

**WHATCOM COUNTY COUNCIL AGENDA BILL**

NO. 2008-374

CLEARANCES	Initial	Date	Date Received in Council Office	Agenda Date	Assigned to:
Originator:	SM	10/10/08	<div style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">RECEIVED</div> <div style="font-size: 1.2em; font-weight: bold; margin-top: 10px;">OCT 14 2008</div> <div style="font-size: 1.1em; font-weight: bold; margin-top: 10px;">WHATCOM COUNTY COUNCIL</div>	October 21, 2008	Introduction
Division Head:				Nov. 12, 2008	Public Hearing
Dept. Head:	<i>Dewey</i>	10/10/08			
Prosecutor:	<i>Ron</i>	10/13/08			
Purchasing/Budget:	<i>Dewey</i>	10/17/08			
Executive:	<i>PK</i>	10/14/08			

**TITLE OF DOCUMENT:** *Public Hearing and Resolution regarding Community Development Block Grant application.*

**ATTACHMENTS:** *Memorandum, Memo from KCLT, Resolution, Grant Concept Fact Sheet, and CDBG Public Hearing Handout*

SEPA review required?	( ) Yes	( X ) NO	Should Clerk schedule a hearing ? ( X ) Yes ( ) NO Requested Date: November 12, 2008
SEPA review completed?	( ) Yes	( X ) NO	

**SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:** *(If this item is an ordinance or requires a public hearing, you must provide the language for use in the required public notice. Be specific and cite RCW or WCC as appropriate. Be clear in explaining the intent of the action.)*

*Required public hearing and Resolution in support of an application for General Purposes Community Development Block Grant funds to be applied to a homeownership affordability project. Whatcom County will act as the lead agency, and the grant will be passed through (by way of subrecipient agreement) to the Kulshan Community Land Trust, who will lead this project.*

Public Hearing Notice language:  
**NOTICE IS HEREBY GIVEN** that a public hearing will be held on the following by the Whatcom County Council in the Council Chambers, Whatcom County Courthouse, 311 Grand Avenue, Bellingham, on Wednesday, November 12, 2008 at 7:00 p.m.: A Resolution regarding application for a Community Development Block Grant. This Resolution would authorize the County Executive to submit an application to the State of Washington, Office of Community Development, to request \$1,000,000 to be passed through to the Kulshan Community Land Trust for their HomeOwnership Affordability Project. The purpose of the public hearing is to review community development and housing needs, inform citizens of the availability of funds and eligible uses of the state Community Development Block Grant (CDBG), and receive comments on proposed activities, particularly from low- and moderate-income persons and persons residing in Whatcom County. Grant dollars may be available to Whatcom County on a statewide basis to fund public facility, housing, economic development or community facility projects that principally benefit low- and moderate-income persons. The draft application for the general purposes block grant will be available for review at the Whatcom County Executive's office, Suite 108, 311 Grand Avenue, Bellingham, after October 31, 2008. Comments may also be submitted in writing to the Whatcom County Council until the public hearing has been closed.

<b>COMMITTEE ACTION:</b>	<b>COUNCIL ACTION:</b> 10/21/2008: Introduced 11/12/2008: Council Approved 7-0 Res. 2008-073
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<b>Related County Contract #:</b>	<b>Related File Numbers:</b>	<b>Ordinance or Resolution Number:</b> Res. 2008-073
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**Please Note:** *Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: [www.co.whatcom.wa.us/council](http://www.co.whatcom.wa.us/council).*

SPONSORED BY: Consent

PROPOSED BY: Executive

INTRODUCTION DATE: 10/21/08

RESOLUTION NO. ~~2008-073~~

APPLICATION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

WHEREAS, Whatcom County is applying to the State Office of Community Development for funding assistance; and

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

WHEREAS, County Executive Pete Kremen is authorized to submit this application to the State of Washington on behalf of Whatcom County; and

NOW, THEREFORE, BE IT RESOLVED that the Whatcom County Council authorizes submission of this application to the state Office of Community Development to request \$1,000,000 from the CDBG General Purposes Grant Program to provide for affordable housing programming in Whatcom County, and 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; and

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 advance 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; and

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

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

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; and

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; and


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 which 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.

Whatcom County designates Pete Kremen, County Executive, as the authorized Chief Administrative Official and authorized representative to act in all official matters in connection with this application and Whatcom County's participation in the Washington State CDBG Program.

APPROVED this 12th day of November, 2008.



The seal of the Whatcom County Council is circular with a dotted border. The text "COUNTY COUNCIL" is at the top, "OF WHATCOM COUNTY" is in the middle, and "WASHINGTON STATE" is at the bottom. There are stars and decorative elements within the seal.

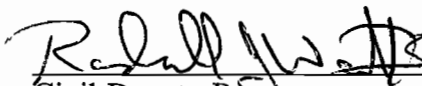
Dana Brown-Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON



Carl Weimer, Council Chair

APPROVED AS TO FORM:



Civil Deputy Prosecutor