

**CITY OF FALCON HEIGHTS  
COUNCIL RESOLUTION**

August 11, 2021

No. 21-34

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**RESOLUTION APPROVING THE URBAN REQUALIFICATION COOPERATIVE  
AGREEMENT AS AMENDED 22-24**

**WHEREAS**, the Ramsey County Housing and Redevelopment Authority ("Authority") and The City of Falcon Heights ("Municipality"), each a political subdivision of the State of Minnesota, entered into a joint cooperative agreement dated August 19, 1985, as amended May 10, 2006 and June 24, 2015 ("Agreement"); and

**WHEREAS** Title I of the Housing and Community Development Act of 1974, 42 U.S.C. § 5301 et seq., as amended, ("CDBG Act") provides for a program of community development block grants; and

**WHEREAS**, computation of a county's population as an Urban County as that term is used in the CDBG Act included the Municipality with which it has entered into the Agreement to undertake or to assist in the undertaking of essential activities pursuant to community development block grants; and

**WHEREAS**, HUD CPD Notices 19-04, 20-03, and 21-06 require that an Urban County requalifying in fiscal year (FY) 2021 for the FY 2022-2024 qualification period is required to make any necessary revisions to its cooperation agreements at the time that it requalifies; and

**WHEREAS**, the Authority requalified for the FY 2022-2024 qualification period and therefore amends the Agreement.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Falcon Heights, Minnesota:

1. Paragraph 4 of the Agreement should be amended by the addition of the following:

P. Both the Authority and Municipality must take all actions necessary to assure compliance with the certification required under section 104(b) of Title I of the Housing and Community Development Act of 1974, that the grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964, and the implementing regulations at 24 CFR part 1, and the Fair Housing Act, and the implementing regulations at 24 CFR part 100, and will affirmatively further fair housing. See 24 CFR § 91.225(a) and 5.105(a). Both Authority and Municipality must also comply with section 109 of Title I of the Housing and Community Development Act of 1974, and the implementing regulations at 24 CFR part 6, which incorporates Section 504 of the Rehabilitation Act of 1973, and the implementing regulations at 24 CFR part 8, Title II of the Americans with Disabilities Act, and the implementing regulations at 28 CFR part 35, the Age Discrimination Act of 1975, and the implementing regulation at 24 CFR part 146, and Section 3 of the Housing and Urban Development Act of 1968. Authority and Municipality must also comply with other applicable laws. Funding is prohibited for activities in, or in support of, any Municipality that does not affirmatively further fair housing within its own jurisdiction or that impedes the county's actions to comply with the county's fair housing certification. This provision is required because noncompliance by a Municipality may constitute noncompliance by

Authority that can, in turn, provide cause for funding sanctions or other remedial actions by the Department.

Q. Municipality may not sell, trade, or otherwise transfer all or any portion of such funds to a metropolitan city, urban county, unit of general local government, or Indian tribe, or insular area that directly or indirectly receives CDBG funds in exchange for any other funds, credits, or non-Federal considerations, but must use such funds for activities eligible under Title I of the Housing and Community Development Act of 1974, as amended.

2. Except as modified herein, the terms of the Agreement shall remain in full force and effect.

Moved by: Leehy

Approved by: 

Randall C. Gustafson  
Mayor

GUSTAFSON  
MIAZGA  
ANDREWS  
LEEHY  
WEHYEE

5 In Favor

0 Against

Attested by: 

Sack Thongvanh  
City Administrator