



# Ogden City

## City Council

April 5, 2016

City Council Chambers

Municipal Building – Third Floor

2549 Washington Boulevard, Ogden, Utah 84401

### 3:30 p.m. Work Session

City Council Work Room

The purpose of the work session includes presentations and discussions regarding:

- Agenda review for City Council meeting;
- FY2017 Annual Action Plan;
- FY2017 Program Guideline Changes;
- FY2016 Budget Amendment- Miscellaneous Revenues;
- Public Arts Program Ordinances; and
- Council Business.

Any items not fully addressed prior to the City Council meeting, which begins at 6:00 p.m., may be addressed immediately following that meeting.

### 6:00 p.m. City Council Meeting

Council Chambers

1. Roll Call.
2. Pledge of Allegiance.
3. Moment of Silence.
4. Recognition:
  - a. **Shawn Owens.** Recognizing Ogden-Weber Tech College Student Shawn Owens who was named the 2016 State of Utah College of Applied Technology Student of the Year.
  - b. **Child Abuse Prevention Month.** Proposed Joint Proclamation of the Ogden City Council and Mayor declaring April 2016 as “Child Abuse Prevention Month” in Ogden City. (*Approve joint proclamation – voice vote*)
  - c. **Fair Housing Month.** Proposed Joint Proclamation of the Ogden City Council and Mayor declaring April 2016 as “Fair Housing Month” in Ogden City. (*Approve joint proclamation – voice vote*)
5. Request to be on the Agenda:
  - a. **Utah State Legislator Updates.** Legislators from northern Utah have been invited to address the Council regarding outcomes of the 2016 General Legislative Session.
  - b. **Weber Speaks.** Weber State University students will provide persuasive speeches regarding transportation opportunities in Ogden.
6. Approval of Minutes (*voice vote*):
  - a. Study Session and Regular Meeting on December 1, 2015 – *Council member Garner*
  - b. Work Session on December 1, 2015 – *Council member Hyer*
  - c. Special Meeting on January 12, 2016 – *Council member Nadolski*
  - d. Work Session on January 12, 2016 – *Council member Stephens*

- e. Work Session on January 19, 2016 – *Council member Lopez*
  - 7. Public Hearings:
    - a. **FY2016 Annual Action Plan and Amendment #1.** Proposed Resolution 2016-9 adopting Amendment #1 to the Annual Action Plan for the period July 1, 2015 through June 30, 2016. (*Adopt/not adopt resolution – roll call vote*)
    - b. **Budget Amendment.** Proposed Ordinance 2016-16 amending the budget for the Fiscal Year July 1, 2015 to June 30, 2016 by decreasing the anticipated revenues for a gross decrease of \$349,284. (*Adopt/not adopt ordinance – roll call vote*)
  - 8. Public Comments. This is an opportunity to address the Council regarding concerns or ideas on any topic. To be considerate of everyone at this meeting, public comments will be limited to three minutes per person. Participants are to state their name and address for the record. Comments which cannot be made within these limits should be submitted in writing to the City Council Office ([citycouncil@ogdencity.com](mailto:citycouncil@ogdencity.com)).
- The Council encourages civil discourse for everyone who participates in our meetings. Comments pertaining to an agenda item that includes a public hearing or public input should be given during the meeting as that item is discussed.
- 9. Comments:
    - a. Mayor.
    - b. Council Members.
  - 10. Adjournment.

**Continuation of Work Session if Necessary**

Public meetings may be held electronically in accordance with Utah Code Annotated 52-4-207 to allow Council members to participate via teleconference. The anchor location for the meeting shall be on the 3<sup>rd</sup> Floor of the Ogden Municipal Building, 2549 Washington Blvd., Ogden Utah.

In compliance with the Americans with Disabilities Act, persons needing auxiliary communicative aids and services for this meeting should contact the Management Services Department at 629-8701 (TDD # 629-8949) or by email: [ADACompliance@ci.ogden.ut.us](mailto:ADACompliance@ci.ogden.ut.us) at least 48 hours in advance of the meeting.

**CERTIFICATE OF POSTING**

The undersigned, duly appointed City Recorder, does hereby certify that the above notice and/or agenda was posted in three public places within the Ogden City Limits on this 1st day of April, 2016. These public places being: 1) City Recorder's Office on the 2nd floor of the Municipal Building; 2) 2nd floor foyer of the Municipal Building; and 3) the Weber County Library. A copy was posted to the Utah State Public Notice Website and the Ogden City Website, as well as provided to the Standard-Examiner.

TRACY HANSEN, MMC  
OGDEN CITY RECORDER

Visit the City Council Meetings page at: [councilmeetings.ogdencity.com](http://councilmeetings.ogdencity.com)  
Ogden City Council Agenda Information Line – 801-629-8159



# City Council Work Session COUNCIL STAFF REVIEW

## REVIEW OF THE ANNUAL ACTION PLAN FOR FISCAL YEAR 2017

### PURPOSE OF

**WORK SESSION:** Review the FY2017 Annual Action Plan

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### ***Background***

### ***The Five-year Consolidated Plan and Annual Action Plan***

When receiving federal funds for economic development and housing programs, the City is required to submit a Consolidated Plan (ConPlan) to the Department of Housing and Urban Development (HUD) every five years. The plan was updated in 2015 for fiscal years 2016 through 2020. The plan adopted in 2015 will be in place from July 1, 2015 to June 30, 2020. The Consolidated Plan is part of the City's application to HUD for Community Development Block Grants (CDBG) and HOME money. The five-year ConPlan can be viewed [here](#), or at [www.ogdencity.com](http://www.ogdencity.com) under the Community tab.

Along with the Consolidated Plan, the City must prepare and submit an Annual Action Plan each year as part of the annual application for funds. The Annual Action Plan indicates how funding will be used during the coming year and how the grant funds will further the goals in the Consolidated Plan. It establishes annual goals and outcomes for programs and projects funded by the CDBG and other federal grant funds. The FY17 Annual Action Plan is for the second year of the five-year ConPlan period.

### ***Significant Parts of the Plan***

#### *Annual Action Plan for FY17*

The Annual Action Plan proposed for FY17 is for the second year of the five-year ConPlan. The format for the Annual Action Plan was changed with the five-year ConPlan and the FY16 plan adopted in 2015 and is a format established by HUD's reporting system. The Plan is broken into several sections and includes the following significant elements:

- **AP-05 Executive Summary** (Page 2) – This is an overview of the plan and its priority objectives.
- **AP-10 Consultation** (Page 7) – This provides some background on the City's outreach to outside agencies and other stakeholders in the



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## COUNCIL STAFF REVIEW

development of the five-year ConPlan and continued coordination of services.

- **AP-12 Participation** (Page 13) – This section is a review of the citizen participation that has taken place with the development of the ConPlan as well as the Annual Action Plan.
- **AP-15 Expected Resources** (Page 16) – The expected resources section of the plan details what the City expects to receive in CDBG and HOME entitlement funds for year two of the five-year plan.
- **AP-20 Annual Goals and Objectives** (Page 19) – The goals and objectives section provides detail with regard to the goals identified in the strategic plan section of the ConPlan, lists anticipated funding for each goal and the specific programs that will be used to reach each goal.
- **AP-28 Projects/Project Summary** (Pages 28/30) – The project summary section of the AAP provides an overview of the specific programs the City has developed and provides a description of the program, anticipated funding, and more specificity regarding the planned activities in year two of the plan.
- **AP-50 Geographic Distribution** (Page 42) – This section provides an overview with regard to the anticipated geographic distribution of funds in the AAP. Various programs have broader and overlapping target areas accounting for the percentage total greater than 100%.
- **AP-55 Affordable Housing** (Page 44) – This section provides specific goal numbers for affordable housing.
- **AP-60 Public Housing** (Page 45) – This section provides information about the City’s work to provide public housing in Ogden.
- **AP-65 Homeless and other Special Needs Activities** (Page 47) – This section provides information on how the City is working with other organizations to meet the needs of the homeless and those with special needs.
- **AP-75 Barriers to Affordable Housing** (Page 51) – This is information included in the AAP from the housing study done for the Analysis of Impediments to Fair Housing Choice.



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- **AP-85 Other Actions** (Page 53) – This section details other activities the City is participating in to address issues which have been previously addressed in the ConPlan or AAP.
- **AP-90 Program Specific Requirements** (Page 58) – This section outlines specific requirements for programs for the CDBG and HOME funds as required by federal regulation.
- **Exhibit A - Budget** (Page 61) – This is the proposed budget for the FY17 Annual Action Plan. The details of the budget will be analyzed separately in this report.
- **Attachment A – Program and Goals Summary Matrix** (Page 62) – This section summarizes the programs and goals included in the five-year ConPlan.

### ***Proposed Schedule for Adopting the Annual Action Plan***

The proposed schedule for the Council’s review and adoption of the Annual Action Plan is as follows:

- **March 9, 2016** – A draft of the plan is received by the Council office.
- **March 30, 2016** – The 30-day public comment period for the plan begins. Any comments received are included with the final version the Council takes action on at the public hearing.
- **April 5, 2016** – Council reviews the plan at a work session.
- **April 19, 2016** – Public hearing may be set for the adoption of the plan for May 3, 2016. A public hearing is required before the application can be submitted to HUD.
- **April 29, 2016** – The public comment period closes.
- **May 3, 2016** – Council is anticipated to hold the public hearing on the Plan and can adopt it by resolution.

***Current Proposal*** The Administration is proposing the Council adopt a resolution that approves the Annual Action Plan and budget for fiscal year 2017. Fiscal year 2017 is the second year of the five-year ConPlan period. The



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amounts in the Annual Action Plan budget as approved by the Council are incorporated into the Major Grants section of the City Budget.

### ***Annual Action Plan and Budget***

The Annual Action Plan budget consists of both an estimate of entitlement funding, program income funds, and carry-over funded and the Administration's proposal on how those funds will be expended throughout the next fiscal year. The draft budget is located on the page 61 of the document. It contains funding for both Community Development and Economic Development projects and programs. The major elements of the budget are shown below:

Anticipated new funds (Entitlements)	\$2,670,050
Program Income funds	\$718,464
Carry-over funds	\$2,303,874
CHDO Carry-over funds	\$0
Tax Increment Housing funds	\$0
<b>Total</b>	<b>\$5,692,388</b>

### **Description of Income (Sources of Funds)**

Like any budget, the funds indicated in the proposed plan are projected funds. The table showing the projected revenues and expenditures is shown on the page 61 of the plan document. Below are some significant aspects of the proposed budget:

- The overall amount budgeted for this year is **\$5,692,388** which is an overall decrease in the budget amount compared to last year's adopted budget of \$7,319,468 and from the amended FY16 budget total of \$7,014,092. This FY17 budget amount is the result of a combination of a slight increase in federal entitlement funds, a decrease in program income, and an increase in carry-over funds compared to the previous year's budget. Another reason the amount is lower with the FY17 budget is the exclusion of the HUD Section 108 Loan funding for the Trackline project.
- The proposed Entitlement Funding shown in the budget is an estimate of federal grant dollars and City funds. The total amount anticipated for FY17 for CDBG funding is **\$982,810** and for HOME funding is **\$337,240**. The adopted FY16 budget estimated CDBG funds at



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\$958,232 and HOME funds at \$320,939 with no changes to the amended FY16 budget.

- The Entitlement Funding totals in the FY17 Annual Action Plan budget not only include anticipated CDBG and HOME grant funds but also include several non-federal funding sources for the Quality Neighborhoods/Infill Housing program and the HELP program. As part of the Quality Neighborhoods program, the Administration is including **\$1,200,000** of City funds to be allocated to the Quality Neighborhoods program (\$1,000,000) and the HELP program (\$200,000).
- The program income, which is comprised of funds that have been returned to the City in the form of loan payments or other program payments, for FY17 is expected to be higher than the adopted FY16 budget but lower than the amended FY16 budget. The increase in the amended FY16 budget was the result of some early payoffs the city received during the 2016 fiscal year. The FY17 program income estimate is **\$718,464**. Since this is an estimate of the program income the city will receive for the period between the development of this plan in February of this year and the end of the fiscal year on June 30<sup>th</sup>, this total will be reviewed and adjusted with the mid-year Annual Action Plan amendment.
- The anticipated carry-over funds shown in the FY17 budget total **\$2,303,874**. This is an increase in the amount of carry-over funding compared to the FY16 adopted budget and the FY16 amended budget. The carry-over funds include the carry-over of \$500,000 of State funds allocated to the City in FY2016 for the Unit Reduction program.

### Description of Expenses (Uses of Funds)

#### *Public Services*

- **Business Information Center.** This year's budget proposal for this program is **\$55,000** which is the same as last year's budget.

#### *Public Improvements*

- **Target Area Public Improvements.** The amount proposed for FY17 is **\$450,000**. This amount is same as the FY16 adopted and amended budgets.



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### *Programs*

- **Infill Housing.** The amount included for this program is **\$639,502** and is comprised only of CDBG income in the proposed Annual Action Plan budget. The amount included in the AAP FY17 budget is less than the FY16 amended budget of \$896,392. The program guidelines for this program were changed in November of 2015 in conjunction with the Quality Neighborhoods Strategy resolution. The program guideline changes allowed the Infill Housing funds to be used for land acquisition and consolidation without prior Council approval for up to \$250,000. In addition, the amended guidelines for this program stated that if a project consisted of 10 or more units it would be brought to the Council for approval.
- **Rental Rehabilitation.** The budgeted amount for this program remains as it was in last year's budget at **\$90,000**.
- **Own in Ogden.** The proposed budget of **\$250,000** is the same as the FY16 adopted budget.
- **Emergency Home Repair.** The funding for this program is proposed to be **\$40,000**. This is the same as last year's amount.
- **Demolition Loan Program.** The proposed budget amount for this is **\$12,000**. This is same as last year's allocation.
- **CHDO (Community Housing Development Organization).** The proposed amount for this year's budget is lower than last year. The proposed amount for this year is **\$50,586**.
- **Loan Loss Guarantee Program.** There is no funding proposed for the Loan Loss Guarantee Program in the FY17 budget. It was anticipated that the Loan Loss Guarantee program would be funded with the FY17 Annual Action Plan budget.
- **Quality Neighborhoods.** This line item replaces the East Central Revitalization program from the previous five-year ConPlan and Annual Action Plans. The total amount proposed with the FY17 budget is **\$2,493,767**. The total amount included in this line item includes several federal and non-federal funding sources. These include the following:



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- **CDBG** – This is the amount included in the Quality Neighborhoods (QN) program line item that is from federal CDBG entitlement funds. The proposed amount for QN CDBG is **\$263,837**. This is a slight decrease from the FY16 amended budget of \$272,267.
- **HOME** – The proposed amount for federal HOME entitlement funds included in the QN program is **\$375,816**. This is also a decrease from the FY16 amended budget amount of \$418,311.
- **HOME Match** – The HOME match amount included in the QN program is **\$151,856**. This is slightly lower than the previous year's amount due to lower carry-over balances in this column.
- **City Funds** – The proposed FY17 budget includes the addition of \$1,000,000 of non-federal City funds. The total amount shown in this column includes the \$1,000,000 as well as a portion of the carry-over funds for a total of **\$1,132,258**. This is the second year in which this money is being proposed for the Quality Neighborhoods program with the anticipated source of this funding being BDO lease revenue. This is the first year these funds are anticipated to directly fund Quality Neighborhoods projects as outlined in the Quality Neighborhoods Strategy resolution adopted jointly in November of last year. Because these are not federal funds, the actual allocation of this money will take place with the adoption of the FY17 City budget and not with the adoption of the AAP budget.
- **State Funds** – In 2015, the City received \$750,000 of state funds to increase funding for the City's Unit Reduction program. The City is anticipating a carry-over of **\$500,000** for this program.
- **Housing Funds** – The AAP budget proposes **\$70,000** for this fund. This amount is the same as the amended FY16 budget.
- **HELP** – The Home Exterior Loan Program (HELP) is proposed to be funded at **\$719,774**. This total includes \$281,643 from the City-funds column consisting of \$200,000 of City funds from BDO lease revenue and \$81,643 of carry-over from the previous fiscal year and \$438,131



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from Housing fund program income and carry-over funds. This is an overall decrease from the amended FY16 budget of \$836,511.

- **Central Business District Revitalization.** This program is proposed to be funded at the same level as last year at a total of **\$200,000**.
- **Small Business Loan Program.** The amount proposed for this year's budget is lower than the mid-year amended budget amount of \$450,000 but the same as the FY16 adopted budget. The proposed amount for this year is **\$400,000**.
- **Microenterprise Accelerator Program.** This is a newly proposed program for this year. It is a new line item in the Annual Action Plan budget but the goals for the program fall under Priority Objective #9 – Stimulate Economic Growth of the ConPlan. No funds are proposed in the budget; however, Administration has indicated that funding may be transferred from the Small Business Loan program and the Central Business District Revitalization program.
- **Administration.** The amount budgeted for Administration in this year's budget is lower than that of last year's adopted and amended budgets. This year's budget is proposed to be **\$291,760**. Last year's budgeted amount was \$294,882 and the mid-year amendment amount was \$334,967.

### ***Issues for the Council***

Every five years a new Consolidated Plan is developed and proposed. The creation and adoption of the five-year ConPlan is the time when significant City policy is set with regard to how federal CBDG and HOME entitlement funding is used. The Analysis of Impediments document and the ConPlan approved in 2015 show that there is a significant need for assistance in the City's East Central area. The adoption of the five-year plan gave direction to substantially continue the policies put in place with the previous ConPlan and maintained the focus on the East Central neighborhood. The addition of the Quality Neighborhoods program and the infusion of BDO lease revenue money will continue to intensify these efforts. Council members have been vocal about widening the scope of some of the programs that have been primarily focused on the East Central community. The funding for the HELP program was increased to help address these concerns. The Council will need to determine if the proposed Annual Action Plan and the funding proposed for FY2017 furthers the goals of the ConPlan.



**OGDEN CITY COUNCIL TRANSMITTAL**

**RECEIVED**

**DATE:** March 8, 2016  
**TO:** Ogden City Council  
**THRU:** Mark Johnson, CAO  
**FROM:** Tom Christopoulos, CED Director  
**RE:** Draft Annual Action Plan for July 1, 2016 to June 30, 2017  
**STAFF CONTACT:** Ward Ogden, Community Development Manager   
Cathy Fuentes, Project Coordinator  
**REQUESTED TIMELINE:** City Council Work Session April 5, 2016  
Public Comment Period March 30, 2016 to April 29, 2016  
City Council Public Hearing May 3, 2016  
Submission to HUD May 5, 2016  
**RECOMMENDATION:** Hold a public hearing and approve the Resolution Adopting  
Annual Action Plan FY2017.  
**DOCUMENTS:** Draft Annual Action Plan for July 1, 2016 to June 30, 2017  
Resolution

**MAR 09 2016**

OGDEN CITY  
COUNCIL OFFICE

**BACKGROUND:** Every five years HUD requires entitlement cities to prepare a Five-Year Consolidated Plan that describes the city's physical and socio-economic conditions and strategies that the city will implement to address its community and economic development goals, particularly through the use of federal grant funds. Each year, as a part of the Consolidated Planning process, Ogden City is also required to submit an Annual Action Plan to HUD along with the city's annual grant agreements for the Community Development Block Grant Funds (CDBG) and for HOME Investment Partnerships Program (HOME) federal grants. This year's Annual Action Plan describes the budget for programs and projects administered by the Community and Economic Development Department that will fund the second year of the Five-Year Consolidated Plan 2016-2020.

The FY2017 Annual Action Plan carries forward the goals outlined in the Five Year Consolidated Plan, which was adopted in May 2015. No changes to the Consolidated Plan goals are anticipated at this time. One program has been added, Microenterprise Accelerator Program funded under the ConPlan's Stimulate Economic Growth goal. Although this program has been added, no funds are allocated at this time. The inclusion of the program during the AAP FY17 adoption allows CED to fund the program in the future. CED's Citizen Advisory Committee met February 24, 2016 and reviewed the proposed AAP FY17. A quorum of six was present and the CAC recommends to City Council, adoption of the AAP FY17 as presented. No changes recommended. The Annual Action Plan is now available for review by the City Council.

**FISCAL IMPACT:** The Annual Action Plan serves as the application for \$982,810 of Community Development Block Grant Funds (CDBG) and for \$337,240 of HOME funds (federal) from U.S. Department of Housing and Urban Development (HUD) for Community Development and Business Development programs and projects outlined in Ogden City's AAP FY17 budget. In addition, the Annual Action Plan budget for FY2017, which includes entitlements, carryover funds and program income, is \$5,692,388.

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION OF THE OGDEN CITY COUNCIL ADOPTING THE ANNUAL ACTION PLAN FOR THE PERIOD JULY 1, 2016 THROUGH JUNE 30, 2017, AND DIRECTING THAT THIS DOCUMENT BE SUBMITTED TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.**

**WHEREAS**, it is deemed desirable that Ogden City continue to participate in the Community Development Block Grant and HOME Programs in future years; and

**WHEREAS**, The National Affordable Housing Act of 1991 and associated regulations require that local governments participating as entitlement grantees in certain community development programs of the Federal Government, including the Community Development Block Grant and HOME Programs, prepare, adopt and carry out a Five-Year Consolidated Plan with Annual Action Plans; and

**WHEREAS**, Ogden City has prepared a draft Annual Action Plan for July 1, 2016 through June 30, 2017 and in accordance with Federal regulations, has made this draft available for public review and comment for a period of thirty days as required by said Federal regulations, and has summarized, and in some cases incorporated the resulting public comments into the body of the Annual Action Plan for July 1, 2016 through June 30, 2017; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of Ogden City, Utah, that said Annual Action Plan for July 1, 2016 to June 30, 2017, attached as Exhibit "A", is hereby adopted as the City of Ogden's Annual Action Plan for the period from July 1, 2016 through June 30, 2017, and that this document will be submitted to the U.S. Department of Housing and Urban Development.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
COUNCIL CHAIR

ATTEST:

\_\_\_\_\_  
CITY RECORDER

Approved as to form: \_\_\_\_\_

*MAB*     *3/8/16*  
Legal     Date



Mayor, Mike Caldwell  
OGDEN CITY  
ANNUAL ACTION PLAN FY2017

**DRAFT**



Submitted to HUD May 15, 2016



Prepared by: Ogden City Community Development Division  
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[www.ogdencity.com](http://www.ogdencity.com)

# Executive Summary

## AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

### 1. Introduction

Ogden's Five Year Consolidated Plan 2016-2020 provides the strategic blueprint for how the City will address housing, homelessness, special needs population, community development and economic development activities for low – to moderate-income persons and neighborhoods over the next five years. The plan provides a comprehensive overview of how the City will partner with other community stakeholders to provide decent housing, a suitable living environment and expanded economic development opportunities, principally benefiting low and moderate income persons. The five-year Consolidated Plan will serve as the guideline for annual funding allocations, described in each year's Annual Action Plan.

The following principles have guided the development of the ConPlan in setting priorities, developing strategies and evaluating and selecting specific projects for CDBG and HOME assistance.

- All City residents should have access to affordable, decent, safe, and sanitary housing.
- Ogden's housing and community development programs emphasize neighborhood revitalization to encourage neighborhood stability and preservation of existing housing stock.
- The City should maintain ongoing partnerships with the private sector and continued intergovernmental cooperation with County, regional, and state governments.
- Ogden's economic development programs work towards expanding the city's economic base and creating jobs in the City with special emphasis to creating jobs in the Neighborhood Revitalization Strategy Area (NRSA).

The Annual Action Plan describes Ogden's annual allocation for the CDBG and HOME Entitlement grant programs, it identifies the specific projects and programs the city will undertake during the year and it outlines the goals expected to be accomplished. It also includes a detailed budget that outlines the sources and uses of federal funds.

### 2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

## OGDEN CITY CONSOLIDATED PLAN LONG-TERM GOALS AND PRIORITY OBJECTIVES

**Priority Objective #1: Improve the quality of housing stock.**

1.1 Acquire deteriorating and/or abandoned properties to rehabilitate when possible and for those not suitable for rehab then demolition and/or new construction may be required. Projects will upgrade existing housing stock in the East Central, alleviating conditions of blight and improving housing conditions.

1.2 Rehabilitate housing units that are in need of urgent safety, sanitation and code-related repairs to improve the quality of housing stock and enable low-income homeowners to stay in their homes.

1.3 Work with developers/owners to create or to improve the quality and safety of rental units providing low- to moderate-income residents affordable housing options.

**Priority Objective #2: Expand homeownership opportunities.**

2.1 Assist low to moderate income persons to buy a safe, decent and affordable home in Ogden's target area.

2.2 Ensure homebuyers are suitable to undertake and maintain homeownership through homebuyer education.

**Priority Objective #3: Increase the supply of affordable and quality housing.**

3.1 Increase the availability of housing units to low-to moderate-income residents through the construction or rehabilitation of affordable and quality housing units.

3.2 Gap financing to support the efforts of nonprofit organizations undertaking affordable housing projects in Ogden.

**Priority Objective #4: Homelessness (Continuum of Care)**

4.1 Participate and support the Weber County Homeless Charitable Trust to grant funds to non-profit agencies providing services to the homeless.

4.2 Provide collaborative support to the Weber County Homeless Coordinating Committee which is a member of the Utah Balance of State Continuum of Care.

**Priority Objective #5: Improve the physical appearance and safety of neighborhoods**

5.1 Assist in the demolition of dilapidated structures that are beyond rehabilitation to arrest the spread of blight conditions.

5.2 Implement public improvement projects that repair deteriorating and inadequate streets, curbs and infrastructure to support improved quality of life.

### **Priority Objective #6: Job Creation**

6.1 Support the start-up and/or development of viable small businesses to create job opportunities primarily in Central Business District and NRSA.

### **Priority Objective #7: Business Counseling**

7.1 Provide services to small business owners and entrepreneurs that enable them to grow their businesses and support job creation.

### **Priority Objective #8: Create greater access to capital**

8.1 Loan Loss Guarantee Program - providing loan guarantees to businesses to create better loan coverage ratios for lenders.

8.2 Administrative support to Wasatch Community Funding, Inc. a Utah CDFI, which works to create access to capital for business owners, where funding has been inaccessible or limited.

### **Priority Objective #9: Stimulate economic growth**

9.1 Expand the city's economic base by financial assistance to businesses, microenterprises, blight removal, and/or through the development of underutilized commercial properties.

9.2 Stimulate economic growth through the Ogden Business Exchange Project that supports development of the Trackline EDA.

## **3. Evaluation of past performance**

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

An evaluation of past performance is summarized annually in the Consolidated Annual Performance and Evaluation Report (CAPER), which demonstrates the City's performance in administration of the Community Development Block Grant (CDBG) and HOME Investment Partnerships Grant (HOME). As noted in Ogden's Program Year 2015 CAPER last fall, the City's efforts to meet its Annual Action Plan July 1, 2014 to June 30, 2015 and Consolidated Plan goals and objectives were generally successful, especially in view of budgetary constraints. The City analyzes past performance to ensure and increase the effectiveness of its funding allocations. The City continues to create partnerships with other agencies to enhance its ability to address community needs and expand the benefits of federal funds.

The City of Ogden strives to meet or exceed the goals stated in the Consolidated Plan and Annual Action Plans. The City strives to obligate and disburse its CDBG funds in a timely manner; and met the City met the May 1, 2015 CDBG timeliness test. The City has a spending plan to ensure yearly compliance will be

achieved. The City proposes to provide 70% overall benefit in FY2016-2017 to low and moderate income persons, meeting the 70% regulatory requirement. Monthly reports are prepared by staff to monitor spending goals and overall public benefit accomplishments.

**4. Summary of Citizen Participation Process and consultation process**

Summary from citizen participation section of plan.

Ogden City has made a conscious effort to broaden public participation in the development of the Five Year ConPlan. These efforts include: 1) attending a variety of community groups and events for the purpose of ConPlan outreach; 2) dedicating a page on the city’s website to the ConPlan that provides a convenient way for residents to receive information and make comments (<http://HUDConplan.ogdencity.com/>); 3) sending information of all ConPlan public notices to residents by newspaper, website, and water bill insert; 4) outreach to residents and organizations in low – moderate income areas; 5) holding public meetings, and 6) posting notices of public hearings at city offices, and city and county housing authority offices; and 6) efforts to outreach to the Hispanic population, which is Ogden’s largest minority population. The Citizen Advisory Committee (CAC) met four times during the planning process. The CAC meetings provided a forum for discussion, input and recommendations of community development activities. For specific details, see PR-15 Citizen Participation.

The City encouraged and accepted public comments throughout the entire Consolidated Plan process until the end of the required thirty-day comment period. The website allows for easy online comments to be made by the click of a mouse. Ogden City Community Development Division accepts all comments. If a comment received is not appropriate for HUD-funded programs or Community Development efforts, the comment may be forwarded to the appropriate city department for their review and/or implementation. Public comments received are submitted to City Council.

**5. Summary of public comments**

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

**6. Summary of comments or views not accepted and the reasons for not accepting them**

**7. Summary**

## PR-05 Lead & Responsible Agencies – 91.200(b)

### 1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
Lead Agency	OGDEN	
CDBG Administrator	OGDEN	Tom Christopulos, CED Director/Ogden City
HOPWA Administrator		
HOME Administrator	OGDEN	Tom Christopulos, CED Director/Ogden City
HOPWA-C Administrator		

Table 1 – Responsible Agencies

### Narrative (optional)

Ogden City's Community and Economic Development Department is the lead agency responsible for preparing the Consolidated Plan and for the administration of the Community Development Block Grant (CDBG) and HOME Investment Partnership Program (HOME) Grant.

### Consolidated Plan Public Contact Information

Ward Ogden, Manager Community Development Division, 2549 Washington Boulevard, #120, Ogden, UT 84401. Email: wardogden@ogdencity.com or call 801-629-8940.

## **AP-10 Consultation – 91.100, 91.200(b), 91.215(I)**

### **1. Introduction**

The City launched an in-depth and collaborative effort to consult with elected officials, City departments, community stakeholders, general public and beneficiaries of HUD entitlement programs to inform and develop the priorities and strategies contained within this five year plan. In addition, a *Priority Needs Survey* was conducted to solicit input from residents and stakeholders in the City of Ogden. The questionnaire polled respondents about the level of need in their respective neighborhoods for various types of improvements that can potentially be addressed by the use of entitlement funds.

The City worked with a wide array of organizations and existing networks to develop the Five Year Consolidated Plan 2016-2020. Each year, Ogden City maintains relationships with these organizations to work on Annual Action Plans and to coordinate services. The City's consultation strategies included outreach to housing, service, and mental health providers; workforce developers; community advocates; and others partners. Partners were encouraged to alert their clients and program beneficiaries that an important planning process was being undertaken and encouraged active participation by beneficiaries.

The process for the preparation of this Consolidated Plan included consultation with the following individuals and organizations:

- Coalition of Resources
- Weber Housing Authority
- Utah Center for Neighborhood Stabilization
- Utah Hispanic Chamber
- Fair Housing Forum of Utah
- Weber County Homeless Charitable Trust
- Small Business Development Center (Small Business Administration)
- Cottages of Hope
- Ogden Weber Community Action Partnership
- Utah Center for Affordable Housing
- Ogden Housing Authority
- Ogden School District
- Utah Non-profit Housing Corporation
- Weber State University's SBDC
- Latinos United Promoting Education and Civic Engagement
- United Way of Northern Utah
- Catholic Community Services
- Weber Human Services
- Grow Utah
- SCORE

- Northern Utah Small Business Resources Partner's Collaboration
- Suzao Center and Business Information Center
- Ogden Weber Chamber of Commerce

The development of the Consolidated Plan extends beyond the *annual* planning process. More detail is provided in PR-15 for our consultation and citizen participation.

