

AN ORDINANCE      2013 - 01 - 17 - 0031

**AUTHORIZING A SUBSTANTIAL AMENDMENT TO THE CITY'S FISCAL YEAR 2013 CONSOLIDATED ANNUAL ACTION PLAN AND THE REPROGRAMMING OF \$250,000.00 IN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AVAILABLE FROM CITY-WIDE PROJECT COMPLETIONS AND CANCELLED PROJECTS TO CDBG-ELIGIBLE INFRASTRUCTURE MANAGEMENT PROGRAM (IMP) STREET PROJECTS; 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**, 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 CDBG fund grantee; and

**WHEREAS**, in connection with the current CDBG Programs, the sum of \$250,000.00 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 sidewalk improvements on the west side of DeZavala Road near Clark High School in Council District 8; and

**WHEREAS**, it is necessary to authorize a substantial amendment to the City's FY 2013 Consolidated 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 January 17, 2013, it is now the desire of the City to formally resolve the issues of allocating reprogrammable CDBG funds; **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 the amount of \$250,000.00

available from City-wide project completions and cancelled projects to CDBG-eligible Infrastructure Management Program (IMP) Street Projects 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 CDBG 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, or the Interim 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 2013 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 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 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 2013 Consolidated Annual Action Plan to reprogram funds in the CDBG 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.

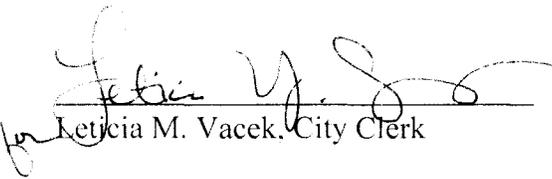
**SECTION 7.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions,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

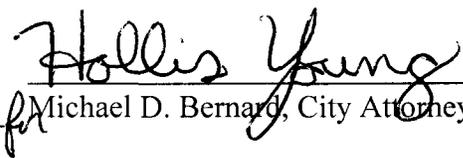
**PASSED AND APPROVED** this 17<sup>th</sup> day of January, 2013.

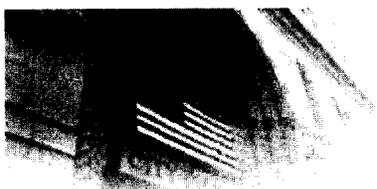
  
M A Y O R  
Julián Castro

**ATTEST:**

  
Leticia M. Vacek, City Clerk

**APPROVED AS TO FORM:**

  
Michael D. Bernard, City Attorney



Request for  
**COUNCIL**  
**ACTION**

City of San Antonio



## Agenda Voting Results - 17

<b>Name:</b>	4, 5, 6, 7, 8, 10A, 10B, 10C, 10D, 12A, 12B, 13, 15, 16, 17						
<b>Date:</b>	01/17/2013						
<b>Time:</b>	09:25:30 AM						
<b>Vote Type:</b>	Motion to Approve						
<b>Description:</b>	A Public Hearing and consideration of an Ordinance authorizing a substantial amendment to the FY 2013 Consolidated Annual Action Plan and the reprogramming of \$250,000.00 in Community Development Block Grant (CDBG) funds for CDBG-eligible Infrastructure Management Program street projects for sidewalk improvements on the west side of DeZavala Road near Clark High School in Council District 8. [David Ellison, Assistant City Manager; John Dugan, Director, Planning and Community Development]						
<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			x	
Ivy R. Taylor	District 2		x				
Leticia Ozuna	District 3		x				
Rey Saldaña	District 4		x				x
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9	x					
Carlton Soules	District 10		x				

## ATTACHMENT I

### Community Development Block Grant (CDBG) Reprogramming Budget

Project Name	Project Budget	Reprogram	Revised Budget	Internal Order Number
W. Harding Blvd (from Commercial Avenue to Logwood Avenue)	\$ 250,000.00	\$ (250,000.00)	\$ -	131000002148
Dannyclay Reclamation (Yolanda to NW 38th)	-	155,270.00	155,270.00	TBD
W. Craig Place Reclamation (N. Zarzamora to N. Calaveras)	-	94,730.00	94,730.00	TBD
<b>TOTAL</b>	<b>\$ 250,000.00</b>	<b>\$ -</b>	<b>\$ 250,000.00</b>	