

Reso.
2009-0294

**INTRODUCED BY: V.J. ST. PIERRE, JR., PARISH PRESIDENT
(GRANTS OFFICE)**

RESOLUTION NO. 5663

A resolution adopting the St. Charles Parish Citizen Participation Plan for implementation in the Community Development Block Grant (CDBG) – Disaster Recovery Program.

WHEREAS, participation in the Community Development Block Grant (CDBG) – Disaster Recovery Program requires the adoption and implementation of a Citizen Participation Plan to comply with Section 508 of the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, the purpose of this plan is to provide for and encourage citizen participation with particular emphasis on participation by persons of low and moderate income who are residents of slum and blighted areas and of areas in which funds are proposed to be used.

NOW, THEREFORE, BE IT RESOLVED, THAT WE, THE MEMBERS OF THE ST. CHARLES PARISH COUNCIL, that the St. Charles Parish Community Development Block Grant (CDBG) – Disaster Recovery Program Citizen Participation Plan, attached hereto and made a part hereof, be hereby officially adopted for implementation in the CDBG – Disaster Recovery Program.

The foregoing resolution having been submitted to a vote, the vote thereon was as follows:

YEAS: SCHEXNAYDRE, AUTHEMENT, RAYMOND, TASTET, BENEDETTO, HOGAN, COCHRAN, LAMBERT, NUSS

NAYS: NONE

ABSENT: NONE

And the resolution was declared adopted this 3rd day of August, 2009, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: *Ty Authement*

SECRETARY: *Brenda Jacob Tucker*

DLVD/PARISH PRESIDENT: *August 4, 2009*

APPROVED: _____ DISAPPROVED: _____

PARISH PRESIDENT: *V.J. St. Pierre*

RETD/SECRETARY: *August 4, 2009*

AT: *3:10pm* RECD BY: *PJT*

ST. CHARLES PARISH

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DISASTER RECOVERY PROGRAM

CITIZEN PARTICIPATION PLAN

The St. Charles Parish Council has adopted the following Citizen Participation Plan to meet the citizen participation requirements of Section 508 of the Housing and Community Development Act of 1974, as amended. The Parish is committed, through adoption of this plan, to full and total involvement of all residents of the community in the composition, implementation and assessment of its Community Development Block Grant (CDBG)—Disaster Recovery Program. Attempts will be made to reach all citizens, with particular emphasis on participation by persons of low and moderate income, residents of slum and blighted areas and of areas in which funds are proposed to be used. A copy of this plan will be made available to the public upon request.

As part of the citizen participation requirements and to maximize citizen interaction, the St. Charles Parish Government shall:

1. Provide for and encourage citizen participation with particular emphasis on participation by persons of low and moderate income who are residents of St. Charles Parish slum and blighted areas and of areas in which funds are proposed to be used;
2. Provide citizens with reasonable and timely access to local meetings, information and records relating to the State's proposed method of distribution, as required by the Secretary, and relating to the actual use of funds under Title I of the Housing and Community Development Act of 1974, as amended;
3. Provide for technical assistance to groups representative of persons of low and moderate income that request such assistance in developing proposals;
4. Provide for public hearings to obtain views and respond to proposals and questions at all stages of the community development program. These hearings will consist of the development of needs and proposed activities and review of program performance. These hearings will be held after adequate notice, a minimum of five calendar days, at times and locations convenient to potential or actual beneficiaries with accommodations for persons with disabilities;
5. Provide for a formal written procedure which will accommodate a timely written response, within fifteen days where practicable, to written complaints and grievances;
6. Where applicable, identify how the needs of non-English speaking residents will be met in the case of public hearings; and

7. Establish procedures and policies to ensure non-discrimination, based on disabilities, in programs and activities receiving federal financial assistance as required by Section 504 of the Rehabilitation Act of 1973, as amended.

Written minutes of the hearings and an attendance roster will be maintained by the Grants Officer.

PUBLIC HEARINGS

Notices informing citizens of any public hearings will appear in the official journal of the St. Charles Parish Council a minimum of five (5) calendar days prior to the hearing. In addition, notices will also be posted in the Parish Courthouse and the hearing will be publicized through local community organizations, i.e., churches, clubs, etc., and/or dissemination of leaflets in the target area. Hearings will be held at times and locations convenient to potential or actual beneficiaries with accommodations for individuals with disabilities and non-English speaking persons. Whenever possible these hearings will be held within or near the target areas, at times affording participation by the most affected residents.