**Provide a concise summary of the jurisdiction’s activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))**

- City Staff attends Coalition of Resources (COR) monthly meetings. COR has over 100 representatives from various for-profit, non-profit and public agencies that provide services to Ogden residents. Monthly meetings provide an opportunity for service providers to collaborate and coordinate to efficiently use community resources. COR has been an effective tool in reaching a wide range of citizens.
- City staff has worked with the United Way of Northern Utah to apply for the Promise Zone grant program. United Way submitted application for a 10-year designation to receive multi-agency assistance.
- Ogden City Community and Economic Development Department’s Citizen Advisory Committee reviews ConPlan programs and makes recommendation to the Mayor and City Council about ConPlan programs and funding levels. It includes representatives from service providers, stakeholders, community leaders and city staff.
- The Weber County Homeless Coordinating Council, the local Continuum of Care collaborative applicant, coordinates the efforts of organizations which provide services to the homeless and other special populations for Emergency Shelter Grant (ESG) programs and coordinates groups that serve the HIV/AIDS population with HOPWA funding.
- The Ogden Housing Authority and Weber Housing Authority have worked collaboratively on the ConPlan and Analysis to Impediments to Fair Housing Choice with Ogden City.
- Weber State University and Ogden City entered into a Education Collaborative Agreement to further efficient use of resources for Ogden residents.
- The Disability Law Center (a Fair Housing Initiative grant recipient) has partnered with Ogden City to affirmatively further fair housing in Ogden, providing free fair housing clinics in Ogden.
- Ogden City staff attends the Fair Housing Forum to improve coordination of Fair Housing efforts in Utah.
- Ogden City has hired a Diversity Coordinator to assist in minority outreach.

**Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.**

The local Continuum of Care process involves the agencies and programs that receive funding from the U.S. Department of Housing and Urban Development (HUD), and does the following:

- Ogden City Council member serves as Chairman to the Weber County Homeless Coordinating Committee
- Ogden City CAO attends the Weber County Homeless Coordinating Committee.
- Assesses capacity and identifies gaps in homelessness services;
- Evaluates outcomes achieved by funded programs, in comparison to both local and national benchmarks;
- Proactively develops improvements and solutions to systemic issues;
- Works to implement HUD priorities and community priorities to end chronic homelessness in Utah;
- Facilitates the allocation of funding to homelessness provider agencies;
- Serves as an inclusive vehicle to promote best practices;
- Utilizes the Service Prioritization Decision Assistance Tool (SPDAT) to identify those most in need of service and help prioritize time and resources;
- Facilitates access to mainstream resources and services for the homeless; and
- Works to develop best practices to assist homeless persons directly.

**Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS**

The State Homeless Coordinating Committee provides oversight and approves allocations of funding for providers of homeless services. The committee ensures that services provided to the homeless are utilized in a cost-effective manner and works to facilitate a better understanding of homelessness. Programs are devoted to emergency housing, self-sufficiency, placement in employment or occupational training activities, special services to meet unique needs of the homeless with mental illness and those who are part of families with children. Contracts are awarded to providers based on need, diversity of geographic location, coordination with or enhancement of existing services, and the use of volunteers.

The State Homeless Coordinating Committee in the 2011 General Session H.B. 351 modified the membership of the committee by adding the Lieutenant governor as a member and having the lieutenant governor serve as chair of the committee.

Ogden City does not apply or receive Emergency Shelter Grant (ESG). City staff engages with agencies and organizations who are members of the local Continuum of Care on an on-going basis throughout the program year, including participating in the Weber County Homeless Coordinating Committee (WCHCC).

The WCHCC provides coordination of services to the Continuum of Care and its membership to ensure the goals and outcomes established for the Emergency Solutions Grant Program and other special needs housing programs meet the needs of the community. In addition, the WCHCC is the Homeless Management Information System (HMIS) Lead for Ogden City. The WCHCC organization administers the HMIS for the county and sets a uniform standard for all agencies to gather information for HUD reporting and local homeless strategies. All Weber County ESG funded organizations enter information into the HMIS system.

**2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction’s consultations with housing, social service agencies and other entities**

**Table 2 – Agencies, groups, organizations who participated**

1	<b>Agency/Group/Organization</b>	Coalition of Resources
	<b>Agency/Group/Organization Type</b>	Health Agency Other government - County
	<b>What section of the Plan was addressed by Consultation?</b>	Non-Homeless Special Needs Anti-poverty Strategy Wide variety of public service providers
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Details of the Annual Action Plan were presented to a group of nearly 30 public service providers, non-profit and for-profit organizations during the 30 day public comment period. April 5, 2016.
2	<b>Agency/Group/Organization</b>	Weber Morgan Health Department
	<b>Agency/Group/Organization Type</b>	Health Agency Other government - County
	<b>What section of the Plan was addressed by Consultation?</b>	Non-Homeless Special Needs Anti-poverty Strategy Community Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Ogden City staff met with Weber Morgan Health Department to discuss the health needs for Ogden and Weber County's citizens and ConPlan activities to supplement and support a health community.

**Identify any Agency Types not consulted and provide rationale for not consulting**

The City of Ogden did not identify agency types that were not consulted.

**Other local/regional/state/federal planning efforts considered when preparing the Plan**

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Utah State Homeless Coordination Committee	The Local Homeless Coordinating Council is consistent with Utah State's plans.
Utah Plan to End Chronic Homelessness	Utah State Homeless Coordination Committee	The goal of the State and local homelessness prevention councils are consistent.

**Table 3 – Other local / regional / federal planning efforts**

**Narrative (optional)**

## **AP-12 Participation – 91.105, 91.200(c)**

### **1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting**

The citizen participation process for the Five Year Consolidated Plan 2016-2020 (ConPlan) began in August 2014 with an information booth at Farmer's Market in Ogden's Central Business District. Farmer's market has been an effective means of providing information to the general public and gathering citizen comments regarding HUD-funded programs.

The Community and Economic Development Department's (CED) Citizen Advisory Committee (CAC) met four times during the ConPlan planning process. The CAC met to review past performance to help identify priority needs, to review ConPlan strategies and objectives, and to make recommendations to the Mayor and City Council regarding the adoption of the ConPlan, Neighborhood Revitalization Strategy Area (NRSA) and Analysis of Impediments to Fair Housing Choice (AI). On March 19, 2015, the CAC approved the Draft Five Year Consolidated Plan 2016-2020, AI and NRSA plans and made recommendations to the Mayor and City Council to approve the plans.

During the development of the Annual Action Plan, citizen participation outreach efforts include: 1) attending community groups for AAP outreach; 2) a city webpage to provide a convenient way for residents to receive information and make comments; 3) sending Public Comment period notices to residents by newspaper, website, and water bill insert; 4) meeting with Ogden Housing Authority's Resident Advisory Board and Ogden School District's TANF Next Generation Kids staff and parents to improve outreach to low-income residents; 5) posting notices of public hearings at city offices, and city housing authority offices; 6) Ogden City hired a Diversity Coordinator to assist in outreach to minorities; and 7) providing certified Spanish translators to outreach to Hispanics (the largest minority population) and maintaining relationships with organizations and/or persons who work with minorities and staff provided AAP/ConPlan outreach materials at Ogden's Farmers/ Market, (located in the NRSA census tract 2011, which has a minority population of 40% and 35% poverty rate).

The city encouraged public comments throughout the entire Annual Action Plan process and thru until the end of the required thirty-day comment period (March 30 thru April 29, 2016). The website allows for easy online comments to be made by the click of a mouse. Ogden City Community Development Division receives all comments. No public comments were received.

The Ogden City Council held a work session on March 29, 2016 and a Public Hearing May 3, 2016 regarding approval of the proposed Annual Action Plan for July 1, 2016 through June 30, 2017. An advertisement for the City Council Public Hearing to adopt the AAP and NRSA Plan was

published in the local newspaper on April 6,2016. A presentation was provided of the proposed projects and programs. The City Council voted in favor of adopting the Annual Action Plan on May 3, 2016.

**Citizen Participation Outreach**

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (if applicable)
1	Public Meeting	Non-targeted/broad community	Ogden City Council Public Hearing May 3, 2016 to adopt the AAP FY2016-2017.			
2	Newspaper Ad	Non-targeted/broad community	Advertisement ran in the Standard Examiner, local newspaper, announcing the 30 day public comment period.			
3	Citizen Advisory Committee	Non-targeted/broad community	Six of eight CAC members, representing various community stakeholders, attended the AAP FY2017 CAC February 24, 2016 meeting to review the AAP FY17 programs.	The CAC recommended City Council approve the AAP FY17 as presented.		
4	Public Meeting	Non-targeted/broad community	City Council members were in attendance, March 29, 2016, for a City Council Work Session as City staff presented the proposed AAP FY2017. The Work session question and answers and detail review of budget.			

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Internet Outreach	Non-targeted/broad community	Ogden City posted the Draft AAP FY2016-2017 for public review at the <a href="http://HUDConplan.ogdencity.com">http://HUDConplan.ogdencity.com</a> website.	The City's webpage provides the opportunity to review the document and with a click on an envelope write a comment regarding the AAP.		
6	Fair Housing / AAP outreach	Minorities Non-English Speaking - Specify other language: Spanish	James Madison Family Center to host the Fair Housing Clinic and AAP FY2017 outreach. Provided Next Generation Kids parents with information about HUD funded programs.			

**Table 4 – Citizen Participation Outreach**

## Expected Resources

### AP-15 Expected Resources – 91.220(c) (1, 2)

#### Introduction

The City of Ogden receives federal funds through the U.S. Department of Housing and Urban Development on an annual basis. During the first program year of this Five Year Consolidated Plan 2016-2020, the City expects to receive \$958,923 Community Development Block Grant Entitlement and approximately \$300,000 in Program Income (PI) and \$320,939 HOME Partnerships Investment Grants Entitlement and approximately \$77,000 PI annually. In the first program year, Fiscal Year 2016, the City expects to carryover \$1,340,000 CDBG HUD section 108 Loan funds. The Annual Action Plan FY2016-2017 budget is attached, Exhibit A.

#### Priority Table

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	982,810	277,392	1,142,178	2,402,380	3,758,730	For the 3 years remaining in the ConPlan, the City is estimating the same EN amount each year and an estimated \$270,000 in PI each year.

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
HOME	public - federal	Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership TBRA	337,240	59,941	318,939	716,120	1,188,270	For the 3 years remaining in the ConPlan, the City expects the same EN each year and \$59,000 each year in HOME PI.

Table 5 - Expected Resources – Priority Table

**Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied**

CDBG and HOME funds are used to leverage other public and private funds. The City utilizes several approaches to leveraging HUD funds. The City has partnered with HUD to focus resources in an Asset Control Area (ACA) which leverages private dollars, as well as, federal funds to rehabilitate Ogden's distressed and vacant housing in the East Central neighborhood. The Home Exterior Loan Program (HELP) utilizes City General Funds to rehabilitate housing city-wide without income or geographic restrictions. Infill housing projects, such as the 2300 Fowler project, partner with Utah Housing Corporation and Utah Non-profit Housing Corporation to develop new, affordable housing units in Ogden. The City's Rental Rehabilitation Loan program often is used as gap financing for rental property owners that need assistance in rehabilitating rental units for LMI households.

**If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan**

There are four programs funded in the Consolidated Plan which include the use of publicly owned land: 1. the Infill Housing Program which includes the City purchasing either vacant land or deteriorated properties for the purpose of developing new housing units; 2. Quality Neighborhoods, which utilizes the HUD Asset Control Area program and includes the purchase of HUD-foreclosed properties to be rehabilitated and sold to LMI persons; and may use CDBG or HOME funds to purchase from property owners either vacant or deteriorating properties, which will be developed into decent affordable housing units and sold to LMI Persons; 3. The Ogden Business Exchange Project, the City has strategically assembled land in the Trackline EDA, for a large-scale commercial / light industrial park development project, called the Ogden Business Exchange Project.

Property in the Ogden Business Exchange project that will be used for job creation consists of the following parcels, as shown on the attached plat map:

- 14-136-0001, Lot 1, 1.20 ac
- 14-136-0002, Lot 2, 7.55 ac
- 14-136-0003, Lot 3, 3.00 ac
- 14-136-0004, Lot 4, 4.82 ac
- 14-136-0005, Lot 5, 0.98 ac
- 14-136-0006, Lot 6, 4.44 ac
- 14-136-0007, Lot 7, 2.56 ac
- 14-136-0008, Lot 8, 5.10 ac

The Ogden City Redevelopment Agency owns Lots 1, 3, 4, and 6-8. Lots 2 and 5 have been conveyed to businesses that will be developing facilities in the business park.

**Discussion**

## Annual Goals and Objectives

### AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

#### Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Improve the quality of housing stock	2015	2016	Affordable Housing	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) EAST CENTRAL REVITALIZATION AREA	Increase the supply of decent affordable housing	CDBG: \$601,495 HOME: \$363,590	Homeowner Housing Rehabilitated: 21 Household Housing Unit
2	Expand homeownership opportunities	2015	2016	Affordable Housing	OWN IN OGDEN TARGET AREA NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA)	Expand homeownership opportunities	HOME: \$250,000	Direct Financial Assistance to Homebuyers: 45 Households Assisted
3	Increase the supply of decent affordable housing	2015	2016	Affordable Housing	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) EAST CENTRAL REVITALIZATION AREA	Increase the supply of decent affordable housing	CDBG: \$674,502 HOME: \$48,141	Homeowner Housing Added: 8 Household Housing Unit

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
4	Homelessness (Continuum of Care)	2015	2016	Homeless	OGDEN CITY-WIDE	Homelessness Continuum of Care	CDBG: \$0 HOME: \$0	Other: 75 Other
5	Improve the safety and appearance of neighborhoods	2016	2020	Non-Housing Community Development	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) CDBG STRATEGY AREA	Create a suitable living environment	CDBG: \$462,000	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 20 Households Assisted Buildings Demolished: 1 Buildings
6	Job Creation	2016	2020	Non-Housing Community Development			CDBG: \$400,000	Jobs created/retained: 8 Jobs
7	Business Counseling - Public Services	2016	2020	Non-Housing Community Development			CDBG: \$55,000	Businesses assisted: 500 Businesses Assisted
8	Create greater access to capital	2016	2020	Non-Housing Community Development	BUSINESS DISTRICT BLIGHT AREA NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) CENTRAL BUSINESS DISTRICT OGDEN CITY-WIDE TRACKLINE EDA	Create greater access to capital	CDBG: \$0 HOME: \$0	

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
9	Stimulate economic growth	2016	2020	Non-Housing Community Development	TRACKLINE EDA	Stimulate economic growth	CDBG: \$0 HOME: \$0	Jobs created/retained: 50 Jobs
10	Administration	2015	2020		OGDEN CITY-WIDE		CDBG: \$247,264 HOME: \$38,088	

Table 6 – Goals Summary

### Goal Descriptions

<b>1</b>	<b>Goal Name</b>	<b>Improve the quality of housing stock</b>
	<b>Goal Description</b>	<p>The <b>Quality Neighborhoods Program</b> (QNP) is designed to be flexible to address the specific needs of block groups within the NRSA. The City may purchase vacant lots to construct new housing, or purchase vacant, or dilapidated housing units to rehabilitate and then sell to a low mod income family. In addition, the Quality Neighborhoods Program implements an Asset Control Area (ACA) Program. The ACA program purchases abandoned HUD-foreclosed homes and undertakes the substantial rehabilitation needed to bring the homes to housing and quality standards. The city has secured a private line of credit to purchase HUD-foreclosed, vacant homes. HOME and CDBG funds are used to make the substantial rehabilitation needed to transform these abandoned or substandard homes to quality affordable housing options for low to moderate income persons. Quality Neighborhoods Program includes a <b>Purchase/Rehab/Resale</b> program - the city purchases homes for rehab that are located in areas which strategically enhance revitalization efforts for the area. \$263,837 CDBG and \$375,816 HOME have been budgeted for the QNP during the program year to complete the rehab of twelve single-family housing units.</p> <p>The <b>Emergency Home Repair Program</b> improves the quality of housing units and extends the life of the properties while contributing to overall improvement of the neighborhood. The program is available to all program-qualified low-income owner-occupied property owners within the city limits of Ogden. The emergency assistance alleviates threatening conditions that could force the owner occupants into homelessness because of impending conditions such as electrical and plumbing hazards, failure of the heating system, fire hazards, structural failure, leaking roofs, and/or natural disasters. \$40,000 CDBG has been set-aside to provide five low-income homeowners with emergency housing repair assistance.</p> <p>The <b>Rental Rehab Program</b> provides loans to rental property owners to maintain decent, safe and sanitary rental units. Landlords must agree to HUD Fair Market Rents and to rent to LMI persons. \$90,000 CDBG has been budgeted for the rehabilitation of four rental housing units.</p>

2	<b>Goal Name</b>	<b>Expand homeownership opportunities</b>
	<b>Goal Description</b>	<p>The <b>Own In Ogden program</b> provides zero percent interest, deferred payment down payment assistance loan to low to moderate income households. The Own In Ogden Program promotes homeownership with the goal of stabilizing neighborhoods and improving housing, as more people move from renting to owning a home. \$250,000 HOME funds are budgeted to assist forty-five LMI homebuyers with down payment assistance .</p> <p>To encourage successful homeownership experiences, the city requires homebuyers to attend a <b>homebuyer education</b> class before purchasing a home with HOME funds. The purpose of the class is to educate prospective homebuyers with curriculum including finding a home you can afford, working with realtors, budgeting, the home buying process, negotiation, and home maintenance. No CDBG or HOME funds are budgeted for homebuyer education, but OWIO qualified homebuyers can receive reimbursement for completing a certified homebuyer education class.</p>
3	<b>Goal Name</b>	<b>Increase the supply of decent affordable housing</b>
	<b>Goal Description</b>	<p><b>Infill Housing Program</b> - transforming vacant land or substandard housing units to quality affordable housing. The East Central and Central Business District neighborhoods contain underutilized or vacant areas in the center of city blocks. These vacant areas typically lack public infrastructure in the form of roads and utilities that would facilitate their development. The issues associated with vacant lots and infill housing is complex and often requires a partnership between the public and private sectors to develop strategies for specific properties. The City’s Infill program provides the coordinating support to bring together private, federal and local resources needed to create quality housing available to moderate income or above moderate income households creating price diversity and / or to create affordable housing units. Program year July 1, 2016 thru June 30, 2017 has \$674,502 CDBG funds budgeted to complete the Oak Den bungalows and 2100 Porter infill projects with a goal of completing and selling four new housing units.</p> <p><b>Community Housing Development Organization</b> - Support construction of new housing units and/or rehabilitation of housing units. Gap financing to Utah Non-Profit Housing Corporation, Ogden’s certified Community Housing Development Organization (CHDO) to assist in the construction or rehabilitation of single-family (renter or owner) and/or multifamily housing. The City utilizes the HOME Program’s 15% CHDO funding to fund a CHDO in the construction or rehab of affordable housing units in Ogden. During the program year \$48,141 HOME CHDO funds are budgeted to assist in the development of infill housing projects.</p>

4	<b>Goal Name</b>	<b>Homelessness (Continuum of Care)</b>
	<b>Goal Description</b>	<p>Support <b>Weber County Homeless Charitable Trust Fund</b> – the sole purpose and mission is to support non-profit homeless prevention and service providers through the granting of funds. Grants are offered to homeless service providers through a competitive bid process, special attention is given to programs that encourage the efficient use of existing resources through partnership and collaboration.</p> <p>Participate in <b>Weber County Homeless Coordinating Council (WCHCC)</b> - The City is actively involved in the WCHCC. One City official and one staff attend WCHCC meetings to offer support. The WCHCC meets to ensure the effective implementation of homelessness prevention and services at a county-wide level. WCHCC is a member of the Utah Balance of State Homeless Coordinating Committee. Ogden City donated seventy-five \$5 Burger King gift cards to homeless persons who completed the VDAT, homelessness vulnerability assessment tool during the Point of Time homeless count in Ogden in January 2016. The gift cards are an incentive that has worked to engage homeless persons during the count. Ogden City Council Member, Neil Garner, serves as the WCHCC chair person and CAO, Mark Johnson serves on the committee. Two Ogden City employees participate in the Point In Time count each year.</p>
5	<b>Goal Name</b>	<b>Improve the safety and appearance of neighborhoods</b>
	<b>Goal Description</b>	<p><b>Target Area Public Improvements</b> – Enhance neighborhoods to create a suitable living environment. Implement public improvement projects that repair deteriorating and inadequate streets, curbs and infrastructure to support improved quality of life. During the program year 2016-2017, \$450,000 CDBG will be budgeted to Public infrastructure improvements in the Quality Neighborhoods target area.</p> <p><b>Demolition Loan Program</b> to promote neighborhood safety. There are numerous vacant structures in the city. Most are structurally sound and are candidates for rehabilitation. Others are in extreme state of deterioration with the only viable option being demolition of the structure. A CDBG-funded demolition loan program offers a 0% interest, deferred payment loan to property owners to provide the financial assistance needed to demolish unsafe structures. \$12,000 CDBG funds are budgeted for demolition of one unsafe structure in Ogden City.</p>

6	<b>Goal Name</b>	<b>Job Creation</b>
	<b>Goal Description</b>	<b>Small Business Loan Program</b> – Direct financial assistance to businesses. The growth of small businesses to create jobs is needed to expand the NRSA’s economic base. The area lacks lenders willing to risk lending to NRSA business owners or potential NRSA business owners. Available funding is not sufficient to meet the needs of those requesting financial assistance to start-up or grow a business in the NRSA. The Small Business Loan program provides a maximum of \$90,000 of CDBG funds to small businesses to start or expand in Ogden and expects to create a minimum of eight Full-Time Equivalent jobs during the program year. The program targets assisting businesses located in the NRSA’s Central Business District.
7	<b>Goal Name</b>	<b>Business Counseling - Public Services</b>
	<b>Goal Description</b>	<b>Business Information Center</b> – business counseling to increase rate of survival for small businesses. Partnering with other local business counseling organizations, allows Ogden City to make a greater impact by supporting businesses more efficiently and grow businesses in Ogden City’s NRSA. The BIC is located in the CBD and addresses the needs of NRSA residents that are motivated and capable to start a business downtown.

8	<b>Goal Name</b>	<b>Create greater access to capital</b>
	<b>Goal Description</b>	<p>Financial support is needed to grow businesses, thereby, supporting the economic development in the community. To assist the struggling LMI population, Ogden City facilitated the creation of the Ogden Reinvestment Corporation (ORC) in 2009 and was recertified as a Community Development Financial Institution (CDFI) in 2013. This designation allows Utah CDFI to apply for and potentially receive millions of dollars from the U.S. Department of Treasury to fund small and micro business loans. In 2015, ORC partnered with Utah Center for Neighborhood Stabilization to become Utah CDFI, which will serve the entire state of Utah. Ogden City created <b>Wasatch Community Funding</b>, licensing under Utah CDFI, to provide financial assistance to the greater Ogden and the Northern Utah areas. This partnership between WCF and Utah CDFI helps increase WCF's access to capital, capacity, and expand its geographical footprint. The City provides in-kind City staff to assist in bringing the WCF into operation. Its mission is to provide access to capital that is not available to low moderate income entrepreneurs. WCF is designed to pool funds from several resources to spread out the risk of lending to less than ideal borrowers. Funding may come from local and national banks' Community Reinvestment Act (CRA) funds, federal grants, and private equity investors. The goal is to leverage the small business loan program (as well as other federal state and local programs) to blend loans to reduce the risk to any one lender. WCF, as a non-profit lender, provides the resources and tools that small businesses need to succeed and to help the economic recovery activities within the Ogden City area. Ogden City sets a high priority in providing the capital needed to support entrepreneurs in starting a business, in creating jobs and in growing their business. Ogden City Business Development Division works in partnership with WCF.</p> <p><b>Loan Loss Guaranty Program</b> – create greater access to capital through direct financial assistance to businesses. CDBG funds are to be used to build lending capacity for targeted projects within the Central Business District. Each business meeting CDBG qualifications is lent a reserve amount which is escrowed to the borrower's benefit to create better loan coverage ratios. The funds are designed to help extend the borrowers security while reducing the risk exposure to a loan through the creation of a reserve. It will allow larger loans than under the current Small Business Loan Program. The Loan Loss Guaranty (LLG) program will magnify job creation by creating greater loan capacity. It will begin to offset decreasing amounts available through the existing program. At the start of the program July 1, 2016, CDBG funds are not budgeted to the program.</p>

9	<b>Goal Name</b>	<b>Stimulate economic growth</b>
	<b>Goal Description</b>	<p>Support the development of underutilized properties in the CBD and Trackline EDA, providing opportunities to expand the City's economic base, stimulate business growth, remove blight and/or encourage job creation.</p> <p><b>Central Business District (CBD) Revitalization Program</b> – supports business growth for job creation or removal of blight. The CBD Revitalization program is intended to facilitate and stimulate capital investment in Central Business District and to remove slum and blight and/or to promote job creation/retention activities. The funds may be used for construction of new structures on vacant land, refinancing, improvements to commercial structures, reconstruction of blighted or deteriorating buildings or slum and blight removal. \$200,000 CDBG Funds will be used during the program year to contribute to and to enhance the viability of Ogden’s economic base.</p> <p><b>Ogden Business Exchanged project</b> - develops the stockyards and surrounding parcels into a business / light manufacturing commercial park, creating over 100 jobs. No new CDBG funds have been budgeted to the project.</p> <p>Support Microenterprises businesses through the <b>Microenterprise Accelerator Program</b> - The goal of the program is to be the conduit for access to capital and/or entrepreneurial training for self empowerment. Its strategic goal is to help reduce the number of failed businesses and increase the number of successful microenterprises in Ogden.</p>
10	<b>Goal Name</b>	Administration
	<b>Goal Description</b>	Administration of CDBG and HOME funded programs and projects during the program year July 1, 2016 thru June 30, 2017.

Table 7 – Goal Descriptions

**Estimate the number of extremely low-income, low-income, and moderate-income families to whom the jurisdiction will provide affordable housing as defined by HOME 91.215(b):**

## AP-35 Projects – 91.220(d)

### Introduction

The City’s allocation strategy is based on priorities contained in its Consolidated Plan 2016-2020, approved by the City Council and the U.S. Department Housing and Urban Development in 2015. These priorities are summarized in each program section (that is Housing, Homelessness, Anti-Poverty Strategy, Community Development, etc.). Community characteristics and needs are assessed to determine the most effective uses for HUD entitlement funding. In accordance with statutory regulations, over 70% of the City’s CDBG activities will assist very-low to moderate-income persons as defined by HUD. In allocating funds, the City strives to balance several fiscal strategies:

- Availability of CDBG and HOME funds.
- Overall City Administration and City Council goals and priorities.
- Given limited resources, maintain levels of performance to programs that continue to perform well and serve the community.
- Public input and recommendations.
- Viability of the project.
- Additional available resources.

Available funds budgeted for AAP FY2017 are targeted to meet the needs of very-low income to-moderate-income residents, including but not limited to public improvements, affirmatively furthering fair housing, business counseling, job creation/retention, business infill, historic preservation, community beautification and neighborhood preservation and/or to alleviate slum and blight conditions within the city. HOME funds can only be used to address eligible housing activities, including down payment assistance, single-family and rental housing rehabilitation and infill projects.

#	Project Name
1	Business Information Center (BIC)
2	Central Business District Revitalization
3	Community Housing Development Organization (CHDO)
4	Demolition Loan Program
5	Emergency Home Repair
6	Infill Housing Projects
7	Ogden Business Exchange
8	Microenterprise Accelerator Program

**Table 8 – Project Information**

## **Describe the reasons for allocation priorities and any obstacles to addressing underserved needs**

The projects funded in the fiscal year were selected to address the priority needs in terms of local objectives. The activities for year two, ending June 30, 2017 of the 5-year Consolidated Plan were approved by the City Council on April 2016. Priorities were adopted and included in the ConPlan, which was adopted by the City Council on May 5, 2015. Priorities are established by considering various areas and needs including the housing market; the severity of housing problems; needs of extremely low-income, low-income, and moderate-income households; and the availability of funds.

Some of the obstacles contributing to these underserved needs are:

- Increase in demands for funding
- Increase in low-income housing needs
- Increased costs of construction
- Diminishing supply of land for development
- Challenges of redevelopment (land assembly, costs, adequate developers)
- Private, non-profit and government inability to keep up with growth of population in need
- Competing demands for public services
- High unemployment

The city's HOME funds are geographically targeted to preserve and provide affordable housing stock in the East Central Revitalization's Program Area (Asset Control Area program). HOME funds are used to rehabilitate HUD-foreclosed homes within the NRSA. By targeting rehabilitation efforts within low-income census tracts, the housing needs of Ogden's poorest residents are addressed. The Emergency Home Repair loan program, which is funded through CDBG, provides loans to low-income persons who cannot afford health/safety housing renovations. Applicants are selected for this program based on income eligibility. The Emergency Home Repair Program provides loans to qualified homeowners city-wide and is not geographic specific. CDBG funds are targeted for the rehabilitation and development of the Ogden City Central Business District and its' adjoining inner-city neighborhoods will provide the positive incentives necessary for attracting new businesses to Ogden. Jobs created/retained within the NRSA are presumed to benefit low-mod income persons. The goal for new business and economic development activities will be to create household sustaining incomes for Ogden City residents while furthering the growth and fiscal health of the City.

## Projects

### AP-38 Projects Summary

**Project Summary Information** – Attachment A Programs and Goals Summary Matrix provides a summary for programs and projects funded.

**Table 9 – Project Summary**

<b>1</b>	<b>Project Name</b>	<b>Business Information Center (BIC)</b>
	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA)
	<b>Goals Supported</b>	Business Counseling - Public Services
	<b>Needs Addressed</b>	Business Counseling
	<b>Funding</b>	CDBG: \$55,000
	<b>Description</b>	Generate economic development through assisting businesses in creating jobs, relocating to Ogden or expanding.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	500 persons will receive assistance from the BIC with Business counseling and support services to open, expand or grow a business in Ogden.
	<b>Location Description</b>	The BIC is located in the NRSA.
	<b>Planned Activities</b>	The BIC will provide business counseling and support services to businesses to expand and move to Ogden. The BIC provides free public services.

