV, CDBG annual funds, or Program Income allocation. If the budget line items (such as activity or activity delivery) are moved **WITHOUT increasing or decreasing the overall budget, complete the Revision section instead.**

Budget Changes			
Original Scope of Work:		Proposed Scope of Work:	
Awarded Funds	Total Funds	Awarded Funds	Total Funds



Beneficiaries Amendment

Proposed adjustments should reduce the estimated beneficiary counts. If the number of beneficiaries is being increased **WITHOUT** increasing or decreasing the scope of work and **WITHOUT** changing the overall budget, complete the Revision section instead.

Original Estimated Number of Beneficiaries: _____ Reduced Number of Beneficiaries: _____

Other (Please Explain)

Original Item:	Proposed Change:

Amendment Justifications and Assurances

Please include the following information for the proposed amendment.

1. Identify the reasons for the proposed amendment(s).

The City of Imperial has completed four successful rounds of utility assistance. Remaining funds available from the original award of \$76,525.00 are in the amount of \$33,491.22. The City wishes to amend the original scope of work to that of a public facilities improvement project at Eager Park. The project comes as an identified need in response to COVID-19 pandemic as recommended by the CDC, for formal and informal gatherings with members outside ones household. Parks provide for a safe alternative that can minimize the spread of COVID-19 and the transmission of other respiratory viruses. The project would construct a gazebo and recreation gaming area to further enhance the communities ability to gather safely.

2. List steps being taken to avoid any future amendment(s) request(s) for the same reason(s).

Preliminary estimates have been gathered as part of the due-diligence phase of the amendment request. All funds will be exhausted following the completion of the project.



Part 4: Grantee Approval and Acknowledgment

I approve the revision or amendment requested above. I acknowledge that if revisions are approved, they will be automatically incorporated into our current Standard Agreement. All other provisions of the agreement shall remain unchanged. I also acknowledge that if an amendment is approved, it must be fully executed by both the Grantee and the Department prior to implementation.

Name of Designated Official:

Alexis Brown

Title of Designated Official:

Assistant City Manager

Signature of Designated Official:

Alexis Brown Digitally signed by Alexis Brown
Date: 2022.04.11 16:30:20 -07'00'

Date:

**City of Imperial
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that the City Council of the City of Imperial will conduct a Public Hearing at 7:00 p.m., on **June 15, 2022**, in the City Council Chambers located at 220 W 9th Street, Imperial, CA 92251 to consider the following item:

SUBJECT: CDBG-CV COMMUNITY DEVELOPMENT PROJECT - PUBLIC FACILITIES IMPROVEMENT AT EAGER PARK IN IMPERIAL, CA

POTENTIAL PROGRAM(S) FOR INCLUSION IN THE STATE COMMUNITY DEVELOPMENT BLOCK GRANT CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CDBG-CV) APPLICATION – The City Council will consider potential CDBG-CV programs and provide direction for staff to prepare an application in response to the release of the Notice of Funding Availability (NOFA) for CDBG-CV funds for COVID-19 related activities that benefit low- and moderate-income residents.

On March 27, 2020, Congress passed the Coronavirus Aid, Relief, and Economic Security (CARES) Act in response to the impacts of the COVID-19 pandemic. The State Department of Housing and Community Development (HCD) is will be publishing a Notice of Funding Availability (NOFA) for Community Development Block Grant Coronavirus Aid, Relief, and Economic Security (CDBG-CV2 and CV3) funds. Eligible cities and counties may submit applications for CDBG-CV funds under the upcoming NOFA. It is estimated that the City of **Imperial** will be eligible to receive funds based on a formula allocation provided by HCD. The State will receive \$113,263,490 in CDBG-CV2 funds and \$ 18,031,478 in CDBG-CV3 funds.

