

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.**

**AN ORDINANCE**

**AUTHORIZING THE REPROGRAMMING OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS IN THE AMOUNT OF \$1,425,274.72 AVAILABLE FROM FY 2009-2015 FROM CITY-WIDE PROJECT COMPLETIONS AND CANCELLED ACTIVITIES TO PALO ALTO APARTMENTS PROJECT IN THE AMOUNT OF \$600,000.00, PEDESTRIAN SAFETY IMPROVEMENTS IN THE AMOUNT OF \$500,000.00, GREEN AND HEALTHY HOMES INITIATIVE IN THE AMOUNT OF \$200,274.72 AND HABITAT FOR HUMANITY IN THE AMOUNT OF \$125,000.00; SUBSTANTIALLY AMENDING THE FY 2015 ANNUAL ACTION PLAN/BUDGET; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF THE AFFECTED PROJECTS AND THE CREATION OF NEW PROJECT BUDGETS; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY; AND ESTABLISHING A REVOLVING FUND FOR THE EXISTING NEIGHBORHOOD STABILIZATION PROGRAM (NSP) LAND BANK SALE PROCEEDS.**

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**WHEREAS**, Community Development Block Grant (CDBG) funds available in previously-appropriated projects may, pursuant to regulations of the U.S. Department of Housing and Urban Development (HUD), be retained by grantees for reprogramming to provide supplementation to existing projects and/or funding in support of new programs; and

**WHEREAS**, the City of San Antonio (“City”) is a CDBG fund grantee; and

**WHEREAS**, in connection with the current CDBG Program, the sum of \$1,425,274.72 is currently available in CDBG funds for said reprogramming and allocation; and

**WHEREAS**, it is the desire of the City to use said funds for eligible housing and community development activities consistent with the Five Year Consolidated Plan and the Strategic Plan for Community Development ; and

**WHEREAS**, it is necessary to authorize a substantial amendment to the City’s FY 2015 Consolidated Annual Action Plan and Budget to reprogram funds in said budgets; and

**WHEREAS**, pursuant to applicable HUD regulations, statutory requirements, and/or City Council policy designed to ensure adequate citizen input, a public hearing is required prior to any reprogramming of or modification to funds and projects, respectively, and prior to the adoption of activities under the City’s Community Development Program; and

**WHEREAS**, the required notice having been duly published, and said public hearing having been held before City Council on April 16, 2015, it is now the desire of the City to formally resolve the issues of allocating reprogrammable CDBG funds; and

**WHEREAS**, it is necessary to establish a Revolving Fund to utilize revenues generated from the sale of residential properties acquired through the Neighborhood Stabilization Program (NSP) funded Land Bank, in order to acquire additional foreclosed and abandoned properties; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** Revisions to the Community Development Block Grant (CDBG) projects and the modifications to the budgets and reprogramming in support thereof in an amount not to exceed \$1,425,274.72 available from FY 2009-2015 City-wide project completions and cancelled activities to Palo Alto Apartments project in the amount of \$600,000.00, Pedestrian Safety Improvements in the amount of \$500,000.00, Green and Healthy Homes Initiative in the amount of \$200,274.72 and Habitat for Humanity in the amount of \$125,000.00, are hereby authorized in accordance with the budget revision schedule affixed hereto and incorporated by reference herein for all purposes as **Attachment I**. Said funds are hereby authorized to be reprogrammed to cover existing project shortfalls, modifications, and/or the creation of new CDBG projects in accordance with **Attachment I** and the allocation and appropriation of funds consistent with **Attachment I** are hereby authorized.

**SECTION 2.** The establishment of a Neighborhood Stabilization Program (NSP) Revolving Fund to utilize revenues generated from the sale of residential properties acquired through the NSP funded Land Bank, in order to acquire additional foreclosed and abandoned properties is hereby authorized.

**SECTION 3.** Budget adjustments within project allocations to conform with actual expenditures if line item cost overruns occur or are anticipated is hereby authorized. The close-out and cancellation of affected projects and the creation of new projects and project budgets in accordance with **Attachment I** is hereby authorized.

**SECTION 4.** The City Manager or her designee, the Director of the Department of Planning and Community Development or the Grants Administrator of the Division of Grants Monitoring and Administration is hereby authorized to approve budget adjustments within project allocations to conform with actual expenditures if line item cost overruns occur or are anticipated; authorizing the close-out and cancellation of affected projects and the creation of new projects and project budgets, and authorizing the execution and submission of contracts and other documents as necessary.

**SECTION 5.** The appropriations, reallocations, expenditures, encumbrances, and budget revisions necessitated and scheduled pursuant to the aforesaid **Attachment I** are hereby authorized for entry into the City's accounting system.

**SECTION 6.** The Director of the City's Finance Department is hereby authorized to effect on the books of the City the cancellations, revisions, and reprogramming in support thereof, set forth in **Attachment I**. The City Manager or her designee, the Director of the Department of

Planning and Community Development or the Grants Administrator of the Division of Grants Monitoring and Administration is hereby authorized to execute any and all contracts and other documents as necessary for: (a) implementation of the reductions, revisions, and reprogramming set forth in **Attachment I**; and (b) compliance with the U.S. Department of Housing and Urban Development (HUD) rules, regulations, and procedures, and to submit all certifications and such other information to and as required by HUD.

**SECTION 7.** A substantial amendment to the City's FY 2015 Consolidated Annual Action Plan and Budget to reprogram funds in the CDBG budget is hereby authorized. The Grants Administrator of the Division of Grants Monitoring and Administration is hereby authorized to execute any and all documents in connection with said amendment.

**SECTION 8.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 9.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2015.

**M A Y O R**  
Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Martha G. Sepeda, Acting City Attorney