<b>2</b>	<b>Project Name</b>	<b>Central Business District Revitalization Program</b>
	<b>Target Area</b>	CENTRAL BUSINESS DISTRICT
	<b>Goals Supported</b>	Job Creation Create greater access to capital Stimulate economic growth
	<b>Needs Addressed</b>	Job Creation Create greater access to capital Stimulate economic growth
	<b>Funding</b>	CDBG: \$200,000
	<b>Description</b>	AAP FY2017 Central Business District (CBD) Program funding is \$200,000 to expand Ogden's economic base through developing underutilized properties to create/retain jobs, assisting businesses with capital or loan guarantees, or eliminate slum and blight in Ogden's Central Business District. The program is designed to be flexible to meet the changing needs of the CBD.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The Central Business District projects are often multi-year projects. It is not anticipated that a project will complete during the program year ending June 30, 2017.
	<b>Location Description</b>	The Central Business District extends from 20th Street to 27th Street and Wall Avenue to Adams Avenue in Ogden.
	<b>Planned Activities</b>	Fund a city project, or loan and/or grant CDBG funds to businesses that will remove blight and/or create jobs in the CBD.
<b>3</b>	<b>Project Name</b>	<b>Community Housing Development Organization (CHDO)</b>
	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA)
	<b>Goals Supported</b>	Expand homeownership opportunities

	<b>Needs Addressed</b>	Increase the supply of decent affordable housing
	<b>Funding</b>	HOME: \$50,586
	<b>Description</b>	AAP FY2017 allocates HOME funds to a CHDO. The CHDO budget includes updated calculations from entitlement adjustment and actual CHDO carryover. Gap financing to Utah Non-Profit Housing corporation, Ogden's certified CHDO to assist in the construction and/or rehabilitation of single-family (renter or owner) and/or multi-family housing. The City utilizes the HOME Program's 15% CHDO funding to fund a CHDO in developing affordable housing units (either owner or renter occupied) in Ogden.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	The City anticipates no completion of CHDO housing in FY2017.
	<b>Location Description</b>	The next CHDO project will be in the NRSA.
	<b>Planned Activities</b>	
<b>4</b>	<b>Project Name</b>	<b>Demolition Loan Program</b>
	<b>Target Area</b>	OGDEN CITY-WIDE
	<b>Goals Supported</b>	Improve the safety and appearance of neighborhoods
	<b>Needs Addressed</b>	
	<b>Funding</b>	CDBG: \$12,000

	<b>Description</b>	AAP FY2017 allocates HOME funds to a CHDO. The CHDO budget includes updated calculations from entitlement adjustment and actual CHDO carryover. Gap financing to Utah Non-Profit Housing corporation, Ogden's certified CHDO to assist in the construction and/or rehabilitation of single-family (renter or owner) and/or multi-family housing. The City utilizes the HOME Program's 15% CHDO funding to fund a CHDO in developing affordable housing units (either owner or renter occupied) in Ogden. A CDBG-funded demolition loan program offers 0% interest, deferred payment loan to property owners to provide the financial assistance needed to demolish unsafe structures. The city's citizen advisory committee places a high priority on improving the community through the use of code enforcement and enforcement that eliminates unsafe structures and reduces slum and blight in neighborhoods.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	This program is available city-wide to all low to moderate income persons needing to demolish an unsafe structure, usually a condemned structure.
	<b>Location Description</b>	City-wide.
	<b>Planned Activities</b>	Demolish one unsafe structure every other year or as needed.
5	<b>Project Name</b>	<b>Emergency Home Repair</b>
	<b>Target Area</b>	OGDEN CITY-WIDE
	<b>Goals Supported</b>	Improve the quality of housing stock
	<b>Needs Addressed</b>	Improve the quality of housing stock
	<b>Funding</b>	CDBG: \$40,000
	<b>Description</b>	The Emergency Home Repair Program improves the quality of housing units and extends the life of the properties while contributing to overall improvement of the neighborhoods. The emergency assistance alleviates threatening conditions that could force the owner occupants into homelessness.
	<b>Target Date</b>	6/30/2017

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Five (5) very low income households at or below 50% AMI will be assisted.
	<b>Location Description</b>	The Emergency Home Repair Program is available city-wide.
	<b>Planned Activities</b>	The Emergency Home Repair Program improves the quality of housing units and extends the life of the properties while contributing to overall improvement of the neighborhoods. The Program loans CDBG funds to very low income households to perform emergency repairs, such as replace a broken water heater, furnace or sewer line. The emergency assistance alleviates threatening conditions that could force the owner occupants into homelessness.
<b>6</b>	<b>Project Name</b>	<b>Infill Housing Projects</b>
	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA)
	<b>Goals Supported</b>	Increase the supply of decent affordable housing
	<b>Needs Addressed</b>	Increase the supply of decent affordable housing
	<b>Funding</b>	CDBG: \$639,502
	<b>Description</b>	The City's Infill housing program provides the coordinating support to bring together private, federal and local resources needed to create new quality or affordable housing units to replace deteriorating housing stock and/or under-utilized properties. The Infill program also works with realtors and contractors as part of the Have A Heart program. The city may partner with Utah Nonprofit Housing Corporation, utilizing HOME CHDO funds to complete projects.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Infill Housing Project has a goal of creating four new single-family, owner-occupied housing units every other year.
	<b>Location Description</b>	Target areas in the NRSA.

	<b>Planned Activities</b>	The City's Infill housing provides the coordinating support to bring together private, federal and local resources needed to create new quality and affordable housing units. The Infill program also works with realtors and contractors as part of the Have A Heart program.
<b>7</b>	<b>Project Name</b>	<b>Ogden Business Exchange</b>
	<b>Target Area</b>	Trackline EDA
	<b>Goals Supported</b>	Stimulate economic growth
	<b>Needs Addressed</b>	Stimulate economic growth
	<b>Funding</b>	No new funding in FY2016-2017.
	<b>Description</b>	HUD Section 108 Loan funds provide development financing for the Ogden Business Exchange Project, which includes the acquisition and development of approximately 3,062,286 square feet of commercial, manufacturing and light industrial space. The Ogden Business Exchange Project develops the stockyards and surrounding parcels into a business / light manufacturing /commercial park. The City will improve the properties for the purpose of making the space available to desirable developers and businesses that will create jobs made available to low and moderate income residents. The overarching objective of the Ogden Business Exchange Project is to overcome the obstacles that are presently preventing development of the land and to remove slum and blight conditions and to create new jobs available to low to moderate income persons and that will support the local economy.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	It is expected that by the completion of the project 100 FTE jobs will be available. Due to the projects location in a high poverty census tract, the newly hired workers will be presumed LMI.
	<b>Location Description</b>	The Ogden Business Exchanged project is located in the Trackline EDA.
	<b>Planned Activities</b>	CDBG Entitlement and Section 108 Loans funds will be used to develop a commercial, light industrial park in a blighted area.
	<b>Project Name</b>	<b>Microenterprise Accelerator Program</b>

8	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) CENTRAL BUSINESS DISTRICT TRACKLINE EDA
	<b>Goals Supported</b>	Stimulate economic growth
	<b>Needs Addressed</b>	Stimulate economic growth
	<b>Funding</b>	
	<b>Description</b>	Support Microenterprises by providing financial assistance and training and technical assistance to innovative microenterprise businesses. Training will be offered thru partners that provide mentoring, education, and advising on starting a business.
	<b>Target Date</b>	
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	The program will focus on the NRSA, Trackline EDA and BDO.
	<b>Planned Activities</b>	Support Microenterprises by providing financial assistance and training and technical assistance to innovative microenterprise businesses. Training will be offered thru partners that provide mentoring, education, and advising on starting a business.
8	<b>Project Name</b>	<b>Own In Ogden</b>
	<b>Target Area</b>	OWN IN OGDEN TARGET AREA
	<b>Goals Supported</b>	Expand homeownership opportunities
	<b>Needs Addressed</b>	Expand homeownership opportunities
	<b>Funding</b>	HOME: \$250,000

	<b>Description</b>	Provides down payment assistance to LMI family in the Own In Ogden Target Area. The Own In Ogden Target Area is located in the CDBG Strategy Area and mostly is confined to the NRSA, but extends a little beyond the NRSA. The goal is to support neighborhood revitalization through increasing homeownership in Central Ogden.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Forty-five to fifty LMI households will receiving down payment assistance loans.
	<b>Location Description</b>	Own In Ogden target area.
	<b>Planned Activities</b>	Loaning 0% interest, deferred payment HOME funds to LMI families to purchase a home in the Own In Ogden target area.
9	<b>Project Name</b>	<b>Quality Neighborhoods</b>
	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) EAST CENTRAL REVITALIZATION AREA
	<b>Goals Supported</b>	Improve the quality of housing stock
	<b>Needs Addressed</b>	Improve the quality of housing stock
	<b>Funding</b>	CDBG: \$263,837; HOME: \$375,816
	<b>Description</b>	The Quality Neighborhoods Program is defined to be flexible to address the specific needs of block groups within the NRSA. The Program implements the Asset Control Area (ACA) Program. ACA Program purchases abandoned HUD-foreclosed homes and undertakes the substantial rehab needed to bring the homes to housing and quality standards. In addition, the City may purchase vacant lots to construct new housing, or purchase occupied homes, or vacant and dilapidated housing units to rehabilitate and then sell to a low mod income family.
	<b>Target Date</b>	6/30/2017

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Twelve (12) LMI households will benefit from East Central Revitalization Program, as they purchase renovated homes from Ogden City.
	<b>Location Description</b>	East Central Neighborhood of Ogden, located in the NRSA.
	<b>Planned Activities</b>	The East Central Revitalization Program has a goal to complete the purchase and rehabilitate of twelve single-family housing units that are sold to LMI households during the fiscal year.
<b>10</b>	<b>Project Name</b>	<b>Rental Rehabilitation</b>
	<b>Target Area</b>	OGDEN CITY-WIDE
	<b>Goals Supported</b>	Improve the quality of housing stock
	<b>Needs Addressed</b>	Improve the quality of housing stock
	<b>Funding</b>	CDBG: \$90,000
	<b>Description</b>	Rental property owners can receive a below-market interest rate loan or deferred loan to upgrade units to meet housing and quality standards. A maximum of \$90,000 CDBG funding is loaned per project. The goal is decrease the number of substandard rental units while increasing the number of safe, sanitary, affordable rental units.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Rental Rehab projects will benefit LMI households. The Rental Rehab program loans funds to rental property owners to rehab substandard or deteriorating rental housing units to bring them up to housing quality standards. The owner must commit by loan agreement to rent only to LMI households and to maintain rents at HUD determined Fair Market Rents. One project is expected to help 4 LMI households; and the City expects to complete one project every other year or as needed.
	<b>Location Description</b>	City-wide rental property owners may apply.
	<b>Planned Activities</b>	Loaning of funds to rental property owners to renovate deteriorating rental housing units.

11	<b>Project Name</b>	<b>Small Business Loan Program</b>
	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) CENTRAL BUSINESS DISTRICT OGDEN CITY-WIDE
	<b>Goals Supported</b>	Job Creation
	<b>Needs Addressed</b>	Job Creation
	<b>Funding</b>	CDBG: \$400,000
	<b>Description</b>	Direct financial assistance to for-profit businesses to create permanent full-time jobs in Ogden's NRSA. Businesses in the Business Depot of Ogden may also apply for funding. This program helps reduce unemployment, increases Ogden's economic base and attracts economic growth.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Eight (8) Full Time Equivalent (FTE) will be created. Jobs will be filled by LMI persons. Persons filling the jobs that are located in the NRSA will be presumed LMI.
	<b>Location Description</b>	CDBG small business loan funds are targeted to the Central Business District but may extend City-wide if the need arises to fulfill the City's goal in expanding economic opportunities. In some situations, CDBG funds may be used to assist businesses that will create jobs in the Business Depot of Ogden, or in other areas or the NRSA or city.
<b>Planned Activities</b>	Loaning funds businesses that will create jobs.	
12	<b>Project Name</b>	<b>Target Area Public Improvements</b>
	<b>Target Area</b>	NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA) CDBG STRATEGY AREA
	<b>Goals Supported</b>	Improve the safety and appearance of neighborhoods
	<b>Needs Addressed</b>	Create a suitable living environment

	<b>Funding</b>	CDBG: \$450,000
	<b>Description</b>	Enhance neighborhoods to create a suitable living environment.
	<b>Target Date</b>	6/30/2017
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	All residents of the block will benefit from targeted public improvements, such as streets, curbs, driveways and/or sidewalks.
	<b>Location Description</b>	During the fiscal year the public improvement project will be targeted to the NRSA.
	<b>Planned Activities</b>	
<b>13</b>	<b>Project Name</b>	Administration
	<b>Target Area</b>	OGDEN CITY-WIDE
	<b>Goals Supported</b>	
	<b>Needs Addressed</b>	
	<b>Funding</b>	CDBG: \$252,041; HOME: \$39,718
	<b>Description</b>	CDBG and HOME Administration budgets are determined by 20% of Entitlement and 20% of anticipated CDBG and HOME program incomes. Business and Community Development Divisions' personnel and overhead costs to administer CDBG and HOME programs.
	<b>Target Date</b>	6/30/2016
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	Funds will be used for the administration of CDBG programs.
	<b>Location Description</b>	
	<b>Planned Activities</b>	General Program Administration



## AP-50 Geographic Distribution – 91.220(f)

### Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

The City has identified neighborhood census tracts that have 51% or more residents who are Low- to-Moderate Income (LMI). These census tracts are referred to as CDBG Strategy Area. Most of the city's HUD-funded activities are located in these neighborhoods. Public infrastructure projects (i.e. street and sidewalks improvements) are targeted to specific locations within the CDBG Strategy Area which are deemed by City Council, City staff or from public input to be most in need of revitalization or public investment while addressing the City's strategies and goals. The City will target resources to the NRSA and East Central neighborhood. Central Business District and Quality Neighborhoods and the Own In Ogden Target Area are all located in the CDBG Strategy Area. **The Own In Ogden** down payment assistance program extends somewhat beyond the Quality Neighborhoods initiative Area and NRSA to assist LMI households in purchasing a home. **Infill housing, CHDO projects, and Quality Neighborhoods** housing rehabilitation are generally targeted to the NRSA or to East Central neighborhood. Rental Rehabilitation Program and Emergency Home Repair programs which benefit individual households are generally not targeted to specific areas, but instead are provided on the basis of household need. The **Emergency Home Repair Program** is available city-wide to eligible low income homeowners at or below 50% Area Median Income (AMI). **Rental Rehab** assistance is available to property owners that rent to households with incomes under 80% of AMI and are required to charge rents at or below HUD's Fair Market Rent for the Ogden area. In addition, financial assistance to Utah Non-Profit Housing Corporation, Ogden's CHDO, is generally available city-wide but is often targeted to affordable housing projects within the NRSA. The **Ogden Business Exchange project** is targeting job creation activities to the Trackline EDA area, an area in the city with some of the highest poverty.

### Geographic Distribution

Target Area	Percentage of Funds
OWN IN OGDEN TARGET AREA	9
BUSINESS DISTRICT BLIGHT AREA	
NEIGHBORHOOD REVITALIZATION STRATEGY AREA (NRSA)	86
EAST CENTRAL REVITALIZATION AREA	
CENTRAL BUSINESS DISTRICT	6
CDBG STRATEGY AREA	16
OGDEN CITY-WIDE	30
TRACKLINE EDA	

Table 10 - Geographic Distribution

## **Rationale for the priorities for allocating investments geographically**

The City encourages development of affordable housing in areas of the city that will benefit residents and not perpetuate concentration, exclusion or segregation. In order to generate the greatest impact from declining entitlement funds, the City will focus efforts in target areas. The City has identified areas of the city that are eligible for resource allocation under the Community Development Block Grant (CDBG) and HOME programs. The allocations of funds to the Target Areas (Own In Ogden Target Area, Central Business District, Trackline EDA, and NRSA) is designed to support actionable, high-impact infrastructure, housing and other development projects that build on Ogden's downtown employment centers and have additional funding committed from other resources. Targeting and leveraging entitlement funding represents the best opportunity to accomplish the city's community development goals.

## **Discussion**

## Affordable Housing

### AP-55 Affordable Housing – 91.220(g)

#### Introduction

The City utilizes a combination of strategies and funding sources to address the affordable housing needs in the community. The City is committed to improving the quality of affordable housing units in Ogden. These efforts include the implementation of the Quality Neighborhoods Program (Asset Control Area) to acquire and rehabilitate foreclosed, abandoned and often blighted properties using a private line of credit. When the cost of the rehab exceeds the private funding available, HOME and/or CDBG funds are used. The Emergency Home Repair Program also improves the quality and safety of affordable housing units. The city funds CHDO and Infill projects which increase the supply of quality affordable housing units. In addition, the city utilizes CDBG funds to renovate affordable rental housing units.

With the use of CDBG and HOME and a combination of both funding sources, it is anticipated that 74 households will receive assistance thru the availability of renovated affordable housing units, construction of new housing units or assistance in the purchase of homes: 21 housing units rehabilitated (12 Quality Neighborhood; 5 Emergency Home Repair; 4 rental units rehabilitated); 4 new housing units constructed; and 4 Community Development Housing Organization assisted housing units completed; and acquisition of 45 housing units (45 Own In Ogden).

One Year Goals for the Number of Households to be Supported	
Homeless	0
Non-Homeless	74
Special-Needs	0
Total	74

**Table 11 - One Year Goals for Affordable Housing by Support Requirement**

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	8
Rehab of Existing Units	21
Acquisition of Existing Units	45
Total	74

**Table 12 - One Year Goals for Affordable Housing by Support Type**

#### Discussion

## **AP-60 Public Housing – 91.220(h)**

### **Introduction**

The Ogden Housing Authority (OHA) was created March 1970. The purpose of the Ogden Housing Authority is to promote & provide safe, affordable and sound housing, free from discrimination, with self-sufficiency opportunities for persons of low to medium income in partnership with the communities we serve. OHA administers both Section 8 and Public Housing scattered at six different sites within Ogden City.

The Ogden Housing Authority strives to use the funding received to maximize the programs administers to utilize 100% of the vouchers and to maintain public housing occupancy 98% of better. The OHA continues to seek for additional funding opportunities and/or opportunities to partner with other agencies to meet the needs of their clients.

### **Actions planned during the next year to address the needs to public housing**

As is relates to capital improvements and renovation of public housing the OHA invests the annual Capital Fund grant to update and modernize the buildings. Due to the demand of the need and the limited resource of funds received, the agency strives to invest the funds appropriately to meet the most demanding needs.

The agency will continue to update an elderly complex by upgrading interior plumbing, electrical, and the kitchen and bath cabinets. In addition, security lighting, electrical, plumbing, and HVAC at all sites will be addressed as funding allows.

Safe place to live – The agency will continue to strive to make the apartment communities safe through effective tenant screening. The agency has partnered with BCI to provide back ground checks. In addition, the agency reviews landlord references, and works close with the community police regarding any concerns related to criminal behavior. The housing authority also provides security as a deterrent when needed by hiring off duty police officers. Also, the OHA will evaluate the sites not only for capital improvement needs but also for safe neighborhoods to insure the location of public housing provides a safe place to live.

The housing authority makes every effort to make the owned properties a good place to live. This is done by maintaining a good curb appeal, responding to tenant work orders and concerns, enforcing lease violations to include a no smoking policy except for in designated areas, and encouraging tenants to take pride in where they live.

**Actions to encourage public housing residents to become more involved in management and participate in homeownership**

The OHA continues to encourage public housing residents' to be involved with management by allowing comments and questions/concerns to proposed changes to administrative plans and the annual plan. In addition, the agency encourages residents to serve on a Resident Advisory Board (RAB). The goal of the RAB is to encourage residents to become more involved in making decisions as it relates to the administration of programs and meeting the needs of the residents. The staff of the housing authority presents the annual plan to the RAB board for comment. In addition, staff will join the RAB at scheduled meetings to provide feedback regarding concerns or needs of the residents.

In partnership with Ogden City, the OHA notifies OHA residents of public meetings that pertain to ConPlan activities through public posting, provided residents an opportunity to participate in the Consolidated Plan process.

As opportunities arise for homeownership opportunities the OHA would direct residents to these resources.

**If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance**

The Ogden Housing Authority is not designated as troubled.

**Discussion**

## **AP-65 Homeless and Other Special Needs Activities – 91.220(i)**

### **Introduction**

The City continues its participation in and support of the Weber County Homeless Coordinating Council's (WCHCC) efforts to end homelessness and Weber County Homeless Charitable Trust (WCHCT) to support homeless providers and homelessness prevention service providers.

The City of Ogden does not receive Emergency Shelter Grant (ESG).

The City of Ogden works in coordination with the Weber County Homeless Coordinating Council (WCHCC), which is the lead agency reporting to the Utah Balance of State (UBOS) Local Coordinating Council. The WCHCC has adopted Weber County's Plan to End Homelessness by 2014. In addition, the City supports The Lantern House in Ogden, which receives ESG funds. The City has participated in the Continuum of Care (CoC) process regarding Utah's anticipated Emergency Shelter Grant (ESG) Funds for the fiscal year, which is obtained competitively through the Utah Department of Community and Economy Development.

### **Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs**

Participate in the Weber County's Plan to End Chronic Homelessness by 2014. The City is actively involved in the Weber County Homeless Coordinating Council (WCHCC); a city official serves on the WCHCC to ensure the effective implementation of homelessness prevention and services at a county-wide level.

Create jobs through economic development activities. The city has committed considerable resources to addressing one of the most overwhelming obstacles in homelessness prevention, insufficient incomes. Insufficient incomes have been identified by the city, county and state as a main contributing factor to homelessness. The City's NRSA Plan, BIC, small business loan program, Ogden Reinvestment Corporation and Central Business District Revitalization program, as well as, many other economic development activities undertaken by the city, all support job creation in Ogden for the goal of increasing incomes for Ogden residents.

Support the Weber County Homeless Charitable Trust (WCHCT) to provide funding to non-profit homeless providers (described in priority objective 4.1 in the ConPlan). The Weber County Homeless Charitable Trust is an independent organization whose sole purpose and mission is to provide funding to non-profit homeless prevention and services providers. Ogden City supports the WCHCT through the commitment of over \$1 million in non-federal funds to seed the Trust and the Assistant Community Development Manager serves on the Trusts Board of Directors.

## **Addressing the emergency shelter and transitional housing needs of homeless persons**

### **Framework for ending chronic homelessness:**

There are three major components for ending chronic homelessness—Tenant Selection, Housing, and Supportive Services. Creating a centralized tenant selection process enables timely placement of persons in appropriate housing. Potential clients are assessed by their vulnerability, service utilization, and their eligibility for various housing opportunities. Permanent Supportive Housing can be both in congregate sites as part of a larger program or scattered throughout the community. Funds for subsidizing housing that can be used for permanent housing and be flexible for tenant, sponsor or project based rental assistance are important for securing additional housing. WCHCC is working with many community partners to target tax credit units designated or set aside specifically for homeless households at lower rents in order to save money and serve more chronically homeless persons. Locating available housing requires a lot of coordination between landlords, housing authorities, and service providers. Creating positions to coordinate tenant selection and a housing location specialist who understands both private and public housing are key positions in this effort.

**Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again**

### **Shelter Plus Care**

Shelter Plus Care is a program designed to provide housing and supportive services to chronically homeless individuals with disabilities. Ogden Housing Authority and Weber Housing Authority provide housing vouchers along with supportive services to be provided by Weber Human Services, St. Anne's Center, Tri-County Independent Living Center and Utah Division of Workforce Services.

#### **Program Goals:**

- Increase housing stability
- Increase skills and/or income
- Increase access to needed supportive services
- Reduce recidivism

The OHAs Shelter Plus Care program works in partnership with local non-profit agencies to coordinate efforts for chronically homeless individuals. Under this partnership agreement, St. Anne's Center, Weber Human Services, and Tri County Independent Living Center refer those meeting the definition of chronically homeless to the OHA. The OHA, if a Shelter Plus Care voucher is

available, provides the housing assistance. The partners provide the appropriate services and case management support that provides the opportunity needed to transition to permanent housing and self-sufficiency. The OHA has applied for funding to continue the Shelter Plus Program for an additional year. **Homelessness Prevention and Rapid Re-housing Program (HPRP)** - HPRP assists individuals and families who are experiencing homelessness (residing in emergency or transitional shelters or on the street) and need temporary assistance in order to obtain housing and retain it. This program will provide temporary financial assistance and housing relocation and stabilization services to individuals and families who are homeless or would be without assistance.

Catholic Community Services (CCS) has received homeless prevention funding from Utah State Community Services Offices and has implemented a Homeless Prevention and Rapid Re-housing Program (HPRP) to assist homeless and low-income households who have a housing crisis or are in precarious housing situation in Weber County. Assistance includes helping individuals and families who are currently in housing but are at risk of becoming homeless and who need temporary rent assistance or assistance moving to another unit to prevent them from becoming homeless. The CCS's HPRP program has completed its three year grant funding allocation and is now at an end; no additional HUD HPRP funds have been granted to CCS.

**Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.**

1. Expanding the range and availability of prevention strategies by:
  - a. Better coordinating and expanding legal assistance and housing resources available for one time, short-term, and transitional financial assistance to avert eviction.
  - b. Increasing access to permanent housing and services for person(s) leaving institutions.
2. Increasing timely access to prevention resources by:
  - a. Establishing a 24-hour prevention and referral hotline, coordinated with 211;
  - b. Increase the assessment, transportation, and prevention resources; c. Improving and expanding staff assessment capabilities to quickly identify appropriate shelter alternatives and facilitate their access for persons at imminent risk of homelessness or who are homeless.
3. Improving the long-term effectiveness of prevention strategies by linking households assisted with prevention programs to ongoing community resources.
4. Reducing the number entering homelessness by closing the “front door” with effective discharge

planning by:

- a. Having the public institutions for mental health, penal, and foster care develop discharge approaches that prepares and ensures those being released have a home and a plan for self-reliance and support from either family or a community agency(ies).
5. Increasing the number of affordable housing units “opening the back door” by:
- a. Having the funders, contractors, housing authorities and political authorities coordinate and streamline the process for new construction and remodeling of existing units.

**Discussion**

The City did not apply and does not receive HOPWA funding.

<b>One year goals for the number of households to be provided housing through the use of HOPWA for:</b>
Short-term rent, mortgage, and utility assistance to prevent homelessness of the individual or family
Tenant-based rental assistance
Units provided in housing facilities (transitional or permanent) that are being developed, leased, or operated
Units provided in transitional short-term housing facilities developed, leased, or operated with HOPWA funds
Total

## **AP-75 Barriers to affordable housing – 91.220(j)**

### **Introduction**

The Weber County Housing Needs Assessment & Plan 2012-2014 and the Regional Fair Housing Equity Assessment provided the data and research; from these studies, a variety of barriers to affordable housing in Ogden were identified, such as:

- Uneven Fair Housing infrastructure - brochures, webpage and materials are printed only in English, limiting the availability of Fair Housing information to non-English speaking persons.
- Deteriorating Quality of Housing Inventory - Ogden's housing stock is aging. This along with the prevalence of low incomes and minority concentrations in the NRSA, presents the challenge of deferred maintenance and deteriorating quality of housing stock.
- Homes in NRSA are disproportionately occupied by minority and disabled individuals.
- Disproportionate Impact from Good Landlord Program - This program is intended to improve the quality of rental housing in Ogden. The program may disproportionately negatively, impact protected classes by "refuse to rent to applicants with certain criminal backgrounds." Although not intended to discriminate against protected classes, if minorities disproportionately have criminal backgrounds the Good Landlord program could be deemed a violation of the Fair Housing Act.
- Lack of familiarity of Fair Housing Act by landlords -Many of landlords are not aware of the full implications of the Fair Housing Act and "reasonable accommodations" provision.
- The Fair Housing infrastructure has not systematically addressed the education of landlords regarding "reasonable accommodations".
- Lack of familiarity of local building inspection offices with the International Building Code (IBC) and the federally assisted multi-family housing requirements can impact fair housing choice for disabled individuals.

### **Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment**

- Adopt a Language Assistance Plan and created Spanish fair housing website, brochures and and resources.
- Work with the Disability Law Center to promote fair housing in Ogden.
- Education is key to improving affordable housing options, which includes training for City Building Inspectors, landlords, city staff, financial institutions and citizens.
- Targeting of HUD resources toward improving the quality of housing as described in other sections of the plan.

- Re-evaluate the Good Landlord program to determine if modifications to the program are needed.
- Partner with regional housing providers to encourage the de-concentration of low income housing in Ogden.

## **Discussion**

There are a number of barriers to affordable housing that can only be partially controlled at the local government level. These include availability of sites, construction costs and banking / credit practices. Construction costs are influenced by economic conditions in the entire Northern Utah region. Banking practices are determined largely by institutional practices and federal regulations. The City has developed partnerships with local lending agencies to increase low- and moderate-income lending opportunities. Zoning and building and safety regulations can create barriers to affordable housing. To avoid barriers, the City has an on-going practice of updating its zoning code. The City has a zoning ordinance in place which opens up opportunities for different housing types. Specifically, it promotes attached housing, very small lots for single family homes, apartment development and units above commercial space. The City also conforms to standards set by the International Building Code (IBC), which is utilized through the State of Utah and the enforcement of IBC regulations does not create unique restraints on construction or rehabilitation in Ogden.

## **AP-85 Other Actions – 91.220(k)**

### **Introduction**

The City will spend no less than 70% of its CDBG funding to benefit low- and moderate-income residents and that no more than 30% of its CDBG resources will be spent preventing / eliminating slums or blight. A one-year certification period to begin July 1, 2016 and end June 30, 2017. The City will continue its commitment to improve the quality of affordable housing units and actions that will foster and maintain affordable housing in Ogden.

In addition, the City, through the Community and Economic Development Office, will diligently work to expand economic opportunities for local residents. The activities listed in this Action Plan work to reduce the number of households in poverty; and with enhanced coordination with nonprofit partners, services will have a greater impact on this goal.

### **Actions planned to address obstacles to meeting underserved needs**

Underserved needs in Ogden City have been determined as (1) Housing for large families, (2) Housing for persons with mental disabilities, (3) Housing for persons with physical disabilities, (4) Homeless transitional housing, (5) Household sustaining employment opportunities for low and moderate income households and (6) Business opportunities for low and moderate income investors.

Some of the obstacles contributing to these underserved needs are:

- Increase in demands for funding
- Low incomes and wages
- Limited supply of Section 8 vouchers
- Housing needs for extremely low income individuals exceeds the available supply
- Increased costs of construction
- Diminishing supply of land for development
- Challenges of redevelopment (land assembly, costs, adequate developers)
- Private, non-profit and government inability to keep up with growth of population in need
- Competing demands for public services

The city's HOME funds are geographically targeted to preserve and provide affordable housing stock in the Quality Neighborhoods Program Area (which includes the Asset Control Area program) which rehabilitates HUD-foreclosed homes within the NRSA. By targeting rehabilitation efforts within low-income census tracts, the housing needs of Ogden's poorest residents are addressed. The Emergency Home Repair loan program, which is funded through CDBG, provides loans to low-income persons who cannot afford housing health/safety renovations. Applicant selection for this program is based on income eligibility. The Emergency Home Repair Program provides loans to qualified homeowners citywide and is not geographic specific.

The rehabilitation and development of the Ogden City Central Business District and its' adjoining inner-city neighborhoods will provide the positive incentives necessary for attracting new businesses to Ogden. Jobs created/retained within the NRSA are presumed to benefit low-mod income persons. The goal for new business and economic developments will be to create household sustaining incomes for Ogden City residents while furthering the growth and fiscal health of the City.

### **Actions planned to foster and maintain affordable housing**

While the City can choose from a broad array of eligible activities in regards to the use of CDBG funds, it chooses to focus nearly half of these funds into maintaining and improving the quality the city's supply of affordable housing both rental and owner-occupied. To this end, it is estimated that the 48% or more of the anticipated CDBG grants funds will be used to directly address the housing needs of low- to moderate-income households through the Emergency Home Repair Program, Demolition Loan Program, Rental Rehabilitation Loan Program, Infill Housing / Purchase Rehab and Resale Program, and the East Central Revitalization (ACA) Programs. The Emergency Home Repair Program alone will assist approximately five low-income households make emergency repairs to their homes facilitating their ability to stay in their homes and remain owner-occupants. The Rental Rehabilitation Loan Program will work to maintain and improve approximately four affordable rental housing units every other year. In addition to this, 100% of the City's HOME funds will directly benefit low-to moderate-income households with housing. Own In Ogden down payment assistance program will assist approximately 45 low- to moderate-income households purchase a home. One key service that helps educate people and prepare them to have a successful homeownership experience is the Homebuyer Education Class. Utah State University offers a homebuyer education class to Ogden residents. A homebuyer education class is required for all Own In Ogden participants. Participants may submit a receipt for the cost of the class to the City for reimbursement of the homebuyer education class when purchasing a home with Own In Ogden down payment assistance.

### **Actions planned to reduce lead-based paint hazards**

The Quality Neighborhoods Program targets rehabilitation of older homes, which are HUD-foreclosed and purchased by the City through the Asset Control Area (ACA) program. Due to the age of the housing in the ACA program, it is presumed that lead paint is present and work is performed to mitigate lead based paint hazards. Work on these homes takes place while the homes are still vacant, eliminating the threat of lead-based paint exposure to homeowners. After the rehabilitation work is completed, using HUD safe work practices, a final lead-based paint inspection is conducted. A clearance report, as determined by HUD guidelines, is issued prior to marketing the home for sale to an income-eligible household.

Homes that are purchased with Own in Ogden down payment assistance are visually inspected for deteriorated paint surfaces that could present lead-based paint hazards. If a property is found to have deteriorated paint surfaces, the seller of the property is advised and is required to have the surfaces tested for lead content, when participating with HUD-funded programs. If surfaces test positive for lead

content and exceed allowable HUD levels, the affected areas must be stabilized by a licensed lead paint contractor using HUD safe work practices prior to Own In Ogden loan approval.

### **Actions planned to reduce the number of poverty-level families**

The City itself is limited in the amount of support it can provide for anti-poverty efforts. This is due in part to the fact that the majority of AAP funds are largely restricted to certain types of activities such as housing rehabilitation, homeownership, infrastructure, and business development. Funding for social service activities is extremely limited. Furthermore, the City's General Fund is stressed providing basic safety services and infrastructure needs and is not in a position to support other activities. While the City is not the lead agency in broad-based anti-poverty efforts, it has a role in reducing poverty through support and collaboration with community efforts. Ogden Weber Community Action Partnerships received Community Service Block Grant and takes the lead on many anti-poverty programs in Ogden.

