

January 25, 2023

WHEREAS, on August 18, 1993, 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, 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 22, 2022, City Council authorized final adoption of the FY 2022 23 U.S. Department of Housing and Urban Development (HUD) Consolidated Plan Budget by Resolution No. 22-1024; and

WHEREAS, the Community Development Commission (CDC) Financial Monitoring/Performance Standards Committee met on December 15, 2022, to review and make recommendations to the City Manager's proposed extensions and reprogramming of CDBG, CDBG-COVID and HOPWA-COVID Funds, and one amendment was recommended; and

WHEREAS, on January 5, 2023, upon recommendation by the CDC Financial Monitoring/Performance Standards Committee, the CDC reviewed and approved proposed extensions and reprogramming of CDBG Funds in 4 projects recommended for extension for a total of \$1,775,635 and unspent funds remaining in 12 projects recommended for reprogramming to the Residential Development Acquisition Loan Program for a total of \$2,971,130; proposed reprogramming of unspent CDBG CARES Act Relief (CDBG-COVID) Funds in the amount of \$403,405 for the Emergency Assistance Program; and proposed reprogramming of unspent HOPWA CARES Act Relief (HOPWA-COVID) Funds in the amount of \$69,229 for the Emergency Assistance Program; and

WHEREAS, on January 23, 2023, 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. 1) to the FY 2022-23 Action Plan; and

WHEREAS, a summary of the proposed Reprogramming Budget No. 1 (Substantial Amendment No. 1) to the FY 2022-23 Action Plan will be published in the Dallas Morning News on or about January 30, 2023 to provide an opportunity to submit written comments through March 8, 2023; and

WHEREAS, Federal regulations require that a public hearing be held on the proposed Reprogramming Budget No. 1 (Substantial Amendment No. 1) to the FY 2022-23 Action Plan; and

January 25, 2023

WHEREAS, in response to the COVID-19 pandemic, HUD issued a waiver that allows grantees to hold virtual meetings using an on-line platform in lieu of holding in-person public hearings to fulfill the public hearing requirements under HUD regulations and the City's Citizen Participation Plan, so long as national or local public health authorities recommend social distancing limiting public gatherings for public health reasons to limit the spread of COVID-19; and

WHEREAS, in accordance with the HUD waiver and based on local and national public health authority guidance recommending social distancing that limits public gatherings for public health reasons to prevent the spread of COVID-19, holding a virtual public hearing using an on-line platform on March 8, 2023, 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 an extension through September 30, 2023 for Community Development Block Grant (CDBG) Funds in the amount of \$1,775,635 in CDBG funded projects that have not met the City's twelve-month obligation or twenty-four-month expenditure requirement, per **Attachment A**.

SECTION 2. That the City Council authorizes the release of funds from their originally budgeted purposes for Reprogramming Budget No. 1 (Substantial Amendment No. 1) to the FY 2022-23 Action Plan to **(a)** use unspent prior year CDBG Funds in the amount of \$2,971,130 for the Residential Development Acquisition Loan Program; **(b)** use unspent CDBG CARES Act Relief (CDBG-COVID) Funds in the amount of \$403,405 for the Eviction Assistance Program; **(c)** use unspent Housing Opportunities for Persons with Aids (HOPWA) CARES Act Relief Funds in the amount of \$69,229 for the Emergency Assistance Program; and **(d)** amend Schedule B to the FY 2022-23 HUD Consolidated Plan Budget for CDBG to add an activity for Out-of-School Time Program-Community Sites and reallocate \$97,441 from Out-of-School Time Program-School Sites to the new activity, and correct the department for Americans with Disability Act (ADA) Improvements, per **Attachment B** and revised **Schedule B** attached.

SECTION 3. That preliminary FY 2022-23 Action Plan Reprogramming Budget No. 1 (Substantial Amendment No. 1) be approved, as follows:

CDBG - Source of Funds:

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

- Unspent Prior Year CDBG Funds - \$2,971,130

SECTION 3. (continued)

CDBG - Use of Funds:

- Residential Development Acquisition Loan Program - \$2,971,130

CDBG-COVID - Source of Funds:

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

- Unspent CDBG-COVID Funds - \$403,405

CDBG-COVID - Use of Funds:

- Emergency Assistance Program - \$403,405

HOPWA-COVID - Source of Funds:

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

- Unspent HOPWA-COVID Funds - \$69,229

HOPWA-COVID - Use of Funds:

- Emergency Assistance Program - \$69,229

SECTION 4. That a public hearing be held on March 8, 2023, before City Council to receive comments on the FY 2022-23 Action Plan Reprogramming Budget No. 1 (Substantial Amendment No. 1).

SECTION 5. 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.