

RESOLUTION NUMBER R- 306904

DATE OF FINAL PASSAGE JUL 20 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO REGARDING THE SECOND ALLOCATION OF FISCAL YEAR 2012 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM ENTITLEMENT FUNDS AND AUTHORIZING APPROVAL OF AMENDMENTS TO THE FISCAL YEAR 2012 ANNUAL ACTION PLAN BASED ON THE SECOND ALLOCATION AND AUTHORIZING APPROVAL OF THE APPROPRIATION OF ALL FISCAL YEAR 2012 CDBG FUNDS CONTINGENT ONLY UPON THE CHIEF FINANCIAL OFFICER CERTIFYING THAT FUNDS ARE AVAILABLE.

WHEREAS, the Housing and Community Development Act of 1974 established the Community Development Block Grant (CDBG) Program, which is administered by the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, the City of San Diego (City) has received CDBG Entitlement funds annually since its inception; and

WHEREAS, the overarching goal of the CDBG Program is to develop viable urban communities through the provision of decent housing, suitable living environments, and economic activities for persons of low and moderate income; and

WHEREAS, on March 21, 2011, CDBG Program staff presented to the City Council a budget of \$12,243,327 in Fiscal Year (FY) 2012 CDBG annual entitlement funds, based on an estimated 25 percent reduction of the City's CDBG award from FY 2011; and

WHEREAS, at that same hearing on March 21, 2011, pursuant to Resolution No. R-306706, the City Council approved a FY 2012 CDBG allocating \$11,982,090 in FY 2012 CDBG annual entitlement funds based on the estimated amount presented; and

WHEREAS, the City has received official notification from HUD that the City's FY 2012 CDBG annual entitlement award totals \$13,602,765; and

WHEREAS, there is a remaining total balance of \$1,716,594 in FY 2012 CDBG funds that still needs to be allocated by the City Council which consists of all of the following: (1) the FY 2012 CDBG annual entitlement award funding confirmed by HUD, which provides an increase of \$1,359,438 in funding than what was initially estimated; (2) the remaining Bricks and Mortar entitlement budget totaling \$261, 237 that was not previously allocated at the initial allocation hearing on March 21, 2011; and, (3) the remaining \$95,919 in CDBG program available for allocation in FY 2012 from the sale of property in Golden Hill previously purchased with CDBG funds that was also not previously allocated at the initial allocation hearing on March 21, 2011; and

WHEREAS, the balance of \$1,716,594 in CDBG funds is to be allocated in accordance with Council Policy 700-02; and

WHEREAS, on July 11, 2011, the Council held a public hearing to allocate this additional balance (Second Allocation Hearing); and

WHEREAS, the additional balance of \$1,716,594 less the amount of \$271,888 required for general administration consists of CDBG funds to be allocated in the Second Allocation Hearing towards Bricks and Mortar Projects in the amount of \$1,144,872 and Public Services in the amount of \$299,834; and

WHEREAS, allocations made by the Council in the Second Allocation Hearing must be reflected in the City's FY 2012 Annual Action Plan and submitted to HUD for approval; and

WHEREAS, pursuant to Resolution No. R-306706, the Chief Financial Officer's authority to appropriate and expend FY 2012 CDBG funds was made contingent not only upon the Chief Financial Officer certifying that funds are available, but also upon the Council's adoption of the FY 2012 Appropriations Ordinance; and

WHEREAS, there is no legal requirement that the expenditure of CDBG funds be contingent on the adoption of the FY 2012 Appropriations Ordinance, only that the Chief Financial Officer certify that funds have been made available by HUD; and

WHEREAS, the adoption of the FY 2012 Appropriations Ordinance is currently planned to be scheduled on July 26, 2011, which is beyond the date on which the City needs to make required debt service payments on HUD Section 108 loans; and

WHEREAS, for the City to timely make payment on the various HUD Section 108 loans by July 25, 2011, City staff is requesting that the Council delete any contingency involving the adoption of the FY 2012 Appropriations Ordinance on the authority of the Chief Financial Officer to appropriate and expend FY 2012 CDBG funds; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Chief Financial Officer is authorized to accept Community Development Block Grant funds from the U.S. Department of Housing and Urban Development for the City's FY 2012 CDBG Program.