The Community Development Section of the ConPlan supports efforts to the goal of reducing poverty through employment and encouragement of economic growth and development. ConPlan objectives encourage the following strategies aimed at reducing poverty:

- Encourages appropriate growth by improving the competitiveness of existing businesses through loaning funds to small businesses.
- Diversify the economic base by attracting new business.
- Develop recreation, aerospace, manufacturing and technology industries.
- Create jobs by providing businesses access to capital.
- Encourage greater redevelopment activity in the City.
- Develop joint public-private investment strategies.

Redevelopment organizations have been created to promote economic development and implement redevelopment plans within the City – the Ogden Redevelopment Agency and the Local Redevelopment Agency. The creation of higher wage jobs for community residents is a top priority for these organizations.

The City will continue its economic development efforts and its partnerships with the Ogden-Weber chamber, Utah Hispanic Chamber, Utah Center for Stabilization, Wasatch Community Funding, Downtown Ogden Inc., 25th Street Association, and Ogden Reinvestment Corporation to attract new businesses and industries to Ogden, to retain existing businesses and industries, and to encourage their expansion. Because the creation of economic opportunities is not an isolated solution to alleviating poverty, the City will collaborate efforts with Ogden Weber Community Action Partnership (OWCAP) and Ogden Weber Applied Technology College's (OWATC) YouthBuild when possible. In addition, Ogden City supports OWCAP's Volunteer Income Tax Assistance (VITA).

### Section 3

Ogden City works toward providing local residents, to the greatest extent feasible, job opportunities and/or training, from HUD-funded projects. In partnership with Ogden Housing Authority, Ogden Weber Applied Technology College's Youth Build Program, and Utah Department of Workforce Services, Ogden's Community and Economic Development Department has established a Section 3 plan, which includes notifying low-income, public housing residents of job opportunities generated from HUD-funded programs and projects and provides preferences for Section 3 business in construction contracting opportunities.

#### **Actions planned to develop institutional structure**

During the AAP FY2016-2017, the City will continue to strive to establish an institutional structure that maximizes the funding sources used for housing and community development needs as well as simplify the process involved in developing new housing, improving conditions of existing housing and creating jobs.

Community Development Division is the primary division responsible for implementation of the Five Year ConPlan and Annual Action Plan activities. Through CDBG and HOME programs, the City collaborates with partners to deliver resources effectively. The City works toward:

- Strengthening existing public/private partnerships and creating new ones to implement programs and deliver services of all types.
- Promoting citizen participation in ConPlan planning processes.
- Utilizing the city's website to create an easy to access HUD-related information.
- Working with non-profit housing providers to address the housing needs of the low-mod income residents (i.e. Utah Housing Corporation, Utah Non-Profit Housing Corporation).
- Partnering with non-profit organizations to fund and/or develop job creation and business development projects, such as Wasatch Community Foundation a Utah CDFI.
- Working with City Departments/Divisions to complete HUD funded activities (i.e. street improvements and building inspections).
- Collaborating with social services providers to assist Ogden's low-income residents.
- Participating in the Weber county Charitable Trust Fund and Weber County Homeless Coordinating Council to support the efficient use of public funds that serve the homeless population.
- Supporting advocacy and planning activities with organizations whose primary mission relates to the housing for low- to moderate-income households.

## **Actions planned to enhance coordination between public and private housing and social service agencies**

The City of Ogden is involved in many different committees and groups. These groups involve representatives from social service agencies, housing agencies both City and County Housing Authorities, and other community stakeholders. Committees and groups typically discuss the coordination of efforts to enhance the effectiveness of the committee's or group's goals. The City will continue to support efforts through the participation in the following committees:

- Fair Housing Forum of Utah
- Regional Analysis of Impediments participating jurisdictions
- Ogden Housing Authority
- Ogden Weber Community Action Partnership
- Weber County Homeless Coordinating Council
- Weber County Charitable Trust Fund
- Wasatch Community Foundation
- Ogden Redevelopment Agency
- Coalition of Resources
- Council of Governments
- Wasatch Front Regional Council
- Weber Housing Authority

The City attends monthly Coalition of Resources (COR) meetings. COR is a group of over 50 local agencies, for-profit and non-profit social service providers. The goal of COR is facilitate the efficient use of limited resources in administering social services. Each month COR participants share about the current services or events being offered by their organization. In addition, one provider is selected to highlight the services they provide. The COR members pass on information to their clients. COR meetings have been a huge help in notifying the public about ConPlan programs and events.

Staff participation on local committees and boards involved in community development provides input on community needs and a means to work towards better coordination of services for low- and very-low income residents. Community and Economic Development (CED) staff serves on the board of the Ogden Housing Authority, (Ogden's public housing provider), Weber County Homeless Charitable Trust Fund Board, and Ogden Weber Community Action Partnership (OWCAP). OWCAP is the area lead provider for anti-poverty services and is a grantee of HUD's Community Service Block Grant program. The Community and Economic Development Department will continue to be involved in interagency efforts to strengthen the institutional structure for housing and economic development. Network through committees has worked to expand the City's public participation efforts.

# Program Specific Requirements

## AP-90 Program Specific Requirements – 91.220(I)(1,2,4)

### Introduction

A one year certification period July 1, 2016 thru June 30, 2017 will ensure that at least 70% of CDBG expenditures subject to the LMI overall benefit cap will benefit LMI persons. During a one-year certification period, the City will utilize no less than 70% of CDBG funds to benefit Low- to Moderate-Income persons and no more than 30% of CDBG expenditures will fund slum and blight activities.

It is anticipated that at the start of the AAP program year July 1, 2016, all HUD Section 108 loan proceeds will be disbursed for the Ogden Business Exchange Project and the project will move toward job creation activities.

All program income received before the start of the year has been expended or is programmed into the budget. The City does not have an urban renewal settlement and does not have float-funded activities.

### Community Development Block Grant Program (CDBG)

#### Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

- |  |          |
|--|----------|
| 1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed  | 0        |
| 2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan. | 0        |
| 3. The amount of surplus funds from urban renewal settlements  | 0        |
| 4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan   | 0        |
| 5. The amount of income from float-funded activities   | 0        |
| <b>Total Program Income:</b>   | <b>0</b> |

### Other CDBG Requirements

- |   |   |
|---|---|
| 1. The amount of urgent need activities | 0 |
|---|---|

2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan. 70.00%

**HOME Investment Partnership Program (HOME)  
Reference 24 CFR 91.220(l)(2)**

1. A description of other forms of investment being used beyond those identified in Section 92.205 is as follows:

The city does not plan to undertake forms of investment beyond those identified in 24 CFR 92.205.

2. A description of the guidelines that will be used for resale or recapture of HOME funds when used for homebuyer activities as required in 92.254, is as follows:

HOME Recapture or Resale Provisions: Ogden City maintains a Recapture provision to ensure the Period of Affordability in homeownership HOME-funded units. The amount subject to recapture is the Direct Subsidy. The Direct Subsidy also determines the Period of Affordability (see chart which follows). This is defined as any HOME assistance that enabled the home buyer to buy the dwelling unit. It also includes assistance that reduced the purchase price from fair market value to an affordable price.

HOME AFFORDABILITY PERIOD

Less than \$15,000	5 Years
\$15,000 - \$40,000	10 Years
Over \$40,000	15 Years

The Own in Ogden down payment assistance program, with loans under \$15,000, has a Period of Affordability of five years. If recapture is triggered, Ogden City will recapture the entire HOME investment loan amount upon sale, limited to net proceeds available at the sale. This recapture provision is discussed in section 24CFR92.254.a.5.ii.A.

Under the city’s recapture provision, HOME recipients may sell their housing unit at any time during the period of affordability, to any willing buyer, and at a price the market will bear. The City imposes the Period of Affordability by written agreement and by recorded lien. In the event of the sale of a HOME assisted property before the end of the affordability period, the total amount of the assistance will be recaptured. In the event that there are insufficient funds following a sale

(voluntary or involuntary) during the period of affordability to satisfy the HOME investment, the City's recapture amount will be limited to the net proceeds available (the sales price minus all other superior loan repayments and closing costs).

The city does not have subrecipients, therefore, no monitoring of HOME recapture for subrecipients is required.

The city does not plan to use a Resale provision for HOME assisted activities.

3. A description of the guidelines for resale or recapture that ensures the affordability of units acquired with HOME funds? See 24 CFR 92.254(a)(4) are as follows:

The Period of Affordability for Purchase/Rehab/Resale and New Construction projects may vary because the Direct Subsidy amounts will vary from project to project. The recapture provisions for the amounts represented by the Discount (the difference between the fair market value and the sales price), and any down payment loans (including Own-In-Ogden loans) provide for Ogden City to recapture the discount amount and loan amount upon sale. This provision is discussed at 24CFR92.254.a.5.ii.A.

4. Plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds along with a description of the refinancing guidelines required that will be used under 24 CFR 92.206(b), are as follows:

No multi-family refinancing activities that would involve HOME funds are anticipated to occur in Ogden during the fiscal year 2014-2015.

## **Discussion**

Ogden City anticipates receiving \$277,392 in CDBG Program Income and \$59,941 HOME Program Income during the fiscal year July 1, 2016 thru June 30, 2017. These funds have been budgeted to complete viable projects.

# Exhibit A

March 1, 2016

## BUDGET ANNUAL ACTION PLAN FY2017

Income (SOURCES OF FUNDS)	TOTAL AMOUNT	CDBG	HOME	HOME Match	City Funds	State Funds	Housing Fund
Entitlement	2,670,050	982,810	337,240		1,200,000		150,000
Program Income	718,464	277,392	59,941				381,131
Carryover	2,303,874	1,142,178	318,939	1,856	213,901	500,000	127,000
CHDO Carryover	0		0				
Tax Increment Housing Fund				150,000			-150,000
<b>TOTAL</b>	<b>5,692,388</b>	<b>2,402,380</b>	<b>716,120</b>	<b>151,856</b>	<b>1,413,901</b>	<b>500,000</b>	<b>508,131</b>

EXPENSES (USES OF FUNDS)	TOTAL AMOUNT	CDBG	HOME	HOME Match	City Funds	State Funds	Housing Fund
<b>PUBLIC SERVICE</b>							
Business Information Center (BIC)	55,000	55,000					
<b>PUBLIC IMPROVEMENTS</b>							
Target Area Public Improvements	450,000	450,000					
<b>PROGRAMS</b>							
Infill Housing	639,502	639,502					
Rental Rehabilitation	90,000	90,000					
Own In Ogden	250,000		250,000				
Emergency Home Repair	40,000	40,000					
Demolition Loan Program	12,000	12,000					
CHDO (Com. Housing Dev. Org.)	50,586	0	50,586				
Quality Neighborhoods	2,493,767	263,837	375,816	151,856	1,132,258	500,000	70,000
HELP	719,774				281,643		438,131
Central Business District Revitalization	200,000	200,000					
Small Business Loan Program	400,000	400,000					
Microenterprise Accelerator Program	0						
<b>OTHER</b>							
Administration	291,760	252,041	39,718				
<b>TOTAL</b>	<b>5,692,388</b>	<b>2,402,380</b>	<b>716,120</b>	<b>151,856</b>	<b>1,413,901</b>	<b>500,000</b>	<b>508,131</b>

**Attachment A - Programs and Goals Summary Matrix**  
**Ogden City Five Year Consolidated Plan 2016-2020 Programs and Goals Matrix**

**Priority Objective 1: IMPROVE THE QUALITY OF HOUSING STOCK**

**1.1 Quality Neighborhoods** – Rehabilitate and upgrade existing housing stock to alleviate conditions of blight and provide quality and affordable housing opportunities.

In the NRSA’s East Central neighborhoods, 56% of occupied housing units are renter occupied compared to City-wide 40%.<sup>1</sup> The East Central housing vacancy rate is 13%, 5% higher than the overall City housing vacancy rate creating impediments to redevelopment within the area.<sup>2</sup> Many of the homes were rental units that were flipped many times and need substantial rehabilitation to bring them to housing quality standards. The Quality Neighborhoods program is designed to be flexible to address the specific needs of block groups within the NRSA. The City may purchase vacant lots to construct new housing, or purchase vacant, dilapidated housing units to rehabilitate and then sell to owner occupant families. In addition, the Quality Neighborhoods Program implements an Asset Control Area (ACA) Program. The ACA program purchases abandoned HUD-foreclosed homes and undertakes the substantial rehabilitation needed to bring the homes to housing and quality standards. The City has secured a private line of credit to purchase these HUD-foreclosed, vacant homes. HOME and CDBG funds are used to make the substantial rehabilitation needed to transform these abandoned homes to quality affordable housing options. Targeting the City’s housing rehabilitation programs to East Central concentrates the City’s efforts to improve the housing stock in the most troubled NRSA blocks. Rehabilitation and upgrade of the existing housing stock also alleviates conditions of slum and blight.

**1.2 Emergency Home Repair Program (EHRP)** – Enable low-mod income homeowners to stay in their homes

Low to moderate income families often do not have the resources needed to mitigate conditions that immediately threaten the safety and health of the household. The Emergency Home Repair Program improves the quality of housing units and extends the life of the properties while contributing to overall improvement of the neighborhood. The program is available to all low income owner-occupants within the city limits of Ogden. The emergency assistance alleviates threatening conditions that could force the owner occupants into homelessness because of impending conditions related to emergencies such as electrical and plumbing hazards, failure of the heating system, fire hazards, structural failure, leaking roofs, and/or natural disasters. The Priority Housing Needs Analysis rated assistance to low income homeowners as a high priority due to the high number of low income homeowners experiencing housing problems. The EHRP program is funded with CDBG funds.

**1.3 Rental Rehabilitation Loan Program** – Improve the conditions of rental units

As Ogden’s housing stock ages, landlords are faced with the challenge of making needed property upgrades and with maintaining decent, safe and sanitary units with limited funds. Rental property owners can receive a below-market interest rate loan or deferred loan to upgrade units to meet housing and quality standards. A maximum of \$90,000 CDBG funding is loaned per project. Typically this program is gap financing that requires, when possible, for profit and non-profit developers to provide additional capital for the rehabilitation of rental housing. Projects receiving assistance must maintain Fair Market Rents as determined by

<sup>1</sup> 2014 FFIEC Census Report – Summary Census Housing Information

<sup>2</sup> 2014 FFIEC Census Report – Summary Census Housing Information

HUD. Applications are accepted on a first-come, first-served basis. The Housing Priority Needs analysis rated low-income renters as a high priority due to the high number of low-income renters experiencing a housing problems. Therefore, priority is given to rental properties that primarily serve very-low or low-income residents, are located in the NRSA and to owners that commit other funding sources.

Priority Objective 1. Improve the quality of housing stock				
#	HUD Goals	Strategies	Outcomes	Funding
1.1	1	Quality Neighborhoods Program: Alleviate conditions of blight by providing quality and affordable housing opportunities. Includes Asset Control Area (ACA) Program.	<ul style="list-style-type: none"> <li>Rehabilitate and upgrade substandard housing units.</li> <li>Increase the number of decent, safe and affordable housing units in the East Central.</li> <li>Improve the neighborhood by rehab of "troubled" properties</li> </ul>	<ul style="list-style-type: none"> <li>HOME</li> <li>HOME Match</li> <li>CDBG</li> <li>Private resources leverage federal funds to develop affordable housing.</li> </ul>
1.2	1	Emergency Home Repair Program: Enable homeowners to stay in their homes by loaning money for emergency home repairs.	<ul style="list-style-type: none"> <li>Assistance to low-income residents through 0% interest, deferred payment emergency home rehabilitation loans.</li> <li>Improve quality and safety of housing units.</li> <li>Decrease the number of low income residents facing the threat of homelessness.</li> <li>Decrease the number of homeowners facing housing problems.</li> </ul>	<ul style="list-style-type: none"> <li>CDBG</li> </ul>
1.3	1	Rental Rehabilitation Loan Program: Improve the conditions of rental units.	<ul style="list-style-type: none"> <li>Decrease the number of substandard rentals units.</li> <li>Increase the number of safe, sanitary, affordable rental units.</li> </ul>	<ul style="list-style-type: none"> <li>CDBG</li> <li>Private resources leverage federal dollars to develop affordable, decent rental units.</li> </ul>

#	Expected Units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
1.1	Quality Neighborhoods: housing properties improved	12	12	12	12	12	60
1.2	Housing units assisted for emergency home repairs	5	5	5	5	5	25
1.3	Rental units rehabilitated		4		4		8

**Priority Objective #2 – EXPAND HOMEOWNERSHIP OPPORTUNITIES**

**2.1 Own in Ogden – Enable low to moderate families to buy a home**

In 2010, US Census data revealed that Ogden City’s housing inventory was at 8% vacancy rate; of the occupied housing units, 42% were renter-occupied, which has contributed to a significant amount of blight and deterioration.<sup>3</sup> As reported in the Regional Analysis of Impediments for Fair Housing Choice for Weber County by University of Utah, Ogden City has a very high share of rental units. Countywide about 28% of occupied units are rental; whereas, Ogden has 42% rental units.<sup>4</sup> This area has an above average number of vacant units compared with the overall City average. The Own In Ogden program provides zero percent interest, deferred payment down payment assistance loans.

<sup>3</sup> US Census Data 2010

<sup>4</sup> Regional Analysis of Impediments for Fair Housing Choice for Weber County, May 2014, by University of Utah

**2.2 Homebuyer Education** – Ensure homebuyers are suitable to undertake and maintain homeownership

To encourage successful homeownership experiences, the City requires homebuyers using City programs to attend a homebuyer education class. The purpose of the class is to educate prospective homebuyers with curriculum including finding a home you can afford, working with realtors, budgeting, the home buying process, negotiation, and home maintenance. Participants are required to complete Homebuyer Education classes before purchasing their home.

Priority Objective # 2 Expand homeownership opportunities				
#	HUD Goal	Strategy	Outcome	Funding
2.1	1	Own In Ogden Program: Provide down payment assistance to low to moderate income families	<ul style="list-style-type: none"> <li>Provide the down payment assistance needed for low to moderate income persons to buy a home.</li> <li>Increase homeownership in central Ogden.</li> <li>Support neighborhood revitalization through homeownership opportunities</li> </ul>	<ul style="list-style-type: none"> <li>HOME</li> <li>Private resources</li> </ul>
2.2	1	Homebuyer Education	<ul style="list-style-type: none"> <li>Ensure families are suitable for homeownership.</li> <li>Increased ability of homeowners to maintain homeownership.</li> </ul>	<ul style="list-style-type: none"> <li>Non-profits providers</li> <li>HOME</li> </ul>

#	Expected units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
2.1	Down payment assistance loans	45	45	45	45	45	225
2.2	Homebuyer Education	45	45	45	45	45	225

**Priority Objective #3 – INCREASE THE SUPPLY OF DECENT AFFORDABLE HOUSING**

**3.1 Infill Housing Program** – Transforming vacant land or dilapidated housing units to quality and affordable housing units

The East Central and Central Business District neighborhoods contain areas of underutilized or vacant areas in the center of city blocks. These vacant areas typically lack public infrastructure in the form of roads and utilities that would facilitate their development. The issues associated with vacant lots and infill housing is complex and often requires a partnership between the public and private sectors to develop strategies for specific properties. The City’s infill housing program provides the coordinating support to bring together private, federal and local resources needed to create new affordable housing units or rehabilitate deteriorating housing stock.

**3.2 Community Housing Development Organization** – Support construction of new housing units and/or rehabilitation of existing housing units

Gap financing to Utah Non-Profit Housing Corporation, Ogden’s certified Community Housing Development Organization (CHDO) to assist in the construction or rehabilitation of single-family (renter or owner) and/or multifamily housing. The City utilizes the HOME Program’s 15% CHDO funding to fund a CHDO in the construction or rehab of affordable housing units in Ogden.

Priority Objective #3 Increase the supply of decent affordable housing				
#	HUD Goal	Strategy	Outcome	Funding
3.1	1	Infill: Projects include building new quality and affordable housing units on vacant land and replacing blighted structures.	<ul style="list-style-type: none"> <li>Create new quality and affordable housing units.</li> <li>Facilitate the development of underutilized vacant lots, typically in center of city blocks</li> </ul>	<ul style="list-style-type: none"> <li>CDBG</li> <li>HOME</li> </ul>

			<p>and difficult to develop due to infrastructure issues.</p> <ul style="list-style-type: none"> <li>• Partner with property owners and/or housing providers to develop solutions for underutilized vacant residential land.</li> <li>• Improve neighborhoods by developing vacant land, replacing blighted structures with quality affordable housing.</li> <li>• Create new quality and affordable housing units with minimal use of federal funds</li> <li>• Maximize private resources leveraged to develop affordable housing.</li> <li>• Increase the number of decent, affordable housing units.</li> </ul>	
3.2	1	Community Housing Development Organization (CHDO) - Support the construction of affordable housing units.	<ul style="list-style-type: none"> <li>• Support the Community Housing Development Organization to create affordable housing options for Low to moderate income persons.</li> <li>• Affordable sites found and secured for construction of new affordable housing</li> </ul>	<ul style="list-style-type: none"> <li>• HOME CHDO</li> </ul>

#	Expected Units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
3.1	Infill Housing: # housing units constructed	4	4	4	4	4	20
3.2	Community Housing Development Organization: # housing units		4		4		8

**Priority Objective # 4 – HOMELESSNESS (CONTINUUM OF CARE)**

- a. **Weber County Homeless Charitable Trust Fund –** granting funds to non-profit homeless service providers. \$1 million in funding from the sale of the Ogden Defense Depot provided seed funding for the creation of the Weber County Homeless Charitable Trust (WCHCT). The WCHCT’s sole purpose and mission is to support non-profit homeless prevention and service providers through the granting of funds. Grants will be offered to homeless service providers through a competitive bid process, special attention is given to programs that encourage the efficient use of existing resources through partnership and collaboration.
  
- b. **Support the Weber County Homeless Coordinating Committee (WCHCC) –** serves as the lead for the Utah Balance of State Homeless Coordinating Committee and the lead for the HMIS system. Efforts to end chronic homelessness in Ogden are driven by and tied to Weber County’s Plan to End Chronic Homelessness by 2014. The WCHCC plan encourages a support-services intense approach to ending homelessness that was developed in part by the book Bridges Out of Poverty. As developed by the Utah’s Homeless Coordinating Committee and adopted by Weber County’s Plan to End Chronic Homelessness by 2014, The Housing First model (page 94) is a guiding principle to address homelessness problems in Ogden City. The City participates in the WCHCC, which purpose is to coordinate community resources in helping prevent homelessness. Housing First provides permanent housing to the homeless with case management support.

Priority Objective #4 Homelessness (Continuum of Care)				
#	HUD Goal	Strategy	Outcome	Funding
4.1	1	Support the Weber County Homeless Charitable Trust in granting funds to non-profit homeless service providers	<ul style="list-style-type: none"> <li>• Increase and improve efficiency of support services for the homeless in Weber County.</li> </ul>	<ul style="list-style-type: none"> <li>• Weber County Homeless Charitable Trust Fund</li> </ul>

4.2	1	Participate in the Weber County Homeless Coordinating Committee (WCHCC)	<ul style="list-style-type: none"> <li>Participation in scheduled meetings to coordinate resources among homeless service providers in Weber County.</li> </ul>	
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#	Expected Units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
4.1	WCHCT: competitive grants and/or loans to non-profit homeless service providers			1	1	1	3
4.2	WCHCC - Increased use of community resources – ongoing.						

**Priority Objective #5 – IMPROVE THE SAFETY/APPEARANCE OF THE NEIGHBORHOOD**

**5.1 Demolition Loan Program – Promote neighborhood safety**

There are numerous vacant structures in the City. Most are structurally sound and are candidates for rehabilitation. Others are in extreme state of deterioration with the only viable option being demolition of the structure. A CDBG-funded demolition loan program offers a 0% interest, deferred payment loan to property owners to provide the financial assistance needed to demolish unsafe structures. The City’s citizen steering committees place a high priority on improving their communities through the use of code and zoning enforcement that eliminate unsafe structures.

**5.2 Target Area Public Improvements – Enhance neighborhoods to create a suitable living environment. Implement public improvement projects that repair deteriorating and inadequate streets, curbs and infrastructure to support improved quality of life. The three neighborhood steering committees, the East Central neighborhood watch group and the Aspen Village HOA group and citizens submitting comments requested that public improvements projects be funded in their area.**

Priority Objective #5 Improve the Safety and Physical Appearance of Neighborhoods				
#	HUD Goal	Strategy	Outcome/Long Term Goals	Funding
5.1	2	Demolition Loan Program: Demolish unsafe building structures	<ul style="list-style-type: none"> <li>Improve the physical appearance of neighborhoods</li> <li>Reduce slum and blight conditions</li> <li>Increase property values</li> <li>Reduce health and safety issues</li> </ul>	<ul style="list-style-type: none"> <li>CDBG</li> </ul>
5.2	2	Target Area Public Improvements: Construct or improve deteriorating streets, curbs, infrastructure	<ul style="list-style-type: none"> <li>Improve the physical appearance of neighborhoods</li> <li>Improve the quality of life for residents</li> <li>Increase property values</li> </ul>	<ul style="list-style-type: none"> <li>CDBG</li> </ul>

#	Expected Units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
5.1	Demolition of unsafe structures/housing units		1		1		2
5.2	Public Improvement projects		1		1		2

**Priority Objective #6 – JOB CREATION**

Increase economic opportunities through the creation or retention of permanent jobs.

**6.1 Small Business Loan Program – Direct financial assistance to businesses**

The growth of small businesses to create jobs is needed to expand the economic base in the NRSA. Available funding is not sufficient to meet the needs of those requesting financial assistance to start-up or grow a business in the NRSA. The area lacks lenders willing to risk lending to some NRSA business owners or potential NRSA business owners. The Small

Business Loan program provides a maximum of \$90,000 of CDBG for small business or micro-enterprise loans. The program targets assisting businesses located in the NRSA's Central Business District.

Priority Objective #6: Job Creation				
#	HUD Goal	Strategy	Outcome	Funding
6.1	3	Small Business Loan Program: Direct financial assistance to for-profit businesses to create permanent full-time jobs	<ul style="list-style-type: none"> <li>• Reduce unemployment</li> <li>• Increase Ogden's economic base</li> <li>• Attract economic growth</li> <li>• Creates jobs for local LMI residents</li> </ul>	<ul style="list-style-type: none"> <li>• CDBG</li> <li>• Leverage private resources</li> </ul>

#	Expected Units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
6.1	Full-time Equivalent jobs created/retained	8	8	8	8	8	40

### Priority Objective #7 – BUSINESS COUNSELING

Provide business counseling services as a public service to attract new business start-ups and improve the business success rate in Ogden.

#### 7.1 Business Information Center – business counseling increase business success rates

Partnering with other local business counseling organizations, allows Ogden City to make a greater impact by supporting businesses more efficiently and to grow businesses in Ogden's NRSA's Central Business District and targeted industries. Ogden City's Business Information Center (BIC) has filled this gap. The BIC is located in the CBD and addresses the needs of NRSA residents that are motivated and capable to start a business downtown.

Priority Objective #7: Business counseling to promote business success				
#	HUD Goal	Strategy	Outcome	Funding
7.1	3	Business Information Center: Provide business counseling to attract new businesses and improve business success.	<ul style="list-style-type: none"> <li>• Increase the survival rate for businesses in Ogden</li> <li>• Attract more businesses to open in Ogden</li> <li>• Support the struggling start-up businesses</li> <li>• Collaboratively support businesses with capital needs, through the Small Business Loan Program.</li> </ul>	<ul style="list-style-type: none"> <li>• CDBG</li> <li>• City General Funds</li> <li>• Leverage private resources</li> </ul>

#	Expected Units of Accomplishment	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
7.1	BIC: People assisted	500	500	500	500	500	2500

### Priority Objective #8 – CREATE GREATER ACCESS TO CAPITAL

Increase access to capital to struggling, growing, or newly emerging businesses

#### 8.1 Loan Loss Guaranty Program – create greater access to capital through direct financial assistance to businesses.

CDBG funds are to be used to build lending capacity for targeted projects within the Central Business District. Each business meeting CDBG qualifications is lent a reserve amount which is escrowed to the borrower's benefit to create better loan coverage ratios. The funds are designed to help extend the borrowers security while reducing the risk exposure to a loan through the creation of a reserve. It will allow larger loans than under the current Small Business Loan Program. The Loan Loss Guaranty (LLG) program will magnify job creation by creating greater loan capacity. It will begin to offset decreasing amounts available through the existing program.

**8.2 Administrative support to the WCF** – provide administrative support to the Wasatch Community Funding, Inc. (WCF) whose mission is to create greater access to capital for economic development in the CBD.

Financial support is needed to grow businesses, thereby, supporting the economic development in the community. In Ogden, the young low-mod income (LMI) person and more deeply entrenched LMI make up over 70% of the population. To assist the struggling LMI population, Ogden City facilitated the creation of the Ogden Reinvestment Corporation (ORC) in 2009 and was recertified as a Community Development Financial Institution (CDFI) in 2013. This designation allows Utah CDFI to apply for and potentially receive millions of dollars from the U.S. Department of Treasury to fund small and micro business loans. In 2015, ORC will partnered with Utah Center for Neighborhood Stabilization to become Utah CDFI, which will serve the entire state of Utah. Ogden City will created Wasatch Community Funding, licensing under Utah CDFI, to provide financial assistance to the greater Ogden and the Northern Utah areas. This partnership between WCF and Utah CDFI helps increase WCF’s access to capital, capacity, and expand its geographical footprint. The City provides in-kind City staff to assist in bringing the WCF into operation. Its mission is to provide access to capital that is not available to low moderate income entrepreneurs. WCF is designed to pool funds from several resources to spread out the risk of lending to less than ideal borrowers. Funding may come from local and national banks’ Community Reinvestment Act (CRA) funds, federal grants, and private equity investors. The goal is to leverage the small business loan program (as well as other federal state and local programs) to blend loans to reduce the risk to any one lender. WCF, as a non-profit lender, provides the resources and tools that small businesses need to succeed and to help the economic recovery activities within the Ogden City area. Ogden City sets a high priority in providing the capital needed to support entrepreneurs in starting a business, in creating jobs and in growing their business. Ogden City Business Development Division works in partnership with WCF.

Priority Objective #8: Create greater access to capital				
#	HUD Goal	Strategy	Outcome	Funding
8.1	3	Loan Loss Guaranty Program: Direct financial assistance to for-profit businesses to create permanent full-time jobs. The program allows for lending larger loan amounts and leverages CDBG to increase lending capacity through bank participation.	<ul style="list-style-type: none"> <li>• Create jobs with a minimum of federal funds</li> <li>• Participation with banks and Wasatch Community Funding to expand funding opportunities and to share the risk.</li> <li>• Provide new funding streams to fill the gap for businesses turned down or unable to be fulfilled by traditional banks.</li> </ul>	<ul style="list-style-type: none"> <li>• CDBG</li> <li>• Leverage private resources</li> </ul>
8.2	3	Provide administrative support to Wasatch Community Funding, Inc. to create greater access to capital.	<ul style="list-style-type: none"> <li>• Increase the success rate for businesses in Ogden</li> <li>• Attract more businesses to open in Ogden</li> <li>• Support the struggling start-up businesses</li> <li>• Fill the gap for funding small businesses</li> <li>• Strengthen the City’s economic base</li> </ul>	<ul style="list-style-type: none"> <li>• City General Funds</li> <li>• Leverage private resources</li> <li>• No federal funds</li> </ul>

#	Expected units of accomplishments	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
8.1	Loan Loss Guaranty: Full-time Equivalent Jobs created/retained		8		8		16
8.2	Assist in the creation of WCF as a licensed Utah CDFI	1					1

**Priority Objective #9 – STIMULATE ECONOMIC GROWTH**

Support the expansion of CBD’s economic base by developing underutilized properties, providing financial assistance to foster business growth, removing blight, and/or job creation/retention activities

**9.1 Central Business District (CBD) Revitalization Program** – supports business growth for job creation or removal of blight. The CBD Infill program is intended to facilitate and stimulate capital investment in Central Business District and to remove slum and blight and/or to promote job creation/retention activities. The funds may be used for construction of new structures on vacant land, improvements to commercial structures, or reconstruction of blighted or deteriorating buildings. Funds will be used to contribute to and to enhance the viability of Ogden’s economic base.

