

## RESOLUTION NO. 2021-126

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE COMMUNITY DEVELOPMENT BLOCK GRANT 2021-2022 ACTION PLAN AND AUTHORIZING THE CITY MANAGER TO EXECUTE AND FILE ALL DOCUMENTS REQUIRED TO RECEIVE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING (CEQA EXEMPT)

**WHEREAS**, the Community Development Block Grant Program, authorized pursuant to Title 1 of the Housing and Community Development Act of 1974, as amended (Act), requires that jurisdictions provide for the issuance of grants in order to attain the objective of providing decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low- and moderate-income; and

**WHEREAS**, there has been presented to, and reviewed by this City Council, the 2021-22 Action Plan (Action Plan), which describes the specific programs to be funded for the 2021-22 program year; and

**WHEREAS**, the City Council held a duly-noticed public hearing on March 24, 2021, to provide an opportunity for the public to comment on Elk Grove's need in relation to low-income and special needs populations and on proposed activities for funding in Fiscal Year 2021-22; and

**WHEREAS**, the City of Elk Grove has held, with proper notification and after a mandatory 30-day public comment period, a public hearing on May 12, 2021, to receive comments and proposals from the public regarding the Action Plan and use of CDBG funds; and

**WHEREAS**, there has been presented to, and reviewed by this City Council, certifications to the U.S. Department of Housing and Urban Development (HUD), including those regarding affirmatively furthering fair housing, anti-displacement and relocation plan, drug free workplace, anti-lobbying, authority of jurisdiction, consistency with strategic plan, citizen participation, community development plan, following Consolidated Plan, use of funds, prohibition of excessive force, compliance with anti-discrimination laws, and lead-based paint (Certifications); and

**WHEREAS**, there has been presented to, and reviewed by this City Council an application on Standard Form 424 (Application) to HUD for a Community Development Block Grant in the amount of \$932,936 for the period of July 1, 2021, through June 30, 2022.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Elk Grove hereby finds the 2021-22 Action Plan exempt from CEQA pursuant to the following finding:

Finding: The 2021-22 Action Plan is exempt from the California Environmental Quality Act.

Evidence: The adoption of the Action Plan is a project under CEQA; however, it qualifies for several exemptions as follows:

- 1) The Capital Projects are exempt under CEQA Guidelines Section 15378 specifically exempts “the creation of government funding mechanisms or other fiscal activities which do not involve any commitment to any specific project.” The adoption of the Action Plan allocates funding for these projects but does not fully commit these funds. Commitment of the funds does not occur until award of a construction contract. Therefore, no further environmental review is required at this time.
- 2) The Public Service Programs funded under the Action Plan are exempt from CEQA under CEQA Guidelines Section 15061(b)(3), under the common sense exemption which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. The proposed programs provide services to the public within existing facilities. No new development or construction which would alter the built form of the community is proposed. Therefore, the Action Plan qualifies for this exemption and no further environmental review is required for these programs.
- 3) The Rebuilding Together Sacramento Critical Repair and Accessibility program qualifies for an exemption under CEQA Guidelines Section 15301, which applies to maintenance, operation, or minor alteration of existing public or private structures. The proposed improvements under each program involve minor alteration of the building interior and/or exterior, including completion of deferred maintenance. No new building square footage is anticipated to be created. Therefore, the projects qualify for this exemption and no further environmental review is required.

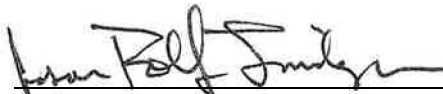
**AND, BE IT FURTHER RESOLVED** that the City Council of the City of Elk Grove hereby:

- 1) Approves the City of Elk Grove 2021-22 Action Plan certifying that that the City of Elk Grove has and will continue to conduct its activities in accordance with applicable statutes and regulations governing the CDBG Program; and
- 2) Authorizes the City Manager, or designee, to execute and file the Consolidated Plan and Action Plan, along with the required Certifications and the Standard Form 424, that are required to receive CDBG funding for and on behalf of the City of Elk Grove, and to make minor changes to those documents where necessary.


**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 12<sup>th</sup> day of May 2021

  
BOBBIE SINGH-ALLEN, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
JONATHAN P. HOBBS  
CITY ATTORNEY

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2021-126**

STATE OF CALIFORNIA        )  
COUNTY OF SACRAMENTO    )       ss  
CITY OF ELK GROVE         )

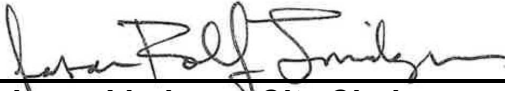
*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on May 12, 2021 by the following vote:*

**AYES:**        **COUNCILMEMBERS:** *Singh-Allen, Nguyen, Hume, Spease, Suen*

**NOES:**       **COUNCILMEMBERS:** *None*

**ABSTAIN:**   **COUNCILMEMBERS:** *None*

**ABSENT:**   **COUNCILMEMBERS:** *None*

  
\_\_\_\_\_  
**Jason Lindgren, City Clerk**  
**City of Elk Grove, California**