

RESOLUTION NUMBER R- 309573

DATE OF FINAL PASSAGE MAR 27 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO REGARDING THE FISCAL YEAR 2016 U.S.
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
(HUD) ENTITLEMENT PROGRAMS.

WHEREAS, the City of San Diego (City) is an entitlement jurisdiction that receives federal funds related to four U.S. Department of Housing and Urban Development (HUD) housing and community development entitlement, formula-based programs: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) (collectively, HUD Programs); and

WHEREAS, the City, as an annual recipient of entitlement funds from HUD for the HUD Programs, approved the City's Fiscal Year 2015-2019 Consolidated Plan (Consolidated Plan), which sets forth a consolidated planning process and budgetary priorities related to the HUD Programs; and

WHEREAS, the Consolidated Plan describes how the City is meeting statutory requirements of the HUD Programs, which set forth three basic goals, each of which must primarily benefit low and moderate income persons: (1) to provide decent housing, (2) to provide a suitable living environment, and (3) to expand economic opportunities; and

WHEREAS, the City has received confirmation from HUD of the federal entitlement amounts to be awarded to the City for the Fiscal Year 2016 (FY 2016) HUD Programs; and

WHEREAS, HUD has indicated that the City should proceed with its CDBG Program allocation process to meet the existing deadlines; and

WHEREAS, HUD has confirmed that the City's CDBG entitlement grant for FY 2016 from HUD will be \$11,026,482; and

WHEREAS, an additional \$3,522,096.11 of CDBG funds is available to fund eligible projects and programs approved for funding consisting of (i) \$346,462.12 in Program Income, (ii) \$544,329.86 in unappropriated CDBG entitlement funds, (iii) \$588,782.46 in unobligated Fiscal Year 2015 and Fiscal Year 2014 CDBG funds, and (iv) \$1,933,950.97 in unused portions of previously allocated CDBG funds for capital improvement and non-capital improvement projects involving Family Health Centers, YMCA Copley and Azalea Park (collectively, Reprogrammable Funds); and

WHEREAS, Council Policy 700-02 provides that CDBG funding priorities will be based upon the Consolidated Plan with certain funding obligations (Funding Obligations) to be deducted from the City's overall annual allocation prior to funding being made available to address other Consolidated Plan goals; and

WHEREAS, the Consolidated Plan's budgetary priorities for CDBG allocations include the following categories: Capital Improvement Program (CIP), Community/Economic Development (CED), Public Services, and Administration; and

WHEREAS, the Consolidated Plan divides the CIP into two subcategories, City Capital Improvement Projects (City CIPs) and Nonprofit Capital Improvement Projects (NCIPs); and

WHEREAS, the Consolidated Plan requires that reprogrammed CDBG funds shall be allocated to City CIPs and outlines a strategy for the review and approval of City CIPs by the City's Capital Improvements Program Review and Advisory Committee (CIPRAC); and

WHEREAS, the total estimated amount of CDBG funding currently available to the City Council for allocation for the FY 2016 CDBG Program is \$14,548,578.11, which consists of the estimated FY 2016 annual entitlement from HUD and the Reprogrammable Funds; and

WHEREAS, Funding Obligations totaling \$3,859,268 consisting of Administration and Public Services allocations for the CDBG Program are set forth in detail in the accompanying Report to City Council No. 15-021 (Staff Report); and

WHEREAS, on November 20, 2014, CIPRAC recommended that the City Council approve eight Park and Recreation projects and one Transportation project to be funded, in part, with a combination of the Reprogrammable Funds and FY 2016 CDBG entitlement funds, which recommendation was similarly forwarded to the City Council by the Consolidated Plan Advisory Board (Board) at its meeting on December 10, 2014, and the City's Infrastructure Committee at its meeting on February 11, 2015, which recommendations are set forth in Attachment No. 4 (FY 2016 City Capital Improvement Projects) included with the Staff Report; and

WHEREAS, on March 11, 2015, the Board met in open session in compliance with the Brown Act and made recommendations to fund certain projects for the City's FY 2016 CDBG Program, which recommendations are set forth in Attachment No. 1 (FY 2016 Public Services Projects), Attachment No. 2 (FY 2016 Community/Economic Development Projects), and Attachment No. 3 (FY 2016 Nonprofit Capital Improvement Projects) included with the Staff Report; and