Eligible activities paid for with State CDBG funds must meet one of the three National Objectives listed in CDBG Federal Statutes as follows: benefit to low-income households or persons (also called Low/Mod Benefit), slum and blight (addressing physical problems in specific neighborhoods) or meeting urgent community development need (a need resulting from a state or federal declared disaster or posing unforeseen risks to health and safety). In addition, eligible activities must be used directly to prevent, prepare for or respond to COVID-19 and meet CDBG requirements as provided and directed by HCD in the published NOFA and outlined in their plan as follows:

- Public services to respond to COVID-19 impacts
- Public facility improvements to increase capacity for healthcare facilities and improve public facility safety
- Housing facilities for persons experiencing homelessness, including acquisition and rehabilitation
- Economic development to support needs of local businesses to retain and bring back jobs impacted by COVID-19

The City of Imperial applied for and received funds in the amount of \$75,525.00 in the initial solicitation this NOFA, when released. The City awarded four successful rounds of utility assistance to qualified applicants. The City has a remaining balance of \$33,000 in program funds and is proposing an amendment to the application that would allow for public facility improvements at Papa Eager Park in Imperial, CA.

The City of Imperial promotes fair housing and makes all its programs available to low- and moderate-income families regardless of age, race, color, religion, sex, national origin, sexual preference, marital status or handicap.

Where You Come In:

The purpose of this public hearing/meeting is to give community members an opportunity to make their comments known regarding what types of eligible activities the City/County should be applying for under the State CDBG program.

Any member of the public may appear at the meeting at **220 W 9th Street, Imperial, CA 92251** and be heard on the item described in this notice, or members of the public may submit written comments to the City Manager's Office prior to the meeting by personal delivery or by mail to: City Manager's Office, 420 S. Imperial Ave., Imperial, CA 92251.

If you require special accommodations to participate in the public hearing, please contact the City Manager's Office at least 48 hours in advance of the meeting by calling **760-355-4373**. If you are unable to attend the public hearing, you may direct written comments to the City of Imperial, Attention: City Manager's Office, 420 S Imperial Ave, Imperial, CA. Your comments will be read at the meeting.

For More Information:

If you have any questions or would like more information regarding the item described in this notice, please call the City Manager's Office or visit our website to access information at www.cityofimperial.org. The State Action Plan Substantial Amendment for the CARES Act funding may be accessed at: <https://www.hcd.ca.gov/policy-research/plans-reports/index.shtml#aap>. State CDBG NOFA's can be accessed at: <https://www.hcd.ca.gov/grants-funding/active-funding/cdbg.shtml>.

Ciudad de Imperial

AVISO DE AUDIENCIA PÚBLICA

POR LA PRESENTE SE NOTIFICA que el Consejo Municipal de la Ciudad de Imperial llevará a cabo una Audiencia Pública el día 15 de Junio a las **7:00 p.m.** en las Cámaras del Consejo ubicadas en 220 W 9th Street, Imperial, CA 92251 para plantear el siguiente punto:

ASUNTO:

PROGRAMA(S) POTENCIAL(ES) PARA INCLUSIÓN EN LA SOLICITUD DE SUBVENCIÓN ESTATAL DE BLOQUE PARA EL DESARROLLO COMUNITARIO, LEY DE ASISTENCIA Y SEGURIDAD ECONÓMICA POR EL CORONAVIRUS (CDBG-CV) – El Consejo Municipal planteará potenciales programas del CDBG- CV y proporcionará instrucciones para que el personal prepare una solicitud en respuesta a la publicación del Aviso de Disponibilidad de Financiamiento (NOFA) para el CDGB-CV, fondos para las actividades relacionadas a la COVID-19 que benefician a los residentes de ingresos bajos y medios.

El 27 de marzo del 2020, el Congreso aprobó la Ley de Asistencia y Seguridad Económica por el Coronavirus (CARES) en respuesta a los impactos de la pandemia de COVID-19. El Departamento Estatal de Vivienda y Desarrollo Comunitario (HCD, por sus siglas en inglés) publicará un Aviso de Disponibilidad de Financiamiento (NOFA, por sus siglas en inglés) para los fondos de Asistencia y Seguridad Económica por el Coronavirus (CDBG-CV2 y CV3, por sus siglas en inglés). Las ciudades y condados elegibles pueden presentar solicitudes para fondos del CDBG-CV en el próximo NOFA. Se estima que la Ciudad de Imperial será elegible para recibir fondos, según una fórmula de asignación proporcionada por el HCD. El Estado recibirá \$113,263,490 en fondos del CDBG-CV2 y \$18,031,478 en fondos del CDBG-CV3.

