

RESOLUTION NO. 3355

A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND TO APPROVE THE CITY'S SUBSTANTIAL AMENDMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR CDBG PROGRAM YEAR 2023.

WHEREAS, the City of Salisbury is a recipient of grant funds under the Community Development Block Grant ("CDBG") Program administered by the U.S. Department of Housing and Urban Development ("HUD"); and

WHEREAS, the City had previously approved a budget and Annual Action Plan for the PY 2023 CDBG Program; and

WHEREAS, HUD permits grant recipients to revise and amend previous budgets and Annual Action Plans; and

WHEREAS, in accordance with the Federal Regulations governing the CDBG Program, certain changes and revisions to the Annual Action Plans may be considered a substantial amendment as outlined in the City's Citizen Participation Plan, "to carry out an activity that was not previously identified in the plan; and a change in purpose, scope, location, funding, or beneficiaries from one eligible activity to another by more than 50% of the total amount previously authorized"; and

WHEREAS, it has been determined that the proposed changes and revisions to the PY 2023 CDBG Program are a substantial amendment and the City's Citizen Participation Plan has been followed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 1. That the substantial amendment for the PY 2023 Annual Action Plan is hereby approved;

Section 2. That the Mayor and Council of the City of Salisbury are cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with Federal financial assistance;

Section 3. That the Mayor and Council of the City of Salisbury are authorized to execute and file the substantial amendment for the following:

- Cancel Low-Mod Neighborhood Sidewalk Construction and Pedestrian Improvements for \$222,086 and create a new project Waterside Park Improvements with a total budget of \$222,086.

Section 4. That the Mayor is hereby authorized to provide assurances and/or certifications as required by HUD and also provide any additional documents that may be requested.

BE IT FURTHER ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 5. It is the intention of the Mayor and Council of the City of Salisbury that each provision of this Resolution shall be deemed independent of all other provisions herein.


Section 6. It is further the intention of the Mayor and Council of the City of Salisbury that if any section, paragraph, subsection, clause or provision of this Resolution shall be adjudged invalid,

unconstitutional or otherwise unenforceable under applicable Maryland or federal law, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and all other provisions of this Resolution shall remain and shall be deemed valid and enforceable.

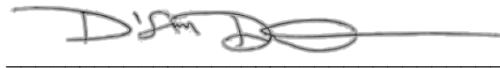
Section 7. The recitals set forth hereinabove are incorporated into this section of the Resolution as if such recitals were specifically set forth at length in this Section 7.

THE ABOVE RESOLUTION was introduced and read and passed at the regular meeting of the Council of the City of Salisbury held on this 5th day of July, 2024 and is to become effective immediately upon adoption.

ATTEST:




Kimberly R. Nichols, City Clerk



D'Shawn M. Doughty, City Council President

Approved by me, this 9 day of June, 2024.



Randolph J. Taylor, Mayor



City of Salisbury

MEMO

To: Andy Kitzrow

From: Jo Ellen Bynum

Subject: Resolution Approving the City's Substantial Amendment to the PY 2023 Community Development Block (CDBG) Action Plan

Date: June 12, 2024

In response to the Council's concerns expressed at the June 3, 2024 work session, the attached resolution has been revised to reallocate CDBG funding from PY 2023 Sidewalk Improvements to the Waterside Park project; leaving the CDBG PY 2023 allocations in the amount of \$19,000 for a case manager and \$50,000 for Anne Street Village Rehabilitation in place.

The PY 2022 Waterside Park restroom and pavilion project was originally funded under the PY 2022 CDBG action plan in the amount of \$293,619. Updated DID projections revealed a need for additional funding to ensure project completion. This will be resolved with the transfer of \$222,086 originally allocated in the PY 2023 CDBG action plan for Sidewalk Repairs to Waterside Park.

As required by the City's CDBG Citizen Participation Plan, the proposed substantial amendment was on public display for 30 days from May 9, 2024 to June 7, 2024. A public hearing was held on May 22, 2024; no comments were received. Public comment was received at the June 3, 2024 Council meeting within the 30 - day comment period, at which several concerned citizens requested that the PY 2023 Case Manager and



City of Salisbury

Anne Street rehabilitation monies not be reallocated to a different CDBG project.

At this time, I am requesting the Council's approval of the submitted revised resolution for the substantial amendment to the PY 2023 Action Plan.