WHEREAS, the Board voted to forward its final scores and funding recommendations as set forth in Attachment Nos. 1, 2 and 3 included with the Staff Report; and

WHEREAS, there is sufficient estimated funding to fully fund three Public Services projects, five CED projects, six NCIP projects, and nine City CIP projects, which, with full

CDBG entitlement funding will leave no remaining balance of CED funds and a remaining balance of \$40,894 in unallocated Public Services funds, \$107,521 in unallocated NCIP funds, and \$1,677,779 in unallocated City CIP Funds (collectively, Remaining Funds); and

WHEREAS, Remaining Funds will be allocated as part of a future action subject to the approval of the City Council; and

WHEREAS, HUD has confirmed that the City's HOME, ESG and HOPWA entitlement grants for FY 2016 from HUD will be \$3,963,370, \$978,583, and \$2,826,474, respectively; and

WHEREAS, the San Diego Housing Commission (Housing Commission) will continue to plan, coordinate, operate, administer, and implement programs for the operation of the City's HOME and ESG programs; and

WHEREAS, the County of San Diego will continue to plan, coordinate, operate, administer, implement and drawdown funds for the operation of the City's HOPWA program;

NOW, THEREFORE,

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

1. The Chief Financial Officer is authorized to accept CDBG funds from HUD for the City's FY 2016 CDBG Program.
2. The City's funding recommendations for the City's FY 2016 CDBG Program set forth in Attachment 1 (FY 2016 Public Services Projects), Attachment 2 (FY 2016 Community/Economic Development Projects), Attachment 3 (FY 2016 Nonprofit Capital Improvement Projects), and Attachment 4 (FY 2016 City Capital Improvement Projects) to the Staff Report are approved, contingent upon the Chief Financial Officer certifying that funds are available.

3. The allocation of FY 2016 CDBG funding to the Housing Commission not to exceed \$1,318,078 for the homeless programs as identified and indicated in Council Resolution R-307701, set forth in Attachment 5 to the Staff Report, is approved, contingent upon the Chief Financial Officer certifying that funds are available.

4. The City's Funding Obligations and those projects and programs approved for CDBG funding in Attachments 1, 2, 3 and 4 to the Staff Report are incorporated into the City's FY 2016 Annual Action Plan.

5. The Chief Financial Officer is authorized to appropriate and expend the FY 2016 CDBG entitlement funds not to exceed \$11,026,482 effective on July 1, 2015, for the City's Funding Obligations, projects and programs approved for CDBG funding, contingent upon the Chief Financial Officer certifying that funds are available.

6. The Chief Financial Officer is authorized to accept HOME funds from HUD for the City's FY 2016 HOME Program in the amount of \$3,963,370.

7. The Chief Financial Officer is authorized to appropriate and expend up to \$3,963,370 in FY 2016 HOME funds, contingent upon the Chief Financial Officer certifying that funds are available.

8. The Chief Financial Officer is authorized to accept ESG funds from HUD for the City's FY 2016 ESG Program in the amount of \$978,583.

9. The Chief Financial Officer is authorized to appropriate and expend up to \$978,583 in FY 2016 ESG funds, contingent upon the Chief Financial Officer certifying that funds are available.

10. The Mayor, or designee, is authorized to negotiate and execute agreements and any amendments thereto, with those agencies for which projects and programs have been

approved for CDBG funding by the City Council, contingent upon the Chief Financial Officer certifying that funds are available.

11. The Mayor, or designee, is authorized to negotiate and execute agreements and any amendments thereto, with the Housing Commission, which set forth the Housing Commission's responsibilities to plan, coordinate, operate, administer and implement programs for the operation of the City's ESG Program and authorize the City to reimburse the Housing Commission for eligible ESG expenditures, contingent upon the Chief Financial Officer certifying that funds are available.

12. The Mayor, or designee, is authorized to negotiate and execute agreements and any amendments thereto, with the Housing Commission, which set forth the Housing Commission's responsibilities to plan, coordinate, operate, administer and implement programs for the operation of the City's HOME Program and authorize the City to reimburse the Housing Commission for eligible HOME expenditures, contingent upon the Chief Financial Officer certifying that funds are available.