Las actividades elegibles, pagadas con fondos estatales del CDBG, deben cumplir con uno de los tres Objetivos Nacionales enumerados en los Estatutos Federales del CDBG de la siguiente manera: beneficio para familias o personas de bajos ingresos (también llamado Beneficio para Bajo/Medio), barrios marginales y deteriorados (abordando problemas físicos en vecindarios específicos) o satisfaciendo una necesidad urgente de desarrollo comunitario (una necesidad que fue resultado de la declaración de desastre estatal o federal o que suponga riesgos imprevistos a la salud y seguridad). Además, las actividades elegibles deben usarse directamente para prevenir, prepararse o responder a la COVID-19 y cumplir con los requisitos del CDBG según lo dispuesto e indicado por el HCD en el NOFA, publicado y descrito en su plan de la siguiente manera:

- Servicios públicos para responder a los impactos de la COVID-19
- Mejoras en las instalaciones públicas para aumentar la capacidad de las instalaciones de atención médica y mejorar la seguridad de las instalaciones públicas
- Instalaciones de vivienda para personas sin hogar, incluyendo la adquisición y rehabilitación
- Desarrollo económico para apoyar las necesidades de las empresas locales para conservar y recuperar los empleos afectados por COVID-19

La Ciudad de Imperial solicitó y recibió fondos por un monto de \$ 75,525.00 en la solicitud inicial de esta NOFA, cuando se liberó. La Ciudad otorgó cuatro rondas exitosas de asistencia de servicios públicos a solicitantes calificados. La Ciudad tiene un saldo restante de \$33,000 en fondos del programa y está proponiendo una enmienda a la solicitud que permitiría mejoras en las instalaciones públicas en Papa Eager Park en Imperial, CA.

La Ciudad de Imperial fomenta la vivienda justa y pone todos sus programas a disposición de familias de ingresos bajos y medios, independientemente de su edad, raza, color, religión, sexo, nacionalidad, preferencia sexual, estado civil o discapacidad.

Dónde Asistir:

El propósito de esta audiencia/reunión pública es darles a los miembros de la comunidad la oportunidad de hacer sus comentarios con respecto a los tipos de actividades elegibles para los que la Ciudad/Condado debe hacer la solicitud del programa estatal CDBG.

Cualquier miembro del público puede presentarse en la reunión ubicada en 220 W 9th Street, Imperial, CA 92251 y ser escuchado sobre el tema descrito en este aviso, o los miembros del público pueden presentar comentarios por escrito a la Oficina del Administrador de la Ciudad antes de la reunión por entrega personal o por correo a: Oficina del Administrador de la Ciudad, 420 S. Imperial Avenue, Imperial, CA 92251.

Si necesita adaptaciones especiales para participar en la audiencia pública, comuníquese con la oficina del Administrador al menos 48 horas antes de la reunión llamando al (760) 355-4373. Si no puede asistir a la audiencia pública, puede dirigir comentarios por escrito a la Ciudad de Imperial, Atención: Oficina del Administrador de la Ciudad, 420 S. Imperial Avenue, Imperial, CA 92251. Sus comentarios serán leídos en la reunión.

Para mayor información:

Si tiene alguna pregunta o desea obtener más información sobre el tema descrito en este aviso, llame a la Oficina del Administrador de la Ciudad o visite nuestro sitio web para acceder a la información en www.cityofimperial.org. Se puede acceder a la Enmienda Sustancial del Plan de Acción del Estado para el financiamiento de la Ley CARES en: <https://www.hcd.ca.gov/policy-research/plans-reports/index.shtml#aap>. Se puede acceder a los NOFA estatales del CDBG en: <https://www.hcd.ca.gov/grants-funding/active-funding/cdbg.shtml>.