MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF COUNCIL BLUFFS (CITY), IOWA, AND THE COUNCIL BLUFFS COMMUNITY DEVELOPMENT DEPARTMENT (AGENCY) FOR THE PURPOSE OF OBLIGATING THE USE OF AMERICAN RESCUE PLAN ACT (ARPA) FUNDS FOR THE IMPLEMENTATION OF THE CITY OF COUNCIL BLUFFS HOUSING DEVELOPMENT PROGRAM 2023

WHEREAS; The CITY has received ARPA funds from the Federal Government and has yet to obligate $3,852,947.76; and,

WHEREAS; AGENCY has developed the City of Council Bluffs Housing Development Program 2023 (PROGRAM) for the purpose of creating residential dwellings at all income levels within the CITY's boundaries; and,

WHEREAS; The PROGRAM is an appropriate use of the ARPA funding so long as all expenditures are accomplished by December 31, 2026.

NOW, THEREFORE, it is understood by CITY and AGENCY that the following shall occur;

1. CITY does hereby obligate the expending of no less than $3,852,947.76, of ARPA funding by AGENCY for the implementation of the PROGRAM. In addition to the above amount, ARPA funds that have been previously obligated by the CITY but not so utilized, are deemed automatically obligated to the Program. The PROGRAM is attached to this Memorandum of Understanding (MOU) and identified as Exhibit "A" and by this reference, is made a part of and incorporated into this MOU.
2. All expenditures of the ARPA funding shall be in compliance with the Iowa Code and the Council Bluffs Municipal Code and, shall be expended no later than December 31, 2026.
3. By executing this document, it is the intent of the PARTIES to create an obligation of the CITY and a right of the AGENCY.

In witness of this document, the rights and the obligations contained therein, and as authorized representatives of our respective parties, we have affixed our signatures below this _____ day of _____, 2024.

City of Council Bluffs

_____
Matthew J. Walsh
Mayor

City of Council Bluffs
Community Development Department

By: _____
Courtney D. Harter
Director