

February 28, 2024

WHEREAS, on August 18, 1993, the City Council authorized establishing specific timeframes for the obligation and expenditure of Community Development Block Grant (CDBG) Funds by Resolution No. 93-3001; and

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

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

WHEREAS, on June 14, 2023, the City Council authorized final adoption of the FY 2023-24 HUD Consolidated Plan Budget by Resolution No. 23-0765; and

WHEREAS, the Community Development Commission (CDC) Financial Monitoring/Performance Standards Committee met on December 19, 2023, to review and make recommendations to the City Manager's proposed extensions and reprogramming of CDBG and CDBG-COVID Funds; and

WHEREAS, on January 4, 2024, upon recommendation by the CDC Financial Monitoring/Performance Standards Committee, the CDC reviewed and approved proposed extensions and reprogramming of CDBG Funds, including proposed reprogramming of unspent CDBG CARES Act Relief (CDBG-COVID) Funds in the amount of \$2,023,222 for the Emergency Rental Assistance Program; and

WHEREAS, on January 22, 2024, the Government Performance and Financial Management Committee was briefed on the need to maintain ongoing compliance with U.S. Department of Housing and Urban Development (HUD)'s timely expenditure policy and proposed Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan; and

WHEREAS, on January 24, 2024, the City Council authorized: (1) an extension through September 30, 2024 for CDBG Funds; (2) preliminary adoption of Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan to use unspent CDBG-COVID Funds for the Emergency Rental Assistance Program; (3) establish a new fund to separate CDBG-DR Funds previously received to comply with HUD rules; and (4) a public hearing, to receive comments on the proposed use of funds, by Resolution No. 24-0164.

WHEREAS, a summary of the proposed Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan will be published in the Dallas Morning News on or about February 7, 2024 to provide an opportunity to submit written comments through February 28, 2024; and

WHEREAS, Federal regulations require that a public hearing be held on the proposed Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan; and

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WHEREAS, holding a public hearing will satisfy the requirements set forth in HUD regulations and the City’s Citizen Participation Plan.

Now, Therefore,

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

SECTION 1. That the City Council authorizes the final adoption of Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan to use unspent CDBG-COVID Funds in the amount of \$2,023,222 for the Emergency Rental Assistance Program, per the **Attachment**.

CDBG-COVID - Source of Funds:

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

- Unspent Prior Year CDBG COVID Funds - \$2,023,222

CDBG-COVID - Use of Funds:

- Emergency Rental Assistance Program - \$2,023,222

SECTION 2. That the City Council authorizes the release of funds from their originally budgeted purposes for Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan to use unspent CDBG-COVID Funds in the amount of \$2,023,222 for the Emergency Rental Assistance Program and \$1,500 cap be removed to use Fair Market Rates and align with other HUD programs that provide similar assistance, per the **Attachment**.

SECTION 3. That the City Manager is hereby authorized to transfer appropriations in the 2020 CARES Act Relief CDBG #1 Fund, Fund CCV1, and 2020 CARES Act Relief CDBG #3 Fund, Fund CCV3, in an amount not to exceed \$2,023,222, per the **Attachment**.

SECTION 4. That the Chief Financial Officer is hereby authorized to disburse funds in the 2020 CARES Act Relief CDBG #1 Fund, Fund CCV1, and 2020 CARES Act Relief CDBG #3 Fund, Fund CCV3, in an amount not to exceed \$2,023,222, as follows:

<u>Fund</u>	<u>Department</u>	<u>Unit</u>	<u>Amount</u>
CCV1	MGT	999G	\$ 5,175
CCV3	MGT	993G	<u>\$2,018,047</u>
		Total	\$2,023,222

SECTION 5. 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 regulation and the City’s Citizen Participation Plan for Reprogramming Budget No. 1 (Substantial Amendment No. 2) to the FY 2023-24 Action Plan.

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SECTION 6. 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 7. 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.