

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 \$540,536.72 IN HOME INVESTMENT PARTNERSHIP (HOME) FUNDS AND \$4,512,653.60 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AVAILABLE FROM CITY-WIDE PROJECT COMPLETIONS, CANCELLED PROJECTS AND AVAILABLE SECTION 108 REPAYMENT FUNDS FOR ELIGIBLE ACTIVITIES CONSISTENT WITH THE FIVE YEAR CONSOLIDATED PLAN AND THE STRATEGIC PLAN FOR COMMUNITY DEVELOPMENT; AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE FY 2014 CONSOLIDATED ANNUAL ACTION PLAN AND BUDGET; AUTHORIZING THE REVISION OF THE DISTRICT 5 RENEWSA TARGET AREA TO REPLACE PALM HEIGHTS WITH COLLINS GARDEN; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF THE AFFECTED PROJECTS AND THE CREATION OF NEW PROJECTS AND PROJECT BUDGETS; AND AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY.

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WHEREAS, Home Investment Partnership (HOME) funds and 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 HOME and CDBG fund grantee; and

WHEREAS, in connection with the current HOME Program, the sum of \$540,536.72 is currently available in HOME funds for said reprogramming and allocation; and

WHEREAS, in connection with the current CDBG Program, the sum of \$4,512,653.60 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 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 2014 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 March 13, 2014, it is now the desire of the City to formally resolve the issues of allocating reprogrammable HOME and CDBG funds; and

WHEREAS, it is necessary to revise the District 5 REnewSA target area from the Palm Heights area to the Collins Garden area, in order to allow city staff to build on established partnerships among public and private entities, existing revitalization efforts, current networks and community engagement providing a strategic reinvestment benefit; **NOW THEREFORE:**

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

SECTION 1. Revisions to the Home Investment Partnership (HOME) and Community Development Block Grant (CDBG) projects and the modifications to the budgets and reprogramming in support thereof in the amount of \$540,536.72 in HOME Entitlement funds and \$4,512,653.60 in CDBG Entitlement funds for a total reprogramming budget of \$5,053,190.32 available from City-wide project completions, cancelled projects and available Section 108 repayment funds for eligible activities consistent with the five-year Consolidated Plan and the Strategic Plan for Community Development are hereby approved 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 HOME and CDBG projects in accordance with **Attachment I** and the allocation and appropriation of funds consistent with **Attachment I** are hereby authorized.

SECTION 2. A revision to the District 5 REnewSA target area from the Palm Heights area to the Collins Garden area 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 the new project and project budget in accordance with **Attachment I** is hereby authorized.

SECTION 4. The City Manager or her designee, or the Grants Administrator of the Office 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, authorizes the amendment of the Fiscal Year 2014 Capital Budget to reflect said reprogramming 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, or the Grants Administrator of the Office 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 2014 Consolidated Annual Action Plan and Budget to reprogram funds in the HOME and CDBG budgets is hereby authorized. The Grants Administrator of the Office 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 _____, 2014.

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Robert F. Greenblum, City Attorney