

RESOLUTION NO. 2021-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH APPROVING AMENDMENT NO. 4 (SUBSTANTIAL) TO THE 2019-20 ANNUAL ACTION PLAN AND AMENDMENT NO. 2 (SUBSTANTIAL) TO THE 2020-21 ANNUAL ACTION PLAN

WHEREAS, the City of Huntington Beach (“City”) participates in the United States Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) programs; and

WHEREAS, on April 15, 2019, the City Council approved the 2019-20 Annual Action Plan, which describes how the City will use CDBG and HOME funds from July 1, 2019 to June 30, 2020 to address the City’s Consolidated Plan objectives; and

WHEREAS, on November 25, 2019, the 2019-20 Annual Action Plan was amended (Amendment No. 1) to increase the ADA Curb Cuts CDBG capital project from \$270,399 to \$557,297; and

WHEREAS, on June 6, 2020, the 2019-20 Annual Action Plan was amended (Amendment No. 2) to receive and allocate \$727,819 in CDBG-CV funding to the Navigation Center; and

WHEREAS, on July 6, 2020, the City Council approved the 2020-21 Annual Action Plan, which describes how the City will use CDBG and HOME funds from July 1, 2020 to June 30, 2021 to address the City’s Consolidated Plan objectives; and

WHEREAS, on August 3, 2020, the 2019-20 Annual Action Plan was amended (Amendment No. 3) to increase allocations to the Special Code Enforcement Program from \$190,000 to \$191,500, the Homeless Outreach Program from \$73,355 to \$81,505, and HOME Administration from \$290,949 to \$390,949; and

WHEREAS, on November 20, 2020, the 2020-21 Annual Action Plan was amended (Amendment No. 1) to add Navigation Center operations as a Strategic Plan objective and to update final CDBG and HOME entitlement grant amounts; and

WHEREAS, the United States Congress passed the Coronavirus Aid, Relief, and Economic Security (CARES) Act and the President signed it into Law on March 27, 2020 authorizing \$2.2 trillion in a variety of stimulus measures to prevent, prepare for, and respond to the COVID-19 pandemic; and

WHEREAS, the CARES Act provides \$2 billion for the Community Development Block Grant (referred to as “CDBG-CV3”) program, of which, the City will receive \$1,431,956 in CDBG-CV3 funds; and

WHEREAS, the CDBG-CV3 funds are new funding sources related to the COVID-19 pandemic, which were not contemplated in the 2019-20 Annual Action Plan; and

WHEREAS, notice was published in the *Orange County Register* on December 18, 2020 regarding a City Council public hearing and the availability of the draft Amendments to the 2020-21 Annual Action Plan for public review and comment; and

WHEREAS, due to the emergency nature of COVID-19 pandemic, certain HUD regulations have been waived or modified in order to expedite the release and expenditure of CDBG-CV3 funding, including the reduction from 30 days to five days for public review of Annual Action Plan amendments; and

WHEREAS, the draft Amendments to the 2019-20 Annual Action Plan was published and posted online on the website of the City Clerk for a seven-day public review and comment period from January 12, 2021 to January 19, 2021; and

WHEREAS, pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(4), government fiscal activities that do not result in a physical change in the environment and do not commit the lead agency to any specific project do not constitute a project and, therefore, are exempt from the requirements of California Environmental Quality Act; and

WHEREAS, the proposed activities to be funded are subject to the provisions of the National Environmental Protection Act of which any and all projects funded shall comply, except that, in accordance with 24 CFR Sections 58.34 (a) and 58.35 as to review pursuant to the National Environmental Protection Act, the 2019-20 and 2020-21 Annual Action Plans are not subject to federal environmental review;

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby resolve as follows:

SECTION 1. That the Amendments to the 2019-20 and 2020-21 Annual Action Plans are hereby adopted.

SECTION 2. That \$1,431,956 in CDBG-CV3 funds are hereby allocated to the projects and programs as indicated in the Amendment to the 2019-2020 Annual Action Plan.

SECTION 3. That \$2,830,698 of the HOME funds are hereby allocated to the projects and programs as indicated in the Amendment to the 2020-21 Annual Action Plan.

SECTION 4. That the City Manager or the City Manager’s designee is hereby authorized to execute all necessary related budget approvals and documents deemed necessary by HUD or

the City and to execute all implementing and related documents and agreements, including, but not limited to, grant and loan agreements with subrecipients for all approved CDBG and HOME programs and projects set forth in the 2019-20 and 2020-21 Annual Action Plans.

SECTION 5. That all projects and programs set forth in the 2019-20 and 2020-21 Annual Action Plans, as amended by this Resolution, shall undergo an environmental review prior to any release of funds consistent with the Program Regulations found in 24 CFR, Part 58.6 and the City Manager or the City Manager's designee is authorized to execute all environmental documentation required by HUD.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the 19th day of January, 2021.

Mayor

REVIEWED AND APPROVED:

APPROVED AS TO FORM:

City Manager



City Attorney

INITIATED AND APPROVED:



Director of Community Development