I. APPLICATION

First Notice/Public Hearing

- 1) The public hearing to address CDBG—Disaster Recovery application submittal will be held approximately fifteen (15) calendar days prior to the scheduled submission of the application. The Citizen Participation Plan will be available at the hearing. The public notice for this hearing will state that the following will be discussed:
 - a) The amount of funds available for proposed community development;
 - b) The range of activities that may be undertaken, including the estimated amount proposed to be used for activities that will benefit persons of low and moderate income;
 - c) The plans of the St. Charles Parish Government for minimizing displacement of persons as a result of activities assisted with such funds and the benefits to be provided by the Parish to persons actually displaced as a result of such activities; and
 - d) The St. Charles Parish Government's prior performance in LCDBG programs funded by the State of Louisiana.

In addition, the notice shall state that all citizens, particularly low and moderate income residents of slum and blighted areas, are encouraged to submit their views and proposals regarding community development and housing needs. Those citizens unable to attend this hearing may submit their views and proposals to:

St. Charles Parish Government
Grants Office
Post Office Box 302
Hahnville, Louisiana 70057

The notice will also state that accommodations will be made for disabled and non-English speaking individuals, provided a three (3) day notice is received by the Grants Office.

Second Public Notice

- 1) Seven (7) calendar days, at a minimum, prior to the schedule for submittal of the application, a second notice shall appear in the official journal informing the citizens of the following:
 - a) Proposed submittal date of the application;
 - b) Proposed objectives;
 - c) Proposed activities;
 - d) Location of proposed activities;
 - e) Dollar amount of proposed activities; and
 - f) Location and hours available for application review.

In addition, the notice shall state "all citizens, particularly those affected by the proposed project, are encouraged to review the proposed application and submit any written comments on the application to:

St. Charles Parish Government
Grants Office
Post Office Box 302
Hahnville, Louisiana 70057

Negative comments received will be forwarded immediately to the State's Office of Community Development, Division of Administration or the application will be withdrawn if necessary.

II. AMENDMENTS

Program amendments, which substantially alter the CDBG—Disaster Recovery project from that approved in the original application, shall not be submitted to the State without holding one public hearing in accordance with the procedures outlined within this Citizen Participation Plan. Minutes of the hearing will be submitted with the

request for the amendment. All interested citizens, particularly the low and moderate income, elderly, handicapped, and residents of the project area, shall be made aware and have the opportunity to comment on proposed amendments and/or submit alternative measures.

III. GRANTEE PERFORMANCE

The St. Charles Parish Government will hold one (1) performance hearing to solicit the public's opinion of the effectiveness of the CDBG—Disaster Recovery Program. The manner of notification will be the same as previously described for all public hearings. Notification will be made in the official journal approximately fifteen (15) calendar days prior to the anticipated submittal of close-out documents to the State, and will indicate the date, time, and place of the performance hearing, and invite comments and opinions on the LCDBG activities implemented under the CDBG—Disaster Recovery Program being closed out. The notice will also state that accommodations will be made for disabled and non-English speaking persons provided a three (3) day notice is received by the Grants Office.

The hearing will be held no sooner than five (5) calendar days from the publication date of said notice.

IV. CONSIDERATION OF OBJECTION TO APPLICATION

Persons wishing to object to approval of an application by the State may make such objection known to:

Office of Community Development
Disaster Recovery Unit
Division of Administration
Post Office Box 94095
Baton Rouge, Louisiana 70804-9095

The State will consider objections made only on the following grounds:

- 1) The application description of needs and objectives is plainly inconsistent with available facts and data;
- 2) The activities to be undertaken are plainly inappropriate to meeting the needs and objectives identified by the applicant; and
- 3) The application does not comply with the requirements set forth in the Final Statement or other applicable laws.

Such objections should include both an identification of the requirements not met and, in the case of objections relative to (1) above, the complainant must supply the data upon which he/she relied upon to support his/her objection.

V. BILINGUAL

Whenever a significant number of persons and/or residents of blighted neighborhoods communicate with a primary language other than English attend public hearings, the St. Charles Parish Government will provide an interpreter for dissemination of information to them providing the Grants Office is given sufficient notification of three (3) day(s).

VI. TECHNICAL ASSISTANCE

Technical assistance may be provided directly by the Parish to any citizen, particularly to low and moderate income persons, residents of blighted neighborhoods and minorities, who request assistance in the development of proposals and statement of views concerning the CDBG—Disaster Recovery Program. The local officials, administrator and engineer will conduct informational meetings with the residents of the low to moderate income areas if a written request is received by the Grants Office with at least a one (1) week notification. The persons who conduct the technical assistance meetings will disseminate information on the program and answer all pertinent questions.

VII. TIMELY ACCESS AND ADEQUATE INFORMATION

The St. Charles Parish Government shall provide timely disclosure of records, information and documents related to the CDBG—Disaster Recovery program activities. Documents will be made available for copying upon request at the Grants Office, Monday thru Friday, 9:00 a.m. to 3:00 p.m. Such documents may include the following:

1. All meetings and promotional materials;
2. Records of hearings and meetings;
3. All key documents, including prior applications, letters, grant agreements, citizen participation plans, and proposed applications;
4. Copies of the regulations (final statements) concerning the program; and
5. Documents regarding other important requirements, such as Procurement Procedures, Fair Housing, Equal Employment Opportunity, Uniform Act, Labor Provisions and Environmental Procedures.

CITIZEN COMPLAINT PROCEDURE

SECTION 1

It is the policy of the St. Charles Parish Government to review all complaints received by the Parish.

SECTION 2

The following procedures will be followed on all complaints received by the St. Charles Parish Government:

- 1) The complainant shall notify the Grants Officer of the complaint. The initial complaint may be expressed orally or by written correspondence.
- 2) The Grants Officer will notify the Parish President or designated representative of the complaint within three (3) working days.
- 3) The Parish President or designated representative will investigate the complaint and will report the findings to the Grants Officer within five (5) working days.
- 4) The Grants Officer will notify the complainant of the findings of the Parish President or designated representative in writing or by telephone within five (5) working days.
- 5) If the complainant is aggrieved by the decision, he must forward the complaint in writing (if previously submitted orally) to the Grants Officer who will forward the complaint and all actions taken by the Parish President or designated representative to the appropriate committee of the Parish Council for their review. This will be accomplished within thirty (30) working days of receipt of the written complaint.
- 6) The reviewing committee of the Parish Council will have fifteen (15) working days to review the complaint and forward their decision to the complainant in writing.
- 7) If the complainant is aggrieved with the decision of the Committee, he must notify the Grants Officer in writing that he desires to be afforded a hearing by the St. Charles Parish Council. The complainant will be placed on the next regularly scheduled police jury meeting agenda. The Grants Officer will notify the complainant in writing of the date of the hearing.
- 8) The complainant must bring all relevant data, witnesses, etc., to the hearing. The St. Charles Parish Council, at the hearing, will review the complaint and forward within fifteen (15) days a certified copy of the minutes of the meeting at which the hearing was conducted and a decision was rendered to the complainant. If a decision is not reached at the hearing, the St. Charles Parish Council will inform complainant of an appropriate date to expect a response. Within five (5) working days of reaching a decision, the complainant will be notified in writing of the decision.

Complaints concerning the general administration of the CDBG—Disaster Recovery Program may be submitted in writing directly to the:

Division of Administration
Office of Community Development
Disaster Recovery Unit
Post Office Box 94095
Baton Rouge, Louisiana 70804-9095

SECTION 3

All citizen complaints relative to Fair Housing/Equal Opportunity violations alleging discrimination shall be forwarded for disposition to the:

Louisiana Department of Justice Public Protection Division
Post Office Box 94005
Baton Rouge, Louisiana 70804

The complainant will be notified in writing within 10 days that, due to the nature of the complaint, it has been forwarded to the Louisiana Department of Justice.

Complainant may contact the Louisiana Department of Justice Public Protection Division directly at the Toll Free Telephone number 1-800-273-5718 or 225-326-6438.

SECTION 4

The Grants Officer will maintain a file for the purpose of keeping reports of complaints.

SECTION 5

This policy does not invalidate nor supersede the personnel or other policies of the St. Charles Parish Council which are currently adopted, but is intended to serve as a guide for complaints.

SECTION 6

This policy may be amended by a majority vote at any of the St. Charles Parish Council regularly scheduled meetings.

ADOPTION

This Citizen Participation Plan is hereby adopted by the St. Charles Parish Council in regular session on this 3rd day of August, 2009.