**9.2 Ogden Business Exchange Project** – Create jobs, remove blight and expand Ogden’s economic base

The Ogden Business Exchange Project will include the use of CDBG entitlement and HUD Section 108 loan funds for the acquisition and development of under-utilized and/or vacant properties and infrastructure improvements for the development of approximately 3,062,286 square feet of business, manufacturing and industrial, commercial park. The Ogden Business Exchange Project that will create an estimated 100 - 500 permanent full-time equivalent (FTE) jobs to be made available to individuals with incomes at 80% or less of Area Median Family Income as established by HUD and jobs are expected to be created beginning in 2016. CDBG Entitlement will include slum and blight removal activities.

**9.3 Microenterprise Accelerator Program** – Support Microenterprises businesses

The goal of the program is to be the conduit for access to capital and/or entrepreneurial training for self empowerment. Its strategic goal is to help reduce the number of failed businesses and increase the number of successful microenterprises in Ogden.

Priority Objective #9: Stimulate economic growth				
#	HUD Goal	Strategy	Outcome	Funding
9.1	3	Central Business District Revitalization: Expand Ogden’s economic base through developing underutilized properties	<ul style="list-style-type: none"> <li>• Job creation and/or removal of blight</li> <li>• Attract new businesses</li> <li>• Provide gap financing to support business success</li> </ul>	<ul style="list-style-type: none"> <li>• CDBG</li> <li>• Leverage private resources</li> </ul>
9.2	3	Ogden Business Exchange: Acquisition and/or development of under-utilized properties for the development of a commercial /light industrial park.	<ul style="list-style-type: none"> <li>• Assembly of land into reasonably-sized parcels necessary for economic development</li> <li>• Improve aged and deficient infrastructure</li> <li>• Create permanent jobs</li> <li>• Remove slum and blight conditions</li> <li>• Attract businesses to improve the City’s economic base</li> </ul>	<ul style="list-style-type: none"> <li>• CDBG</li> <li>• Section 108 Loan</li> <li>• Leverage Private resources</li> <li>• RDA</li> </ul>
9.3	3	Microenterprise Accelerator Program: Provide financial assistance and mentoring thru partners to develop innovative, outdoor recreation and/or manufacturing microenterprise businesses.	<ul style="list-style-type: none"> <li>• Support Ogden’s reputation as a leader in outdoor recreation and innovative product design and manufacturing.</li> <li>• Attract more businesses to open in Ogden</li> <li>• Support the struggling microenterprise.</li> <li>• Reduce the number of failed businesses</li> </ul>	<ul style="list-style-type: none"> <li>• CDBG</li> <li>• Leverage private resources</li> </ul>

#	Expected Units of accomplishments	Year 1	Year 2	Year 3	Year 4	Year 5	Aggregate
9.1	CBD Projects completed	1		1		1	3
9.2	Ogden Business Exchange Project FTE Jobs created	10	10	20	20	40	100
9.3	Microenterprise businesses			10	10	10	30

<b>PROGRAMS AND PROJECTS 2016 – 2020</b>	<b>5 year City's GOAL</b>	<b>5 year # in NRSA</b>	<b>5 year % in NRSA</b>
1.1 Quality Neighborhoods (HUD Asset Control Area): Housing units	60	60	100%
1.2 Emergency Home Repair: Housing units rehabilitated	25	15	67%
1.3 Rental Rehabilitation Program: Rental housing units assisted	8	8	100%
2.1 Own in Ogden Down Payment Assistance: Loans	225	180	80%
2.2 Homebuyer Education Classes: People attending class	225	180	80%
3.1 Infill Housing	20	20	100%
3.2 Community Housing Development Org: Housing units	8	8	100%
4.1 WCHCT – competitive grants to non-profit homeless providers	3	3	100%
4.1 WCHCC – participate in the Weber County Homeless Coordinating Committee	Ongoing		
5.1 Demolition Loan Program: Structures demolished	2	2	100%
5.2 Target Area Public Improvements: Projects	2	2	100%
6.1 Small Business Loan Program: Full-time Jobs created	40	40	100%
7.1 Business Counseling (BIC): People served	2,500	2,500	100%
8.1 Loan Loss Guarantee	16	16	100%
8.2 Wasatch Community Funding, Inc.	2	2	100%
9.1 Central Business District Revitalization: Projects	3	3	100%
10.1 Microenterprise Accelerator Program	30	30	100%



# City Council Work Session

## COUNCIL STAFF REVIEW

### COMMUNITY DEVELOPMENT PROGRAM CHANGES – MICROENTERPRISE LOAN PROGRAM

#### PURPOSE OF

**WORK SESSION:** Review proposed guidelines for the Microenterprise Loan program

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#### ***Background***

As part of the Community Development Block Grant (CDBG) funding from the federal government, as well as City funds used for community development infill and revitalization projects, the City has developed programs that target specific actions, goals or objectives. For each of the programs, the City has developed program guidelines to specify the parameters for use of the funds in a given program. Changes to those program guidelines are approved by the Council.

#### ***Current Proposal***

The Administration is proposing the creation of a new program to be known as the Microenterprise Loan program (listed as the Microenterprise Accelerator program in the Annual Action Plan document). The program is intended to provide loans of between \$5,000 and \$20,000 to microenterprise owners for both training and direct business expenses. The program falls under Priority Objective #9 of the five-year Consolidated Plan adopted in May 2015. Priority Objective #9 is to stimulate economic growth and includes the Central Business District Revitalization program and the Ogden Business Exchange project.

#### *Microenterprise Loan Program Guidelines*

The Administration has identified a need for a loan program for microenterprises. A microenterprise is a commercial enterprise that has five or fewer employees with the owner being one of the employees. The loan program is designed to provide funding for both training and direct business expenses to the microenterprise. With training, the city would coordinate and designate training providers for the microenterprise owner. The loan amount would depend on funding need and availability and could be between \$5,000 and \$20,000. As proposed, the loan would need to be repaid if the microenterprise reaches \$250,000 in annual revenue within five years. The loan would need to be repaid at an interest rate of 5% for a term of five years. If this level of revenue is not reached within five years, the loan will be converted to a grant and no repayment would be required. Reporting requirements are also included in the proposed guidelines.



**OGDEN CITY COUNCIL TRANSMITTAL**

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**DATE:** March 16, 2016  
**TO:** Ogden City Council  
**THRU:** Mark Johnson, CAO  
**FROM:** Tom Christopoulos, CED Director  
**RE:** Microenterprise Loan Program  
**STAFF CONTACT:** Sara Meess, Business Development Project Coordinator  
**REQUESTED TIMELINE:** May 3, 2016  
**RECOMMENDATION:** Adoption of the Microenterprise Loan Program & Guidelines  
**DOCUMENTS:** Council Resolution  
Microenterprise Loan Program Guidelines

**RECEIVED**

**MAR 22 2016**

**OGDEN CITY  
COUNCIL OFFICE**

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**REGULATORY FRAMEWORK**

CDBG regulations define microenterprise as “a commercial enterprise that has five or fewer employees, one or more of whom owns the enterprise.” Microenterprise assistance activities meet the National Objective benefiting Low- to Moderate-Income (LMI) persons, benefitting a LMI Area, or benefitting a LMI Microenterprises owner. CDBG-eligible activities that support microenterprises can include financial support (both grants and/or loans), technical assistance, training, business services, and general support (e.g., counseling or childcare). The CDBG regulations allow for additional flexibility in microenterprise programs that serve.

**PROGRAM SUMMARY**

Ogden City Community & Economic Development has identified a need for a Microenterprise Loan Program (MLP) that will support microenterprises by providing funding for both intensive training and direct business expenses. The primary objective of the MLP is to facilitate the success of microenterprises in Ogden and to create economic opportunity for entrepreneurs. The value proposition for microenterprises is that training and technical assistance will be provided as part of the funding package, and other loan terms will be more flexible.

Although microenterprises are eligible to apply for funding through the City’s Small Business Loan Program and Central Business District Revitalization Program, the MLP will provide an added benefit by combining funding with training and technical assistance. Training and technical assistance are critical for microenterprises because they are often in the start-up phase and lack the experience and resources needed to succeed. The training portion of the MLP will be managed by an Ogden City designated training provider, while funding for business expenses will be administered in the same manner as Ogden City’s existing loan programs.

## **PROCEDURES**

The MLP will provide loans of up to \$20,000, of which at least 50% will be available for direct business expenses. The remaining loan funds will be allocated to training costs.

The portion of the loan allocated to direct business expenses is to be used primarily for working capital, including but not limited to product design, prototyping, patent applications, legal services, customer surveys, branding, and marketing.

The training portion of the loan will be provided by a training provider designated by Ogden City for each funding cycle. Designated training providers must be able to differentiate their programs from business services and support that are already available in Ogden. The training providers will offer intensive training, mentoring, and counseling services to a cohort of microenterprises. Additionally, providers may choose to focus on a specific industry cluster, such as the outdoor recreation industry, or target market, such as Spanish-speaking business owners.

Ogden City and the training provider will develop a joint application process for each MLP cycle. The selection process will be based on set criteria that promote Ogden City's economic development goals, is not discriminatory, and is open to the public. Once selected, each microenterprise will enter into a funding agreement with Ogden City.

The loan must be repaid if the microenterprise reaches \$250,000 in annual revenue within five years of entering into the funding agreement. Otherwise, the loan will convert to a grant. Microenterprises must submit financial statements and job creation reports to Ogden City.

## **FISCAL IMPACT**

No new funding is required for this program. Instead, up to \$200,000 in existing CDBG funding will be transferred from the Small Business Loan Program and Central Business District Revitalization program budgets to the MLP budget.

Due to the start-up nature of microenterprises, funding microenterprises is riskier than traditional small business lending. The program guidelines seek to mitigate that risk by keeping the loan amounts low (\$20,000 or less) and requiring that borrowers participate in an intensive training program. However, it should be noted that the program guidelines require repayment of the loan only if the microenterprise achieves a certain volume of annual revenue. If that level of revenue is not reached within five years, the loan will convert to a grant.

For further information please contact Sara Meess at (801) 629-8974.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE OGDEN CITY COUNCIL ADOPTING A MICROENTERPRISE LOAN PROGRAM**

**WHEREAS**, Ogden City has addressed the needs of small businesses by establishing a Small Business Loan Program in 2000, which provides financial assistance to small businesses that move to or expand in Ogden;

**WHEREAS**, Ogden City desires to continue stimulating economic growth and promoting Ogden City as a desirable place to start a business; and

**WHEREAS**, Ogden City has contemplated economic conditions, the success of the Small Business Loan Program, and CDBG funding levels, and recognizes the need to support microenterprises by providing funding for both intensive training and direct business expenses, which will be provided through a Microenterprise Loan Program; and

**WHEREAS**, the Ogden City Community & Economic Development Department has prepared guidelines for the Microenterprise Loan Program attached to this Resolution as Attachment A.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of Ogden City, Utah that the program guidelines for the Microenterprise Loan Program which are attached to this Resolution are hereby approved and adopted.

This Resolution shall become effective immediately upon its adoption.

**APPROVED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
CHAIR

ATTEST:

\_\_\_\_\_  
CITY RECORDER

APPROVED AS TO FORM: MS 3/10/16  
LEGAL DATE

## ATTACHMENT A

### MICROENTERPRISE LOAN PROGRAM (MLP), PROGRAM GUIDELINES

#### PRIMARY OBJECTIVES

- To benefit Ogden's Central Business District, to create and retain jobs, and/or to benefit LMI microenterprise owners through a Microenterprise Loan Program (MLP) that provides microenterprises with funding for both training and direct business expenses.
- To expand economic opportunity for entrepreneurs by improving access to financial and technical assistance during the start-up phase.

#### PROGRAM SUMMARY

- The MLP will provide small loans to microenterprises. The loans will assist microenterprises by combining funding with training and technical assistance. Training and technical assistance are critical for microenterprises because they are often in the start-up phase and lack the experience and resources needed to succeed. The training portion of the MLP will be managed by an Ogden City designated training provider, while funding for business expenses will be administered in the same manner as Ogden City's existing loan programs.

#### PROCEDURES

- The MLP will provide loans of up to \$20,000, of which at least 50% will be available for direct business expenses. The remaining loan funds will be allocated to training costs.
- Ogden City will designate a training provider for each funding cycle. Designated training providers must be able to differentiate their programs from other business services and support that are already available in Ogden. The training providers will offer intensive training, mentoring, and counseling services to a cohort of microenterprises. Additionally, providers may choose to focus on a specific industry cluster, such as the outdoor recreation industry, or target market, such as Spanish-speaking business owners.
- Ogden City and the training provider will develop a joint application process for each MLP cycle. The selection process will be based on set criteria that promote Ogden City's economic development goals, is not discriminatory, and is open to the public. Once selected, each participant will enter into a funding agreement with Ogden City. Ogden City may request additional information to assist with financial underwriting.
- The portion of the loan allocated to direct business expenses will be used for activities that meet HUD special economic development eligibility requirements. Examples of such activities include but are not limited to product design, prototyping, patent applications, legal services, customer surveys, branding, and marketing. Contracts of any type, including but not limited to construction or rehabilitation, may not be initiated until Ogden City approves and executes the funding agreement.

- Activities funded by CDBG-backed loans are subject to requirements outlined in 24 CFR Part 570, including the payment of prevailing wages for workers on construction projects.
- Participants must have a business location in Ogden City.

### LOAN TERMS

- Minimum loan amount: \$5,000
- Maximum loan amount: \$20,000
- Repayment requirement: If microenterprise reaches \$250,000 in annual revenue within five years of entering into the funding agreement, the loan must be repaid at an interest rate of 5% and a term of five years. Otherwise, the loan will convert to a grant.
- Reporting requirement: Microenterprise must submit quarterly financial statements and annual job creation numbers to Ogden City for five years after entering into the obligation, unless the microenterprise closes during that time.

### REQUIREMENTS FOR CDBG FUNDS

CDBG regulations define microenterprise as “a commercial enterprise that has five or fewer employees, one or more of whom owns the enterprise.” All commercial enterprises receiving CDBG assistance from Ogden City must be located in Ogden City.

- The program is intended to meet the National Objective of benefitting low- and moderate-income (LMI) persons through an Area Benefit, Job Creation, or Limited Clientele benefit categories:
  - The Area Benefit category applies when the microenterprise is located in an area with over 51% LMI population, and the LMI area benefits from the creation and growth of new businesses.
  - The Job Creation category applies when the microenterprise creates jobs for LMI persons. Jobs created by the microenterprise may be presumed to be LMI when the microenterprise is located within the NRSA.
  - The Limited Clientele benefit category applies when the microenterprise has an LMI owner. In this situation, the LMI owner receives a direct benefit.
- Eligible CDBG activities in support of microenterprise include financial support, technical assistance, training, and general support.



# City Council Work Session COUNCIL STAFF REVIEW

## **FY2016 BUDGET AMENDMENT (\$1,484,705)**

- *Recognize and Appropriate Loan Proceeds from Symphony Bank (Asset Area Control Program Revolving Loan (Major Grants - \$1,200,000)*
- *Recognize and Appropriate Additional Various Revenues (Grants, Interfund Transfers, Credit Card Rebates, etc. - General Fund - \$131,025)*
- *Recognize and Appropriate Revenue from UDOT Grant for Sidewalk and Bus Stop Pads (CIP Fund- \$103,680)*
- *Recognize and Appropriate Revenue from National Endowment for the Arts Grant (Misc. Grants Fund - \$50,000)*

## **PURPOSE OF**

**WORK SESSION:**      **To Review and Discuss a Proposed FY2016 Budget Amendment**

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### ***Executive Summary***

The Administration will present and review a proposed FY2016 Budget Amendment.

### ***Background***

During the fiscal year, the Council considers proposals for budget adjustments to allow for the following:

1. Entering grant or other special purpose revenues into the budget prior to expenditure.
2. Making mid-course corrections to avoid budget overruns.
3. Forwarding encumbrances from the previous fiscal year.
4. Other items dealing with special circumstances or opportunities.

The Uniform Fiscal Procedures Act for Utah Cities requires that a public hearing be held on all budget adjustments where the budget of one or more funds is increased. (Utah Code Ann. §10-6-127.) Notice of the public hearing must be given seven (7) days prior to the hearing. (Utah Code Ann. §10-6-113.)



# City Council Work Session

## COUNCIL STAFF REVIEW

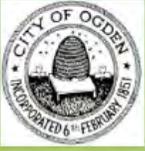
**March 8, 2016**

The Administration transmitted a request to amend the FY2016 Budget to recognize and appropriate proceeds from various sources. The proposed amendment also transfers funds within the CIP Fund.

***Proposal***

The proposed FY2016 Budget Amendment is summarized as follows:

Revenue	Amount	Appropriations
<b>General Fund</b>		
Fire Federal Grant	\$ 10,000	Shelter at Marshall White Center
Fund Balance	\$ 17,500	Emergency Management Supplies
Transfer from CIP	\$ 17,850	Repairs at Dino Park
Grant Revenues - State of Utah	\$ 1,000	Special Projects (Volunteer Supplies)
Credit Card Rebate	\$ 5,000	Increasing budget to match revenue
Building Permits	\$ 31,825	Credit card fees now expensed to Treasury
Civil Citations	\$ 2,500	Credit card fees now expensed to Treasury
Golden Hours Rentals	\$ 275	Credit card fees now expensed to Treasury
Court Fines & Forfeitures	\$ 23,225	Credit card fees now expensed to Treasury
Police Report Fees	\$ 1,425	Credit card fees now expensed to Treasury
Parks	\$ 1,650	Credit card fees now expensed to Treasury
Business Licenses	\$ 17,600	Credit card fees now expensed to Treasury
Animal Licenses	\$ 1,175	Credit card fees now expensed to Treasury
<b>Sub Total - General Fund</b>	<b>\$ 131,025</b>	
<b>CIP Fund</b>		
UDOT Grant	\$ 103,680	Sidewalks/Bus Stops (Washington Boulevard North of 2nd St.)
<b>Sub Total - CIP</b>	<b>\$ 103,680</b>	
<b>Miscellaneous Grants</b>		
National Endowment - Arts Grant	\$ 50,000	Ogden Arts Hub
<b>Sub Total - Misc. Grants</b>	<b>\$ 50,000</b>	
<b>Major Grants Fund</b>		
Symphony Bank Line of Credit	\$ 1,200,000	Asset Control Program
<b>Sub Total - Major Grants</b>	<b>\$ 1,200,000</b>	
<b>TOTAL</b>	<b>\$ 1,484,705</b>	



# City Council Work Session

## COUNCIL STAFF REVIEW

<b>Transfers in General Fund</b>		
General Fund Contingency	\$ 5,000	Fence at Jefferson Park
Juvenile Court Graffiti Program	\$ 5,000	Fence at Jefferson Park
<b>TOTAL</b>	<b>\$ 10,000</b>	

### *Questions*

1. Please review the proposed budget amendment.
2. Please explain why the credit card processing fees are treated as “revenue” for purposes of the budget amendment.
3. Explain the decision to expense all credit card fees from Treasury.

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**Council Staff Contact: Janene Eller-Smith, (801)629-8165**

## OGDEN CITY TRANSMITTAL

Date: March 4, 2016  
To: Ogden City Council  
From: Lisa Stout, Comptroller  
RE: BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS

Staff Contact: Lisa Stout, Comptroller, ext. 8713  
Recommendation: Set public hearing and adopt ordinance  
Documents: - Ordinance  
- Schedule A (Revenue)  
- Revenue Detail Schedule  
- Schedule B (Appropriations)  
- Appropriation Detail Schedule

### Executive Summary

This proposed action is to recognize the appropriations of new revenue or expected activities by Ogden City.

The City has been awarded an Emergency Management Performance Grant from the Utah Division of Public Safety in the amount of \$10,000 for emergency sheltering at the MWC. Additionally, the City has received grants in the amounts of \$17,500 to cover the wages of the emergency preparedness fire personnel. Due to this grant, which will now cover wages, the City is proposing an increase to the emergency supplies budget because funds are freed up as a result of the grant covering wages.

The City is also proposing a transfer from the Critical Contingency account in the CIP fund of \$17,850, to help cover necessary repairs to the Dino Park Education Building that resulted from water damage. Expenses exceeded the insurance payment for the damage.

The City has been awarded a grant of \$1,000 for a spontaneous volunteer program. The City is proposing appropriating this grant in the general fund to the special department supplies account in public services.

The City is proposing appropriating \$10,000 from the Non-Departmental budget to Public Services to help cover the cost of installing a security fence between Jefferson Park and Odyssey Elementary School on Grant Avenue and 33<sup>rd</sup> Street.

When the City pays vendors with the City credit card, it may earn a rebate for those transactions. Initially the City budgeted \$50,000 for this revenue in FY2016. When the rebate was received by the City, it was \$57,000. The City is proposing an increase to the credit card rebate revenue account of \$5,000 to help cover the cost associated with a recent computer security audit, software and equipment, to improve controls and infrastructure necessary for computer security.

The City accepts credit cards for the payment of multiple types of revenue. In prior periods the City has paid the credit card processing fees out of the revenue accounts associated with accepting credit cards, which reduced the revenue recognized by the City in the amount of the credit card processing fees. The City now recognizes credit card processing fees as an expense paid by the Treasury division. The revenue

increase proposed in various revenue accounts, totaling \$79,675 represents the amount of the processing fees expected in FY2016.

The City is proposing the recognition of an award from Utah Department of Transportation to help construct sidewalks and bus pads that currently don't exist, north of 2nd Street on Washington Boulevard. Matching funds of \$25,920 are budgeted in the City Sidewalk funds.

The City is proposing an appropriation for a National Endowment for the Arts Award intended to support the development of the Ogden Arts Hub. This grant will require a cash match of \$2,500 and in kind match of \$51,500. The cash match will come from existing arts budget and the in kind contribution will come from donated hours and wages.

The Asset Area Control records activities with HUD rehabilitated homes and construction in approved areas. The revenue account for investments into these properties through loan funds and cash receipts from the sale of these properties. During FY 2016 the City has two development areas, the Oak Den and Lincoln Cottages. The activity in the ACA program had grown significantly due to the additional development. The City is proposing an increase to this budget to allow for the increased activity with these construction costs and sales proceeds.

**Background**

Council action is required to appropriate.

**Proposal**

Review and adopt ordinance.

**Fiscal Impact**

An increase to the City Budget of \$1,484,705.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF OGDEN CITY AMENDING THE BUDGET FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 BY INCREASING THE ANTICIPATED REVENUES FOR A GROSS INCREASE OF \$1,484,705 FROM SOURCES AS DETAILED IN THE BODY OF THIS ORDINANCE; AND INCREASING THE APPROPRIATIONS FOR A GROSS INCREASE OF \$1,484,705 AS DETAILED IN THE BODY OF THIS ORDINANCE; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON POSTING AFTER FINAL PASSAGE.

WHEREAS, after due consideration, the Council of Ogden City has approved the proposed modifications as described herein.

**The Council of Ogden City hereby ordains:**

**SECTION 1.** Anticipated revenues, transfers and adjustments for the 2015-2016 budget altered, increased and decreased. The anticipated revenues, transfers and adjustments for the various funds of the 2015-2016 budget are hereby changed as hereinafter set forth, with net adjustments of \$1,484,705, as detailed in Schedule "A", which is attached hereto and made a part by reference.

**SECTION 2.** Appropriations from the 2015-2016 budget altered, increased and decreased. The appropriations for various funds of the 2015-2016 budget are herein altered, increased and decrease d by net adjustments of \$1,484,705, as follows:

Appropriations increased since June 30, 2015 as detailed in Schedule "B", which is attached hereto and made a part hereof by reference.

**SECTION 3.** Effective date. This ordinance shall become effective immediately upon posting after final passage.

**PASSED, ADOPTED AND ORDERED POSTED** by the Council of Ogden City, Utah, this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
CHAIR

ATTEST:

\_\_\_\_\_  
Tracy Hansen, City Recorder

Transmitted to the Mayor on \_\_\_\_\_

Mayor's Action:  Approved  Vetoed

\_\_\_\_\_  
Michael P. Caldwell, Mayor

ATTEST:

\_\_\_\_\_  
Tracy Hansen, City Recorder

Posting Date: \_\_\_\_\_

Effective Date: \_\_\_\_\_

Approved as to Form: \_\_\_\_\_  
Legal Date

**OGDEN CITY**  
**BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS**  
**REVENUE SCHEDULE**  
**SCHEDULE "A"**

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
<b><u>GENERAL FUND</u></b>		
FIRE FEDERAL GRANTS	1000-1-32011	\$ 10,000
BEGINNING FUND BALANCE	1000-1-83002	17,500
TRANSFER FROM CIP	1000-1-84001	17,850
MISCELLANEOUS GRANT & DONATIONS REVENUE	1000-1-37003	1,000
CREDIT CARD REBATE	1000-1-72018	5,000
BUILDING PERMITS	1000-1-22000	31,825
CIVIL CITATIONS	1000-1-53001	2,500
GOLDEN HRS CTR RENTAL CHGS	1000-1-43701	275
COURT FINES & FORFEITURES	1000-1-51000	23,225
POLICE REPORT FEES	1000-1-42102	1,425
PARKS	1000-1-43101	1,650
BUSINESS LICENSES	1000-1-21000	17,600
ANIMAL LICENSE	1000-1-23000	<u>1,175</u>
<b>SUB TOTAL GENERAL FUND</b>		<b>\$ <u>131,025</u></b>
<b><u>CIP FUND</u></b>		
UDOT FUNDS	4100-1-33002	<u>\$ 103,680</u>
<b>SUB TOTAL CIP FUND</b>		<b>\$ <u>103,680</u></b>
<b><u>MISCELLANEOUS GRANTS</u></b>		
NATIONAL ENDOWMENT FOR THE ARTS GRANT	7120-1-32015	<u>\$ 50,000</u>
<b>SUB TOTAL MISCELLANEOUS GRANTS FUND</b>		<b>\$ <u>50,000</u></b>
<b><u>MAJOR GRANTS FUND</u></b>		
SYMPHONY BANK LOAN PROCEEDS	7130-1-44103	<u>\$ 1,200,000</u>
<b>SUB TOTAL MAJOR GRANTS FUND</b>		<b>\$ <u>1,200,000</u></b>
<b>TOTAL REVENUE BUDGET</b>		<b>\$ <u><u>1,484,705</u></u></b>

OGDEN CITY  
 BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS  
 REVENUE DETAIL SCHEDULE

<u>Item Title</u>	<u>Description</u>	<u>Amount</u>
<b>GENERAL FUND</b>		
FIRE FEDERAL GRANTS	2015 Emergency Management Performance Grant. To be used for sheltering at MWC.	\$ 10,000
BEGINNING FUND BALANCE	To fund Emergency Management Supplies, due to grants received to cover \$17,500 in wages.	17,500
TRANSFER FROM CIP	Transfer from CIP Critical Contingency account to help cover the repairs to the Dino Park Education Building that resulted from water damage. Expenses exceeded the insurance payment.	17,850
MISCELLANEOUS GRANT & DONATIONS REVENUE	Utah Commission on Service and Volunteerism award to complete a Spontaneous Volunteer Management Plan.	1,000
CREDIT CARD REBATE	The City earns a rebate for payments made on the City credit card. The rebate earned in FY16 was greater than the budget. The City would like to appropriate this additional revenue to help cover the expenses associated with a computer security audit, addition software and equipment.	5,000
BUILDING PERMITS	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	31,825
CIVIL CITATIONS	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	2,500
GOLDEN HRS CTR RENTAL CHGS	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	275
COURT FINES & FORFEITURES	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	23,225
POLICE REPORT FEES	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	1,425
PARKS	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	1,650
BUSINESS LICENSES	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	17,600
ANIMAL LICENSE	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.	1,175
<b>SUB TOTAL GENERAL FUND</b>		<b>\$ 131,025</b>

**OGDEN CITY**  
**BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS**  
**REVENUE DETAIL SCHEDULE**

<u>Item Title</u>	<u>Description</u>	<u>Amount</u>
<b><u>CIP FUND</u></b>		
UDOT FUNDS	Utah Transit Authority Grant Agreement. To be used towards sidewalks and bus pads that currently don't exist and are located North of 2nd Street on Washington Boulevard. Matching funds of \$25,920 are budgeted in the City Sidewalk funds.	\$ 103,680
<b>SUB TOTAL CIP FUND</b>		<b>\$ 103,680</b>
<b><u>MISCELLANEOUS GRANTS</u></b>		
NATIONAL ENDOWMENT FOR THE ARTS GRANT	Award to support the Ogden Arts Hub. This grant will require a cash match of \$2,500 and in kind match of \$51,500. The cash match will come from existing arts budget and the in kind contribution will come from donated hours and wages.	\$ 50,000
<b>SUB TOTAL MISCELLANEOUS GRANTS FUND</b>		<b>\$ 50,000</b>
<b><u>MAJOR GRANTS FUND</u></b>		
ASSET AREA CONTROL PROGRAM	The Asset Area Control records activities with HUD rehabilitated homes and construction in approved areas. The expenditures account for investments into these properties through revolving loan funds. The activity accounted for in this program increased significantly due to the Oak Den and Lincoln projects being completed by Neighborhood Development.	\$ 1,200,000
<b>SUB TOTAL MAJOR GRANTS FUND</b>		<b>\$ 1,200,000</b>
<b>TOTAL REVENUE BUDGET</b>		<b>\$ 1,484,705</b>

OGDEN CITY  
 BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS  
 APPROPRIATION SCHEDULE  
 SCHEDULE "B"

<u>Account Title</u>	<u>Account Number</u>	<u>CIP #</u>	<u>Amount</u>
<b><u>GENERAL FUND</u></b>			
EMERGENCY MANAGEMENT EQUIPMENT	1000-1-02-400400-32001		\$ 10,000
OTHER OPERATING SUPPLIES	1000-1-02-400400-12208		17,500
BUILDING MATERIAL SUPPLIES	1000-1-05-850206-12302		17,850
SPECIAL SUPPLIES - PROJECTS	1000-1-01-850100-12204		1,000
CONTINGENT	1000-1-01-300300-14412		(5,000)
JUVENILE CRT-GRAFFITI PROG	1000-1-01-300300-14601		(5,000)
SAFETY TOOLS & EQUIPMENT	1000-1-05-850206-12211		10,000
PROFESSIONAL AND TECH	1000-1-01-200100-13406		5,000
CREDIT CARD FEES	1000-1-01-200400-13410		<u>79,675</u>
<b>SUB TOTAL GENERAL FUND</b>			<b>\$ <u>131,025</u></b>
<b><u>CIP FUND</u></b>			
CRITICAL PROJECT CONTINGENCY	4100-1-01-300300-14415		\$ (17,850)
INTERFUND TRANSFER	4100-1-09-300200-41000		\$ 17,850
CITY/CITIZEN SIDEWALK	4100-1-03-855203-33001	EN004	<u>\$ 103,680</u>
<b>SUB TOTAL CIP FUND</b>			<b>\$ <u>103,680</u></b>
<b><u>MISCELLANEOUS GRANTS</u></b>			
DIRECT PROJECT COSTS - NEA GRANT	7120-1-05-550650-14411		<u>\$ 50,000</u>
<b>SUB TOTAL MISCELLANEOUS GRANTS FUND</b>			<b>\$ <u>50,000</u></b>
<b><u>MAJOR GRANTS FUND</u></b>			
ASSET AREA CONTROL PROGRAM	7130-1-06-550421-14601		<u>\$ 1,200,000</u>
<b>SUB TOTAL MAJOR GRANTS FUND</b>			<b>\$ <u>1,200,000</u></b>
<b>TOTAL APPROPRIATIONS</b>			<b>\$ <u><u>1,484,705</u></u></b>

OGDEN CITY  
 BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS  
 APPROPRIATION DETAIL SCHEDULE

<u>Item Title</u>	<u>Description</u>	<u>Amount</u>
<b>GENERAL FUND</b>		
Fire	EMERGENCY MANAGEMENT EQUIPMENT	2015 Emergency Management Performance Grant. To be used for sheltering at MWC.
\$		10,000
Fire	OTHER OPERATING SUPPLIES	To fund Emergency Management Supplies, due to grants received to cover \$17,500 in wages.
\$		17,500
Public Services	BUILDING MATERIAL SUPPLIES	Transfer from CIP Critical Contingency account to help cover the repairs to the Dino Park Education Building that resulted from water damage. Expenses exceeded the insurance payment.
\$		17,850
Public Services	SPECIAL SUPPLIES - PROJECTS	Utah Commission on Service and Volunteerism award to complete a Spontaneous Volunteer Management Plan.
\$		1,000
Public Services	CONTINGENT	The City has a contingency fund for unexpected expenditures that arise during the year. \$5,000 is the remaining balance. The City would like to appropriate this to public services to help cover the cost of a security fence at Jefferson Park.
\$		(5,000)
Public Services	JUVENILE CRT-GRAFFITI PROG	The City has a contract with the State Juvenile Courts to provide graffiti removal. The City has \$24,000 remaining in this budget and is estimating that there is \$5,000 that could be appropriated to public services to help cover the cost of a security fence at Jefferson Park.
\$		(5,000)
Public Services	SAFETY TOOLS & EQUIPMENT	The City is going to install a security fence at Jefferson Park, between the park and the school next to the park.
\$		10,000
Management Services	PROFESSIONAL AND TECH	The City earns a rebate for payments made on the City credit card. The rebate earned in FY16 was greater than the budget. The City would like to appropriate this additional revenue to help cover the expenses associated with a computer security audit, addition software and equipment.
\$		5,000
Management Services	CREDIT CARD FEES	Credit Card processing fees are now being recognized as an expense to Treasury instead of being netted against revenue.
\$		79,675
<b>SUB TOTAL GENERAL FUND</b>		<b>\$ 131,025</b>
<b>CIP FUND</b>		
Non-Departmental	CRITICAL PROJECT CONTINGENCY	Transfer from CIP Critical Contingency account to help cover the repairs to the Dino Park Education Building that resulted from water damage. Expenses exceeded the insurance payment.
\$		(17,850)
Non-Departmental	INTERFUND TRANSFER	Transfer from CIP Critical Contingency account to help cover the repairs to the Dino Park Education Building that resulted from water damage. Expenses exceeded the insurance payment.
\$		17,850
Public Services	CITY/CITIZEN SIDEWALK	Utah Transit Authority Grant Agreement. To be used towards sidewalks and bus pads that currently don't exist and are located North of 2nd Street on Washington Boulevard. Matching funds of \$25,920 are budgeted in the City Sidewalk funds.
\$		103,680
<b>SUB TOTAL CIP FUND</b>		<b>\$ 103,680</b>

OGDEN CITY  
 BUDGET OPENING - FY 2016 UDOT GRANT, NEA GRANT, ACA BUDGET AND VARIOUS  
 APPROPRIATION DETAIL SCHEDULE

<u>Item Title</u>	<u>Description</u>	<u>Amount</u>
<b>MISCELLANEOUS GRANTS</b>		
Community and Economic Development	DIRECT PROJECT COSTS - NEA GRANT	Award to support the Ogden Arts Hub. This grant will require a cash match of \$2,500 and in kind match of \$51,500. The cash match will come from existing arts budget and the in kind contribution will come from donated hours and wages.
		\$ 50,000
<b>SUB TOTAL MISCELLANEOUS GRANTS FUND</b>		<b>\$ 50,000</b>
<b>MAJOR GRANTS FUND</b>		
Community and Economic Development	ASSET AREA CONTROL PROGRAM	The Asset Area Control records activities with HUD rehabilitated homes and construction in approved areas. The expenditures account for investments into these properties through revolving loan funds. The activity accounted for in this program increased significantly due to the Oak Den and Lincoln projects being completed by Neighborhood Development.
		\$ 1,200,000
<b>SUB TOTAL MAJOR GRANTS FUND</b>		<b>\$ 1,200,000</b>
<b>TOTAL APPROPRIATIONS</b>		<b>\$ 1,484,705</b>



# City Council Work Session COUNCIL STAFF REVIEW

## **PUBLIC ARTS PROGRAM**

- *Repealing Percent for Arts Program*
- *Adopting New Public Arts Program*
- *Amending Various Ordinances to Align with New Public Arts Program*

## **PURPOSE OF**

**WORK SESSION:**      **To Review and Discuss Proposed Changes to the Ogden Municipal Code Relating to the New Public Arts Program**

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### *Executive*

#### *Summary*

Representatives from the Administration and the City Attorney's Office will review proposed changes to the Ogden Municipal Code effecting changes in the Public Arts Program.

