

February 24, 2021

**WHEREAS**, on August 18, 1993, Resolution No. 93-3001 established specific timeframes for the obligation and expenditure of Community Development Block Grant (CDBG) funds; and

**WHEREAS**, on March 28, 2007, Resolution No. 07-0992 enhanced the City's existing expenditure policy with additional benchmarks; and

**WHEREAS**, at the discretion of the City Council, the timeframes may be extended for obligating and expending CDBG funded activities; and

**WHEREAS**, the CARES Act included a waiver that allows the public review and comment period to be no less than 5 days; and

**WHEREAS**, the Community Development Commission (CDC) Financial Monitoring/Performance Standards Committee met on December 17, 2020, to review and make recommendations to the City Manager's proposed extensions and reprogramming of CDBG and HOME Funds, along with the proposed amendment to the City's Citizen Participation Plan to increase the amount to trigger HUD's substantial amendment process \$100,000 to \$500,000, and no amendments were recommended; and

**WHEREAS**, on January 7, 2021, upon recommendation by the CDC Financial Monitoring/Performance Standards Committee, the CDC reviewed and approved the proposed extensions and reprogramming of CDBG and HOME Funds, along with the proposed amendment to the City's Citizen Participation Plan, as follows: CDBG unspent funds remaining in 14 projects recommended for extension for a total of \$1,382,617 and unspent funds remaining in 10 projects recommended for reprogramming for a total of \$2,520,726; and HOME unspent funds remaining in 6 projects recommended for reprogramming for a total of \$1,996,715; and

**WHEREAS**, on January 25, 2021, the Government Performance and Financial Management Committee was briefed on the need to maintain ongoing compliance with HUD's timely expenditure policy and proposed Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan to use unspent prior year CDBG Funds in the amount of \$2,011,333 for the Residential Development Acquisition Loan Program and \$509,393 for Emergency Assistance/Rent Program; and use unspent HOME Funds in the amount of \$1,996,715 for the Housing Development Loan Program, and the proposed amendment to the City's Citizen Participation Plan; and

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**WHEREAS**, on January 27, 2021, City Council authorized (1) an extension through September 30, 2021 for Community Development Block Grant (CDBG) funded projects which have not met the City's twelve-month obligation or twenty-four-month expenditure requirement; (2) preliminary adoption of Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan to: (a) use unspent prior year CDBG Funds in the amount of \$2,011,333 for the Residential Development Acquisition Loan Program and \$509,393 for Emergency Assistance/Rent Program; and (b) use unspent Home Investment Partnerships Program (HOME) Funds in the amount of \$1,996,715 for the Housing Development Loan Program; (3) an amendment to the City's Citizen Participation Plan to increase the amount required to trigger HUD's substantial amendment process from \$100,000 to \$500,000; and (4) a public hearing to be held on February 24, 2021 to receive comments on the proposed use of funds for Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan and the amendment to the City's Citizen Participation Plan by Resolution No. 21-0204.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the Dallas City Council authorizes (1) final adoption of Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan to: (a) use unspent prior year Community Development Block Grant funds in the total amount of \$2,011,333 for the Residential Development Acquisition Loan Program and \$509,393 for Emergency Assistance/Rent Program; and (b) use unspent Home Investment Partnerships Program (HOME) Funds in the amount of \$1,996,715 for the Housing Development Loan Program; (2) an amendment to the City's Citizen Participation Plan to increase the amount required to trigger HUD's substantial amendment process from \$100,000 to \$500,000.

**SECTION 2.** That the Dallas City Council authorizes the release of funds from their originally budgeted purposes for Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan to use unspent prior year CDBG Funds in the amount of \$2,011,333 for the Residential Development Acquisition Loan Program and \$509,393 for Emergency Assistance/Rent Program to assist renters and homeowners per Attachment A.

**SECTION 3.** That the Dallas City Council authorizes the release of funds from their originally budgeted purposes for Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan to use unspent prior year HOME Funds in the amount of \$1,996,715 for the Housing Development Loan Program per Attachment B.

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**SECTION 4.** That the Dallas City Council authorizes final adoption of FY 2020-21 Action Plan Reprogramming Budget No. 1 (Substantial Amendment No. 2), as follows:

**CDBG - Source of Funds:**

Reprogramming Budget No. 1 (Substantial Amendment No. 2)

- Unspent Prior Year CDBG Funds - \$2,520,726

**CDBG - Use of Funds:**

- Residential Development Acquisition Loan Program - \$2,011,333 (Housing & Neighborhood Revitalization)
- Emergency Assistance/Rent Program - \$509,393 (Office of Community Care)

**HOME - Source of Funds:**

Reprogramming Budget No. 1 (Substantial Amendment No. 2)

- Unspent Prior Year HOME Funds - \$1,996,715

**HOME - Use of Funds:**

- Housing Development Loan Program - \$1,996,715 (Housing & Neighborhood Revitalization)

**SECTION 5.** That the Dallas City Council authorizes an amendment to the City's Citizen Participation Plan to increase the amount required to trigger HUD's substantial amendment process from \$100,000 to \$500,000.

**SECTION 6.** That the City Manager is hereby authorized to establish appropriations in an amount not to exceed \$2,520,726 in the FY 2020-21 CDBG Reprogramming No. 1 Fund, Fund 20RP and \$1,996,715 in the FY 2020-21 HOME Reprogramming No. 1 Fund, Fund 20M1, as follows:

<u>Fund</u>	<u>Department</u>	<u>Unit</u>	<u>Amount</u>
20RP	HOU	475E	\$2,011,333
20RP	MGT	476E	\$ 509,393
20M1	HOU	477E	\$1,996,715

**SECTION 7.** That the City Manager is hereby authorized to transfer HUD grant funds between projects and individual object codes and/or categories in accordance with HUD regulations and the City's Citizen Participation Plan for Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2020-21 Action Plan.

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**SECTION 8.** That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$2,520,726 in the FY 2020-21 CDBG Reprogramming No. 1 Fund, Fund 20RP and \$1,996,715 in the FY 2020-21 HOME Reprogramming No. 1 Fund, Fund 20M1 from the following appropriations:

<u>Fund</u>	<u>Department</u>	<u>Unit</u>	<u>Amount</u>
20RP	HOU	475E	\$2,011,333
20RP	MGT	476E	\$ 509,393
20M1	HOU	477E	\$1,996,715

**SECTION 9.** That the City Manager is authorized to execute all documents and agreements necessary to implement mortgage/rental assistance programs funded hereunder, including assistance payment agreements for clients participating in the program, approved as to form by the City Attorney.

**SECTION 10.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.