

Wilmington, Delaware
October 15, 2020

#4871

Sponsor:

**Council
Member
Dixon**

WHEREAS, under Title I of the Housing and Community Development Act of 1974, as amended, the Secretary of the United States Department of Housing and Urban Development (“HUD”) is authorized to extend financial assistance to communities for (i) the elimination or prevention of slums or urban blight, (ii) activities which will benefit low-income and moderate-income persons, and (iii) other urgent community development needs; and

WHEREAS, the City of Wilmington (the “City”) is a participating jurisdiction for purposes of the Emergency Solutions Grant Program (“ESG Program”) and allocates ESG Program funds each year for a variety of eligible activities; and

WHEREAS, on May 16, 2019, City Council adopted Resolution 19-018, which approved the City’s proposed Annual Action Plan for Fiscal Year 2020 (the “Plan”) and authorized the Mayor to submit the Plan to HUD; and

WHEREAS, the Coronavirus Aid, Relief and Economic Security Act of 2020 (the “CARES Act”) makes available supplemental ESG Program funding for grants to prevent, prepare for, and response to the COVID-19 pandemic (“ESG-CV Grants”); and

WHEREAS, in May 2020, HUD advised the City that it was eligible to receive a first tranche of funds under the CARES Act, which included ESG Program funding for ESG-CV Grants; and

WHEREAS, on May 28, 2020, City Council adopted Resolution 20-024, which approved the first substantial amendment to the Plan outlining the proposed use of the first tranche of funds received by the City pursuant to the CARES Act and authorized the Mayor to submit such amendment to HUD; and

WHEREAS, HUD has advised the City that it is eligible to receive a second tranche of ESG Program funds to be utilized for ESG-CV Grants in the amount of \$1,142,202; and

WHEREAS, the City has prepared a substantial amendment to the Plan (the “Substantial Amendment”) in order to outline the proposed use of the second tranche of ESG Program funding to be utilized for ESG-CV Grants that will provide emergency shelters and rapid rehousing; and

WHEREAS, a draft of the Substantial Amendment was on placed on the City’s website for display from August 26, 2020 to September 5, 2020, as required by HUD.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON THAT:

1. The Substantial Amendment to the Fiscal Year 2020 Annual Action Plan for the second tranche of ESG Program funding for ESG-CV Grants, available pursuant to the CARES Act, is hereby approved in all respects.

2. City Council is cognizant of the conditions that are imposed in the undertaking and carrying out of community development activities with federal financial assistance including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status, or national origin, and (c) other assurances as set forth under the certifications.

3. The Mayor of the City of Wilmington is authorized to file an application for financial assistance with the U.S. Department of Housing and Urban Development for the ESG Program funds available pursuant to the CARES Act.

4. The Mayor is hereby authorized to provide such assurances and/or certifications as required by the Housing and Community Development Act of 1974, as amended, the

National Affordable Housing Act of 1990, the Stewart B. McKinney Homeless Assistance Act of 1988, as amended, the CARES Act of 2020, and also any supplemental or revised data which HUD may request in connection with the review of the City’s application.

5. The Mayor, or his designee, is authorized to execute on behalf of the City the formal grant contracts, amendments, and other documents relating to this Substantial Amendment to the City’s Annual Action Plan for Fiscal Year 2020.

Passed by City Council,

ATTEST: _____
City Clerk

SYNOPSIS: This Resolution (i) approves a Substantial Amendment to the Fiscal Year 2020 Annual Action Plan to outline the proposed use of additional ESG Program funding for ESG-CV Grants that is available pursuant to the CARES Act to prevent, prepare for, and respond to the COVID-19 pandemic and (ii) authorizes the Mayor to file an application for financial assistance with the U.S. Department of Housing and Urban Development for such funding.

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