### *Background*

#### **Percent for Arts Program**

##### **March 4, 1997**

The City Council adopted Ordinance 97-18 establishing a new city code section requiring that one percent (1%) of the City's construction projects be set aside for art. Art funds were to be expended based on Art Advisory Committee recommendations. Responsibility for management of the arts program was placed with the Management Services Director.

##### **October 2000**

The City's first Arts Master Plan was completed by Jerry Allen and Associates, a consultant hired to complete the work.

##### **April 3, 2001**

The City Council adopted Ordinance 2001-24 which made amendments to the Percent for Arts Ordinance to clarify definitions, provide for pooled funds, and implement portions of the Arts Master Plan.

##### **2002-2007**

The Percent for Arts Ordinance was amended four times between 2002 and 2007 with various amendments, including transferring management



# City Council Work Session

## COUNCIL STAFF REVIEW

responsibilities to Public Services and exempting BDO from the Percent for Arts requirements. The Percent for Arts Ordinance had a sunset date of February 1, 2010.

### **January 2014**

Representatives from CED and the City Attorney's Office, met with Council staff to discuss proposed changes that would be recommended with the FY2015 Budget. The Administration indicated it was their intent to terminate the outside contract with Ogden City Arts and reestablish management and oversight of City art programs under CED. CED outlined the intent to revamp the program to bring it back into alignment with City goals and objectives. After some discussion, the group outlined several action items:

1. Arts Grants
  - a. Review and revise the arts grants process
  - b. Align the recommendations from arts committee and administration
  - c. Complete funding for FY2014 projects
2. Arts Committee
  - a. Reestablish City management/oversight
  - b. Establish clear policies, procedures and expectations
  - c. Amend current committee ordinance
  - d. Begin work on Arts Master Plan
3. CIP/Percent for Arts Ordinance
  - a. Review existing policies and procedures
  - b. Amend ordinance
    - i. Align with existing practices/procedures (or change to preferred practices/procedures)
    - ii. Clarify policy issues
      1. What's the appropriate level of funding
      2. What is funding source(s)
      3. Should there be limits on funding amounts
      4. Consider separating "building" projects from "pooled-fund" projects
    - iii. Review funding levels, applications
    - iv. Review funding process



# City Council Work Session

## COUNCIL STAFF REVIEW

- v. Review Council approval process, incorporating Arts Master Plan

### **September 1, 2015**

The Council adopted Ordinance 2015-41 which amended Title 3 Chapter 16 of the Ogden Municipal Code to reflect changes in the governance of the City's arts programs. Among other things, the amendments clarified the role of the Arts Committee, modified the arts grants funding process, and outlining a new process for identifying and appropriating funds for Percent for Arts projects. (These changes addressed the first two items listed above.)

### **March 9, 2016**

The Council Office received an Administrative Transmittal requesting the Council adopt changes to the City's art program and other related ordinances.

### ***Proposal***

The Administration is proposing repealing the existing Title 4 Chapter 1C of the Ogden Municipal Code and replacing it with a new Title 4 Chapter 1C to reflect changes in the City's Public Arts Program.

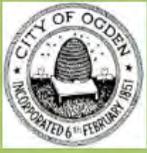
The Administration is also proposing changes to various other sections of the Ogden Municipal Code to reflect changes in management responsibilities, reporting requirements, and funding sources for the Public Arts Program.

A summary of the proposed Title 4 Chapter 1C follows:

#### **4-1C-1 Purpose**

Sets forth the purposes of the ordinance:

- To public art for Ogden citizens
- To promote economic benefits through enhanced public spaces
- To implement the new Master Plan for Arts and Culture
- To foster a thriving arts environment
- To support the urban design quality of the City



# City Council Work Session

## COUNCIL STAFF REVIEW

### **4-1C-2 Definitions**

Sets forth various definitions used in the ordinance including:

- Art (all forms of original artistic creations)
- Artist (person or entity paid with public art funds)
- Ephemeral Art (temporary)
- Major Public Project (construction project with structural or landscaping components with notable visual impact)
- Ogden City Arts (Advisory Committee)
- Public Arts Project (Art funded with public funds)

### **4-1C-3 Public Arts Projects**

Identifies source of funds for public arts projects.

### **4-1C-4 Public Arts Fund**

Established a specific account for public arts funds, including maintenance.

### **4-1C-5 Encumbering the Public Arts Fund**

Establishes a process for funding public arts projects.

- Arts projects will be proposed with the annual Capital Improvement Plan and include
  - ✓ A project description with map
  - ✓ A description of how the goals and objectives of the City's Master Plan for Arts and Culture is accomplished
  - ✓ A Schedule
  - ✓ Costs
  - ✓ Other information as needed
  - ✓ Ability of the project to be relocated, if necessary
  - ✓ City contact
- Planning Commission will review
  - ✓ Consistency with City General Plan
  - ✓ Site Plan
  - ✓ Any interference with existing easements, utilities, etc.
- Planning Commission will report its recommendations to the City Council



# City Council Work Session

## COUNCIL STAFF REVIEW

### **4-1C-6 Limitations on Arts Projects Development**

- Proposed Arts Projects will be submitted to the Council in January for consideration in the annual budget process
- Mayor may recommend projects throughout the year
- City Council must approve arts fund expenditures or expenditures for private donors
- Art projects over \$5,000 from Private donors must provide a statement
  - ✓ Identifying the project and purpose of the donation
  - ✓ Identifying the total value of the donation
  - ✓ Identifying date and good or services being donated
  - ✓ Certifying the donation is voluntary
  - ✓ Certifying the donation is made without condition

### **4-1C-7 Section and Placement of Art**

- All public arts must be placed on City or RDA property
- Mayor has final decision on selection of artists, art and placement
- Council receives notice of selected artist and art

A summary of the proposed changes to other related titles follows:

### **2-4-13 Department of Community and Economic Development**

- Places responsibility for arts advisory committee and the Public Arts Program in CED

### **3-16-6 Public Arts Program Administration**

- Changes name from “Percent for Art” to “Public Arts Program”
- Requires annual report to Council by November 1
- Defines Ogden City Arts Advisory Committee responsibilities regarding art projects

### **4-1B-1 Definitions**

- Clarifies that Public Arts Projects are not capital improvement projects



# City Council Work Session

## COUNCIL STAFF REVIEW

### **4-3A-7.H Real Property; Conveyance of DDOU Property**

- Provides \$35,000 annual contribution of DDOU (BDO) Lease Revenue for funding art projects

### **9-1-6.J Water Use and Services: Rates and Billing**

- Provides \$40,000 annual contribution from Water Utility

### **9-5-3.B Sewer Fees and Charges: Rates and Charges**

- Provides \$15,000 annual contribution from Sanitary Sewer Utility
- Provides \$10,000 annual contribution from Storm Sewer Utility

In additions to the proposed Ordinance changes, the Administration will adopt an Administrative policy to implement the Public Arts Program.

### ***Questions***

1. Please explain the purpose for the proposed ordinance changes.
2. Please review the major changes in the proposed ordinances.
3. Please review the process for funding art projects in the FY2017 budget, and then the process for future budgets.

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**Board Staff Contact: Janene Eller-Smith, (801)629-8165**

## Ogden City Council Transmittal

Date: February 19, 2016  
To: Ogden City Council  
From: Mark Johnson, CAO  
RE: Percent for Arts Program

Staff Contact: Christy McBride  
Mark Stratford

Requested Timeline:  
Recommendation: Adoption of Ordinance  
Documents: Proposed Ordinances  
Draft Administrative Policy

### Background

Since at least 2001, the city has set aside one percent (1%) of the cost of most capital improvement projects for the creation of public art. This program is known as Percent for Arts. Some of the projects funded by Percent for Arts include sculptures and art at the Junction, in the municipal building, on the Ogden River Parkway, at the airport and at the public services building.

The proposed ordinance makes significant changes to the administration of the public arts program to better reflect how funds are being used, to provide the city council with the opportunity to have more meaningful input into proposed works of art and to allow the arts program to provide more opportunity for community engagement with arts projects.

The ordinance authorizes the appropriation of up to \$100,000 annually, beginning in FY2017 to fund public art projects. A modified funding model will provide more stability for the public arts program.

### Proposal

Ogden City's current Percent for Arts ordinance directs that 1% of each capital project is set aside for public art. It was written with the apparent expectation that most public art would be installed as part of the capital project providing the funds for a public building. Examples of this can be found at the airport and at the new fire station. The ordinance also provides that unused funds are to be set aside in a pooled account. Experience has shown that the nature of many capital projects do not lend themselves to installation of art. As a result, more and more art has been funded through the pooled account.

Another challenge with the current ordinance is that the city council does not have an opportunity to provide input on public art projects until after an artist has been selected

and a final design has been chosen. At that time, the council's thoughts and ideas are generally not able to be incorporated into the final project. In addition, because capital project funding can vary significantly from year to year, and because the pooled fund has become more important to the completion of new projects, it is difficult to forecast the number and scope of new projects.

The proposed ordinances clarify how the public arts program will operate going forward by reconfiguring the process for selecting art and providing a stable funding model. Instead of tying art to a specific project, the director of community and economic development (generally through the Arts Coordinator) will solicit ideas for public arts projects as part of the annual capital improvement plan and budgeting process. Ideas can be proposed by the director having charge over a capital project or public space and by other individuals who may be interested in the creation of public art in a public space. The definition of public art is being expanded to include the possibility of an art project that will not remain permanently in place. Another type of project is the major renovation of existing public art. Although a maintenance fund exists to care for public art, in cases where significant work is required this fund could be exhausted for a single project and there would be no money left to take care of other works.

Proponents of a project who want to move forward will be required to prepare an information statement to describe the location of the art, the general idea of what the art will include, and a budget for the proposed project. Sometime in about November or December, these statements will be taken to a newly created arts subcommittee who will review and rank all of the proposed projects and propose which projects should be funded in the upcoming fiscal year. This information will be provided to the mayor who will submit a proposed plan to the council and planning commission in mid-January. Although all of the proposed project statements will be provided to the council, there is no guarantee as to the number that will be recommended for funding.

After the planning commission has reviewed the proposed projects, the city council will determine which projects to fund as part of the annual budget. As a result, the council will have the ability to determine if the use of money set aside in the public arts project fund for any of the projects is justified. At this point in the process, the projects will have been described – but there will not be any specific portrayal of what the art will look like. After funding has been approved, the arts design subcommittee will work with Arts Coordinator to seek out potential artists and designs following the city's purchasing policies. Between three and five proposals will be submitted to the mayor for final approval of a selected artist.

The public arts project fund will be provided with an annual increase of up to \$100,000. Of this amount, \$2,500 is proposed to be put into a maintenance account and the remainder can be used for approved projects. There is no requirement to spend the entire amount each year, and funds can be carried over from year to year if a more expensive project is anticipated in the future. Stability in annual funding is proposed to come from a set amount of money being allocated each year from BDO lease revenue and from the water, sanitary sewer and storm sewer enterprise funds rather than relying on 1% of the

approved CIP projects. The amount contributed from the enterprise funds is in lieu of the existing percent for arts program, but is still intended to be in line with the base level of capital projects that are planned over time. Annual funding is proposed as follows:

BDO lease revenue line item:	\$ 35,000
Water Utility (not to exceed):	\$ 40,000
Sanitary Sewer Utility (not to exceed):	\$ 15,000
Storm Sewer Utility (not to exceed):	<u>\$ 10,000</u>
Total:	\$100,000

This level of funding would correlate with about \$4 million in water projects, \$1 million in sanitary sewer projects and \$1.5 million in storm sewer projects each year. These amounts are consistent with the adopted utility master plans, the current capital improvement plan and the comprehensive financial sustainability model prepared by the city's financial advisor. The total represents a slight increase over the 8 year average of annual contributions to the percent for arts program since 2009, as shown on the sheet attached to this transmittal. The increase is made up for from BDO lease revenue.

### **Fiscal Impact**

Although the funding proposal will provide more stability from year to year, the total expenditures for art will be roughly equivalent to funds that would have been allocated through the percent for arts program. As a result the fiscal impact will be negligible.

Annual Percent for Arts Funding

	<u>FY 2008</u>	<u>FY 2009</u>	<u>FY 2010</u>	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2013</u>	<u>FY 2014</u>	<u>FY 2015</u>	<u>FY 2016</u>	<u>Total</u>	<u>9 Yr Avg</u>	<u>8 Yr Avg</u>
CIP	\$ 16,270	\$ 27,627	\$ 9,750	\$ 16,239	\$ 16,250	\$ 14,554	\$ 44,676	\$ 50,518	\$ 15,800	\$ 211,684	\$ 23,520	\$ 24,427
Water	\$ 492,575				\$ 2,200	\$ 75,152	\$ 189,964	\$ 53,550	\$ 62,335	\$ 875,776	\$ 97,308	\$ 47,900
Sanitary Sewer	\$ 25,500				\$ 15,150	\$ 20,812	\$ 68,624			\$ 130,086	\$ 14,454	\$ 13,073
Storm Sewer	\$ 3,175				\$ 6,000	\$ 6,535	\$ 13,085	\$ 7,070	\$ 8,590	\$ 44,455	\$ 4,939	\$ 5,160
Airport	\$ 500		\$ 500		\$ 500					\$ 1,500	\$ 167	\$ 125
Golf								\$ 2,273	\$ 2,020	\$ 4,293	\$ 477	\$ 537
	<u>\$ 538,020</u>	<u>\$ 27,627</u>	<u>\$ 10,250</u>	<u>\$ 16,239</u>	<u>\$ 40,100</u>	<u>\$ 117,053</u>	<u>\$ 316,349</u>	<u>\$ 113,411</u>	<u>\$ 88,745</u>	<u>\$ 1,267,794</u>	<u>\$ 140,866</u>	<u>\$ 91,222</u>
Percent for Arts	\$ 532,640	\$ 27,351	\$ 10,148	\$ 16,077	\$ 39,699	\$ 115,882	\$ 313,186	\$ 112,277	\$ 87,858	\$ 1,255,116	\$ 139,457	\$ 90,310
Arts Maintenance	\$ 5,380	\$ 276	\$ 103	\$ 162	\$ 401	\$ 1,171	\$ 3,163	\$ 1,134	\$ 887	\$ 12,678	\$ 1,409	\$ 912
	<u>\$ 538,020</u>	<u>\$ 27,627</u>	<u>\$ 10,250</u>	<u>\$ 16,239</u>	<u>\$ 40,100</u>	<u>\$ 117,053</u>	<u>\$ 316,349</u>	<u>\$ 113,411</u>	<u>\$ 88,745</u>	<u>\$ 1,267,794</u>	<u>\$ 140,866</u>	<u>\$ 91,222</u>

<b>OGDEN CITY POLICY</b> <b>Office of the Mayor</b>	Policy No:
	Page: 1 of 2
Subject: PUBLIC ARTS PROGRAM REGULATIONS	Effective Date: _____, 20____
Department: Community and Economic Development	Reviewed by:
Division:	Review Date:
Authorized Signature: <span style="float: right;">Michael P. Caldwell, Mayor</span>	

**1800-1: [PURPOSE:]**

The purpose of this policy is to establish guidelines for the implementation of the Public Arts program established in Title 4 Article 3A of the municipal code.

**1800-2: [POLICY:]**

It is the policy of the city to follow the process provided herein prior to the initiation of a public art project.

**1800-3: [RESPONSIBILITIES:]**

The Ogden City arts coordinator (Coordinator), under the direction of the community and economic development director (Director), shall be responsible for carrying out the provisions of this policy.

**1800-4: [PROCEDURES:]**

- A. Each fiscal year, in conjunction with the preparation of the city's annual budget, the Coordinator shall solicit requests for potential public art projects, from:
  1. Department directors supervising the construction of major public projects for art that may be incorporated into such projects;
  2. Department directors who are responsible for the management or operation of public facilities or grounds for art that may be appropriately incorporated into such facilities or grounds or for the renovation of existing art in or on such facilities or grounds that can no longer be preserved through ordinary maintenance;
  3. Other individuals or entities for public arts projects that are consistent with the currently adopted art master plan.

- B. In addition to requests for new public arts projects, the Coordinator shall review the inventory of existing public art projects to determine whether major renovation or repair of art requiring expenditures in excess of funds reasonably available from the art maintenance account are required.
- C. After identifying potential public arts projects in subsections A and B, the Coordinator shall work with the project proponent to complete an information statement, as required by the public arts program ordinance for each potential project. In addition, if the proponent is not also responsible for ongoing maintenance of the art or the public space where the art is located, the Coordinator will work with the person who has charge over the space to determine if the project is appropriate for the space.
- D. After information statements have been completed for each potential public arts project, the Coordinator shall work with the Ogden City arts review subcommittee to rank the potential public arts projects based on available money in the public arts fund, consistency with the arts master plan, and the urgency of completing a project at a particular time.
- E. The Ogden City arts coordinator shall submit each of the information statements together with the recommendations of the Ogden City arts review subcommittee to the community and economic development director for the director's review.
- F. The Director shall submit a final list of proposed public arts projects to the Mayor and the Mayor shall provide the list of potential projects, together with the ranking of the projects, to the City Council and Planning Commission no later than the third Wednesday of January each year.
- G. After the City Council has funded a public art project, the Coordinator shall work with the Ogden City arts design subcommittee to define the project, the project timeline, and select potential artists as provided in Section 3-16-6.B. of the municipal code.
- H. The Coordinator shall, on a regular basis, inspect existing public arts projects and determine the scope and timing of maintenance for each piece of public art. When maintenance is required, the Coordinator shall coordinate with other city departments to perform the work or shall follow the city purchasing policy if resources outside of the city are required to perform the maintenance. Funds from the arts maintenance account shall be used to reimburse city departments for the cost of materials or supplies used as part of the maintenance activity.
- I. If art associated with any public arts project is on property proposed to be transferred to private ownership, demolished, or substantially modified in a way that will affect the art or public access to the art, the director of community and economic development, or the director's designee:
  - 1. Shall take such steps as are necessary to remove the art and either relocate the art or preserve the art for relocation at a later date;
  - 2. May use funds from the public art maintenance account to complete that task prior to the conveyance or commencement of work; and
  - 3. Shall, if the public art cannot be removed or relocated, document the art and preserve a record of the public art.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF OGDEN CITY, UTAH, AMENDING THE OGDEN MUNICIPAL CODE BY AMENDING TITLE 4 BY REPEALING ARTICLE C PERCENT FOR ART; BY AMENDING TITLE 4 BY ADOPTING A NEW ARTICLE C TO ESTABLISH THE PUBLIC ART PROGRAM; AND BY PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON POSTING AFTER FINAL PASSAGE.

The Council of Ogden City hereby ordains:

SECTION 1. Article repealed. Article C of Title 4, Section 1 of the Ogden

Municipal Code is hereby repealed and readopted to read and provide as follows:

**[ARTICLE C. PERCENT FOR ART]**

**4-1C-1: [PURPOSE:]**

~~Believing in the value that public art adds to the community, the city council declares it to be a policy of the city that a portion of the city's appropriations for capital improvements be set aside for the integration of art into the basic design of public facilities and the acquisition of art. This article is enacted and intended for the purpose of establishing general policies and procedures related to public art funded by the city. It is intended that this policy:~~

- ~~A. Provide opportunities for the citizens of Ogden to experience public art resulting from the creative expression of artists;~~
- ~~B. Promote economic benefits from increased tourism and increased retail activity through the enhancement of public spaces;~~
- ~~C. Implement the public art master plan for the city, including, but not limited to, projects funded under the provisions of this article;~~
- ~~D. Foster within the city an environment where the arts can thrive and become an integral part of the city's infrastructure; and~~
- ~~E. Support and lend expertise to the efforts of the mayor, city council and planning commission to enhance the urban design quality of the city.~~

**4-1C-2: [DEFINITIONS:]**

~~For the purposes of this article, unless the context indicates otherwise, words and~~

~~phrases used in this article are defined as follows:~~

~~ART: For the purposes of this article, means all forms of original creations of visual arts, which may be integrated into public works projects, including, but not limited to:~~

~~A. Design work provided by the artist to be incorporated into the construction project, including, but not limited to:~~

- ~~1. Interior or exterior surfaces, fixtures and functional elements;~~
- ~~2. Outdoor space design elements in areas such as plazas, arcades, and pedestrian passageways;~~
- ~~3. Artistic design of roadways, parkways, pedestrian or bicycle paths or ways, transit system improvements, water and wastewater facilities, garbage transfer stations, and sites with historic, archeological, and unique geological features.~~

~~B. Forms of visual art such as, but not limited to:~~

- ~~1. Sculpture: in the round, bas-relief, high relief, mobile, fountain, environmental, kinetic, electronic, etc., in any material or combination of materials;~~
- ~~2. Painting: all media, including portable and permanently affixed works such as murals and frescoes;~~
- ~~3. Photography, filmmaking;~~
- ~~4. Graphic arts: printmaking, drawing, and calligraphy;~~
- ~~5. Art forms in clay, fiber and textiles, wood, metal, plastics, glass, mosaics and other materials; and~~
- ~~6. Mixed media: any combination of forms or media.~~

~~C. Other categories or new technologies that may develop through artistic pursuit such as computer/audio/video generated work, use of lasers, etc.~~

~~CONSTRUCTION PROJECT: Any capital project approved by the city council as part of the capital improvements plan, managed by the city or its constituent departments, and paid for wholly, or in part, by the city. When other entities contribute funds for such construction, the public art allocation will apply to the entire project appropriation, unless the other entity's share of the public art allocation is specifically disallowed by the outside entity through a contract, granting guidelines or legal requirement. Until July 1, 2007, "construction project" shall not include capital projects applicable to the development of business depot Ogden (the former DDOU). Beginning July 1, 2007, "construction project" shall include capital projects applicable to the development of business depot Ogden (the former DDOU) to the extent the capital project is funded by monies not subject to contractual obligations restricting the use of such revenue sources for such purpose.~~

~~ELIGIBLE FUND: The source fund for construction projects designated and appropriated for works of art under this article.~~

~~MAJOR PUBLIC PROJECT: Any construction project with structural or landscaping components that will have a significant or noticeable visual impact on the public when viewed from any public street, sidewalk, park, or other public grounds, including the construction, reconstruction, or remodeling of buildings, decorative or commemorative structures, parking facilities, bridges, viaducts, pedestrian overpasses, new streetscape designs, bikeways, trails, above grade utility facilities, or parks improvements.~~

~~OGDEN CITY ARTS: The advisory committee established in title 3, chapter 16 of this code.~~

~~PUBLIC ART PROJECT: Any construction project including art in its design that is funded by an art appropriation under this article, or any other real property, buildings, structures, or facilities designated to be the location of art that is funded by an art appropriation under this article.~~

#### **4-1C-3: [FUNDS FOR ART:]**

- ~~A. Percentage: The city shall expend, as a nondeductible item from any monies appropriated for construction projects, an amount equal to one percent (1%) of such appropriations for the integration, acquisition, and installation of art. All requests for appropriation for construction projects from eligible funds shall include an amount equal to one percent (1%) of the estimated cost of such project for art. Such funds shall be expended by the city upon recommendations of the advisory committee.~~
  
- ~~B. Maintenance: In addition to the costs of art, such appropriation may be used to provide expenses for the anticipated maintenance costs for the work of art. The maintenance costs shall not exceed ten percent (10%) of each such appropriation for art. The maintenance funds shall be transferred to a separate, interest bearing account and may be aggregated for the purpose of creating a maintenance endowment.~~
  
- ~~C. Use Of Funding For Other Projects: If the mayor, upon recommendation of Ogden City arts, determines that inclusion of art in the design of the construction project providing the source of the funding would not serve the purposes of this article, the appropriated funds may be pooled in the percent for arts account to be reappropriated for other works of art which would better meet the purposes of this article.~~
  
- ~~D. Applicable Projects: It is not the intention of the city council that the provisions of this article will apply to previously approved and budgeted capital improvements projects. In the event that an ongoing project is the subject of an appropriation~~

~~ordinance approved after the effective date of this article, the city council will specifically indicate in such ordinance whether such new appropriation is subject to the provisions of this article.~~

~~E. Grants Or Other Outside Funding: After April 3, 2001, all city departments, divisions and offices shall include a request for percent for art funds in any requests for grants or other outside funding to support capital improvement projects in Ogden.~~

~~F. Location Of Public Arts Projects: All public art projects shall be located on property owned, leased, used or otherwise occupied by the city and within the corporate limits of the city.~~

#### **~~4-1C-4: [PERCENT FOR ARTS FUND:]~~**

~~A. Established: There is established in the capital improvements fund a specific account designated "percent for arts", into which shall be deposited all monies appropriated in the capital improvements fund in furtherance of the purposes of this article. Separate accounts shall be established within the capital improvement fund to segregate receipts by capital project source, which receipts shall be designated for an art project included in the design of the construction project providing the source of the funding or reappropriated for other specific works of art from pooled monies. Disbursement from the fund shall be made only in connection with public art projects approved by the mayor, upon recommendation of Ogden City arts. Amounts designated for maintenance shall be retained in the fund and designated for future maintenance of any public art project.~~

~~B. Pooled Account; Reappropriation: Monies held in the pooled account shall be held for reappropriation by budget amendment in accordance with an amended capital improvements plan.~~

#### **~~4-1C-5: [ADMINISTRATION; OGDEN CITY ARTS:]~~**

~~A. General Administration: The director of community services or his designee, with the assistance of Ogden City arts, shall be responsible for the administration of the percent for arts program as delineated in this article, including recommending to the mayor the adoption of policies and procedures for the public arts program and maintaining information files on artists and public arts projects.~~

~~B. Ogden City Arts: Ogden City arts shall assist the mayor and the director of community services in the administration of the public arts program and shall be responsible to:~~

- ~~1. Develop and make recommendations to the mayor with regard to procedures and implementation of the percent for arts program, with the final decision concerning such recommendations and disbursements for all funds resting with the mayor;~~
- ~~2. Recommend that the city contract, as needed, with individuals, business, agencies, organizations or other groups, to render services to Ogden City arts or the city relating to the percent for arts program;~~
- ~~3. Recommend to the mayor the selection of artists for public art projects, together with the reviewing of design, execution and placement, and the acceptance of art in consultation with the architects for the project, subject to final written approval in each instance by the mayor or the mayor's designee, and the review and/or approval authority of the planning commission and the landmarks commission, as may be applicable;~~
- ~~4. Appoint a design subcommittee as provided in subsection C of this section; and~~
- ~~5. Provide an annual written report to the city council concerning the results of the percent for arts program.~~

~~C. Ogden City Arts Design Subcommittee: Ogden City arts shall appoint a design subcommittee which shall consist of five (5) members to oversee the selection of artists and of art that will be funded by the percent for art program. Members of the design subcommittee shall include at least three (3) members of Ogden City arts, with other members from the general public. A majority of the members shall be residents of Ogden. This subcommittee shall be responsible to:~~

- ~~1. Recommend to Ogden City arts the public art master plan, including any amendments thereto, which shall be developed in accordance with the Ogden City general plan;~~
- ~~2. Recommend the scope of the specific art projects for funding by the percent for arts program;~~
- ~~3. Coordinate city public art projects, regardless of funding source;~~
- ~~4. Establish criteria for an open and fair process for selecting artists and art;~~
- ~~5. Appoint a selection panel for each public art project to recommend artists and art to Ogden City arts and to recommend integration of the art selected with the capital project or the city's public art master plan;~~
- ~~6. Advise the planning commission, the mayor and city council on the aesthetic merits of all major public projects; and~~
- ~~7. Assist the Ogden redevelopment agency in implementing a "percent for art" program for certain capital improvement projects of the agency.~~

**4-1C-6: [SELECTION AND PLACEMENT OF ART:]**

~~Art selected pursuant to the provisions of this article may be placed in, on, or above any such public art project. They may be attached or detached within or about such property and may be either temporary or permanent. For any proposed art requiring extraordinary or unusual operation or maintenance expenses, Ogden City arts shall obtain prior written approval of the department director responsible for such operations or maintenance expenses prior to submission of recommendations to the mayor. The final decision regarding the selection of artists and art and the placement of art shall be made by the mayor, after receiving recommendations from Ogden City arts. Prior to final decision regarding the selection of any public art project, a description, including illustrations, of the recommended art project shall be submitted to the city council and a minimum of thirty (30) days allowed for comment. City officials responsible for the design and construction of such projects shall make appropriate space available for the placement of such works of art as approved by the mayor. The director of management services shall advise the department responsible for the particular construction project of the mayor's decision regarding the design, execution, integration, and placement of the art in connection with such projects.~~

**4-1C-7: [PLANNING COMMISSION REVIEW:]**

~~Placement of art shall be in conformance with the Ogden City general plan and shall be reviewed by the planning commission as required under the provisions of Utah Code Annotated section 10-9-305, or its successor.~~

**4-1C-8: [SUNSET PROVISION:]**

~~Unless subsequently extended by appropriate action, the provisions of this article shall sunset and expire on February 1, 2010.]~~

**SECTION 2. Article adopted. Article C of Title 4, Section 1 of the Ogden**

Municipal Code is hereby adopted to read and provide as follows:

**ARTICLE C. PUBLIC ART PROGRAM**

**4-1C-1: [PURPOSE:]**

Believing in the value that public art adds to the community, the city council declares it to be a policy of the city that a portion of the city's budget that would otherwise ordinarily be appropriated for capital improvements be set aside for the integration of art into public spaces, including in the design of public facilities and the acquisition and preservation of public art. This article is enacted and intended for the purpose of

establishing general policies and procedures related to public art funded by the city. It is intended that this policy:

- A. Provide opportunities for the citizens of Ogden to experience public art resulting from the creative expression of artists;
- B. Promote economic benefits from increased tourism and increased retail activity through the enhancement of public spaces;
- C. Implement the city's master plan for art and culture, including, but not limited to, projects funded under the provisions of this article;
- D. Foster within the city an environment where the arts can thrive and become an integral part of the city's infrastructure; and
- E. Support and lend expertise to the efforts of the mayor, city council and planning commission to enhance the urban design quality of the city.

