

AN ORDINANCE 2014-02-20-0104

**AUTHORIZING THE REPROGRAMMING OF NEIGHBORHOOD STABILIZATION PROGRAM (NSP) FUNDS IN THE TOTAL AMOUNT OF \$600,000.00 AVAILABLE FROM AVAILABLE PROGRAM INCOME FOR ELIGIBLE NSP 25% SET-ASIDE ACTIVITIES; APPROPRIATING \$600,000.00 IN NSP SET-ASIDE FUNDS TO THE OSCAR EASON APARTMENT REDEVELOPMENT AND AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE FY 2014 CONSOLIDATED ANNUAL ACTION PLAN AND BUDGET; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF THE AFFECTED PROJECTS AND THE CREATION OF THE NEW PROJECT AND PROJECT BUDGET; AND AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY.**

\* \* \* \* \*

**WHEREAS**, Neighborhood Stabilization Program (NSP) 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 NSP fund grantee; and

**WHEREAS**, in connection with the current NSP Program, the sum of \$600,000.00 is currently available from available program income for said reprogramming, and

**WHEREAS**, in connection with said funding availability, it is necessary to reprogram \$600,000.00 for eligible NSP 25% set-aside activities to assist persons at or below 50% of the Area Median Income and to appropriate \$600,000.00 in NSP set-aside funds to the Oscar Eason Apartments Redevelopment; 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 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 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 February 20, 2014, it is now the desire of the City to formally resolve the issues of allocating reprogrammable NSP funds; **NOW THEREFORE:**

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

**SECTION 1.** Revisions to the Neighborhood Stabilization Program (NSP) projects and the modifications to the budgets and reprogramming in support thereof in the amount of \$600,000 00 available from available program income for eligible NSP 25% set-aside activities to assist persons at or below 50% of the Area Median Income and to appropriate \$600,000.00 in NSP set-aside funds to the Oscar Eason Apartments Redevelopment 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 the new NSP project in accordance with **Attachment I** and the allocation and appropriation of funds consistent with **Attachment I** are hereby authorized.

**SECTION 2.** 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 3.** 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 4.** 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.

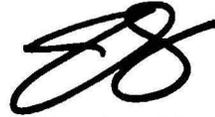
**SECTION 5.** The Director of the City's Finance Department is hereby authorized to effect on the books of the City the cancellations, revisions, and reprogramming in support thereof, set forth in **Attachment I**. The City Manager or her designee, or the Grants Administrator of the Office of Grants 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 6.** A substantial amendment to the City's FY 2014 Consolidated Annual Action Plan and Budget to reprogram funds in the NSP 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 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 20<sup>th</sup> day of February, 2014.



**M A Y O R**  
Julián Castro

**ATTEST:**

  
\_\_\_\_\_  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
for Robert F. Greenblum, City Attorney

<b>Agenda Item:</b>	<b>16 ( in consent vote: 4, 5, 7, 8, 9, 11, 12, 12A, 12B, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 )</b>
<b>Date:</b>	02/20/2014
<b>Time:</b>	09 23 29 AM
<b>Vote Type:</b>	Motion to Approve
<b>Description:</b>	A Public Hearing and Ordinance authorizing the reprogramming of \$600,000 in Neighborhood Stabilization Program (NSP) funds available from program income to the Oscar Eason Apartment redevelopment project, and amending the FY 2014 Action Plan and Budget
<b>Result:</b>	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R Taylor	District 2		x				x
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x			x	
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

## NSP Reprogramming Fiscal Attachment 2-20-2014

Activity	Budget as of 11/01/2012	Proposed Reprogramming Action	Revised Budget
Single-Family Program Income	743,057.94	(743,057.94)	0.00
Multi-Family Program Income	142,672.00	(142,672.00)	0.00
GMA Oversight	842,220.77	(119,983.10)	722,237.67
SF Acquisition	2,003,331.45	0.00	2,003,331.45
SF Rehabilitation	408,025.88	172,328.40	580,354.28
MF Acquisition	982,354.15	0.00	982,354.15
MF Rehabilitation	1,535,483.70	0.00	1,535,483.70
MF Redevelopment	1,391,240.36	108,759.64	1,500,000.00
Down Payment Assistance	10,000.00	20,625.00	30,625.00
Tierra Del Sol CLG	42,950.00	0.00	42,950.00
Cevallos Lofts	1,000,000.00	0.00	1,000,000.00
DPA HAP Assistance	0.00	104,000.00	104,000.00
SAAH Land Bank	1,240,000.00	0.00	1,240,000.00
Wheatley Acquisition	363,298.74	0.00	363,298.74
Oscar Eason Redevelopment (Low Income Set Aside)	0.00	600,000.00	600,000.00
<b>Total</b>	<b>10,704,634.99</b>	<b>0.00</b>	<b>10,704,634.99</b>