

November 11, 2020

WHEREAS, in response to the coronavirus pandemic, the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) was signed into law on March 27, 2020, and provided additional funds from the U.S. Department of Housing and Urban Development (HUD) to prevent, prepare for, and respond to the spread of COVID-19 and to facilitate assistance to eligible communities and households economically impacted by COVID-19; and

WHEREAS, on April 15, 2020, City Council approved preliminary adoption of the Proposed FY 2020-21 HUD Consolidated Plan Budget; the Proposed CARES Act Relief Funds Budget, No. 1 from HUD; the Proposed FY 2019-20 Reprogramming Budget; an amendment to the City's Citizen Participation Plan; and authorized a public hearing by Resolution No. 20-0596; and

WHEREAS, on April 22, 2020, City Council held a public hearing and approved final adoption of the Proposed FY 2020-21 HUD Consolidated Plan Budget; the Proposed CARES Act Relief Funds Budget, No. 1 from HUD; the Proposed FY 2019-20 Reprogramming Budget by Resolution No. 20-0655; and

WHEREAS, on June 24, 2020, City Council authorized Substantial Amendment No. 5 to the FY 2019-20 Action Plan for the Emergency Solutions Grant (ESG) Program to accept the Coronavirus Aid, Relief, and Economic Security (CARES) Act Relief Funds No. 2 for the Emergency Solutions Grant (ESG) Program by Resolution No. 20-0994; and

WHEREAS, on September 25, 2020, HUD announced the third allocation of CDBG CARES Act Relief Funds in the amount of \$11,778,785.00 to the City of Dallas; and

WHEREAS, on October 15, 2020, the Ad Hoc Committee on COVID-19 Recovery and Assistance was briefed on this matter; and

WHEREAS, on October 28, 2020, City Council authorized preliminary adoption of Substantial Amendment No. 1 to the FY 2020-21 Action Plan to accept CARES Act CDBG Funds, No. 3 from HUD; amend Resolution No. 20-0655, previously approved on April 22, 2020, with respect to adding missing HUD CARES Act grant numbers and CFDA numbers; amend and replace Schedules A through E to Resolution No. 20-0655, previously approved on April 22, 2020, to reallocate funds across departments and units as necessary in support of COVID-19 relief efforts; amend and replace Schedule A to Resolution No. 20-0994, previously approved on June 24, 2020, to reallocate funds in eligible categories to support COVID-19 relief efforts; and expand eligibility for Emergency Solutions Grants (ESG) homeless prevention assistance; and

WHEREAS, a summary of Substantial Amendment No. 1 to the City's FY 2020-21 Action Plan was published in the Dallas Morning News on or about November 4, 2020 to provide an opportunity to submit written comments through November 10, 2020; and

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WHEREAS, the Community Development Commission was briefed regarding this matter on November 5, 2020; and

WHEREAS, holding a public hearing on November 11, 2020 satisfies requirements set forth under expedited procedures in the CARES Act and the amended City's Citizen Participation Plan; and

WHEREAS, a public hearing was held on November 11, 2020 to receive public comments on Substantial Amendment No. 1 to the City's FY 2020-21 Action Plan.

Now, Therefore,

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

SECTION 1. That final adoption of Substantial Amendment No. 1 to the FY 2020-21 Action Plan be, and hereby is, approved to: **(a)** accept Coronavirus Aid, Relief, and Economic Security (CARES) Act Community Development Block Grant (CDBG) Funds, No. 3 from the U.S. Department of Housing and Urban Development (HUD) in the amount of \$11,778,785, according to Schedule 1 attached hereto; **(b)** amend Resolution No. 20-0655, previously approved on April 22, 2020, with respect to adding missing HUD CARES Act grant numbers and CFDA numbers; **(c)** amend and replace Schedules A through E to Resolution No. 20-0655, previously approved on April 22, 2020, to reallocate funds across departments and units as necessary in support of COVID-19 relief efforts; **(d)** amend and replace Schedule A to Resolution No. 20-0994, previously approved on June 24, 2020, according to Schedule 2 attached hereto, to reallocate funds in eligible categories to support COVID-19 relief efforts; and **(e)** expand eligibility for Emergency Solutions Grants (ESG) homeless prevention assistance funded by ESG entitlement funds for households at risk of homelessness who live in housing with characteristics associated with instability and an increased risk of homelessness, to include cost burdened and severely cost burdened households; elderly, frail, or other households living on fixed income; households experiencing unemployment resulting in a loss of income available for housing; and households with lack of assets for emergencies.

SECTION 2. That the City Manager is authorized to apply for, accept, and take actions to implement HUD CARES Act CDBG grant number B-20-MW-48-0009 (CDBG - \$11,778,785), and is authorized to execute the contract and grant agreement with HUD, and all documents related to the execution of the grant upon approval as to form by the City Attorneys.

