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Title: PUBLIC HEARING ON THE 2020-2024 FIVE-YEAR CONSOLIDATED PLAN, 2020-2021 ANNUAL ACTION PLAN, AND ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (CITY COUNCIL)

Sponsors:

Indexes:

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Attachments: 1. Exhibit One-Draft 2020-2024 Five-Year Consolidated Plan, 2. Exhibit Two-CDBG Program Year 2020 Action Plan-Comparison of Recommendation by Staff to Citywide Advisory Commission with Recommendation Adopted by Citywide Advisory, 3. Exhibit Three-Draft Analysis of Impediments to Fair Housing Choice, 4. Exhibit Four-2020-2021 CDBG Proposed Project Summary Table

Date	Ver.	Action By	Action	Result
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Report to Mayor and City Council

Tuesday, April 21, 2020

Special Orders of the Day

SUBJECT:

PUBLIC HEARING ON THE 2020-2024 FIVE-YEAR CONSOLIDATED PLAN, 2020-2021 ANNUAL ACTION PLAN, AND ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (CITY COUNCIL)

I. SUMMARY

The City of Carson, as a recipient of Community Development Block Grant (CDBG) funds from the federal government, is required to prepare a Five-Year Consolidated Plan and an Annual Action Plan for the use of those resources. Included in that mandate is the furthering of fair housing within the jurisdiction through such means as the preparation of an Analysis of Impediments to Fair Housing Choice. Tonight’s public hearing represents the final opportunity to elicit public input into the development of these related documents prior to their submission to the U.S. Department of Housing and Urban Development (HUD). Staff is moving forward with submission of these documents to HUD by the normal submission deadline of May 15, though the recent passage by Congress of Coronavirus-related CDBG funding will necessitate subsequent revisions (by means of Substantial Amendment) to the Consolidated Plan and Annual Action Plan.

HUD has notified the City that it will receive \$803,871.00 in CDBG entitlement funding for

Program Year 2020 (City fiscal year 2020/21). The proposed CDBG budget for 2020-2021 includes that entitlement allocation plus \$1,024.00 in eligible program income, for a total budget of \$804,895.00.

II. RECOMMENDATION

TAKE the following actions:

1. OPEN the Public Hearing, TAKE public testimony, and CLOSE the Public Hearing.
2. ALLOCATE CDBG funding for FY 2020/21 (Planning Year 2020) as recommended by the Citywide Advisory Commission (CAC).
3. AUTHORIZE the Mayor to execute agreements with the public service providers as designated by City Council following negotiation and approval as to form by the City Attorney.
4. APPROVE the proposed FY 2020/21 (PY2020) CDBG budget.
5. APPROVE the submission of the City's 2020-2024 Five-Year Consolidated Plan, 2020-2021 Annual Action Plan, and Analysis of Impediments to Fair Housing Choice to the U. S. Department of Housing and Urban Development.

III. ALTERNATIVES

TAKE another action the City Council deems appropriate.

IV. BACKGROUND

The City of Carson has been a recipient of CDBG funds annually since the enactment of the Housing and Community Development Act of 1974, due to its status as an "entitlement" jurisdiction (having a population above 50,000, and meeting certain other demographic criteria). CDBG funding can be used for a variety of projects and programs primarily benefiting persons of low- and moderate income.

Guidelines established for jurisdictions participating in HUD's formula grant programs, including CDBG, as found in Title 24 CFR (Code of Federal Regulations) Part 91 and Part 570, mandate the preparation and submission of a Consolidated Plan (ConPlan) every five years, and an Annual Action Plan (AAP) each year. The ConPlan can be viewed as a strategic plan for the use of CDBG funds as well as other resources that the City devotes toward the achievement of similar objectives over a five-year period, with the AAP constituting the annual update of that strategy. HUD will evaluate the ConPlan and AAP against three basic objectives for the CDBG program: a) provision of decent housing, b) provision of a suitable living environment, and c) provision of expanded economic opportunities.

