

**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 UP TO \$908,000.00 OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS; UP TO \$1,820,000.00 OF HOME INVESTMENT PARTNERSHIPS PROGRAM (HOME) FUNDS; AND UP TO \$465,000.00 OF NEIGHBORHOOD STABILIZATION PROGRAM (NSP) FUNDS; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF AFFECTED PROJECTS AND THE CREATION OF NEW PROJECTS AND PROJECT BUDGETS; AND APPROVING SUBSTANTIAL AMENDMENT #2 TO THE FY 2018 ACTION PLAN AND BUDGET TO REPROGRAM SAID FUNDS.**

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**WHEREAS**, on August 3, 2017, pursuant to Ordinance No. 2017-08-03-0521, City Council approved the FY 2018 Action Plan and Budget which allocated approximately \$12.2 million in Community Development Block Grant (CDBG) funding and approximately \$4.9 million in HOME Investment Partnerships Program (HOME) funding; and

**WHEREAS**, the City of San Antonio (“City”) received a one-time award of approximately \$8.6 million in Neighborhood Stabilization Program (NSP) funds from the United States Department of Housing and Urban Development (HUD) in March 2009; and

**WHEREAS**, pursuant to HUD regulations, CDBG, HOME, and NSP funds available from previously-appropriated projects may be retained by grantees for reprogramming to provide supplementation to existing projects and/or funding in support of new programs; and

**WHEREAS**, the City, as a grantee of CDBG, HOME and NSP funds, is permitted to reprogram funds available from cancelled activities, program savings, and program income; and

**WHEREAS**, the sum of \$908,000.00 is currently available in CDBG funds for reprogramming and allocation as a result of program savings and cancelled activities as reflected on **Attachment I**; and

**WHEREAS**, the sum of \$1,820,000.00 is currently available in HOME funds for reprogramming and allocation as a result of program savings and program income as reflected on **Attachment I**; and

**WHEREAS**, the sum of \$465,000.00 is currently available in NSP funds for reprogramming and allocation as a result of program savings and program income as reflected on **Attachment I**; and

**WHEREAS**, it is the City Council’s intention to approve the allocation of up to \$908,000.00 of CDBG funds, to wit: up to \$542,000.00 for a short-term emergency rental assistance program; up

to \$150,000.00 for a lead-based paint program; up to \$60,000.00 for a lead based paint remediation project for Respite Care of San Antonio; up to \$55,000.00 in supplemental funding for code enforcement activities; up to \$50,000.00 in supplemental funding for a summer youth program; up to \$41,000.00 for a late night hoops program; and up to \$10,000.00 in supplemental funding for community centers extended hours; and

**WHEREAS**, it is the City Council's intention to approve the allocation of up to \$1,820,000.00 of HOME funds, to wit: up to \$1,500,000.00 of additional funding for East Meadows Phase II (Wheatley Multi-Family Phase IV); and up to \$320,000.00 in supplemental funding for the homebuyer incentive program; and

**WHEREAS**, it is the City Council's intention to approve the allocation of up to \$465,000.00 of NSP funds, to wit: up to \$455,000.00 for Cross Timber Homes; and up to \$10,000.00 for NSP monitoring and administration; and

**WHEREAS**, in order to reprogram said funds, it is necessary to authorize a substantial amendment to the City's FY 2018 Action Plan and Budget; 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 or projects; and

**WHEREAS**, the required notice having been duly published, and said public hearing having been held before City Council on April 11, 2018, it is now the desire of the City to formally allocate the reprogrammable CDBG, HOME, and NSP funds at issue; **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 \$908,000.00 available from program savings and cancelled activities are hereby authorized in accordance with the budget revision schedule affixed hereto and incorporated by reference herein for all purposes as **Attachment I**, to wit: up to \$542,000.00 for a short-term emergency rental assistance program; up to \$150,000.00 for a lead-based paint program; up to \$60,000.00 for a lead based paint remediation project for Respite Care of San Antonio; up to \$55,000.00 in supplemental funding for code enforcement activities; up to \$50,000.00 in supplemental funding for a summer youth program; up to \$41,000.00 for a late night hoops program; and up to \$10,000.00 in supplemental funding for community centers extended hours. Said funds are hereby authorized to be reprogrammed to cover existing project shortfalls, modifications, and/or the creation of the CDBG projects in accordance with **Attachment I** and the allocation and appropriation of funds consistent with **Attachment I** are hereby authorized.

**SECTION 2.** Revisions to the Home Investment Partnerships Program (HOME) projects and the modifications to the budgets and reprogramming in support thereof in an amount not to exceed \$1,820,000.00 available from program savings and program income are hereby authorized in accordance with the budget revision schedule affixed hereto and incorporated by

reference herein for all purposes as **Attachment I**, to wit: up to \$1,500,000.00 of additional funding for East Meadows Phase II (Wheatley Multi-Family Phase IV); and up to \$320,000.00 in supplemental funding for the homebuyer incentive program. Said funds are hereby authorized to be reprogrammed to cover existing project shortfalls, modifications, and/or the creation of the HOME projects in accordance with **Attachment I** and the allocation and appropriation of funds consistent with **Attachment I** are hereby authorized.

**SECTION 3.** Revisions to the Neighborhood Stabilization Program (NSP) projects and the modifications to the budgets and reprogramming in support thereof in an amount not to exceed \$465,000.00 available from program savings and program income are hereby authorized in accordance with the budget revision schedule affixed hereto and incorporated by reference herein for all purposes as **Attachment I**, to wit: up to \$455,000.00 for Cross Timber Homes' infill single-family housing development project; and up to \$10,000.00 for NSP monitoring and administration. Said funds are hereby authorized to be reprogrammed to cover existing project shortfalls, modifications, and/or the creation of the NSP projects in accordance with **Attachment I** and the allocation and appropriation of funds consistent with **Attachment I** are hereby authorized.

**SECTION 4.** A substantial amendment #2 to the City's FY 2018 Action Plan and Budget to reprogram funds in the CDBG, HOME, and NSP budgets in accordance with this Ordinance and **Attachment I** 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 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 Neighborhood and Housing Services Department or her designee, or the Grants Administrator of the Division of Grants Monitoring and Administration is hereby authorized to (a) implement the reductions, revisions, and reprogramming set forth in **Attachment I**; (b) comply with HUD rules, regulations, and procedures, and submit all certifications and such other information to and as required by HUD; (c) approve budget adjustments within project allocations to conform with actual expenditures if line item cost overruns occur or are anticipated; (d) close-out and cancel affected projects and create new projects and project budgets; (e) execute any and all necessary documents in connection with the projects set forth above; and (f) provide for payment.

**SECTION 7.** 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 8.** This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

**PASSED AND APPROVED** this 12<sup>th</sup> day of April, 2018.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney

# **ATTACHMENT I**