#### **4-1C-2: DEFINITIONS:**

For the purposes of this article, unless the context indicates otherwise, words and phrases used in this article are defined as follows:

ART: For the purposes of this article, art means all forms of original artistic creations and which are integrated into major public projects or funded by appropriations under this part, including, but not limited to work by an artist in the following areas:

- A. Design work that is integrated into the construction or improvement of a major public project, including, but not limited to:
  - 1. Interior or exterior surfaces, fixtures and functional elements; and
  - 2. Outdoor space design elements in areas such as plazas, arcades, and pedestrian passageways.
- B. Artistic design of public ways and public facilities, including roadways, parkways, pedestrian or bicycle paths or ways, transit system improvements, water and wastewater facilities, and publicly owned sites with historic, archeological, and unique geological features.
- C. Forms of visual art, including but not limited to:
  - 1. Sculpture: in the round, bas-relief, high relief, mobile, fountain, environmental, kinetic, electronic, etc., in any material or combination of materials;
  - 2. Painting: all media, including portable and permanently affixed works such as murals and frescoes;
  - 3. Photography and film;

- 4. Graphic arts: printmaking, drawing, and calligraphy;
- 5. Art forms in clay, fiber and textiles, wood, metal, plastics, glass, mosaics and other materials; and
- 6. Mixed media: any combination of forms or media.
- D. Other categories or new technologies that may develop through artistic pursuit such as computer/audio/video generated work, use of lasers, etc.
- E. Ephemeral art.

ARTIST: A person or entity who is selected to create art that is paid for by the public art program.

EPHEMERAL ART: Art which by its nature is fixed at a temporary place and time, such as: live music or dance; lighting not intended to remain as a permanent installation; and art constructed of non-durable material such as sand, chalk, ice or organic materials. Ephemeral art is generally expected to be displayed or produced for a limited period of time, may be completely consumed as part of a public event, and includes a broad range of opportunities for members of the community to experience and interact with art.

MAJOR PUBLIC PROJECT: Any construction project with structural or landscaping components that will have a significant or noticeable visual impact on the public when viewed from any public street, sidewalk, park, or other public grounds, including the construction, reconstruction, or remodeling of buildings, decorative or commemorative structures, parking facilities, bridges, viaducts, pedestrian overpasses, new streetscape designs, bikeways, trails, above grade utility facilities, or parks improvements.

OGDEN CITY ARTS: The advisory committee established in title 3, chapter 16 of this code.

PUBLIC ARTS PROJECT: Art paid for by an appropriation of funds pursuant to this article.

#### **4-1C-3: [PUBLIC ARTS PROJECTS:]**

The mayor may expend funds for a public arts project for the establishment, acquisition, and preservation of public art in the manner provided in this article. Funds for the public art program will be appropriated by the city council from:

- A. Revenue generated at the former Defense Depot Ogden, as provided by section 4-3A-7.H; and

B. Revenue generated by the water, sanitary sewer and storm sewer enterprise funds in lieu of one percent (1%) of each capital project funded by those enterprise funds being dedicated to public art.

**4-1C-4: [PUBLIC ARTS FUND:]** There is established in the capital improvement fund a specific account designated "public arts", into which shall be deposited all monies appropriated in furtherance of the purposes of this article.

A. Disbursement from the public arts fund shall be made only in connection with individual public arts projects authorized by the city council and approved by the mayor upon recommendation of Ogden City arts.

B. An arts maintenance fund is established and shall be funded with two and one-half percent (2.5%) of each year's total appropriation to the public arts fund.

1. Maintenance funds shall be retained and aggregated as an endowment for maintenance of publicly owned art.

2. Maintenance funds may be expended in accordance with policies and procedures adopted by administrative order of the mayor.

C. The public arts fund shall include all money previously designated for use under the "percent for arts" program and the maintenance fund shall include all money previously designated for "percent for arts" maintenance.

**4-1C-5: [ENCUMBERING THE PUBLIC ARTS FUND:]** A public arts project, including major renovation or repair of art requiring extraordinary work or expenditures in excess of those reasonably available from the art maintenance account, may be authorized as follows:

A. Proposed public art projects shall be identified in conjunction with the annual capital improvement plan. Each public arts project shall have an individual information statement addressing the following items:

1. A description of the project, which includes:

a. Sufficient narrative to define the parameters of what the project will entail; and

b. A map depicting the proposed location of the project together with a general site plan showing how the project will affect other existing or planned uses at the proposed location;

2. A description of how the project meets the goals and objectives of the city's master plan for art and culture;

3. The anticipated schedule and estimated budget for planning and design, land acquisition, construction, ephemeral art to accompany the unveiling or dedication of the project and any other needs associated with the project;
4. The anticipated costs for future maintenance of the project, which may not exceed ten percent (10%) of the project's budget.
5. Any other information regarding the history of the project or anticipated impacts of the project;
6. The ability of the public arts project to be relocated or removed in the future if the location is conveyed, remodeled or demolished; and
7. The contact person within administration who can respond to questions regarding the project.

B. Proposed public arts projects shall be submitted to the planning commission concurrent with the submission to the city council. The planning commission shall:

1. Review the proposed projects to determine compliance with the Ogden City general plan;
2. Review the site plan for each potential public arts project for the project's location and anticipated dimensions;
3. Assess whether the placement of the potential public arts project will interfere with the normal, regular and intended use of the affected real property, recorded easements, or utilities installed in or over such property, now existing or reasonably anticipated in the future; and
4. Report its determination to the city council within forty five (45) days of submission.

#### **4-1C-6. [LIMITATIONS ON ARTS PROJECTS DEVELOPMENT:]**

- A. Proposed public arts projects, together with their ranking by the Ogden City arts review subcommittee, shall be submitted to the city council on or before the third Wednesday in January of the preceding fiscal year for inclusion in the city's annual budget.
- B. The mayor may propose that a public arts project be approved by the city council for funding outside of the regular budget cycle if the project has followed the same procedure required for a regular submittal, except that no ranking is required.
- C. A potential public arts project may not be funded from the public arts fund or carried out through expenditures of private donors, other than projects for general maintenance, unless the project statement and the funding for the project have been approved by the city council.

1. Private Donations: A private donor desiring to make a donation to the city, the total value of which exceeds five thousand dollars (\$5,000.00), for a public arts project shall deliver to the city a signed written donation statement:

a. Identifying the public arts project and describing the purposes for which the donation is given;

b. Identifying the total value of the donation;

c. Identifying the date the funds, goods or services are to be delivered to the city;

d. Certifying that the donation is voluntary; and

e. Certifying that the donation is made without condition; or, outlining the conditions of the donation, if any.

2. If the donation is accepted, a copy of the donation statement described in subsection B.1. shall be attached to a copy of the information statement and filed with the city recorder within thirty (30) days of the city's receipt of the donation.

D. The restriction described in subsection C includes solicitations by the city of proposals or artist qualifications for a potential public arts project.

#### **4-1C-7: [SELECTION AND PLACEMENT OF ART:]**

A. Location Of Public Arts Projects: All public arts projects shall be located on property owned, leased, used or otherwise occupied by the city or the Ogden City Redevelopment Agency and within the corporate limits of the city.

B. Art selected pursuant to the provisions of this article for a major public project may:

1. Be placed in, on, or above any such project;

2. Be attached or detached within or about such property; and

3. Be either temporary or permanent.

C. The mayor shall:

1. Make the final decision regarding the selection of artists and art and the placement of art funded from the public arts fund after receiving recommendations from the Ogden City arts design committee pursuant to section 3-16-6; and

2. Notify the city council of the selected artist and art for each public art project.



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF OGDEN CITY, UTAH, AMENDING THE OGDEN MUNICIPAL CODE BY AMENDING SECTIONS 2-4-13, 3-16-6, 4-1B-1, AND SUBSECTIONS 4-3A-7.H, 9-1-6.J, AND 9-5-3.B TO REVISE PROVISIONS REGARDING PUBLIC ARTS PROJECTS; AND BY PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON POSTING AFTER FINAL PASSAGE.**

**The Council of Ogden City hereby ordains:**

**SECTION 1.** Section amended. Section 2-4-13 of the Ogden Municipal Code is hereby amended to read and provide as follows:

**2-4-13: [DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT:]**

- A. **[Functions:]** The department of community and economic development shall be responsible for:
1. Development Of General Plan: The development of Ogden City's general plan;
  2. Administration Of Specific Ordinances: The development, administration and enforcement of the zoning ordinances, subdivision ordinances, landmarks preservation ordinances, and sign ordinances;
  3. Businesses: The enforcement of business license regulations in coordination with the department of management services;
  4. Housing And Neighborhood Development Programs: The housing and neighborhood development programs of the city;
  5. Administration Of Funds: Administration of community development block grant funds;
  6. Provide Staff Assistance: Providing staff assistance to the Ogden redevelopment agency, the planning commission, the board of zoning adjustment, the board of building and fire code appeals, the landmarks commission, the Ogden City arts advisory committee and such other committees as assigned;
  7. Business And Economic Development: Being responsible for:
    - a. Tax Base; Employment: The location, development, relocation and improvement of industries, businesses and related activities to increase the tax base and employment opportunities within the city;

- b. Economic Development Programs: The development of economic development programs for the city;
  - c. Coordinate With Agencies On Economic Development: Providing for the coordination with federal, state and other local governmental agencies on economic development matters as assigned; and
  - d. Coordinate With Private Industry: Providing coordination with private industry, the Ogden industrial development council, the Chamber-Ogden/Weber, and other private or quasi-public organizations;
8. Airport; Enforcement Of Regulations: The operation, maintenance, administration and management of the airport and the enforcement of the attendant regulations;
9. Public Art Program: The administration of the public art program as described in title 3 chapter 16 and in title 4 chapter 1 article C, including recommending to the mayor the adoption of policies and procedures for selecting public art, and maintaining information files on artists and public arts projects;
- [9.] 10. Building Codes: The administration and enforcement of all provisions of this code relating to the construction, alteration, repair, moving, demolition and occupancy of buildings including, but not limited to, the following ordinances:
- a. International building code and all other technical codes, other than the international fire code, adopted under title 16, chapter 2 of this code; and
  - b. All ordinances pertaining to dangerous buildings and their abatement; and
- [10.] 11. Other Duties: Such duties as prescribed by ordinance or as otherwise assigned.

B. **[Building Official:]** There shall be appointed within the department a building official who shall be the duly appointed building official of the city and shall perform the duties of the building official as provided in this code under the administrative direction of the director. The building official may designate or authorize qualified employees within the department to act as deputy or assistant building officials.

**SECTION 2.** Section amended. Section 3-16-6 of the Ogden Municipal Code is hereby amended to read and provide as follows:

**3-16-6: [[PERCENT FOR ARTS] PUBLIC ART PROGRAM; ADMINISTRATION:]**

The Ogden City arts advisory committee shall act through and under the direction of the Ogden City arts coordinator in the exercise of the following powers and duties:

- A. The Ogden City arts advisory committee shall assist the director of community and economic development or the director's designee in the administration of the ~~[percent for arts]~~ public art program set forth in title 4, chapter 1, article C of this code by:
1. Developing and making recommendations to the mayor with regard to procedures and implementation of the ~~[percent for arts]~~ public art program, with the final decision concerning such recommendations and final disbursements for all appropriated funds resting with the mayor;
  2. Acting through the design subcommittee, recommending to the mayor or the mayor's designee the selection of artists for public arts projects, together with the reviewing of design, execution and placement, and the acceptance of art in consultation with the architects for major public projects, subject to final written approval in each instance by the mayor or the mayor's designee, and the budgetary or other review of the city council; and
  3. Annually appointing a design subcommittee as provided in subsection B of this section and a review subcommittee as provided in subsection C of this section.
  4. Annually submitting a written report to the city council, on or before November 1, detailing the results of the public art program, including documentation of ephemeral art funded from the public arts fund, in the prior fiscal year.
- B. The Ogden City arts advisory committee shall appoint a design subcommittee which shall consist of at least five (5) voting members, to oversee the selection of artists and art that will be funded by the ~~[percent for]~~ public art program. Members of the design subcommittee shall include at least three (3) members of the Ogden City arts advisory committee, the department director, or the director's designee, responsible for the design and construction of ~~[the]~~ any associated major public [art] project, as applicable, and members of the general public as appropriate. The director of community and economic development, or the director's designee, and a city council member or designee, shall be ex officio members of the design subcommittee. Consistent with the other provisions of this chapter, the design subcommittee shall:
1. ~~[Recommend the scope of the specific art projects for funding by the [percent for arts] program consistent with the Arts Master Plan;~~
  - 2.] Advise City administration regarding establishing an open and fair process for selecting artists and art for public arts projects; and

2. [3-] Serve as the reviewing panel for each [major] public arts project and submit no fewer than two (2) and no more than five (5) recommendations for artists to the Mayor for final approval.];

4. Review applications and submit no fewer than two (2) and no more than five (5) recommendations for artists to the Mayor for final approval.]

C. The Ogden City arts advisory committee shall appoint a review subcommittee which shall consist of at least six (6) voting members, to review and make recommendations regarding potential public arts projects that may be funded by the public art program. Members of the review subcommittee shall include at least three (3) members of the Ogden City arts advisory committee, the planning manager, the public services director, or the director's designee and the management services director, or the director's designee. The director of community and economic development, or the director's designee, and a city council member or designee, shall be ex officio members of the review subcommittee. Consistent with the other provisions of this chapter, the review subcommittee shall:

1. Review and rank potential art projects to be funded by the public art program consistent with the Arts Master Plan; and

2. Forward its recommendations for all potential public art projects to the director of community and economic development.

**SECTION 3.** Section amended. Section 4-1B-1 of the Ogden Municipal Code is

hereby amended to read and provide as follows:

#### **4-1B-1: [DEFINITIONS:]**

The following terms shall have the indicated meanings as used in this article:

**CAPITAL IMPROVEMENT FUND:** The fund created in the city's annual budget which is dedicated to financing capital improvement projects.

**CAPITAL IMPROVEMENT PLAN:** The plan adopted and approved by the Ogden City council for the scheduling, financing and construction of capital improvements to be undertaken by the city in the upcoming fiscal year and projected to be undertaken in the following four (4) fiscal years. For the 2012 fiscal year, the capital improvement plan shall include all currently funded projects as of September 30 of the preceding fiscal year, projects proposed for funding in the upcoming fiscal year, and perpetual projects. In subsequent years, the plan shall contain the following: projects funded as of September 30 of the preceding fiscal year; projects proposed for funding in the upcoming fiscal year; and perpetual projects. The "capital improvement plan" is not adopted as part of the Ogden City general plan, but is intended to be in compliance with such plan.

CAPITAL IMPROVEMENT PROJECTS:

- A. Projects which require debt financing or borrowing;
- B. Public facilities that may be financed in whole or in part by the imposition of impact fees, in accordance with the provisions of title 7, chapter 9 of this code;
- C. Projects which will result in the acquisition or long term lease of land;
- D. Projects which anticipate the expenditure of funds in excess of thirty thousand dollars (\$30,000.00) for the design and/or construction of any addition to the city's physical plant, including buildings, streets, utility lines, parks, or other public facilities;
- E. Projects which anticipate the expenditure of funds in excess of thirty thousand dollars (\$30,000.00) for the major rehabilitation or reconstruction of an element of the city's physical plant which substantially enhances the value or useful life of the element; or
- F. Studies and investigations undertaken pursuant to subsection 4-1B-4 F or G of this article are not considered capital improvement projects;
- G. Public arts projects funded through the public art program pursuant to chapter 1C of this title are not considered capital improvement projects.

**SECTION 4.** Subsection amended. Subsection 4-3A-7.H of the Ogden

Municipal Code is hereby amended to read and provide as follows:

- H. Proceeds:
  - 1. Except as provided in subsection H2 of this section, proceeds received by the city for the sale or lease of DDOU property or DDOU personal property shall be deposited in a restricted trust account within the DDOU enterprise fund, and subjected to such controls as are reasonably determined by the finance officer to be necessary to ensure compliance with the purchase contract, lease agreement, and development agreement.
  - 2. At such time as proceeds received by the city from the sale or lease of DDOU property or DDOU personal property are no longer subject to restrictions in use under the purchase contract, lease agreement or development agreement, such proceeds shall be appropriated in the following order of priority:

- a. Payment of amounts pledged toward bonded indebtedness.
- b. One million dollars (\$1,000,000.00) to be used in FY2016 to fund project area economic development.
- c. Two hundred thousand dollars (\$200,000.00) annually beginning in FY2017 through FY2021 for citywide home improvement loans.
- d. Thirty five thousand dollars (\$35,000.00) annually beginning in FY2017 for the public arts fund as provided in chapter 1C of this title
- e. ~~[d.]~~ After consideration of the deductions for ~~[debt service payment and other above listed]~~ the appropriations<sup>[7]</sup> described in subsections (a) through (d):
  - (1) No [nø] less than fifty percent (50%) of the proceeds received annually shall be used for the funding of capital improvement projects; and
  - (2) Up to ten percent (10%) of the proceeds received annually, but not exceeding one hundred fifty thousand dollars (\$150,000.00), shall be appropriated to a community plan capital improvement account to allow the accumulation of funds for future appropriation for capital improvement projects identified in adopted community plans.
- ~~[e.]~~ ~~After consideration of the deduction for debt service payment, other above listed appropriations, and minimum funding of fifty percent (50%) for capital improvement projects, up to ten percent (10%) of the proceeds received annually, but not exceeding one hundred fifty thousand dollars (\$150,000.00), shall be appropriated to a community plan capital improvement account to allow the accumulation of funds for future appropriation for capital improvement projects identified in adopted community plans.]~~
- f. Early retirement of city debt that is to be paid from the city's general fund, as deemed appropriate.
- g. Funding of other projects or programs, as deemed appropriate.

**SECTION 5.** Subsection amended. Subsection 9-1-6.J of the Ogden Municipal

Code is hereby amended to read and provide as follows:

- J. Monies; Depositing In Water Utility Fund: All monies received by the utility from the sale of water or the sale of bonds, facilities or equipment or from any other

source shall be paid to the city treasurer, who shall deposit such monies in a separate water utility fund which shall be maintained separate from other public funds.

1. Separate records and accounts shall be kept for the fund and all costs of maintenance, operation, bonded indebtedness and capital improvement for the utility shall be paid from the fund.
2. Charges for water service are intended to provide sufficient revenue for the costs of all water services, a fair return to the city as payment in lieu of property and franchise taxes, and the annual contribution of funds, not to exceed forty thousand dollars (\$40,000) per year, to the public arts fund in lieu of providing one percent (1%) of each water capital project for public art.

**SECTION 6.** Subsection amended. Subsection 9-5-3.B of the Ogden Municipal

Code is hereby amended to read and provide as follows:

- B. Rates: Charges for sanitary and storm sewer service shall be as determined in subsections 4-6-1B19a and B19b of this code. Such charges are intended to provide sufficient revenue for the costs of all sewer services, and a fair return to the city as payment in lieu of property and franchise taxes, and the contribution of funds to the public arts fund in lieu of providing one percent (1%) of each sanitary or storm sewer capital project for public art. Annual funding for the public arts fund:
1. Shall not exceed fifteen thousand dollars (\$15,000) per year from the sanitary sewer fund; and
  2. Shall not exceed ten thousand dollars (\$10,000) per year from the storm sewer fund.

**SECTION 7.** Effective date. This ordinance shall be effective immediately upon posting after final passage.

**PASSED, ADOPTED AND ORDERED POSTED** by the Council of Ogden City,

Utah this \_\_\_\_ day of \_\_\_\_\_, 2016.

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CHAIR

**ATTEST:**

\_\_\_\_\_  
CITY RECORDER

**TRANSMITTED TO THE MAYOR ON:** \_\_\_\_\_

**MAYOR'S ACTION:**  Approved  Vetoed

\_\_\_\_\_  
MAYOR

**ATTEST:**

\_\_\_\_\_  
CITY RECORDER

**POSTING DATE:** \_\_\_\_\_

**EFFECTIVE DATE:** \_\_\_\_\_

**APPROVED AS TO FORM:** 294A 3/30/16  
Legal Date

\* The headings, catchlines or catchwords suggested for use in the Ogden Municipal Code and which are bracketed at the beginning of sections or subsections, shall not be considered to be a part of the ordinance adopted herein.



# City Council Meeting COUNCIL STAFF REVIEW

## JOINT PROCLAMATION DECLARING APRIL 2016 “CHILD ABUSE PREVENTION MONTH” IN OGDEN CITY

### COUNCIL STAFF REVIEW

**ACTION:**                    **Adopt joint proclamation**

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***Request***

This joint proclamation declares April 2016 as “Child Abuse Prevention Month” in Ogden City.

Carrie Jensen, Associate Director of Prevent Child Abuse Utah will be in attendance to accept this joint proclamation.

Please note the joint proclamation being presented will not be framed, as a framed proclamation has previously been provided to this organization for the same purpose.

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**Council Staff Contact: Amy Sue Mabey, (801)629-8629**

***A JOINT PROCLAMATION OF THE  
OGDEN CITY COUNCIL AND MAYOR***

**DECLARING APRIL 2016  
“CHILD ABUSE PREVENTION MONTH”  
IN OGDEN CITY**

**WHEREAS,** Although all children deserve to experience and enjoy a carefree and innocent childhood, child abuse is a serious and growing problem with over 20,000 Utah cases being investigated annually; and

**WHEREAS,** Child abuse respects no racial, religious, class or geographic boundaries. Over 90% of all abuse happens by a person the child knows. The incidence of sexual abuse is the most common form of abuse in Utah; and

**WHEREAS,** Preventing child abuse depends upon the efforts of residents to make a positive, substantial impact on the children of today who will become the leaders of tomorrow; and

**WHEREAS,** All Ogden City residents are encouraged to become more aware of child abuse within their respective communities, learn how to prevent it, and actively encourage and support parents to raise their children in a safe, nurturing environment; and

**WHEREAS,** Ogden City encourages individuals, families and businesses to support Prevent Child Abuse Utah in their important mission to prevent child abuse throughout the state.

**NOW, THEREFORE,** the Ogden City Council and Mayor Michael P. Caldwell do hereby proclaim April 2016:

**“CHILD ABUSE PREVENTION MONTH”**

in Ogden City. We encourage residents to join Prevent Child Abuse Utah in becoming advocates for children to create a society where child abuse is not tolerated. We ask everyone to actively foster a caring community, which will help to protect our children and end child abuse and neglect.

Passed and adopted this 5<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
Marcia L. White, Council Chair

\_\_\_\_\_  
Michael P. Caldwell, Mayor

ATTEST:

\_\_\_\_\_  
Tracy Hansen, City Recorder



# City Council Meeting COUNCIL STAFF REVIEW

## JOINT PROCLAMATION DECLARING APRIL 2016 “FAIR HOUSING MONTH” IN OGDEN CITY

### COUNCIL STAFF REVIEW

**ACTION:**                    **Adopt joint proclamation**

---

***Request***

This joint proclamation declares April 2016 “Fair Housing Month” in Ogden City. Kelly Jorgenson, Director of the HUD Field Office in Utah, will be present to accept this joint proclamation.

Michele Hutchins, Fair Housing Equal Opportunity HUD representative, and Cathy Fuentes from Ogden City Community Development will also be in attendance.

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**Council Staff Contact:** Amy Sue Mabey, (801)629-8629

*JOINT PROCLAMATION OF THE  
OGDEN CITY COUNCIL AND MAYOR*

**PROCLAIMING APRIL 2016  
“FAIR HOUSING MONTH” IN OGDEN CITY**

**WHEREAS,** Title VIII of the Civil Rights Act, which guarantees fair housing for all residents of the United States, was signed into law in April 1968; and

**WHEREAS,** the Month of April is nationally recognized as Fair Housing Month and a time to reflect on and reaffirm our national commitment to the ideal that fair housing opportunity is available to everyone in the United States without regard to race, color, religion, national origin, sex, familial status and disability; and

**WHEREAS,** this year’s Fair Housing theme is “**Shared Opportunity in Every Community!**” This indicates a collaborative effort of Housing and Urban Development (HUD) and its housing partners in realizing increased housing opportunities for every individual; and

**WHEREAS,** the State of Utah passed its own fair housing act in 1989, recognizing and affirming that all persons in the State of Utah are free to purchase, rent, finance and insure their homes without regard to their race, color, religion, sex, national origin, familial status, disability or source of income; and

**WHEREAS,** the City of Ogden welcomes this opportunity to reaffirm our commitment to the principal of fair housing for all and are committed to all efforts that address discrimination in our communities, support all programs that will educate the public concerning their rights to equal housing opportunity and to assure every person their right to live free of the fear of housing discrimination.

**NOW, THEREFORE,** the Ogden City Council and Mayor Michael P. Caldwell hereby proclaim April 2016:

**“FAIR HOUSING MONTH”**

in Ogden City. We encourage all people to recognize the rights of every citizen to live where they choose without fear of discrimination, intimidation or retaliation from others.

PASSED AND ADOPTED this 5<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
Marcia L. White, Council Chair

\_\_\_\_\_  
Michael P. Caldwell, Mayor

ATTEST:

\_\_\_\_\_  
Tracy Hansen, City Recorder



# City Council Meeting **COUNCIL STAFF REVIEW**

## **RECOGNIZING OGDEN-WEBER TECH COLLEGE STUDENT SHAWN OWENS**

### **COUNCIL STAFF REVIEW**

**ACTION:**                **None**

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***Request***

This is a request to recognize Shawn Owens, Ogden-Weber Tech College Student, who was named the 2016 State of Utah College of Applied Technology Student of the Year.

Shawn Owens will be present to accept this recognition award. It is anticipated that officials from the Ogden-Weber Tech College will also be in attendance.

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**Council Staff Contact: Amy Sue Mabey, (801)629-8629**



# **The Ogden City Council and Mayor**

proudly recognize

# *Shawn Owens*

**for providing invaluable contributions to the Ogden community.**

As a student at the Ogden-Weber Tech College, Shawn was selected as the 2016 Ogden-Weber Tech College Student of the Year. He also earned the distinguished honor of 2016 Utah College of Applied Technology (UCAT) Student of the Year, which he received after competing with finalists from seven other tech colleges in Utah.

We appreciate his remarkable efforts, congratulate him for completing the Non-destructive Inspection certification program and wish him our best in all of his future endeavors.

**Presented this 5<sup>th</sup> day of April 2016.**

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**Marcia L. White, Council Chair**

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**Michael P. Caldwell, Mayor**



# City Council Meeting COUNCIL STAFF REVIEW

## PUBLIC HEARING FOR AMENDMENTS TO ANNUAL ACTION PLAN FY16

### COUNCIL STAFF REVIEW

**DETERMINATION:**            **Adopt/not adopt resolution**

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#### ***Background***

#### **What is the Annual Action Plan Budget?**

To receive federal funds for neighborhood and economic development programs, the City is required to submit a Consolidated Plan, or ConPlan, to the Department of Housing and Urban Development (HUD). The ConPlan is updated every five years and was updated in 2015. In addition to that plan, every year the City must submit an Annual Action Plan (AAP) and budget indicating how funding will be used during each year. Funds come from a number of federal granting sources including the largest grant which is the Community Development Block Grant (CDBG). The Council adopted the Annual Action Plan and budget for fiscal year 2016 concurrently with the five-year ConPlan on May 12, 2015.

Like the City budget, the Annual Action Plan budget must be amended when new funds are proposed, when previously estimated funding amounts are finalized, or when funds from a previous year are carried over to the current year.

#### ***Current Proposal***

The Administration is proposing the Council amend the Annual Action Plan budget for FY2016. The proposed budget amendment reflects changes resulting in a decrease of **\$305,376** in funds for FY2016. This total includes an increase in adjusted Program Income amounts and an adjustment for Carry-over Funds from the previous fiscal year.

In the spring of each year when the Annual Action Plan budget is approved, the exact amounts of program income and carryover funds are not known, but are estimated. Now, part way into the fiscal year, the actual amounts of these funds are known and the budget needs to be amended to reflect these adjustments.

When considering the proposed amounts, the Council will also need to decide if it agrees with the Administration's proposal for allocating the funds to the different line items in the Annual Action Plan budget.



# City Council Meeting COUNCIL STAFF REVIEW

## Annual Action Plan Budget Guidelines

As part of the annual budget, the Council adopted Budget Guidelines that set forth standards for expenditure and review of certain funds. The budget for fiscal year 2015-2016 includes the following guideline for the Consolidated Plan and Annual Action Plan:

*The consolidated plan will be reviewed and adopted every five years and action plans annually. Specific annual action plan elements may be identified as requiring Council review and approval prior to the expenditure of funds. The Council recently concluded the review of the consolidated plan. The next plan will be developed in 2020.*

## Sources of Funds

Listed below is a summary of the sources and uses proposed in the budget amendment. The changes come from three major categories: 1) Entitlement Funds, 2) Program Income, and 3) Carry-over Funds.

## Changes to Entitlement Funds

There were no changes to the Entitlement Funds from the adopted FY16 budget. This means that the actual entitlement funding amount matches the anticipated entitlement amount adopted in the FY16 Annual Action Plan budget.

**Total Entitlement Funds Change** **\$0**

## Program Income Changes

Program Income funds are funds that are repaid to the City from loans or other programs that are funded by federal grants like the CDBG and from programs like the Small Business Loan Program. Several of these programs have an increase in program income due to significant loan repayment.

CDBG program income increase	\$161,703
HOME program income increase	\$157,440
Housing Fund program income increase	<u>\$268,210</u>
<b>Total Program Income Increase</b>	<b>\$587,353</b>



# City Council Meeting COUNCIL STAFF REVIEW

## Carry-over funds from FY 2015

Similar to the entitlement funding, when the initial Annual Action Plan budget is proposed the carry-over funding is estimated. The Annual Action Plan budget is adopted in May of each year approximately two months prior to the end of the fiscal year. The expenditures are estimated for this period with carry-over funds estimated based on anticipated expenditures within each fund. Increases in carry-over funding indicates less money was expended in the period between the adoption of the Annual Action Plan budget and the end of the fiscal year while a decrease indicates more money was expended in the last two months of the fiscal year than anticipated.

