



Sean Rogan
Executive Director

**COMMUNITY DEVELOPMENT COMMISSION
of the County of Los Angeles**

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Gloria Molina
Mark Ridley-Thomas
Zev Yaroslavsky
Don Knabe
Michael D. Antonovich
Commissioners

ADOPTED

Community Development Commission

April 03, 2012

2-D

April 3, 2012

The Honorable Board of Commissioners
Community Development Commission
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Commissioners:

**APPROVE EXCHANGE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS BETWEEN
THE CITIES OF BEVERLY HILLS AND HAWAIIAN GARDENS
(DISTRICTS 3, 4) (3 VOTE)**

SUBJECT

The City of Hawaiian Gardens has agreed to accept Community Development Block Grant (CDBG) funds in the amount of \$90,000 from the City of Beverly Hills, in exchange for \$63,000 in general tax revenues. This letter recommends approval of Reimbursable Contract Amendments with the above cities to implement the exchange.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that approval of the exchange of CDBG funds between the Cities of Hawaiian Gardens and Beverly Hills is not subject to the provisions of the California Environmental Quality Act (CEQA), as described herein, because the activities are not defined as a project under CEQA.
2. Approve Amendment No. 6 to CDBG Reimbursable Contract No. 70727 between the County of Los Angeles (County) and the City of Hawaiian Gardens, presented in substantially final form, to add \$90,000 in CDBG funds from the City of Beverly Hills, pursuant to an agreement between the two cities, thereby increasing the amount of CDBG funds allocated to the City of Hawaiian Gardens from \$1,194,170 to \$1,284,170.
3. Approve Amendment No. 3 to CDBG Reimbursable Contract No. 70716 between the County and the City of Beverly Hills, presented in substantially final form, to remove \$90,000 in prior year CDBG funds, thereby reducing the amount of CDBG funds allocated to the City of Beverly Hills from \$764,863 to \$674,863.

4. Authorize the Executive Director or his designee to execute the attached Reimbursable Contract Amendments on behalf of the County, to be effective through June 30, 2012 following approval as to form by County Counsel and execution by all parties.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The City of Beverly Hills has executed an agreement with the City of Hawaiian Gardens to grant CDBG funds in exchange for general tax revenues. The proposed amendments will implement the transfer of the CDBG funds.

The City of Hawaiian Gardens will use the additional CDBG funds to implement CDBG-eligible projects for low- and moderate-income persons, while the City of Beverly Hills will use the general tax revenues for local government activities.

FISCAL IMPACT/FINANCING

There is no impact on the County general fund. The City of Beverly Hills will transfer previously approved prior year CDBG funds in the amount of \$90,000 to the City of Hawaiian Gardens, thereby reducing the amount allocated to the City of Beverly Hills from \$764,863 to \$674,863. The agreement will increase the amount of CDBG funds allocated to the City of Hawaiian Gardens from \$1,194,170 to \$1,284,170.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Reimbursable Contract Amendments between the County and the Cities of Hawaiian Gardens and Beverly Hills, attached hereto in substantially final form, will be used for the proposed exchange of funds. The Reimbursable Contract Amendments will be effective following approval as to form by County Counsel and execution by all parties.

ENVIRONMENTAL DOCUMENTATION

This action is exempt from the provisions of the National Environmental Policy Act pursuant to 24 Code of Federal Regulations, Part 58, Section 58.34 (a)(3) because it involves administrative activities that will not have a physical impact on or result in any physical changes to the environment. These activities are not subject to the provisions of CEQA pursuant to State CEQA Guidelines 15060(c)(3) and 15378 because they are not defined as a project under CEQA and do not have the potential for causing a significant effect on the environment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The Reimbursable Contract Amendments implementing the exchange between the City of Hawaiian Gardens and the City of Beverly Hills will enable the City of Hawaiian Gardens to increase the amount of CDBG funds available to administer and implement CDBG-eligible projects to benefit low- and moderate-income persons; and the City of Beverly Hills will utilize the general revenues for local government operations.

The Honorable Board of Supervisors

4/3/2012

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sean Rogan", followed by a horizontal line.

SEAN ROGAN

Executive Director

SR:rw

Enclosures

**COUNTY OF LOS ANGELES
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
REIMBURSABLE CONTRACT WITH PARTICIPATING CITY
AMENDMENT NUMBER 6**

CITY: HAWAIIAN GARDENS

CONTRACT NUMBER: 70727

THIS AMENDMENT NO. 6 TO CONTRACT 70727 is made this_____ day of _____, 2012, by and between the County of Los Angeles, hereinafter called the "County," and the City of Hawaiian Gardens, hereinafter called the "Operating Agency."