Essentially, a ConPlan consists of the following components:

- Consultations with public and private agencies regarding housing and non-housing issues;

- A Housing and Market Analysis describing the City's demographics, housing and facilities and services for the homeless as well as non-homeless persons with special needs;
- Assessment of housing and non-housing community development needs for the City; and
- Five-year strategies for such issues as affordable housing and homelessness, non-housing community development, and housing.

The City's most recent ConPlan was submitted in 2015, and covers CDBG Program Years 2015 through 2019 (encompassing the period beginning July 1, 2015 and ending June 30, 2020). The City must now submit to HUD a new ConPlan for Program Years 2020 through 2024 (encompassing the period beginning July 1, 2020 and ending June 30, 2025). As it has done each year, the City must also submit an AAP for Program Year 2020 (the period beginning July 1, 2020 and ending June 30, 2021), which, as the first year of the ConPlan cycle, will be included as part of the ConPlan.

HUD also mandates that recipient jurisdictions take affirmative steps to further fair housing within their boundaries. Specifically, jurisdictions are required to periodically prepare an Analysis of Impediments to Fair Housing Choice (AI). HUD recommends that jurisdictions prepare AIs at the same time that they prepare their ConPlans, and the City is complying with that recommendation.

The purpose of the AI is to serve as the substantive, logical basis for fair housing planning, and provide essential and detailed information to policy makers, administrative staff, housing providers, lenders, and fair housing advocates. It accomplishes this purpose by reviewing the impediments to fair housing that may exist in the private and public sectors in the subject jurisdiction, in accordance with the Fair Housing Act.

An AI involves:

- A comprehensive review of the jurisdiction's laws, regulations, and administrative policies, procedures, and practices.
- An assessment of how those laws, regulations, administrative policies, procedures, and practices affect the location and availability of housing, services, commercial and retail development; and
- An assessment of conditions, both public and private, affecting fair housing choice in areas of low and high opportunity.

The ConPlan and AI were prepared with the assistance of a consulting firm, Western Economic Services.

The HUD regulations regarding ConPlans and AAPs mandate a citizen participation and public review process. This includes a minimum of two public hearings prior to the submission of a ConPlan or an AAP. City staff and Western Economic Services convened two public input sessions on the Consolidated Plan and the Analysis of Impediments on December 3, 2019 and February 4, 2020. The Citywide Advisory Commission held a public hearing on February 20, 2020 regarding the Consolidated Plan and Annual Action Plan. Consequently, this evening's hearing constitutes the second hearing. During its regular meeting on March 12, 2020, the CAC met to adopt its recommendation for funding for projects and programs in the Program Year 2020 AAP. Drafts of the ConPlan and AI were

made available on March 19, 2020, and subjected to a HUD-mandated 30-day public review and comment period which concluded on April 20, 2020.

HUD has notified the City that it will receive \$803,871.00 in CDBG entitlement funding for Program Year 2020 (City fiscal year 2020/21). The proposed CDBG budget for 2020-2021 includes that entitlement allocation plus \$1,024.00 in eligible program income, for a total budget of \$804,895.00.

Each year, considerable public interest is devoted to the allocation of CDBG funds for eligible community public services. Per CDBG regulations, this funding is restricted to no more than 15% of the annual entitlement allocation (that is, \$120,580.00) plus 15% of the anticipated program income earned in the preceding (that is, program year 2019-2020) program year (that 15% portion estimated to be \$153.00), for a total 2020-2021 public services allocation of \$120,733.00. A request for proposals (RFP) for public service providers was issued by the City's Purchasing Division on January 9, 2020, with a response deadline of January 29, 2020. That RFP generated five responses, from the following entities:

- Boys and Girls Clubs of Carson
- Bridges Community Economic Development Corporation
- Harbor Area Gang Alternatives Program
- Housing Rights Center
- South Bay Family Health Care