HUD Section 108 Loan carry-over	(\$871,967)
CDBG carry-over increase	\$49,493
HOME carry-over increase	\$15,738
HOME CHDO carry-over decrease	(\$33,668)
HOME Match carry-over decrease	(\$52,728)
City Funds carry-over increase	\$49,723
Housing Fund carry-over	<u>(\$49,320)</u>
<b>Total Carry-over Funds Increase</b>	<b>(\$892,729)</b>
<b>Net Change in Budget Income</b>	<b>(\$305,376)</b>

## Proposed Uses of Funds

The proposed budget expenditures sheet included in the transmittal shows how the funds are expected to be used. The most significant changes proposed in the use of funds include an increase in the HELP program funding and an increase in the Quality Neighborhoods program funding. Changes also include a slight decrease in the Infill Housing Program funding and an increase in the Small Business Loan program funding.

## Program Increases and decreases

• Ogden Business Exchange carry-over decrease	(\$871,967)
• Infill Housing decrease	(\$33,608)
• Comm. Housing Dev't Org. (CHDO) decrease	(\$33,668)
• Small Business Loan Program increase	\$50,000
• Quality Neighborhoods Program increase	\$324,893
• HELP Program increase	\$218,890
• Administration increase	<u>\$40,084</u>
<b>Net Change in Expenditures</b>	<b>\$305,376</b>



# City Council Meeting COUNCIL STAFF REVIEW

## ***Attachments***

- Transmittal for Amendments to the FY2016 Annual Action Plan budget
- Resolution 2016-9
- Annual Action Plan FY16 Amendments summary document
- Annual Action Plan FY16 amended budget
- Annual Action Plan FY16 adopted budget

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***Memos Prepared By--***

**Administrative Staff:**  
**Council Staff:**

**Ward Ogden, 629-8942**  
**Glenn Symes, 629-8164**

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***Ogden City Council Meeting: April 5, 2016***

**4**

OGDEN CITY COUNCIL TRANSMITTAL

RECEIVED

FEB 09 2016

OGDEN CITY COUNCIL OFFICE

DATE: February 10, 2016
TO: Ogden City Council
THRU: Mark Johnson, CAO
FROM: Tom Christopoulos, CED Director
RE: Annual Action Plan 2015-2016 Amendment #1

STAFF CONTACT: WO Ward Ogden, Manager
Cathy Fuentes, Project Coordinator
Community Development Division

REQUESTED TIMELINE: April 5, 2016 – Hold Public Hearing to adopt:
Annual Action Plan 2015-2016 Amendment #1

RECOMMENDATION: Approve Annual Action Plan 2015-2016 Amendment #1

DOCUMENTS: Annual Action Plan 2015-16 Amendment #1 Summary
Annual Action Plan 2015-16 Amendment #1 and Resolution

Background: The purpose of Annual Action Plan FY2015-16 Amendment #1 (Amendment #1) is to reconcile the budget to reflect actual Carry-over from last fiscal year and update Program Income estimates for the current year. The Public Hearing to adopt AAP FY16 Amendment #1 also fulfils the City’s Citizen Participation Plan requirement to hold two public hearings each year for the Consolidated Plan / Annual Action Plan process.

PROGRAM INCOME FUNDS: Estimates for CDBG, HOME and Housing Fund Program Income have increased by a net total of \$587,353 as a result of unanticipated loan payoffs received. The additional Program Income funds have been programmed to complete viable projects and programs for the period July 1, 2015 to June 30, 2016.

CARRY-OVER FUNDS: In the adopted budget, carry-over funds were estimated prior to the completion of the fiscal year. The Ogden Business Exchange Project (Trackline) made significant progress in the prior fiscal year, and as a result the Trackline project carried-over \$871,967 less in HUD Section 108 Loan Guarantee funds than expected. In addition, Infill projects and the HELP program carried-over less funding than anticipated. The decrease in Trackline, infill project and HELP project carry-over funding resulted in a net decrease of \$892,729 Carryover funds for the AAP FY16 Budget. The AAP Budget has been updated and submitted as AAP FY16 Budget Amendment #1 to reflect the changes in program budgets.

Summary: Amendment #1 proposes a net decrease of \$305,376 to the Annual Action Plan FY16 Budget. These changes are reflected in the budget, specifically the sources and uses of funds that are planned in the Annual Action Plan FY16 Amendment #1.

Public Process: A notice in the Standard Examiner will be published February 23, 2016 advertising the 30-day public comment period for Amendment #1 to the Annual Action Plan 2015-2016. The 30-day comment period is February 24, 2016 thru March 25, 2016. The Community and Economic Development Department’s Citizen Advisory Committee (CAC) is scheduled to review AAP FY16 Amendment #1 February 24, 2016 and will make

recommendations to the City Council. Any submitted public comments will be made available to the City Council prior to adoption.

**Recommendation:** The Administration requests the City Council hold a Public Hearing and adopt the Resolution approving Annual Action Plan for July 1, 2015 to June 30, 2016 Amendment #1.

**FISCAL IMPACT:**

The change to the Annual Action Plan July 1, 2015 to June 30, 2016 Budget is a net decrease of \$305,376 with changes in sources and uses identified in Amendment #1

RESOLUTION NO. 2016-9

**RESOLUTION OF THE OGDEN CITY COUNCIL ADOPTING AN AMENDMENT TO THE BUDGET FOR ANNUAL ACTION PLAN - JULY 1, 2015 THROUGH JUNE 30, 2016.**

**WHEREAS**, it is deemed desirable that Ogden City continue to participate in the Community Development Block Grant and HOME Programs in future years; and

**WHEREAS**, The National Affordable Housing Act of 1991 and associated regulations require that local governments participating as entitlement grantees in certain community development programs of the Federal Government, including the Community Development Block Grant and HOME Programs, prepare, adopt and carry out a Five-Year Consolidated Plan with Annual Action Plans; and

**WHEREAS**, the City of Ogden adopted the Annual Action Plan July 1, 2015 through June 30, 2016 in accordance with federal regulations; and

**WHEREAS**, the City of Ogden deems it necessary to amend the Budget for Annual Action Plan 2015-2016.

**WHEREAS**, Ogden City has prepared a draft Amendment to the Budget for Annual Action Plan for July 1, 2015 through June 30, 2016 and has made this draft available for public review and comment for a period of thirty days; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of Ogden City, Utah, that said Amendment to the Budget for Annual Action Plan for July 1, 2015 to June 30, 2016, attached as Exhibit "A", is hereby adopted as the City of Ogden's Amendment to the Budget for Annual Action Plan for the period from July 1, 2015 through June 30, 2016.

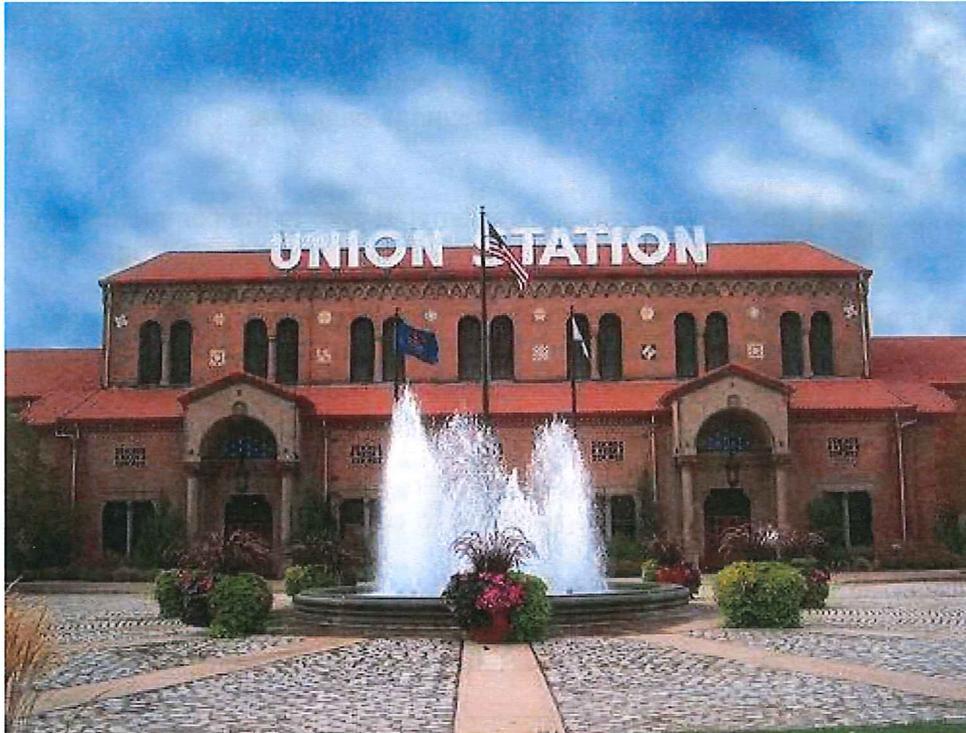
**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Chair

ATTEST:

\_\_\_\_\_  
CITY RECORDER

Approved as to form: MAB 2/26/16  
Legal Date



**DRAFT**

Annual Action Plan FY2016  
July 1, 2015 – June 30, 2016  
BUDGET AMENDMENT

Prepared by: Ogden City Community Development Division  
2549 Washington Boulevard #120, Ogden, UT 84401  
Available at: <http://HUDConplan.ogdencity.com>  
T: 801-629-8903 DD: 801-629-8949 E: [fairhousing@ogdencity.com](mailto:fairhousing@ogdencity.com)  
[www.ogdencity.com](http://www.ogdencity.com)



## ANNUAL ACTION PLAN July 1, 2015 – June 30, 2016 BUDGET AMENDMENT

The City of Ogden is proposing an Amendment to its Budget for Annual Action Plan July 1, 2015 to June 30, 2016 (AAP FY16) to update the budget for actual carryover funds from the previous year and to update program income estimates for the Fiscal Year 2016. This amendment will affect the allocation of Community Development Block Grant (CDBG) funds, HOME Partnership Investments Program (HOME) funds, Utah State funds, City Revitalization (City) funds, HUD Section 108 Loan Guarantee funds and Housing Funds.

This Budget Amendment affects less than 12% of the Annual Action Plan budget and therefore is a minor change and does not require a formal amendment to the city's Annual Action Plan FY16. This Budget Amendment will provide citizens with the opportunity to comment on the proposed budget changes and fulfills the city's Citizen Participation Plan requirements to hold two Consolidated Plan / Annual Action Plan public hearings each year.

### Carry-over Funds

In the adopted budget, carry-over funds were estimated prior to the completion of the fiscal year. The differences of the estimated and actual carry-over funds have been programmed to complete carryover projects and programs. During the prior fiscal year the HUD Section 108 Loan Guarantee-funded Trackline Project made significant progress and expended more than expected, thereby significantly reducing the HUD Section 108 Loan Guarantee carryover funds to AAP FY16.

### Program Income Funds

Estimates for CDBG, HOME, and Housing Fund Program Income have increased due to loan payoffs. Program Income has been programmed to complete viable projects and programs for the period from July 1, 2015 to June 30, 2016.

### OVERVIEW OF CHANGES TO AAP FY16 BUDGET

Annual Action Plan FY16 Approved Budget	\$7,319,468
Annual Action Plan FY16 Proposed Budget Amendment	\$7,014,092
Change	-\$ 305,376

### REVENUE CHANGES TO AAP FY16 BUDGET

#### ENTITLEMENT

	BUDGET	AMENDED BUDGET	CHANGE
CDBG ENTITLEMENT	\$958,923	\$958,923	\$0
HOME ENTITLEMENT	\$320,939	\$320,939	\$0
CITY REVITALIZATION FUNDS	\$1,200,000	\$1,200,000	\$0
UTAH STATE	\$750,000	\$750,000	\$0
HOUSING FUND	\$150,000	\$150,000	\$0
<b>TOTALS</b>	<b>\$3,379,862</b>	<b>\$3,379,862</b>	<b>\$0</b>
<b>NET EFFECT: ENTITLEMENT NO CHANGE</b>			<b>\$0</b>

PROGRAM INCOME ESTIMATES UPDATED

	BUDGET	AMENDED BUDGET	CHANGE
CDBG PROGRAM INCOME	\$316,281	\$477,984	\$161,703
HOME PROGRAM INCOME	\$77,464	\$234,904	\$157,440
HOUSING FUND PROGRAM INCOME	\$58,650	\$326,860	\$268,210
<b>TOTALS</b>	<b>\$452,395</b>	<b>\$1,039,748</b>	<b>\$587,353</b>
<b>NET EFFECT: PI ESTIMATES INCREASE</b>			<b>\$587,353</b>

CARRYOVER FUNDS FROM ESTIMATE TO ACTUAL

	BUDGET	AMENDED BUDGET	CHANGE
CDBG CARRYOVER	\$1,266,641	\$1,316,134	\$49,493
HUD SECTION 108 LOAN GUARANTEE CARRYOVER	\$1,340,000	\$468,033	-\$871,967
HOME CARRYOVER	\$192,455	\$208,193	\$15,738
HOME CHDO CARRYOVER	\$65,000	\$31,332	-\$33,668
HOME MATCH CARRYOVER	\$61,886	\$9,158	-\$52,728
CITY REVITALIZATION CARRYOVER	\$132,258	\$181,981	\$49,723
HOUSING FUND CARRYOVER	\$428,971	\$379,651	-\$49,320
<b>TOTALS</b>	<b>\$3,487,211</b>	<b>\$2,594,482</b>	<b>-\$892,729</b>
<b>NET EFFECT: CARRYOVER DECREASES</b>			<b>-\$892,729</b>

**TOTAL DECREASE IN REVENUES**

**-\$305,376**

**EXPENDITURE CHANGES TO AAP FY2016 BUDGET**

CDBG PROGRAMS/PROJECTS	BUDGET	AMENDED BUDGET	CHANGE
HUD SECTION 108 LOAN TRACKLINE	\$1,340,000	\$468,033	-\$871,967
TARGET AREA PUBLIC IMPROVEMENTS	\$450,000	\$450,000	\$0
INFILL HOUSING/PURCHASE, REHAB & RESALE	\$930,000	\$896,392	-\$33,608
RENTAL REHABILITATION	\$90,000	\$90,000	\$0
EMERGENCY HOME REPAIR	\$40,000	\$40,000	\$0
DEMOLITION LOAN PROGRAM	\$12,000	\$12,000	\$0
BUSINESS INFORMATION CENTER	\$55,000	\$55,000	\$0
CENTRAL BUSINESS DIST REVITALIZATION	\$200,000	\$200,000	\$0
SMALL BUSINESS LOAN PROGRAM	\$400,000	\$450,000	\$50,000
QUALITY NEIGHBORHOODS	\$109,803	\$272,267	\$162,464
CDBG ADMINISTRATION	\$255,042	\$287,382	\$32,340
<b>TOTALS</b>	<b>\$3,881,845</b>	<b>\$3,221,074</b>	<b>-\$660,771</b>
<b>CDBG EXPENDITURES DECREASE</b>			<b>-\$660,771</b>

HOME PROGRAMS/PROJECTS	BUDGET	AMENDED BUDGET	CHANGE
OWN IN OGDEN	\$250,000	\$250,000	\$0
QUALITY NEIGHBORHOODS	\$252,877	\$418,311	\$165,434
COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO)	\$113,141	\$79,473	-\$33,668
HOME ADMINISTRATION	\$39,840	\$47,584	\$7,744
<b>TOTALS</b>	<b>\$655,858</b>	<b>\$795,368</b>	<b>\$139,510</b>
<b>HOME EXPENDITURES INCREASE</b>		<b>\$139,510</b>	

HOME MATCH PROGRAM INCOME PROJECTS	BUDGET	AMENDED BUDGET	CHANGE
QUALITY NEIGHBORHOODS	\$211,886	\$159,158	-\$52,728
<b>HOME MATCH EXPENDITURES DECREASE</b>		<b>-\$52,728</b>	

CITY REVITALIZATION PROJECTS	BUDGET	AMENDED BUDGET	CHANGE
QUALITY NEIGHBORHOODS	\$1,132,258	\$1,181,981	\$49,723
HELP	\$200,000	\$200,000	\$0
<b>TOTALS</b>	<b>\$1,332,258</b>	<b>\$1,381,981</b>	<b>\$49,723</b>
<b>CITY REVITALIZATION EXPENDITURES INCREASE</b>		<b>\$49,723</b>	

UTAH STATE FUNDED PROJECTS	BUDGET	AMENDED BUDGET	CHANGE
QUALITY NEIGHBORHOODS	\$750,000	\$750,000	\$0
<b>UTAH STATE EXPENDITURES NO CHANGE</b>		<b>\$0</b>	

HOUSING FUND PROJECT	BUDGET	AMENDED BUDGET	CHANGE
QUALITY NEIGHBORHOODS	\$70,000	\$70,000	\$0
HELP	\$417,621	\$636,511	\$218,890
<b>TOTALS</b>	<b>\$487,621</b>	<b>\$706,511</b>	<b>\$218,890</b>
<b>HOUSING FUND EXPENDITURES INCREASE</b>		<b>\$218,890</b>	

**TOTAL DECREASE IN EXPENDITURES** **-\$305,376**

**FISCAL IMPACT**

The total change to the Annual Action Plan FY16 Budget is a \$305,376 decrease in funding with changes in sources and uses as identified in the Budget Amendment.

**SUMMARY**

The purpose of this document is to amend Ogden City's Annual Action Plan (AAP FY16). This budget amendment updates the budget for the fiscal year.

Proposed Amended AAP Budget

February 3, 2016

**ANNUAL ACTION PLAN FY2016 BUDGET AMENDMENT**

Income (SOURCES OF FUNDS)	TOTAL AMOUNT	CDBG	HOME	HOME Match	City Funds	State Funds	Housing Fund
Entitlement	3,379,862	958,923	320,939		1,200,000	750,000	150,000
HUD Section 108 Loan	468,033	468,033					
Program Income	1,039,748	477,984	234,904				326,860
Carryover	2,095,117	1,316,134	208,193	9,158	181,981		379,651
CHDO Carryover	31,332		31,332				
Tax Increment Housing Fund				150,000			-150,000
<b>TOTAL</b>	<b>7,014,092</b>	<b>3,221,074</b>	<b>795,368</b>	<b>159,158</b>	<b>1,381,981</b>	<b>750,000</b>	<b>706,511</b>

EXPENSES (USES OF FUNDS)	TOTAL AMOUNT	CDBG	HOME	HOME Match	City Funds	State Funds	Housing Fund
<b>PUBLIC SERVICE</b>							
Business Information Center (BIC)	55,000	55,000					
<b>PUBLIC IMPROVEMENTS</b>							
Target Area Public Improvements	450,000	450,000					
<b>PROJECTS</b>							
Ogden Business Exchange HUD Sec 108	468,033	468,033					
<b>PROGRAMS</b>							
Infill Housing	896,392	896,392					
Rental Rehabilitation	90,000	90,000					
Own In Ogden	250,000		250,000				
Emergency Home Repair	40,000	40,000					
Demolition Loan Program	12,000	12,000					
CHDO (Com. Housing Dev. Org.)	79,473	0	79,473				
Central Business District Revitalization	200,000	200,000					
Small Business Loan Program	450,000	450,000					
Quality Neighborhoods	2,851,717	272,267	418,311	159,158	1,181,981	750,000	70,000
HELP	836,511				200,000		636,511
<b>OTHER</b>							
Administration	334,967	287,382	47,584				
<b>TOTAL</b>	<b>7,014,092</b>	<b>3,221,074</b>	<b>795,368</b>	<b>159,158</b>	<b>1,381,981</b>	<b>750,000</b>	<b>706,511</b>

**Annual Action Plan FY2016 Budget**

March 30, 2015

**BUDGET ANNUAL ACTION PLAN FY2016**

Income (SOURCES OF FUNDS)	TOTAL AMOUNT	CDBG	HOME	HOME Match	City Funds	State Funds	Housing Fund
Entitlement	3,379,862	958,923	320,939		1,200,000	750,000	150,000
HUD Section 108 Loan	1,340,000	1,340,000					
Program Income	452,395	316,281	77,464				58,650
Carryover	2,082,211	1,266,641	192,455	61,886	132,258		428,971
CHDO Carryover	65,000		65,000				
Tax Increment Housing Fund				150,000			-150,000
<b>TOTAL</b>	<b>7,319,468</b>	<b>3,881,845</b>	<b>655,858</b>	<b>211,886</b>	<b>1,332,258</b>	<b>750,000</b>	<b>487,621</b>

EXPENSES (USES OF FUNDS)	TOTAL AMOUNT	14810 CDBG	14820 HOME	14822 HOME Match	14610 City Funds	14870 State Funds	14880 Housing Fund
<b>PUBLIC SERVICE</b>							
Business Information Center (BIC)	55,000	55,000					
<b>PUBLIC IMPROVEMENTS</b>							
Target Area Public Improvements	450,000	450,000					
<b>PROJECTS</b>							
Ogden Business Exchange HUD Sec 108	1,322,000	1,322,000					
HUD 108 debt service Ogden Business Exchange	18,000	18,000					
<b>PROGRAMS</b>							
Infill Housing	930,000	930,000					
Rental Rehabilitation	90,000	90,000					
Own In Ogden	250,000		250,000				
Emergency Home Repair	40,000	40,000					
Demolition Loan Program	12,000	12,000					
CHDO (Com. Housing Dev. Org.)	113,141	0	113,141				
Central Business District Revitalization	200,000	200,000					
Small Business Loan Program	400,000	400,000					
Quality Neighborhoods	2,526,824	109,803	252,877	211,886	1,132,258	750,000	70,000
HELP	617,621				200,000		417,621
<b>OTHER</b>							
Administration	294,882	255,042	39,840				
<b>TOTAL</b>	<b>7,319,468</b>	<b>3,881,845</b>	<b>655,858</b>	<b>211,886</b>	<b>1,332,258</b>	<b>750,000</b>	<b>487,621</b>



# City Council Meeting COUNCIL STAFF REVIEW

## FY2016 BUDGET AMENDMENT (ANNUAL ACTION PLAN FY16 AMENDMENT #1)

### COUNCIL STAFF REVIEW

**DETERMINATION:**            **Adopt/not adopt ordinance**

---

#### ***Background***

The Administration presented its proposed amendments to the Annual Action Plan for Fiscal Year 2016 on March 1, 2016. The amendments included an overall increase in Program Income of \$587,353 and a total net carry-over decrease of \$892,729 for a total net decrease in budget revenues of \$305,376. The amended plan also shows how the funds are to be expended through the remainder of the year.

The amendment to the City's fiscal year 2016 budget proposed in conjunction with the amended Annual Action Plan budget differs slightly in the total dollar amount amended. The Annual Action Plan budget is a separate budget used for purposes of the Annual Action Plan and the tracking of federal and certain non-federal funds and programs. The City's budget reflects the amounts in the Annual Action Plan budget but includes other city-funded and city-related items not specifically included in the Annual Action Plan budget. In this year's proposed City budget amendment, in addition to the adjustments included in the Annual Action Plan budget, the proposal includes an adjustment to the Business Information Center, or BIC, Servicing Revenue. This adjustment is a revenue decrease of \$43,875 in revenue and is shown in Schedule A. Also, the budget amendment documents (Schedule A and Schedule B), as well as the City's adopted budget, round dollar amounts to the nearest \$25 increment while the Annual Action Plan budget uses exact dollar amounts. The differences between the actuals and the \$25 increments in this year's amendment total \$33. These two factors account for the discrepancy in totals between the budget amendment schedules and the Annual Action Plan budget numbers. The total Annual Action Plan budget amendment is a decrease of \$305,375 while the budget amendment to the City budget is a decrease of **\$349,284**.

#### **March 1, 2016**

The Administration presented the proposed amendments to the Annual Action Plan and budget during the Council's work session.



RECEIVED

MAR 01 2016

OGDEN CITY  
COUNCIL OFFICE

**OGDEN CITY TRANSMITTAL**

Date: February 29, 2016  
To: Ogden City Council  
From: Lisa Stout, Comptroller   
RE: FY 2016 BUDGET ADJUSTMENT TO THE ANNUAL ACTION PLAN

Staff Contact: Lisa Stout, Comptroller, ext. 8713  
Recommendation: Set public hearing and adopt ordinance  
Documents: - Ordinance  
- Schedule A (Revenue)  
- Schedule B (Appropriations)  
- Detail Schedule (Revenues & Appropriations)

**Executive Summary**

This proposed action is to adjust the FY 2015-2016 Budget to concur with changes to the Community Development Annual Action Plan for FY 2016.

**Background**

Council action is required to appropriate.

**Proposal**

Review and adopt ordinance.

**Fiscal Impact**

A decrease to the City Budget by \$349,284.

ORDINANCE NO. 2016-16

AN ORDINANCE OF OGDEN CITY AMENDING THE BUDGET FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 BY DECREASING THE ANTICIPATED REVENUES FOR A GROSS DECREASE OF \$349,284 FROM SOURCES AS DETAILED IN THE BODY OF THIS ORDINANCE; AND DECREASING THE APPROPRIATIONS FOR A GROSS DECREASE OF \$349,284 AS DETAILED IN THE BODY OF THIS ORDINANCE; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON POSTING AFTER FINAL PASSAGE.

WHEREAS, after due consideration, the Council of Ogden City has approved the proposed modifications as described herein.

**The Council of Ogden City hereby ordains:**

**SECTION 1.** Anticipated revenues, transfers and adjustments for the 2015-2016 budget altered, increased and decreased. The anticipated revenues, transfers and adjustments for the various funds of the 2015-2016 budget are hereby changed as hereinafter set forth, with net adjustments of (\$349,284), as detailed in Schedule "A", which is attached hereto and made a part by reference.

**SECTION 2.** Appropriations from the 2015-2016 budget altered, increased and decreased. The appropriations for various funds of the 2015-2016 budget are herein altered, increased and decrease d by net adjustments of (\$349,284), as follows:

Appropriations decreased since June 30, 2015 as detailed in Schedule "B", which is attached hereto and made a part hereof by reference.

**SECTION 3.** Effective date. This ordinance shall become effective immediately upon posting after final passage.

**PASSED, ADOPTED AND ORDERED POSTED** by the Council of Ogden City, Utah, this \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
CHAIR



**OGDEN CITY**  
**FY 2016 BUDGET ADJUSTMENT TO THE ANNUAL ACTION PLAN**  
**REVENUE SCHEDULE**  
**SCHEDULE "A"**

<u>Account Title</u>	<u>Account Number</u>	<u>Amount</u>
<b><u>MAJOR GRANTS FUND</u></b>		
CDB GRANT ENTITLEMENT	7130-1-32002	\$ 49,482
HOME PROGRAM GRANT ENTITLEMENT	7130-1-32003	(17,936)
CDBG HUD SECTION 108	7130-1-32005	(871,967)
CDBG PROGRAM INCOME NEIGHBORHOOD DEV	7130-1-42003	83,147
CDBG PROGRAM INCOME ECONOMIC DEVELOP	7130-1-42004	78,536
HOME PROGRAM INCOME	7130-1-42005	124,904
HOME PROGRAM RECAPTURE	7130-1-42007	32,525
HOUSING FUND	7130-1-42009	141,319
SPECIAL PURPOSE GRANT INCOME	7130-1-42201	122,770
EDI PROGRAM INCOME	7130-1-42203	(990)
CITY REVITALIZATION PROGRAM INCOME	7130-1-42204	5,111
CITY FUNDS	7130-1-44101	(132,250)
BIC SERVICING INCOME	7130-1-72002	(43,875)
CARRYOVER HOUSING	7130-1-83000	(49,324)
CARRYOVER HOME MATCH	7130-1-83001	(52,717)
PRIOR YEAR CARRYOVER CITY	7130-1-83003	<u>181,981</u>
<b>SUB TOTAL MAJOR GRANTS FUND</b>		<b>\$ <u>(349,284)</u></b>
<b>TOTAL REVENUE BUDGET</b>		<b>\$ <u><u>(349,284)</u></u></b>

**OGDEN CITY**  
**FY 2016 BUDGET ADJUSTMENT TO THE ANNUAL ACTION PLAN**  
**APPROPRIATION SCHEDULE**  
**SCHEDULE "B"**

<u>Account Title</u>	<u>Account Number</u>	<u>CIP #</u>	<u>Amount</u>
<b>MAJOR GRANTS FUND</b>			
HOME ADMINISTRATION			
HOME ADMINISTRATION WAGES	7130-1-06-550402-11101		\$ 5,700
WORKERS' COMP PREM	7130-1-06-550402-11201		150
BENEFITS - FICA	7130-1-06-550402-11203		600
BENEFITS - RETIREMENT	7130-1-06-550402-11204		1,200
BENEFITS - DISABILITY INS	7130-1-06-550402-11206		<u>84</u>
<b>SUBTOTAL HOME ADMINISTRATION</b>			<b>\$ 7,734</b>
INFILL HOUSING			
INFILL HOUSING WAGES	7130-1-06-550405-11101		\$ 30,000
WORKERS' COMP PREM	7130-1-06-550405-11201		1,000
BENEFITS - FICA	7130-1-06-550405-11203		2,400
BENEFITS - RETIREMENT	7130-1-06-550405-11204		5,750
BENEFITS - DISABILITY INS	7130-1-06-550405-11206		850
CDBG GRANT	7130-1-06-550405-14810		<u>(73,608)</u>
<b>SUBTOTAL INFILL HOUSING</b>			<b>\$ (33,608)</b>
QUALITY NEIGHBORHOODS			
CITY FUNDS	7130-1-06-550406-14610		\$ 171,431
CDBG GRANT	7130-1-06-550406-14810		162,467
HOME GRANT	7130-1-06-550406-14820		175,986
HOME MATCH	7130-1-06-550406-14822		<u>(52,717)</u>
<b>SUBTOTAL EAST CENTRAL REVITALIZATION</b>			<b>\$ 457,167</b>
HELP PROGRAM			
HELP PROGRAM	7130-1-06-550408-11101		\$ (24,000)
WORKERS' COMP PREM	7130-1-06-550408-11201		(800)
BENEFITS - FICA	7130-1-06-550408-11203		(2,200)
BENEFITS - RETIREMENT	7130-1-06-550408-11204		(5,000)
BENEFITS - DISABILITY INS	7130-1-06-550408-11206		(250)
HELP CITY FUNDS	7130-1-06-550408-14610		(100,000)
HELP HOUSING FUNDS	7130-1-06-550408-14880		<u>218,886</u>
<b>SUBTOTAL HELP PROGRAM</b>			<b>\$ 86,636</b>
CHDO ACTIVITIES			
HOME GRANT	7130-1-06-550411-14820		<u>(33,677)</u>
<b>SUBTOTAL CHDO ACTIVITIES</b>			<b>\$ (33,677)</b>

**OGDEN CITY  
 FY 2016 BUDGET ADJUSTMENT TO THE ANNUAL ACTION PLAN  
 APPROPRIATION SCHEDULE  
 SCHEDULE "B"**

<u>Account Title</u>	<u>Account Number</u>	<u>CIP #</u>	<u>Amount</u>
CDBG ADMINISTRATION			
CDBG GRANT ADMINISTRATION	7130-1-06-550416-13406		\$ (11,568)
<b>SUBTOTAL CDBG ADMINISTRATION</b>			<b>\$ (11,568)</b>
ECONOMIC DEVELOPMENT PROGRAMS			
CDBG HUD SECTION 108	7130-1-06-550602-14840		\$ (871,968)
<b>SUBTOTAL ECONOMIC DEVELOPMENT PROGRAMS</b>			<b>\$ (871,968)</b>
SMALL BUSINESS LOANS			
CDBG GRANT	7130-1-06-550606-14810		\$ 50,000
<b>SUBTOTAL SMALL BUSINESS LOANS</b>			<b>\$ 50,000</b>
<b>SUB TOTAL MAJOR GRANTS FUND</b>			<b>\$ (349,284)</b>
<b>TOTAL APPROPRIATIONS</b>			<b>\$ (349,284)</b>

