

AN ORDINANCE 2012-11-01-0859

**AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE CITY'S FISCAL YEAR 2013 ANNUAL ACTION PLAN AND THE REPROGRAMMING OF NEIGHBORHOOD STABILIZATION PROGRAM (NSP) FUNDS IN AN AMOUNT NOT TO EXCEED \$1,603,298.74 AVAILABLE FROM OTHER NSP-ELIGIBLE ACTIVITIES TO TARGETED ACQUISITION WITHIN THE WHEATLEY COURTS NEIGHBORHOOD AND LAND BANKING ACTIVITIES WITHIN EACH OF THE SIX (6) NSP TARGET AREAS; AUTHORIZING THE CLOSE-OUT AND CANCELLATION OF AFFECTED PROJECTS AND THE CREATION OF NEW PROJECTS AND PROJECT BUDGETS; AUTHORIZING THE EXECUTION AND SUBMISSION OF CONTRACTS AND OTHER DOCUMENTS AS NECESSARY.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio ("City") is a Neighborhood Stabilization Program (NSP) fund grantee; and

**WHEREAS**, 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**, in connection with the current NSP Programs, the total sum of \$1,603,298.74 is currently available from FY 2009 NSP funds for said reprogramming and allocation; and

**WHEREAS**, it is the desire of the City to use said funds to improve neighborhoods by purchasing and rehabilitating abandoned and foreclosed properties, establishing land banks, demolishing blighted structures, and for redevelopment activities in the target areas; and

**WHEREAS**, it is necessary to authorize a substantial amendment to the City's FY 2013 Annual Action Plan 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 November 1, 2012, 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 an amount not to exceed \$1,603,298.74 available from NSP-eligible activities to be used for targeted acquisition within the Wheatley Courts neighborhood and land banking activities within each of the six (6) NSP target areas (**Attachment I**) are hereby approved in accordance with the budget revision schedule affixed hereto and incorporated by reference herein for all purposes as **Attachment II**. Said funds are hereby authorized to be reprogrammed to cover existing project shortfalls, modifications, and/or the creation of new NSP projects in accordance with **Attachment II** and the allocation and appropriation of funds consistent with **Attachment II** is hereby authorized.

**SECTION 2.** Funds have been appropriated in Fund Number 2328000001, "NSP – STIMULUS," and the creation of two (2) Internal Order numbers is hereby approved.

**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 **Attachments I and II** is hereby authorized.

**SECTION 4.** The appropriations, reallocations, expenditures, encumbrances, and budget revisions necessitated and scheduled pursuant to the aforesaid **Attachment II** 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 II**. The City Manager or her designee, or the Interim 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 II**; 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 2013 Annual Action Plan to reprogram funds in the NSP budgets is hereby authorized. The Interim Grants Administrator of the Office of Grants Monitoring and Administration is hereby

authorized to execute any and all documents in association with the aforementioned action.

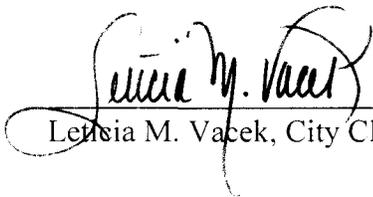
**SECTION 7.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, 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.

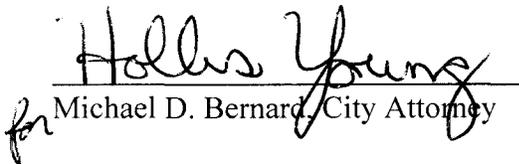
**PASSED AND APPROVED** this 1<sup>st</sup> day of November, 2012.

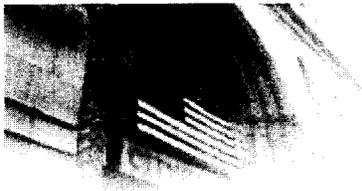
  
M A Y O R  
Julián Castro

**ATTEST:**

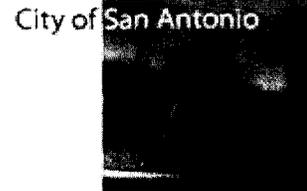
  
\_\_\_\_\_  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
for Michael D. Bernard, City Attorney



Request for  
**COUNCIL**  
ACTION



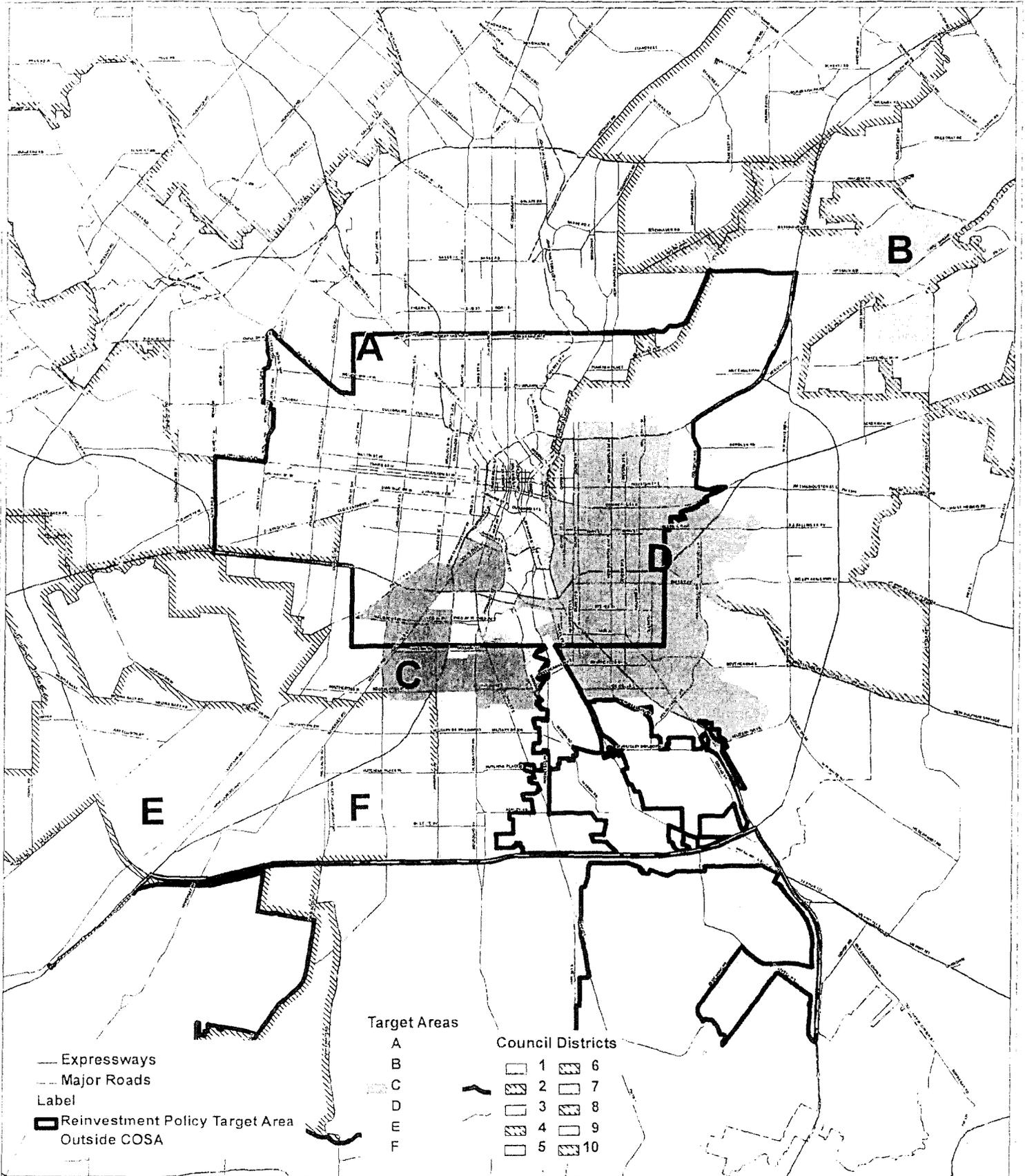
### Agenda Voting Results - 18

<b>Name:</b>	4, 5, 6, 7A, 7B, 7C, 7D, 7E, 8, 9, 10, 11, 13, 14, 16, 17, 18, , 16, 17, 18						
<b>Date:</b>	11/01/2012						
<b>Time:</b>	09:34:05 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	Public Hearing and Consideration of an Ordinance authorizing and approving a substantial amendment to the City's Fiscal Year 2013 Annual Action Plan to include the reprogramming of Neighborhood Stabilization Program (NSP) funds in the amount of \$1,603,298.74 to fund targeted acquisition within the Wheatley Courts neighborhood and land banking activities within each of the six NSP target areas. [David Ellison, Assistant City Manager; John M. Dugan, Planning and Community Development Director]						
<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	
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

<b>Name:</b>	4, 5, 6, 7A, 7B, 7C, 7D, 7E, 8, 9, 10, 11, 13, 14, 16, 17, 18, , 16, 17, 18						
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		within the Wheatley Courts neighborhood and land banking activities within each of the six NSP target areas. [David Ellison, Assistant City Manager; John M. Dugan, Planning and Community Development Director]					
<b>Result:</b>		Passed					
<b>Voter</b>	<b>Group</b>	<b>Not Present</b>	<b>Yea</b>	<b>Nay</b>	<b>Abstain</b>	<b>Motion</b>	<b>Second</b>
Julián Castro	Mayor		x				
Diego Bernal	District 1		x				
Ivy R. Taylor	District 2		x			x	
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
Carlton Soules	District 10		x				

# ATTACHMENT I

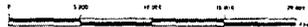


## Neighborhood Stabilization Program Target Areas

City of San Antonio



City of San Antonio Planning and Development Services Department  
Development and Business Services Unit  
PMS - 4300  
San Antonio, TX 78204



## ATTACHMENT II

### Neighborhood Stabilization Program (NSP) Reprogramming Budget

Project Name	Project Budget	Reprogram	Revised Budget	Internal Order Number
Multi-Family Redevelopment (Sutton Homes Redevelopment)	1,500,000.00	(168,759.64)	1,391,240.36	131000001797
Single-Family Rehabilitation (Entitlement and Program Income)	777,802.18	(22,532.96)	556,269.28	131000001826
Multi-Family Rehabilitation (Gillette Square Apartments)	1,535,483.85	(0.15)	1,535,483.70	131000001828
Tierra Del Sol Construction Loan Guarantee	132,950.00	(90,000.00)	42,950.00	131000001836
Unallocated Single-Family Program Income as of 10/5/2012***	\$ 1,067,118.27	\$ (1,067,118.27)	-	131000001896
Unallocated Multi-Family Program Income as of 10/5/2012***	115,887.78	(115,887.78)	-	131000002020
<b><i>Wheatley Courts - Land Bank and Redevelopment Activities</i></b>	-	<b><i>363,298.74</i></b>	<b><i>363,298.74</i></b>	<b><i>TBD</i></b>
<b><i>OurSA - Land Bank and Redevelopment Activities</i></b>	-	<b><i>1,240,000.00</i></b>	<b><i>1,240,000.00</i></b>	<b><i>TBD</i></b>
	<b>\$ 5,129,242.08</b>	<b>\$ -</b>	<b>\$ 5,129,242.08</b>	

\*\*\*Any additional program income received will be expended prior to utilization of entitlement funds.