WITNESSETH THAT:

WHEREAS, the County and the Operating Agency previously entered into a Community Development Block Grant Program (CDBG) Reimbursable Contract, Contract Number 70727, dated July 1, 2009, and subsequently amended;

WHEREAS, the County and the Operating Agency desire to amend said Contract in order to reflect an exchange of \$90,000 of prior year CDBG funds from the City of Beverly Hills; for \$63,000 in general tax revenues so that the Operating Agency may better implement its CDBG-eligible projects and the City of Beverly Hills may gain additional funds for their general operations;

WHEREAS, the Community Development Commission of the County of Los Angeles administers this Contract on behalf of the County;

NOW, THEREFORE, in consideration of the mutual undertakings herein, the parties agree that the Contract be amended as follows:

1. Section 5, **COMPENSATION AND METHOD OF PAYMENT** has been amended as follows: to show a revised compensation amount of One Million Two Hundred Eighty-Four Thousand One Hundred Seventy Dollars (**\$1,284,170**). This is an increase of Ninety Thousand Dollars (**\$90,000**) to the contract amount. Of these funds, there is no increase in available administration authority or public service authority.
2. This contract amends the original contract to reflect the additions and/or change(s) noted above, and this section(s) should be substituted in its entirety or added to the previously executed contract. All other terms and conditions of said contract shall remain the same.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by the Executive Director of the Community Development Commission, and the Operating Agency has subscribed the same through its duly authorized officers on the day, month, and year first above written.

COUNTY OF LOS ANGELES

CITY OF HAWAIIAN GARDENS

BY: _____
SEAN ROGAN
Executive Director
Community Development Commission
of the County of Los Angeles

BY: _____
TITLE: _____

APPROVED AS TO FORM:

JOHN F. KRATTLI
Acting County Counsel

APPROVED AS TO PROGRAM:

SEAN ROGAN
Executive Director
Community Development Commission
of the County of Los Angeles

BY: _____
Deputy

BY: _____
Director, CDBG

**COUNTY OF LOS ANGELES
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
REIMBURSABLE CONTRACT WITH PARTICIPATING CITY
AMENDMENT NUMBER 3**

CITY: BEVERLY HILLS

CONTRACT NUMBER: 70716

THIS AMENDMENT NO. 3 TO CONTRACT 70716 is made this_____ day of _____, 2012, by and between the County of Los Angeles, hereinafter called the "County," and the City of Beverly Hills, hereinafter called the "Operating Agency."

WITNESSETH THAT:

WHEREAS, the County and the Operating Agency previously entered into a Community Development Block Grant (CDBG) Program Reimbursable Contract, Contract Number 70716, dated July 1, 2009; and subsequently amended;

WHEREAS, the County and the Operating Agency desire to amend said Contract in order to reflect an exchange of \$90,000 in prior year CDBG funds with the City of Hawaiian Gardens, for \$63,000 in general tax revenue funds from the City of Hawaiian Gardens; so that the Operating Agency may gain additional funds for its general city operations and the City of Hawaiian Gardens may better implement its CDBG-eligible projects;

WHEREAS, the Community Development Commission of the County of Los Angeles administers this Contract on behalf of the County;

NOW, THEREFORE, in consideration of the mutual undertakings herein, the parties agree that the Contract be amended as follows:

1. Section 5, **COMPENSATION AND METHOD OF PAYMENT** has been amended as follows: to show a revised compensation amount of Six Hundred Seventy-Four Thousand Eight Hundred Sixty-Three Dollars (**\$674,863**). This is a decrease of Ninety Thousand Dollars (**\$90,000**) to the contract amount.
2. This contract amends the original contract to reflect the additions and/or change(s) noted above, and this section(s) should be substituted in its entirety or added to the previously executed contract. All other terms and conditions of said contract shall remain the same.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by the Executive Director of the Community Development Commission, and the Operating Agency has subscribed the same through its duly authorized officers on the day, month, and year first above written.

COUNTY OF LOS ANGELES

CITY OF BEVERLY HILLS

BY: _____

SEAN ROGAN
Executive Director
Community Development Commission
of the County of Los Angeles

BY: _____

TITLE: _____

APPROVED AS TO FORM:

JOHN F. KRATTLI
Acting County Counsel

APPROVED AS TO PROGRAM:

SEAN ROGAN
Executive Director
Community Development Commission
of the County of Los Angeles

BY: _____

Deputy

BY: _____

Director, CDBG