DF:bh
09/17/2015
Item #42

AN ORDINANCE 2015-09-17-0815

AUTHORIZING THE REPROGRAMMING OF HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM FUNDS IN THE AMOUNT OF $600,000.00 AVAILABLE FROM FY 2014 MULTI-FAMILY SET ASIDE TO SUPPORT THE COMMUNITY HOUSING DEVELOPMENT ORGANIZATION (CHDO) NEW CONSTRUCTION SET ASIDE; 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 PROVIDING FOR PAYMENT.

* * * * *

WHEREAS, Home Investment Partnerships (HOME) Program 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 fund grantee; and

WHEREAS, in connection with the current HOME Program, the sum of $600,000.00 is currently available in HOME funds for said reprogramming and allocation; and

WHEREAS, it is the desire of the City to reprogram and allocate said funds to support the Community Housing Development Organization (CHDO) New Construction Set Aside; 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 September 17, 2015, it is now the desire of the City to formally resolve the issues of allocating reprogrammable HOME funds; **NOW THEREFORE:**

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

SECTION 1. Revisions to the Home Investment Partnerships (HOME) Program projects and the modifications to the budgets and reprogramming in support thereof in an amount not to exceed $600,000.00 available from FY 2014 Multi-family Set Aside to support the Community

Housing Development Organization (CHDO) New Construction Set Aside 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 HOME projects 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 new projects and project budgets in accordance with **Attachment I** is hereby authorized.

SECTION 3. The City Manager or her designee, the Director of the Department of Planning and Community Development or his designee, 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; and providing for payment.

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, the Director of the Department of Planning and Community Development or his designee, 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 6. A substantial amendment to the City's FY 2015 Consolidated Annual Action Plan and Budget to reprogram funds in the HOME 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 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.

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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 17th day of September, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

for Martha G. Sepeda, Acting City Attorney

Agenda Item:	**42 (in consent vote: 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 22A, 22B, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 35, 36, 37, 38, 40, 41, 42, 43)**
Date:	09/17/2015
Time:	10:02:11 AM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing the reprogramming of Home Investment Partnerships funds in the amount of $600,000.00 available from FY 2014 Multi-family Set Aside to support the CHDO New Construction Set Aside, substantially amending the FY 2015 Annual Action Plan/Budget; authorizing the closeout and cancellation of affected projects and the creation of new project budgets; authorizing the execution and submission of contracts and other documents as necessary; and providing for payment. [Peter Zanoni, Deputy City Manager; John Dugan, Planning and Community Development]
Result:	Passed

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

ATTACHMENT I

FY 2015 Action Plan Substantial Amendment

Reprogramming Sources

Fiscal Year	HUD Program	Activity Name	I/O	SAP Approved Budget	Expenses To Date	Variance
2014	HOME	Multi-family Rental Development Program (Merchants Ice Lofts)	131000002260	302,704.00	-	$ 302,704.00
2014	HOME	Multi-family Rental Development Program (Merchants Ice Lofts)	131000002291	297,296.00	-	297,296.00
					Total	600,000.00

Reprogramming Uses

Fiscal Year	Grant	Project Name	Award Amount
2015	HOME	CHDO Set Aside Single Family New Construction	$ 600,000.00
		Total	600,000.00

Prepared by Department of Planning and Community Development