

Resolution No. RS2018-1091

A Resolution approving and authorizing the Metropolitan Mayor to submit Amendment Five and Technical Corrections to the Action Plan for Disaster Recovery for the use of Community Development Block Grant Disaster Recovery funds to complete recovery efforts resulting from the May 2010 floods.

WHEREAS, on May 1 and 2, 2010, Nashville experienced unprecedented rainfall which caused extensive flooding and damage throughout Davidson County; and

WHEREAS, President Obama declared Davidson County a Federal Disaster Area on May 4, 2010 (FEMA Declaration Number: FEMA-1909-DR); and

WHEREAS, Congress passed the Supplemental Appropriations Act, 2010 (Public Law 111-212), which appropriated \$100 million in Community Development Block Grant (CDBG) funds for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure, housing, and economic revitalization in areas declared major disasters by the President due to severe storms and flooding that occurred in several states from March 2010 through May 2010; and

WHEREAS, HUD announced the availability of \$50 million of the \$100 million of the Supplemental Appropriations and published a Notice of allocations, waivers, and alternative requirements for the CDBG disaster recovery funds in the Federal Register, Volume 75, Number 217, Docket Number FR-5452-N-01, effective November 15, 2010, which allocated \$10,731,831 of CDBG disaster recovery funds to Metropolitan Nashville-Davidson County (initial allocation); and

WHEREAS, the Metropolitan Council approved an Action Plan for Disaster Recovery for the initial allocation of the Supplemental Appropriations to address disaster recovery activities in Nashville-Davidson County and by Resolution No. RS2010-1487 authorized the Metropolitan Mayor to submit the Action Plan for Disaster Recovery to HUD; and

WHEREAS, the Metropolitan Development and Housing Agency (MDHA) has been designated to act as the lead agency responsible for the development and administration of Metro Nashville's Consolidated Plan and its related grant programs (CDBG, HOME, HOPWA, and ESG) and, therefore, serves as the lead agency with respect to preparing and administering the Action Plan for Disaster Recovery and any related Amendments; and

WHEREAS, HUD announced the availability of the remaining \$50 million of the \$100 million of the Supplemental Appropriations and published a Notice of additional allocations and waivers granted to and alternative requirements for 2010 CDBG disaster recovery grantees in the Federal Register, Volume 76, Number 72, Docket Number FR-5452-N-02, effective April 19, 2011, which allocated \$22,357,982 of CDBG disaster recovery funds to Metropolitan Nashville-Davidson County (second allocation) bringing the total allocation to \$33,089,813; and

WHEREAS, the Metropolitan Council approved Amendment One to the Action Plan for Disaster Recovery for the second allocation of the Supplemental Appropriations to address disaster recovery activities in Nashville-Davidson County and by Resolution No. RS2011-1671 authorized the Metropolitan Mayor to submit Amendment One to the Action Plan for Disaster Recovery to HUD; and

WHEREAS, MDHA has prepared three additional amendments to the Action Plan for Disaster Recovery – technical Amendment Two (2011), substantial Amendment Three (2013) approved and authorized by RS2013-771, and substantial Amendment Four (2014) approved and authorized by RS2014-1193 – to provide further clarification of the proposed activities described in Amendment One and to reallocate funds from activities that have been canceled or closed to other existing activities; and

WHEREAS, the Action Plan for Disaster Recovery and all amendments have been approved by HUD;

WHEREAS, as activities described in the Action Plan, as amended, are completed, remaining funds need to be reprogrammed to existing activities still underway to fully utilize these funds, and MDHA has prepared Amendment Five and Technical Corrections to the Action Plan for Disaster Recovery to reallocate CDBG-DR funds in the amount of \$703,464.13 from planning, infrastructure, and recovery projects to certain housing activities, and technical Corrections in the amount of \$89,341.49 to reconcile final activity budgets at project completion.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That the Metropolitan Council approves Amendment Five and Technical Corrections to the Action Plan for Disaster Recovery and that the Mayor is hereby authorized to submit Amendment Five to the U.S. Department of Housing and Urban Development to continue flood recovery efforts in Metropolitan Nashville and Davidson County.

Section 2. That Amendment Five and Technical Corrections to the Action Plan for Disaster Recovery, which describes the use of CDBG disaster recovery funds, is attached hereto and made a part of this resolution.

Section 3. That the Metropolitan Development and Housing Agency is authorized to administer the CDBG disaster recovery funds on behalf of the Metropolitan Government of Nashville and Davidson County in accordance with the Action Plan for Disaster Recovery and related amendments.

Section 4. That this Resolution shall take effect from and after its passage, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

INTRODUCED BY:

Executive Director, MDHA

APPROVED AS TO FORM AND LEGALITY:

MDHA Attorney

APPROVED AS TO AVAILABILITY OF FUNDS:

Talia Lomax-O'dneal, Director
Metropolitan Department of Finance

Member(s) of Council