



RESOLUTION NO. 7280

A RESOLUTION AMENDING ALBANY'S CITIZEN PARTICIPATION PLAN ADOPTED BY RESOLUTION NO. 6879 AND REQUIRED BY THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, as a recipient of Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD), the City of Albany is required to adopt and follow a citizen participation plan; and

WHEREAS, the City of Albany adopted a new Citizen Participation Plan (Plan) by Resolution No. 6879 on April 22, 2020, that specifies the public participation requirements the City will take in the development of Albany's CDBG plans and programs, and amended by Resolution 6925 including during health and other emergencies; and

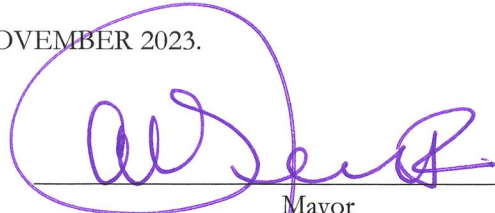
WHEREAS, the City is amending the Plan to ensure that it addresses engagement with a variety of residents in a variety of ways and outlines a public participation process when applying for other CDBG or federal grants offered by HUD; and

WHEREAS, the City of Albany followed the citizen participation requirements for the PRO Housing CDBG grant and provided public notice on October 10, 2023 of the fifteen-day public comment period and council public hearing on October 25, 2023, and made the grant application available for public comment; and

WHEREAS, the City Council held a public hearing regarding the amended Citizen Participation Plan on November 29, 2023, and all comments were accepted.

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council hereby amends the Citizen Participation Plan as provided in attached Exhibit A.

DATED AND EFFECTIVE THIS 29TH DAY OF NOVEMBER 2023.

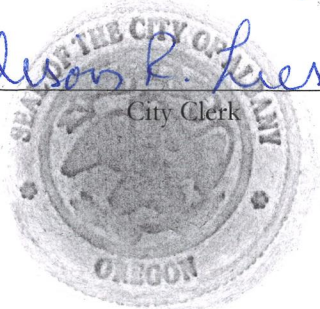


Mayor

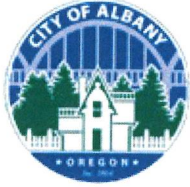
ATTEST:



City Clerk



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City of Albany, Oregon Community Development Block Grant Program Citizen Participation Plan

Adopted April 22, 2020, by Resolution 6879
Amended September 23, 2020, by Resolution 6925

I. Introduction

The City of Albany receives Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD). These funds are used to administer housing and community development programs within the City through the Community Development Department. The Citizen Participation Plan has been developed to comply with the regulations and requirements of the CDBG program as specified by both HUD's Consolidated Plan rule and by the rules that direct HUD's Community Development Block Grant Program.

The Citizen Participation Plan outlines the steps that will be taken by the City of Albany to provide residents and other community members opportunities to contribute ideas and information on housing, community, and economic development needs to the City's Consolidated Planning process. The Citizen Participation Plan encourages citizens to participate in the planning, development, implementation, and evaluation of the City's CDBG annual plans and programs. However, final responsibility and authority for the development and implementation of CDBG program(s) will lie with the City of Albany.

The goals of the Citizen Participation process are to:

1. Encourage citizen participation by all of the following in the process of developing and implementing the consolidated plan and annual plans: local and regional institutions, the Continuum of Care, the local housing authority, other organizations (including nonprofit organizations, philanthropic organizations, community-based organizations, faith-based organizations, businesses and developers), and Albany residents, emphasizing the involvement of low- and moderate-income residents, people living in CDBG target neighborhoods, people with disabilities, minorities, persons with limited English proficiency (LEP), and residents of publicly assisted housing;
2. Inform citizens and the public housing authority of the Albany Consolidated Plan, Annual Action Plans and eligible activities under these programs, and development of the Assessment of Fair Housing;
3. Give all citizens an opportunity to identify and respond to priority needs, proposed projects, and the use of funds; and
4. Give all citizens an opportunity to review and comment on program performance.

II. Community Engagement

The City of Albany will keep interested citizens, community members, and service, housing and economic development organizations informed about opportunities for involvement in each phase of the consolidated planning development process and development of fair housing assessments.

- A. Albany Community Development Commission (CDC) Meetings.

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The City and CDC will seek input primarily through direct interaction with the public in the form of community-based meetings and may also seek input and direction through other means including surveys, interviews, and/or an interactive website. CDC monthly meetings are open to the public. The CDC meeting agenda and materials are posted approximately one week prior to the meeting on the City's website ~~and are provided at the two Albany public libraries~~. Minutes of CDC meetings are posted on the City's website once approved. CDC meeting recordings are also posted on the City's website.

