

RESOLUTION NO. 3371-2010

RESOLUTION OF THE FORT BRAGG CITY COUNCIL CITY COUNCIL APPROVING A CONTINGENT SUBRECIPIENT AGREEMENT WITH FORT BRAGG FOOD BANK TO USE FUNDS FROM COMMUNITY DEVELOPMENT BLOCK GRANT FOR PUBLIC FACILITY IMPROVEMENTS AND AUTHORIZING CITY MANAGER TO EXECUTE SAME UPON EXECUTION BY SUBRECIPIENT (AMOUNT TBD; SOURCE: CDBG GRANT)

WHEREAS, the City of Fort Bragg is applying for a grant from the State of California Department of Housing and Community Development, State Community Development Block Grant (CDBG) General Allocation to fund a Public Facility project at the Fort Bragg Food Bank, which is operated by Mendocino Food and Nutrition Program, Inc.; and

WHEREAS, the City of Fort Bragg's CDBG General Allocation application states that the City will engage the Mendocino Food and Nutrition Program, Inc. (Food Bank) as Subrecipient to implement the Fort Bragg Food Bank Improvements Project if funded by the grant; and

WHEREAS, the City has worked with the Food Bank previously to successfully implement a CDBG project, and the Food Bank staff is sufficiently experienced and knowledgeable of CDBG procedures such that its staff is competent to implement the project, with City guidance; and

WHEREAS, a Subrecipient Agreement is required by State CDBG regulations to contractually obligate the Food Bank to perform the grant-funded activity in accordance with the City's Standard Agreement with the State Department of Housing and Community Development, if awarded, and in compliance with all State and Federal overlay requirements for the CDBG programs; and

WHEREAS, in order to maximize the competitive status of the City's CDBG application, CDBG encourages applicants to submit executed Subrecipient Agreements with grant applications, the terms of which are contingent upon grant award; and

WHEREAS, the Food Bank Improvements Project is subject to an environmental clearance level of Categorically Excluded, Subject to statutes 24 CFR Section 58.5 (58.35(a)) under the Federal National Environmental Protection Act (NEPA); and environmental clearance activities for the Project have commenced as part of the CDBG application process; and

WHEREAS, the City has requested a total of \$70,000 in funding for the Fort Bragg Food Bank Improvements Project, including Activity Delivery estimated at up to 10% of program funding; and

WHEREAS, if funded, the grant will also provide General Administration funding in the amount of 7.5% of program funding; and

WHEREAS, the City and the Food Bank will determine actual funding apportionments if and when actual funding is awarded, and apportionment to Food Bank is expected to consist

of all direct Activity funding, plus up to one-half of Activity Delivery funding, which is sufficient funding for this Subrecipient Agreement; and

WHEREAS, the City is expected to retain one-half of Activity Delivery funding to perform direct project implementation tasks, and all General Administration funding in order to perform associated reporting, monitoring, and other grant administration activities; and

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

1. The Food Bank is a qualified subrecipient and with City assistance, is sufficiently capable and experienced in implementation and management of CDBG-funded projects.
2. If funded, adequate funding will be available on a reimbursement basis through the State CDBG to complete the work as provided in the Subrecipient Agreement.
3. If funded, contingent terms included in the Subrecipient Agreement will be specified and agreed upon by the parties prior to commencement of program activities.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve a CONTINGENT Subrecipient Agreement with Fort Bragg Food Bank to use funds from Community Development Block Grant for Public Facility Improvements and authorizes City Manager to execute same upon execution by Subrecipient (Amount TBD; Source: CDBG Grant).

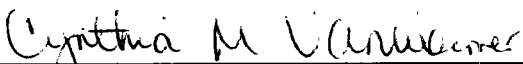
The above and foregoing Resolution was introduced by Councilmember Gjerde, seconded by Councilmember Melo, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 14th day of June, 2010, by the following vote:

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



DAVE TURNER,
Vice Mayor

ATTEST:



Cynthia M. VanWormer, CMC
City Clerk