



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-2724

COMMUNITY DEVELOPMENT DIVISION

300 Sixth Street
Rapid City, SD 57701

Barbara Garcia, Community Development Specialist

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Community Development Division

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MEMORANDUM

TO: Legal and Finance Committee

FROM: Barbara Garcia, Community Development Specialist

DATE: May 30, 2007

RE: **Authorize Mayor and Finance Officer to sign U.S. Department of Housing and Urban Development (HUD) Funding Approval/Agreement for Community Development Block Grant Funds for FY 2007 and to complete the Request for Release for Funds and Certification**

Staff is seeking City Council authorization for the Mayor and Finance Officer to sign the U.S. Department of Housing and Urban Development (HUD) Funding Approval/Agreement for the Community Development Block Grant for FY 2007.

HUD has awarded the City of Rapid City \$507,002 in Community Development Block Grant funds for FY 2007. In order to establish our Line of Credit to reflect the FY 2007 grant award, the City needs to execute two copies of the Grant Agreement and complete the Direct Deposit Sign-Up Form and return them to U.S. Department of Housing and Urban Development (HUD) (forms are attached).

The FY 2007 CDBG funds will be utilized by various non-profit organizations to provide services and housing to low income persons. They will also fund some improvements to public facilities or infrastructure.

Staff Recommendation: City Council to authorize the Mayor and Finance Officer to sign three copies of the HUD Funding Approval/Agreement for the Community Development Block Grant funds for FY 2007 and to complete the Request for Release of Funds and Certification for return to U.S. Department of Housing and Urban Development (HUD).



EQUAL OPPORTUNITY EMPLOYER

U. S. Department of Housing and Urban Development



Community Planning and Development

Region VIII, Denver
1670 Broadway
Denver, Colorado 80202-4801

Phone: 303-672-5414
Fax 303-672-5028
Web www.hud.gov

Mr. Jason Green, City Attorney
Community Development Division
300 6th Street
Rapid City, SD 57701



MAY 10 2007

Dear Mr. Green:

Congratulations! The City's Annual Action Plan is approved. Along with the approval of your plan, we are pleased to transmit to you the Fiscal Year (FY) 2007 Community Development Block Grant (CDBG) Number **B-07-MC-46-0002** funds in the amount of \$507,002. The program year for the City of Rapid City, South Dakota, begins on April 1, 2007.

Enclosed are the Grant Agreements and Funding Approvals (three copies), which constitute the contract between the Department of Housing and Urban Development (HUD) and City of Rapid City, South Dakota. You should note particularly the special conditions included in Item 8 of the Funding Approval.

In order to establish your Line of Credit to reflect the FY 2007 grant, it will be necessary for you to execute and return two copies of the Grant Agreement. To establish or change the depository account to which these grant funds are to be wired, a Direct Deposit Sign-Up Form (SF-1199A) must be completed by you and your financial institution and mailed to this office.

Upon receipt of the executed Grant Agreements (two copies) and other forms required to establish your Line of Credit, HUD will transmit to you further instructions for accessing funds through the Integrated Disbursement and Information System.


You are reminded that there are restrictions on certain activities until you complete the Environmental Review Procedures for the CDBG and HOME Programs (24 C.F.R. Part 58). Funds for such activities may not be obligated or expended unless the release of funds has been approved in writing by HUD. A request for the release of funds and certification (Form 7015.15) must be submitted to HUD. Appropriate forms can be found under HUDCLIPS on the web (www.hudclips.org). Certain activities identified in Part 58.34 may be considered exempt from the release of funds process and no written approval from HUD is necessary.

We additionally would like to remind you of your certification to further fair housing. This certification means conducting an analysis to identify impediments to fair housing choice within the jurisdiction, taking appropriate actions to overcome the effects of any impediments identified through that analysis, and maintaining records reflecting the analysis and actions in this regard.

We encourage continuation and expansion of your efforts to provide contracting opportunities to minority-and women-owned businesses in the implementation of your CPD program activities.

If you have any questions or desire assistance in connection with this letter or other items related to the CDBG Program, please contact Ms. Marlene Collazo, Financial Analyst, at (303) 672-5002.

Sincerely,



for Guadalupe M. Herrera
Director
Community Planning
and Development

Enclosures

Funding Approval/Agreement

Title I of the Housing and Community Development Act (Public Law 930383)

U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Community Development Block Grant Program

HI-00515R of 20515R

1 Name of Grantee (as shown in item 5 of Standard Form 424) City of Rapid City, South Dakota	3. Grantee's 9-digit Tax ID Number 46-6000380	4 Date use of funds may begin (mm/dd/yyyy) 04/01/2007
2. Grantee's Complete Address (as shown in item 5 of Standard Form 424) 300 Sixth Street Rapid City, SD 57701	5a. Project/Grant No. 1 B-07-MC-46-0002	6a Amount Approved \$507,002
	5b. Project/Grant No. 2	6b Amount Approved
	5c. Project/Grant No. 3	6c Amount Approved