2. That additional CDBG funds in the amount of \$271,888 shall be allocated to the City's General Administration category in accordance with HUD guidelines and recommendations.

3. That the remaining additional CDBG funds available for Bricks and Mortar projects in the amount of \$1,144,872, to be distributed pursuant to this Second Allocation for the City's FY 2012 CDBG Program are to be allocated and approved as follows:

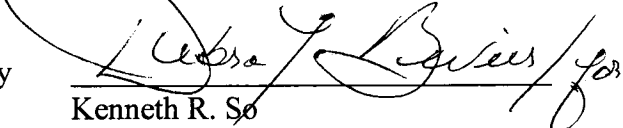
- a. **Agency Name:** Horn of Africa Community  
**Project:** City Heights Refugee Business Project  
**Amount:** \$148,000
  
- b. **Agency Name:** Southwestern Community College District  
**Project:** Small Business Development Center Micro-Enterprise Technical Assistance Program  
**Amount:** \$150,000
  
- c. **Agency Name:** Local Initiatives Support Corporation  
**Project:** Neighborhoods First II  
**Amount:** \$50,000
  
- d. **Agency Name:** Jewish Family Service of San Diego  
**Project:** JFS Fix-It Service  
**Amount:** \$100,000
  
- e. **Agency Name:** Rebuilding Together San Diego  
**Project:** RTSD – Roof Repair/Replacement Program and ADA Home  
**Amount:** \$200,000

- f.     **Agency Name:** San Diego Center for Children  
       **Project:** Campus Improvement Project to Meet Capacity, Safety, Security, and  
                    Compliance 2012  
       **Amount:** \$496,872
4.     That the remaining additional CDBG funds available for Public Services projects  
in the amount of \$299,834 to be distributed pursuant to this Second Allocation for the City's FY  
2012 CDBG Program are to be allocated and approved as follows:
- a.     **Agency Name:** Center for Community Solutions  
       **Project:** You are the Solution – Providing a Compassionate Volunteer Response  
                    to Sexual Assault, Domestic Violence and Elder Abuse  
       **Amount:** \$50,000
- b.     **Agency Name:** Pro Kids Golf Academy, Inc.  
       **Project:** Staff for Expanded Youth Educational Programs and Operations  
       **Amount:** \$66,800
- c.     **Agency Name:** San Diego Workforce Partnership  
       **Project:** Hire-a-Youth  
       **Amount:** \$119,634
- d.     **Agency Name:** The Angel's Depot  
       **Project:** "Senior Food-for-a-Week" 21-Meal Emergency Boxes and Senior  
                    Advocate Social Worker  
       **Amount:** \$63,400
5.     That the City's FY 2012 Annual Action Plan shall be amended to reflect the  
additional allocation of CDBG funds.
6.     That the CDBG Program staff is authorized to submit the amendment to the  
City's FY 2012 Annual Action Plan to HUD.

7. That the Mayor or his designee is authorized to negotiate and execute agreements, with those agencies for which projects and programs have been approved for CDBG funding in the Second Allocation hearing, contingent upon certification of funds availability by the Chief Financial Officer.

8. That the Chief Financial Officer is authorized to appropriate and expend the FY 2012 CDBG funds for all of those projects and programs approved for CDBG funding including those set forth in Resolution No. R-306706, contingent only upon certification of availability of funds by the Chief Financial Officer.

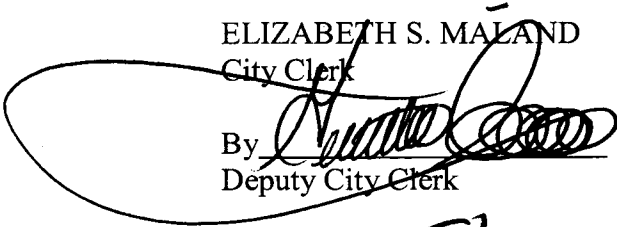
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Kenneth R. So  
Deputy City Attorney

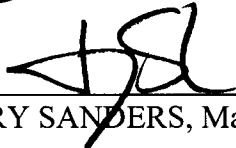
KRS:mm  
06/28/2011  
06/29/2011 Cor. Copy  
Or.Dept: CPCI  
PL#2011-05767

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 13 2011.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 7-20-11  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor