

RESOLUTION NO. 25-2010

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, APPROVING THE FY 2010-2011 CONTRACT BETWEEN THE CITY OF ABILENE AND THE NATIONAL DEVELOPMENT COUNCIL.

WHEREAS, it is desirable and in the public interest that the City of Abilene renew the contract between the City of Abilene and the National Development Council (NDC); and,

WHEREAS, the Community Development Block Grant Program (CDBG), authorized under Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended. Under CDBG regulations, such authority is granted under 24 CFR 85.36(d)(4) Procurement and Office of Management and Budget (OMB) Circular A-102, Attachment O, Paragraph 11(d) Non-competitive Negotiation; and,

WHEREAS, the request for contract renewal is based on the determination between the City of Abilene and NDC as being the sole source status for Technical Assistance with the City of Abilene. The determination allows a local public agency to procure services through non-competitive (sole source) procedures providing when the services a contractor provide is available only from a single source; and,

WHEREAS, the primary objective of the Community Development Program is to develop a viable urban community, including decent housing and a suitable living environment, and to expand economic opportunities principally for persons of low- and moderate-income. Consistent with the primary objective, the Federal assistance provided in the Community Development Program is for the support of the community development goals, objectives, and strategies which are eligible under applicable Federal regulations; and for the support of the community development goals, objectives, and strategies which are eligible under applicable regulations; and,

WHEREAS, NDC is a qualified sole-source provider because they are the only organization with the range of services and the necessary experience and capacity to provide a complete set of technical assistance, training, and financial services made available exclusively to city, state, and federal agencies and non-profits; and,

WHEREAS, NDC has been and continues to provide the technical assistance for all legal documents necessary for the City to effectively engage in the HUD Section 108 Loan Program and New Market Tax Credits programs. There is no other entity that combines technical assistance and has an SBS 7(a) small business lending company license dedicated solely to economic and community development; and,

WHEREAS, the continuity in services provided by NDC is critical for the successful completion of the downtown historic preservation; the elimination of slum/blight, and continued economic and community development projects; and,

WHEREAS, that the NDC contract be paid from the following funding: CDBG (\$18,000); the Department of Economic and Development (\$40,000); and the General Fund (\$14,000) and not to exceed the contract total of \$72,000;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

- Part 1. That the contract between the CITY OF ABILENE and the NATIONAL DEVELOPMENT COUNCIL for FY 2010-2011 is hereby approved.
- Part 2. That the City Manager, or his designee, is hereby authorized to sign said application and any and all appurtenant documents on behalf of the City.
- Part 3. That this resolution shall take effect immediately from and after its passage.

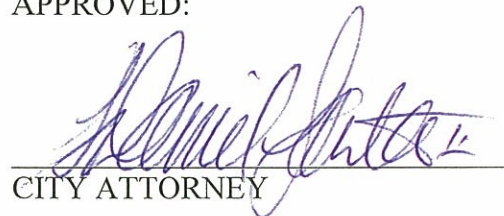
ADOPTED this the 14th day of October 2010.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY