

## **RESOLUTION NO. 3357-2010**

### **RESOLUTION OF THE FORT BRAGG CITY COUNCIL AUTHORIZING EXPENDITURE OF UP TO \$100,000 OF PROGRAM INCOME FOR ACTIVITY, ACTIVITY DELIVERY AND ADMINISTRATION FUNDING, AS ALLOWABLE, FOR THE SKATE PLAZA PROJECT PARTIALLY FUNDED BY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) #07-PTAG-3663, IN ACCORDANCE WITH THE CITY'S PROGRAM INCOME REUSE PLAN**

**WHEREAS**, the City of Fort Bragg's Program Income Reuse Plan allows for expenditure of Program Income on activities funded through open Community Development Block Grant (CDBG) contracts; and

**WHEREAS**, the City was awarded a 2007/08 CDBG Planning and Technical Assistant grant for Community Planning and Design for a Skate Plaza, a project-specific activity for which the grant authorizes commitment of Program Income for implementation following appropriate public involvement; and

**WHEREAS**, in May 2008, the City Council conducted a public hearing and formally committed \$144,000 in Program Income to the Skate Plaza project and, subsequently, in August 2009, the Council conducted a public hearing and committed an additional \$60,000 of Program Income to the Skate Plaza project; and

**WHEREAS**, a portion of the Program Income committed to date has been used to help cover costs associated with the design and engineering of the Skate Plaza facility and **\$100,000** is available for construction of the facility; and

**WHEREAS**, the Skate Plaza Conceptual Planning activity funded by CDBG #07-PTAG-3663 has been completed and accepted by City Council, and CDBG approval has been received to proceed to implementation and construction; and

**WHEREAS**, conceptual project costs estimates as well as final planning engineer's cost estimates indicate that, depending upon and subject to actual construction bids, current available funding is sufficient only to construct the Skate Plaza Project Phase 1; and

**WHEREAS**, current funding is not adequate to complete Skate Plaza Project Phase 2 elements that were identified through an extensive community planning process; and

**WHEREAS**, efforts at securing alternative funding sources through local fundraising efforts have not resulted in accumulation of adequate funding, and future grant opportunities are limited, highly competitive, and highly uncertain; and

**WHEREAS**, the City has sufficient Program Income balances on hand to allocate additional funding of \$100,000 to the Skate Plaza Project in order to provide adequate funding to complete the entire Skate Plaza Project as envisioned by the community; and

**WHEREAS**, on April 26, 2010, the City Council conducted a duly-noticed public hearing to obtain public comment on the proposed expenditure of up to \$100,000 of Program Income, to include Activity, Activity Delivery and Administration funding as allowed, for the implementation of the Skate Plaza Project that is partially funded by CDBG #07-PTAG-3663; and

**WHEREAS**, based on all the evidence presented, the City Council finds as follows:

1. Implementation of the Skate Plaza Project activity using Program Income is authorized in CDBG #07-PTAE-3663, an open grant contract.
2. Expenditure of Program Income to implement the Skate Plaza Project activity is an allowable use of Program Income per the City of Fort Bragg 2008 Program Income Reuse Plan.
3. Adequate funding is available in the Program Income fund.
4. Federal Citizen Participation requirements were met for commitment of the Program Income through a Public Hearing before the City Council on April 26, 2010.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby authorize expenditure of up to \$100,000 of additional Program Income for Activity, Activity Delivery and Administration funding, as allowable, for the Skate Plaza Project partially funded by Community Development Block Grant (CDBG) #07-PTAG-3663, in accordance with the City's Program Income Reuse Plan; and

**BE IT FURTHER RESOLVED** that the City Council of the City of Fort Bragg does hereby transfer the amount of \$100,000 from Fund 162 and direct it to Fund 169; and amends the Fiscal Year 2009-10 budget to increase authorized expenditures in Account No. 169-4808-0731 by \$100,000.

The above and foregoing Resolution was introduced by Councilmember Melo, seconded by Councilmember Courtney, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 26<sup>th</sup> day of April, 2010, by the following vote:

**AYES:** Councilmembers Turner, Courtney, Gjerde, Melo, and Mayor Hammerstrom.  
**NOES:** None.  
**ABSENT:** None.  
**ABSTAIN:** None.

  
\_\_\_\_\_  
**DOUG HAMMERSTROM,**  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
**Cynthia M. VanWormer, CMC**  
City Clerk