Albany Community Development Department staff will provide direction and support to the CDC during the process of drafting the Consolidated Plan and in receiving public input and citizen participation on plan needs and activities.

B. Community Engagement.

The ~~City~~city will provide the public with reasonable opportunities for involvement in the development of annual action plans, consolidated plans and assessments of fair housing plans. The ~~City~~city will employ a variety of communication means and formats designed to reach the broadest audiences, such as press releases, social media, City web-site postings, focus groups, surveys, and email distribution lists. The ~~City~~city will engage directly with area agencies, organizations and governments that provide social services, health services, affordable housing services, emergency shelter, multi-cultural services, serve residents with LEP, and fair housing assistance ~~that represent~~to low- and moderate-income residents, residents in a protected classes, the homeless and vulnerable populations. The ~~City~~city will work through existing networks and community leaders to gather input and build relationships.

C. Technical Assistance and Translation.

City of Albany staff will provide technical assistance to individual citizens, citizen groups, and agencies in order to further meaningful citizen participation in the community development decision making process and to foster public understanding of CDBG program requirements. Technical assistance will also be provided to groups and agencies representing low- and moderate-income persons requesting assistance in developing project/funding proposals. City staff will pay particular attention to those groups' representative of persons of low- or moderate-income, LEP, and other underserved populations as may be required to adequately provide for citizen participation in the planning, implementation, and assessment of CDBG programs.

The city will provide translation or interpretation services as needed to enable residents to participate in public engagement efforts, public hearings, or meetings.

Technical assistance may be obtained by contacting the Community Development Department at 541-917-7550, (TTY 771), or through the City of Albany website at www.cityofalbany.net/cdbg www.albanyoregon.gov.

D. Physical Accessibility.

All in-person meetings and hearings are held in facilities that are physically accessible to people with physical handicaps or disabilities. Persons with a hearing, visual or other communication-related disability requiring other accommodation are asked to notify City staff at least 24 hours in advance of the meeting by calling 541-917-7550, (TTY 771).

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III. Public Hearings and Comment Periods

Each year citizens and interested agencies will be notified of the funding level of assistance expected in the upcoming year when that information is received from HUD. Initial information may be based on local estimates. Citizens and interested entities will also be informed of the amount of funding expected to benefit low- and moderate-income ~~persons~~people in each Consolidated Plan and Annual Action Plan.

A. Public Comment Periods.

Each year, the public will be notified of opportunities to review and comment on the City's CDBG programs and performance, applications for funding, the draft Consolidated Plan, Annual Action Plan, the Consolidated Annual Performance Evaluation Report (CAPER), and substantial amendments to these plans. ~~The City will also provide the opportunity to review and comment on the City's performance in administering the CDBG programs through a comment period and public hearing.~~

- Draft Consolidated Plan, Annual Action Plans and Substantial Amendments. The City will provide a copy of the draft Consolidated Plan and/or Action Plans at least 30 days prior to submitting the plan to HUD so that interested citizens, community members, public agencies, and other groups have an opportunity to review and provide public comments and suggestions for improvement; except that the 2020 Action Plan and substantial amendments to adopted plans related to responding to the novel coronavirus (COVID-19) emergency or any other national or state emergency shall have a public notice and comment period of at least 5 days. A summary of all comments received either in writing, or orally through a public hearing, will be included in the plan submitted to HUD.
- Consolidated Annual Performance and Evaluation Report (CAPER) and Applications to HUD for Other Financial Assistance. The City will provide a fifteen-day comment period on the CAPER and other HUD grant application materials prior to submitting the report or grant materials to HUD for citizens and other community members and other interested parties to review and comment on the applicable documents. A summary of comments received either in writing, or orally through a public hearing, will be included with the City's annual performance report submission or grant application submission.
- Draft Analysis of Impediments to Fair Housing Choice or Assessment of Fair Housing. The City will provide a copy of draft assessments of fair housing at least 30 days prior to submitting the plan to HUD so that interested citizens, community members, public agencies, and other groups have an opportunity to review and provide public comments and suggestions for improvement. A summary of comments received either in writing, or orally through a public hearing, will be included in the plan submitted to HUD.

B. Public Hearings

At least two public hearings will be held every year to obtain citizen and community views and input on housing, economic, and community development needs to respond to the different stages of the CDBG planning process and programs administered by the Community Development Department. Specifically, the hearings will solicit input on the following:

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1. Assessment and identification of housing and community development needs (two hearings a year);
2. The draft five-year Consolidated Plan or Annual Action Plans and any substantial amendments (one hearing);
3. The City's performance in meeting annual plan objectives as provided in the Consolidated Annual Performance and Evaluation Report (one hearing); ~~and~~
4. Assessment of impediments to fair housing choice (one hearing as needed); and
5. Applications to HUD for other financial assistance (one hearing as needed).