Grant Agreement: This Grant Agreement between the Department of Housing and Urban Development (HUD) and the above named Grantee is made pursuant to the authority of Title I of the Housing and Community Development Act of 1974, as amended, (42 USC 5301 et seq) The Grantee's submissions for Title I assistance, the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), and this Funding Approval, including any special conditions, constitute part of the Agreement. Subject to the provisions of this Grant Agreement, HUD will make the funding assistance specified here available to the Grantee upon execution of the Agreement by the parties. The funding assistance specified in the Funding Approval may be used to pay costs incurred after the date specified in item 4 above provided the activities to which such costs are related are carried out in compliance with all applicable requirements. Pre-agreement costs may not be paid with funding assistance specified here unless they are authorized in HUD regulations or approved by waiver and listed in the special conditions to the Funding Approval. The Grantee agrees to assume all of the responsibilities for environmental review, decision making, and actions, as specified and required in regulations issued by the Secretary pursuant to Section 104(g) of Title I and published in 24 CFR Part 58. The Grantee further acknowledges its responsibility for adherence to the Agreement by sub-recipient entities to which it makes funding assistance hereunder available.

U.S. Department of Housing and Urban Development (By Name) for Guadalupe M. Herrera	Grantee Name City of Rapid City, South Dakota
Title Director, Community Planning and Development	Title Honorable Jim Shaw, Mayor
Signature <i>Guadalupe M. Herrera</i>	Signature <i>Jim Shaw</i>
Date (mm/dd/yyyy) MAY 06 2007	Date (mm/dd/yyyy)

7 Category of Title I Assistance for this Funding Action (check only one) <input checked="" type="checkbox"/> a. Entitlement, Sec 106(b) <input type="checkbox"/> b. State-Administered, Sec 106(d)(1) <input type="checkbox"/> c. HUD-Administered Small Cities, Sec 106(d)(2)(B) <input type="checkbox"/> d. Indian CDBG Programs, Sec 106(a)(1) <input type="checkbox"/> e. Surplus Urban Renewal Funds, Sec 112(b) <input type="checkbox"/> f. Special Purpose Grants, Sec 107 <input type="checkbox"/> g. Loan Guarantee, Sec 108	8. Special Conditions (check one) <input type="checkbox"/> None <input checked="" type="checkbox"/> Attached	9a Date HUD Received Submission (mm/dd/yyyy) 02/15/2007	10 check one <input checked="" type="checkbox"/> a. Orig. Funding Approval <input type="checkbox"/> b. Amendment Amendment Number	
		9b Date of Title Notified (mm/dd/yyyy) 2007		
		9c Date of Start of Program Year (mm/dd/yyyy) 04/01/2007		
11. Amount of Community Development Block Grant				
a. Funds Reserved for this Grantee		FY (2007)	FY ()	FY ()
b. Funds now being Approved		\$507,002		
c. Reservation to be Cancelled (11a minus 11b)				

12a. Amount of Loan Guarantee Commitment now being Approved n/a	12b Name and complete Address of Public Agency n/a
Loan Guarantee Acceptance Provisions for Designated Agencies: The public agency hereby accepts the Grant Agreement executed by the Department of Housing and Urban Development on the above date with respect to the above grant number(s) as Grantee designated to receive loan guarantee assistance, and agrees to comply with the terms and conditions of the Agreement, applicable regulations, and other requirements of HUD now or hereafter in effect, pertaining to the assistance provided it	12c. Name of Authorized Official for Designated Public Agency n/a
	Title n/a
	Signature

HUD Accounting use Only										Effective Date (mm/dd/yyyy)	F
Batch	TAC	Program	Y	A	Reg	Area	Document No	Project Number	Category	Amount	
	153										
	176										
			Y					Project Number		Amount	
			Y					Project Number		Amount	

Date Entered PAS (mm/dd/yyyy)	Date Entered LOCCS (mm/dd/yyyy)	Batch Number	Transaction Code	Entered By	Verified By
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13. (b) Special conditions:

E. O. 12372 - SPECIAL CONTRACT CONDITIONS

1. Notwithstanding any provision of the Grant Agreement, no funds provided under this agreement may be obligated or expended for the planning or construction of water or sewer facilities until receipt of written notification from HUD of the release of funds on completion of the review procedures required under the Executive Order (E.O.) 12372, Intergovernmental Review of Federal Programs, and HUD's implementing regulations at 24 C.F.R. Part 52. The recipient shall also complete the review procedures required under E.O. 12372 and receive written notification from HUD of the release of funds before obligating or expending any funds provided under this agreement for any new or revised activity for the planning or construction of water or sewer facilities not previously reviewed under E.O. 12372 and implementing regulations.

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 11/30/2004)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s)	2. HUD/State Identification Number	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity	
6. For information about this request, contact (name & phone number)	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s)	10. Location (Street address, city, county, State)
11. Program Activity/Project Description	