

## **CITY OF NIAGARA FALLS, NEW YORK**

**TO:** City Council  
**FROM:** Mayor Paul A. Dyster  
**DATE:** September 30, 2019  
**RE:** **City Council Agenda Item:**  
**Heart, Love and Soul 2019 CDBG Funding Award Amendment**

### **Council Members:**

The City awarded 2019 Community Development Block Grant (CDBG) funds to Heart, Love and Soul, Inc. in the amount of \$433,342.00 for capital improvements for the Project Daybreak project. After these funds were awarded, Heart, Love and Soul, Inc. declined the award due to significant cost increases associated with Davis-Bacon prevailing wage requirements.

After consultation with Heart, Love and Soul, Inc. staff, it is requested that Council approve an amendment to the 2019 Annual Action Plan to award Heart, Love and Soul, Inc. \$50,000.00 in 2019 CDBG funds for public services associated with the program management and operation costs of its dining room, food pantry, and Project Daybreak programs.

The remaining \$383,342.00 of 2019 CDBG funds will remain unprogrammed until a substantial amendment to the 2019 Annual Action Plan is made. According to federal regulations at 24 CFR 91 and the City's HUD Citizen Participation Plan, a substantial amendment is required when there is a change in allocation priorities, a decision to carry out an activity not previously described in the action plan that amounts to more than 10% of the HUD program budget, or a substantial change in the purpose, scope, location, or beneficiaries of an activity. A substantial amendment requires a public notice that states the proposed amendment, a 30-day public comment period, a public hearing on the amendment, and City Council approval.

Will the Council vote to approve this item and authorize the Mayor to execute any documents necessary to effectuate the same?

Respectfully submitted,

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Paul A. Dyster, Mayor

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Nicholas Melson, City Administrator

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Seth A. Piccirillo  
Director of Community Development

Kennedy\_\_\_\_\_ Scott\_\_\_\_\_ Tompkins\_\_\_\_\_ Voccio\_\_\_\_\_ Touma\_\_\_\_\_