

CITY OF UNION GAP, WASHINGTON
RESOLUTION NO. 761

A **RESOLUTION** regarding the City of Union Gap applying to the state Department of Community, Trade and Economic Development for funding assistance.

WHEREAS, it is necessary that certain conditions be met as part of the application requirements;

WHEREAS, Mayor Jim Lemon is authorized to submit this application to the State of Washington on behalf of the City of Union Gap;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNION GAP, WASHINGTON, HEREBY RESOLVES as follows:

That the City of Union Gap authorizes submission of this application to the Washington State Department of Community, Trade and Economic Development to request \$24,000 of Community Development Block Grant (CDBG) planning only funds to conduct a water and sewer feasibility study. The purpose of the study is to provide the City with detailed information on the provision of water and sewer systems within the South Broadway neighborhood of Union Gap and to identify potential funding sources for implementation of the study's recommendations. The City of Union Gap certifies that, if funded, it:

Will comply with applicable provisions of Title I of the Housing and Community Development Act of 1974, as amended, and other applicable state and federal laws;

Has provided opportunities for citizen participation comparable to the state's requirements (those described in Section 104(a)(2)(3) of the Housing and Community Development Act of 1974, as amended); has complied with all public hearing requirements and provided citizens, especially low and moderate income persons, with reasonable advanced notice of and the opportunity to present their views during the assessment of community development and housing needs, during the review of available funding and eligible activities, and on the proposed activities;

Has provided technical assistance to citizens and groups representative of low and moderate-income persons that request assistance in developing proposals;

Will provide opportunities for citizens to review and comment on proposed changes in the funded project and program performance;

Will not use assessments against properties owned and occupied by low and moderate-income persons or charge user fees to recover the capital costs of CDBG funded public improvements from low and moderate-income owner-occupants;

Will establish a plan to minimize displacement as a result of activities assisted with CDBG funds; and assist persons actually displaced as a result of such activities, as provided in the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended;

Will conduct and administer its program in conformance with Title VI of the Civil Rights Act of 1964 and the Fair Housing Act, and will affirmatively further fair housing (Title VIII of the Civil Rights Act of 1968); and has adopted (or will adopt) and enforce a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and has adopted (or will adopt) and implement a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location that is the subject of such nonviolent civil rights demonstration within its jurisdiction, in accordance with Section 104(1) of the Title I of the Housing and Community Development Act of 1974, as amended; and

Will provide, upon request, and prior to any obligation of funds being made, a complete and accurate CDBG Federal Funds Disclosure Report detailing the required applicant/grantee information and, as appropriate, other government assistance provided or applied for, interested parties and expected sources, and uses of funds.

The City of Union Gap designates Mayor Jim Lemon as the authorized Chief Administrative Official and the authorized representative to act in all official matters in connection with this application and the City of Union Gap's participation in the State of Washington CDBG Program.

PASSED this 26th day of January 2009.

Jim Lemon, Mayor

ATTEST:

APPROVED AS TO FORM:

Kathryn Thompson, CMC, City Clerk

Robert F. Noe, City Attorney