The draft Consolidated Plan issued for public review and comment (Exhibit No. 1) includes the recommended Program Year 2020-2021 Annual Action Plan allocations adopted by the CAC. It is noted that staff presented a different recommendation to the CAC than the one the CAC eventually adopted. A comparison of the two recommendations is presented as Exhibit No. 2. (Due to a slight miscalculation by staff, the public service cap presented to the CAC was \$120,772.00 rather than the correct figure of \$120,733.00. That error has been corrected in Exhibit No. 2.) It is further noted that both staff and the CAC agreed on funding the fair housing services provided by the Housing Rights Center at the requested amount of \$45,000. These services are critical in assisting the City in fulfilling the aforementioned mandate to affirmatively further fair housing, and in carrying out many of the recommendations in the draft Analysis of Impediments (Exhibit No. 3).

The final exhibit being presented is Exhibit No. 4 (Proposed Project Summary Table), which is a capsule summary of the funding requests.

One area in which the CAC's adopted recommendation differed from that of staff was in the public service providers to be funded. Both staff and the CAC recommended funding four of the five applicants, but differed as to which four. Staff recommended not funding Bridges Community Economic Development Corporation, while the CAC chose to not recommend funding for Harbor Area Gang Alternatives Program. Staff's rationale was largely based on the program rating, which in Bridges' case was negatively impacted by staff turnover that had affected its ability to deliver its program (it was forced to relinquish its awarded grant during 2017-18, and did not apply for funding in the two subsequent years). The CAC's expressed reasoning for not recommending funding for Harbor Area Gang Alternatives Program was a feeling that its curriculum was outmoded and not as relevant as it could be.

Another area in which the recommendations of staff and the CAC differ is in the area of capital improvement programs. Given the limited amount of funding available in this category, staff opted to recommend allocating all the available funding to the Neighborhood Pride Program (residential rehabilitation program). The CAC opted instead to recommend allocating \$110,000 to each of the other two projects applying for funding, the proposed improvements at Foisia Park and the Public Works Department's Concrete Replacement (street infrastructure) Program. Staff has two primary concerns with CAC's recommended allocations in this area: that the projects need to be "shovel-ready", in that the planning, construction, and project management needs to take place within a one-year timeframe to meet HUD's timely fund drawdown requirements; and absent other sources of funding, the recommended allocations would have very limited impact in relation to the described scope of the projects.

Community Development Block Grant Coronavirus (CDBG-CV)

Congress passed the Coronavirus Aid, Relief, and Economic Security (CARES) Act on March 25, 2020 and the President signed it on March 27, 2020, authorizing \$2.2 trillion in a variety of stimulus measures to prevent, prepare for, and respond to the COVID-19 pandemic. Included in that legislation are \$2 billion for CDBG entitlement communities including the City of Carson. The City of Carson has been informed that it will receive \$472,890.00. More specific guidance from HUD as to the types of assistance eligible for this funding, as well as the timing of and process for disbursements, is expected to be forthcoming. Staff at HUD's Los Angeles Field Office has advised the City that Substantial Amendments to the current Consolidated Plan and Annual Action Plan, as well as the new Consolidated Plan and Annual Action Plan once enacted, will be necessary. Staff will provide City Council a separate report specifically related to the eligible uses and proposed CDBG-CV projects in the very near future.

V. FISCAL IMPACT

The proposed action would allocate the PY 2020 entitlement grant of \$803,871.00 and CDBG program income eligible for reuse totaling \$1,024.00, for a total of \$804,895.00. Impact to the General Fund is not anticipated.

VI. EXHIBITS

1. Draft 2020-2024 Five-Year Consolidated Plan (pgs. 6-184)
2. CDBG Program Year 2020 Action Plan-Comparison of Recommendation by Staff to Citywide Advisory Commission with Recommendation Adopted by Citywide Advisory Commission (pg. 185)
3. Draft Analysis of Impediments to Fair Housing Choice (pgs. 186-285)
4. 2020-2021 CDBG Proposed Project Summary Table (pgs. 286-289)

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