SECTION 3. That the City Manager is authorized to establish appropriations in Community Development Block Grant in Fund CCV3, up to the amount of \$11,778,785, as set forth in the attached Schedule 1, effective November 11, 2020.

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SECTION 4. That the City Manager is authorized to modify appropriations as follows.

- Community Development Block Grant Program in Fund CD20 as set forth in the attached Schedule B, effective November 11, 2020.
- Emergency Solutions Grant in Fund ES20 as set forth in the attached Schedule B, effective November 11, 2020.
- Housing Opportunities for Persons with AIDS in Fund HW20 as set forth in the attached Schedule B, effective November 11, 2020.
- FY 2019-20 Reprogramming Budget No. 2 as set forth in the attached Schedule D, effective November 11, 2020.
- Community Development Block Grant in Fund CCV1, as set forth in the attached Schedule E, effective November 11, 2020.
- Emergency Solutions Grant in Fund ECV1 as set forth in the attached Schedule E, effective November 11, 2020.
- Emergency Solutions Grant in Fund ECV2 as set forth in the attached Schedule 2, effective November 11, 2020.

SECTION 5. That the Chief Financial Officer is authorized to receive funds up to the amounts set forth in the attached Schedules 1.

SECTION 6. That the Chief Financial Officer is authorized to disburse funds up to the amounts set forth in the attached Schedules 1.

SECTION 7. That the City Manager is authorized to take all actions necessary to account for and report the use of HUD grant funds, including but not limited to creating additional funds/units, and transferring appropriations, expenses and/or cash between funds/units in accordance with HUD regulations and the City's Citizen Participation Plan.

SECTION 8. That the City Manager is hereby authorized to reimburse to HUD any expenditures identified as ineligible.

SECTION 9. That the City Manager shall notify the appropriate City Council Committee of expenditures identified as ineligible not later than 30 days after the reimbursement.

SECTION 10. That the City Manager shall keep the appropriate City Council Committee informed of all final HUD audit reports not later than 30 days after the receipt of the reports.

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SECTION 11. That the City Manager be authorized to provide additional information, make adjustments, and to take other actions relating to these budgets as may be necessary in order to satisfy HUD requirements.

SECTION 12. That the City Manager be authorized to execute all documents and agreements necessary to implement rental assistance programs funded hereunder including rental assistance payment agreements with landlords for clients participating in the programs, approved as to form by the City Attorney.

SECTION 13. That the CARES Act Relief Funds No. 3 for Community Development Block Grant from the U.S. Department of Housing and Urban Development (Grant No. B-20-MW-48-0009 and CFDA No. 14.218) is designated as Contract No. BMS-2021-00014950.

SECTION 14. That the Community Development Block Grant from the U.S. Department of Housing and Urban Development (Grant No. B-20-MC-48-0009 and CFDA No. 14.218) is designated as Contract No. BMS-2020-00013432.

SECTION 15. That the HOME Investment Partnership Program Grant from the U.S. Department of Housing and Urban Development (Grant No. M-20-MC-48-0009 and CFDA No. 14.239) is designated as Contract No. BMS-2020-00013433.

SECTION 16. That the Emergency Solutions Grant from the U.S. Department of Housing and Urban Development (Grant No. E-20-MC-48-0009 and CFDA No. 14.231) and is designated as Contract No. BMS-2020-00013434.

SECTION 17. That the Housing Opportunities for Persons with AIDS Grant from the U.S. Department of Housing and Urban Development (Grant No. TXH20-F001 and CFDA No. 14.241) and is designated as Contract No. BMS-2020-00013435.

SECTION 18. That the grant number for CARES Act Relief Funds No.1 for Community Development Block Grant from the U.S. Department of Housing and Urban Development is revised to read Grant No. B-20-MW-48-0009 and CFDA No. 14.218 and is designated as Contract No. BMS-2020-00013429.

SECTION 19. That the grant number for CARES Act Relief Funds No.1 for Emergency Solutions Grant from the U.S. Department of Housing and Urban Development is revised to read Grant No. E-20-MW-48-0009 and CFDA No. 14.231 and is designated as Contract No. BMS-2020-00013430.

SECTION 20. That the grant number for CARES Act Relief Funds for Housing Opportunities for Persons with AIDS Grant from the U.S. Department of Housing and Urban Development is revised to read Grant No. TXH20-FHW001 and CFDA No. 14.241 and is designated as Contract No. BMS-2020-00013431.

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SECTION 21. That the grant number for CARES Act Relief Funds No. 2 for Emergency Solutions Grant from the U.S. Department of Housing and Urban Development is revised to read Grant No. E-20-MW-48-0009 and CFDA. No. 14.231 and is designated as Contract No. BMS-2020-00013854.

SECTION 22. 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.