13. The Chief Financial Officer is authorized and directed to reduce the FY 2016 Capital Improvement Project (CIP) Program Budget by de-appropriating \$33,950.97 in Fund 600000, Grant 1000003-2012, CDBG 2012 from WBS S00700, Azalea Park Neigh 07 for the purpose of reprogramming the balance of CDBG funding.

14. The Chief Financial Officer is authorized and directed to appropriate \$346,462.12 of Program Income and appropriate \$544,329.86 of previously unappropriated CDBG Entitlement, to increase the FY 2016 Capital Improvement Project (CIP) Program Budget in Fund 600000, Grant 1000003-2016, CDBG 2016, contingent upon the Chief Financial Officer certifying that funds are available.

15. The Chief Financial Officer is authorized and directed to transfer appropriations in the amount not to exceed \$2,631,304.13, for reprogramming of CDBG project balances to increase the FY 2016 Capital Improvement Project (CIP) Program Budget in Fund 600000, Grant 1000003-2016, CDBG 2016, contingent upon the Chief Financial Officer certifying that funds are available. The total consists of the following:

- (a) \$588,782.46 from FY 2015 Unobligated CDBG Program;
- (b) \$108,570.70 from FY 2014 Unobligated CDBG Program;
- (c) \$1,600,000 from Family HC Trng-14;
- (d) \$300,000 from YMCA Copley-14; and
- (e) \$33,950.97 from WBS S00700 Azalea Park Neigh 07.

16. The Chief Financial Officer is authorized to add CIP S-15033, San Ysidro Community Park Improvements, and CIP S-15039, Memorial Community Building Clearance Activity, to the Capital Improvements Program.

17. The Chief Financial Officer is authorized and directed to increase the FY 2016 Capital Improvement Project (CIP) Program Budget in Fund 600000, Grant 1000003-2016, CDBG 2016 and to appropriate and expend CDBG Program Balances up to \$3,522,096.11 and FY 2016 CDBG Entitlement funding in an amount not to exceed \$1,960,959.89 from Fund 600000, Grant 1000003-2016, CDBG 2016 in the following stand-alone CIPs and annual allocations:

- (a) S-13003 Chicano Park Comfort Station ADA Upgrades \$740,000
- (b) S-13004 Larsen Field Improvements \$1,000,000
- (c) S-14002 Chollas Lake Park Playground Improvements \$750,000
- (d) S-15033 San Ysidro Community Park Improvements \$561,000

- (e) S-15039 Memorial Community Building Clearance Activity \$650,000
- (f) A-BE.00001 Americans with Disabilities Improvements \$782,056
- (g) A-IL.00001 Traffic Calming \$124,000
- (h) A-IL.00005 Traffic Signal Modification \$350,000
- (i) A-IK.00001 New Walkways \$526,000

for the purpose of construction, contingent upon the adoption of the Fiscal Year 2016 Appropriation Ordinance and contingent upon the Chief Financial Officer furnishing a certificate certifying that funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

18. The Chief Financial Officer is authorized and directed to increase appropriations in Unobligated CDBG, when program income is used for reimbursement of expenditures in place of entitlement funds.

19. The Chief Financial Officer is authorized and directed to transfer balances from declined, completed, or ineligible projects to Unobligated CDBG.

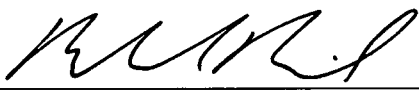
20. The Chief Financial Officer is authorized and directed to de-appropriate \$882,925 from FY 2012 HOME Program, Fund 600000, Grant 1000432-2012.

21. The Chief Financial Officer is authorized and directed to appropriate and expend \$319,315.56 for FY 2013 HOME Program, Fund 600000, Grant 1000432-2013, contingent upon the Chief Financial Officer certifying that funds are available.

22. The Chief Financial Officer is authorized and directed to appropriate and expend

\$1,077,319.50 for FY 2014 HOME Program, Fund 600000, Grant 1000432-2014, contingent upon the Chief Financial Officer certifying that funds are available.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Michael Reid
Deputy City Attorney

MTR:meb
03/06/15
Or.Dept:Economic Dev't
Doc. No.: 966608_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 24 2015.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 3/27/15
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAR 24 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 27 2015.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By Mary Fernandez, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 309573