Following the ~~30-day~~ applicable review and comment period on a proposed Consolidated Plan, Action Plan, Substantial Amendment, ~~or~~ fair housing assessment, or application to HUD for other assistance - or a ~~5~~five-day comment period for the 2020 Action Plan and Substantial Amendments to Plans to respond to COVID-19 or any other national or state emergency or disaster ~~→~~ the City Council shall hold at least one public hearing to consider any comments or views of citizens received in writing or orally at the public hearing and the Council will take action on the proposed Plan, ~~or~~ Substantial Amendment, report, or application to HUD for other assistance. A summary of comments received either in writing, or orally through a public hearing and a summary of any comments or views not accepted, will be incorporated into the applicable plan, report, or application.

All public hearings shall be held at times and locations convenient to potential and actual beneficiaries and with accommodation for persons with disabilities. All public hearings shall include both in-person and virtual attendance options; except that when national, state, or local health authorities recommend social distancing and limit public gatherings for public health reasons, in-person public hearings will be replaced with virtual hearings.

Local officials will undertake all reasonable actions necessary to allow persons with limited English proficiency (LEP) to participate in public hearings when notified in advance of such needs.

A sign language interpreter will be provided whenever the City is notified in advance that one or more deaf or hearing-impaired persons will be in attendance, according to the instructions provided in the public hearing notice. The City shall provide a qualified reader whenever the City is notified in advance that one or more visually impaired persons will be in attendance. Additionally, the City shall provide reasonable accommodations whenever the City is notified in advance that one or more persons with mobility or developmental disabilities will be in attendance.

C. Public Notices

Public notice of the ~~30-day~~ applicable comment period and any public hearing regarding the Consolidated Plan, Annual Action Plans, CAPER, application to HUD for financial assistance, and Assessment of Fair Housing, will be published in one or more newspapers of general circulation on or before the first date of the applicable public comment period ~~at least 30 days prior to the plan being submitted to HUD~~ and will include a summary of the document(s) plan. In the event of a national or state emergency that closes city facilities to the public, plans and reports will be made available online only.

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Public notice of the 15-day comment period, and any public hearing regarding the CAPER will be published in one or more newspapers of general circulation at least 15 days prior to the plan being submitted to HUD and will include a summary of the report.

Notice of public comment periods and public hearings will ~~include publishing~~ be published in the local newspaper of general circulation, ~~notice and be posted~~ on the City's web-site to advise citizens of the applicable documents plans, comment periods, hearings, and deliberations scheduled, and to provide the location and links for viewing the plan, report, or application. Information of the date, time, ~~and~~ place and directions for virtual access of these hearings will be made available through these advertisements and publications. Efforts will be made to provide notice in media that serves non-English speaking households in the City. The notices will provide information about the locations where complete copies of the plan may be reviewed. (See IV - Access to Documents and Records.)

Public meetings or hearing notices will be posted according to City of Albany policy for public meeting procedures.

D. HUD Waivers and Disaster Recovery

All of the requirements outlined in the Citizen Participation Plan are subject to change when guidance or waivers are issued by HUD in order to respond to a national disaster, ~~or~~ pandemic, grant opportunity, or other reasons. ~~In the event that~~ if HUD issues guidance or waivers that affect citizen participation in the planning process, the City will attempt to provide as much notice as possible while still complying with the allowed waivers and flexibilities permitted by HUD.

On June 1, 2017, HUD issued CPD Notice 17-06, title Using CPD funds for Disaster Response and Recovery. This notice directs entitlement communities to be prepared to respond quickly to a disaster by ensuring that any funds allocated to address the disaster are quickly incorporated into the Consolidated Plan and the Annual Action Plan.

In the event of a presidentially declared disaster, any CDBG funds reallocated to address the disaster will be considered non-substantial amendments up to the threshold of \$100,000.

IV. Access to Documents and Records

Citizens and other community members will have reasonable and timely access to all documents related to the Consolidated Plan, annual action plans, and annual performance reports. Copies of any proposed plan, Substantial Plan Amendment, or CAPER will be provided during the applicable comment period at the Albany Main Library located at 2450 14th Avenue SE, the Albany Carnegie Library located at 302 Ferry Street SW, and the Community Development Department in Albany City Hall located at 333 Broadalbin Street SW, Albany, Oregon, ~~;~~ unless these facilities are closed due for public health reasons.

In addition, copies of the Consolidated Plan, Annual Action Plans, Consolidated Annual Performance and Evaluation Reports (CAPER), applications for other assistance, and the Assessment of Fair Housing will be available for download in an electronic format, at no cost, from the City's CDBG web site, www.cityofalbany.net www.albanyoregon.gov/cdbg.

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The city website pages are available in both English and Spanish. Translation services to reach people with LEP will be provided as needed and upon request. Lastly, the city provides a TTY number (TTY 771) for those with limited hearing.

All other records regarding the Consolidated Plan process will be maintained, as required by statute, at the City of Albany Community Development Department for at least five years. Advance notice of access to such records is required by contacting Anne Catlin Community Development Department staff at (541-917-75560, (TTY 771), or anne.catlin@cityofalbany.net cdbg@albanyoregon.gov).

V. Amendments to a Consolidated Plan or Annual Action Plan

A. Substantial Amendment

The City shall amend its approved Consolidated plan or Annual Action Plan through a substantial amendment process whenever the following occurs:

1. To make a change in Plan allocation priorities or activities, which includes the removal of an activity or project not previously described in a consolidated plan or annual action plan; a change in the use of CDBG funds from one eligible activity to another; and/or a change in the approved CDBG budget of 25 percent or more for an activity.
2. A new activity is funded for the first time from any program covered by the consolidated or annual plan (including program income), not previously described or funded in the action plan.
3. To change the purpose, scope, location, or beneficiaries of an activity.

Substantial amendments require a public hearing and city council approval. The CDC and City staff shall first review substantial amendments and provide recommendations to the city council. Written notices of city council consideration of substantial amendment shall follow the process outlined above for initial adoption of the applicable Plan.

B. Minor Amendments

The following types of amendments to an adopted Consolidated Plan or Annual Action Plan are minor amendments:

1. Amendments that change the text of the Consolidated Plan or Annual Action Plan to correct errors, or changes to text, which will not modify the intent of the plan by changing adopted priority needs, implementation strategies, or location policies; or
2. Any amendment that does not qualify as a substantial amendment as defined above.

The Community Development Department Director or designee is granted authority to decide minor amendments to the Consolidated Plan and Action Plan as described in B.1. above. The CDC will decide all other minor amendments unless acted upon by the Albany City Council. Minor Amendments shall be incorporated into the applicable plan or report through publishing in the next Action Plan and/or CAPER.

C. Submission to HUD

Upon completion of a plan amendment, the jurisdiction must make the amendment public and must notify HUD that an amendment has been made. The jurisdiction may submit a copy of each amendment

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to HUD as it occurs, or at the end of the program year. Letters transmitting copies of amendments must be signed by the official representative of the jurisdiction authorized to take such action.

VI. Procedure for Comments, Objections, and Complaints

The scheduled public hearings described in this Citizen Participation Plan are designed to facilitate public participation in all phases of the community development process. Citizens are encouraged to submit their views on all aspects of programs during review and comment periods and public hearings. However, to ensure that citizens are given the opportunity to assess and comment on all aspects of the community development program on a continuous basis, citizens may, at any time, submit written comments or complaints to the ~~City~~city.

Citizens or citizen's groups desiring to comment or object to any phase of the planning, development, approval, or implementation of CDBG activities should submit such comments or objections in writing to the City through a progressive level of review. Comments, objections, complaints, and grievances should be sent to the Community Development Department, 333 Broadalbin St. SW, Albany, Oregon 97321 or by email to ~~anne.catlin@cityofalbany.net~~cdbg@albanyoregon.gov.

Local officials shall make every effort to provide written responses to citizen proposals or complaints within fifteen (15) working days of the receipt of such comments or complaints where practicable. If, after a reasonable period, a party believes the comment or complaint has not been properly addressed or considered, then the aggrieved may appeal his/her case to the city manager, and finally, after a reasonable period, to the city council.

Should the city council be unable to sufficiently resolve an objection or complaint, it may be forwarded by the aggrieved party to HUD.

Citizens may, at any time, contact HUD directly to register comments, objections, or complaints concerning the City's CDBG application(s) and/or program(s). Citizens are encouraged, however, to attempt to resolve any complaints at the local level as outlined above prior to contacting HUD.

All comments or complaints submitted to HUD should be addressed in writing to:

HUD Office of Community Planning and Development
U.S. Department of Housing and Urban Development
1220 SW 3rd Avenue, Suite 400
Portland, OR 97204-2825

VII. Policy to Minimize Displacement

The City will make every reasonable effort to avoid displacement or, where that is not possible, to minimize the number of persons displaced by activities funded through the federal resources described in its Consolidated Plan and Action Plans. If a person is displaced in undertaking an activity, assistance will be offered in accordance with the *City of Albany, Oregon Residential Anti-Displacement and Relocation Assistance Plan*.