The Finance Committee offers the following substitute to file no. 2015-551:

Introduced by the Council President at the request the Mayor:

**ORDINANCE 2015-551**

AN ORDINANCE CONCERNING A CONTINUATION GRANT; PROVIDING FOR PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND BUDGET FOR THE 2015-2016 FISCAL YEAR; APPROPRIATING $5,453,635 IN CDBG PROGRAM FUNDS FOR PROGRAM COSTS, AS INITIATED BY REVISED B.T. 15-090; PROVIDING FOR THE AWARD, AUTHORIZATION AND FUNDING, AND FOR THE CITY OF JACKSONVILLE TO EXECUTE FEDERAL PROGRAM CONTRACTS FOR CDBG PROGRAM FUNDS, AS APPLICABLE, TO IMPLEMENT REVISED B.T. 15-090; PROVIDING FOR PURPOSE; providing a carryover of funds FROM YEAR TO YEAR UNTIL SUCH FUNDS ARE EXPENDED OR LAPSE ACCORDING TO THE ORIGINATING STATE OR FEDERAL PROGRAM GRANT; PROVIDING FOR FURTHER COUNCIL ACTION IF REVENUE DIFFERS; PROVIDING FOR THE MAYOR AND CORPORATION SECRETARY TO EXECUTE AND DELIVER DOCUMENTS RELATING TO THE AWARDS; APPROVING POSITIONS, AS INITIATED BY R.C. 15-216; PROVIDING AN EFFECTIVE DATE.

 **WHEREAS**, the United States Department of Housing and Urban Development awards to local governments Community Block Development Grant (“CDBG”) Program funds, and the local government may further award the CDBG funds to recipient organizations to implement the CDBG program; and

 **WHEREAS**, the purpose of CDBG is to provide activities that develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low and moderate income persons; and

 **WHEREAS,** the City of Jacksonville is expected to receive $5,453,635 in CDBG funds from the United States Department of Housing and Urban Development on or about October 1, 2015, and these moneys require appropriation; and

**WHEREAS,** the Jacksonville Housing and Community Development Commission (the “Commission”) has been designated as the agency to provide oversight and guidance to the City of Jacksonville’s Housing and Neighborhoods Department, Community Development Division and Housing Services Division, and the Commission shall make recommendations on all agreements for community development and affordable housing and related programs entered into for and on behalf of the City as set forth in Section 30.703, *Ordinance Code*; and

**WHEREAS***,* the Commission has engaged in its 2015-2016 Universal Cycle application process and awarded contract(s) to housing providers and for community development pending receipt and appropriation of the 2015-2016 CDBG funds from the United States Department of Housing and Urban Development, according to the action taken by the Commission as set forth in the certified minutes excerpt of its May 27, 2015 regular meeting, attached hereto as **Revised Exhibit 1** and made a part hereof, for the appropriations and authorizations relating to affordable housing and community development requested herein**;** and

**WHEREAS,** these recommended awards for affordable housing and community development requested herein are as set forth in Revised B.T. 15-090, attached hereto as **Revised Exhibit 2** and made a part hereof**;** now, therefore,

**BE IT ORDAINED** by the Council of the City of Jacksonville:

**Section 1.** **Appropriation.** There is hereby appropriated the sum of $5,453,635 to the City of Jacksonville for award of CDBG Program funds made pursuant to the Commission’s 2015-2016 Universal Cycle relating to affordable housing and community development, and to other City Departments as appropriate for the remaining awards, and the City of Jacksonville is authorized to enter into federal program contracts as appropriate and expend those funds in accordance with awards identified in Revised B.T. 15-090. The sum of $5,453,635 is hereby appropriated from the indicated sums in the accounts listed in subsection (a) to the accounts listed in subsection (b) of Revised B.T. 15-090, attached hereto as **Revised Exhibit 2** and made a part hereof:

(a) Appropriated from:

#  See Revised B.T. 15-090 $5,453,635

(b) Appropriated to:

#  See Revised B.T. 15-090 $5,453,635

**Section 2. Carryover of Funds.** The funds appropriated hereby shall not lapse but shall carryover as appropriated from year to year until such funds are expended or lapse according to the originating state or federal program grant, as applicable.

 **Section 3. Purpose.** The purpose of the appropriation set forth in Section 1 above is to expend the 2015-2016 available federal income received from the United States Department of Housing and Urban Development, and award the federal contracts (as appropriate) for the CDBG program and funding to organizations and the amounts, all as set forth in Revised B.T. 15-090. A copy of the grant award letter is attached hereto as **Exhibit 3**.

 **Section 4.**  **Further Council Action**. If the United States Department of Housing and Urban Development approves a different allocation of funds than is appropriated by this ordinance, then the Mayor shall submit a supplementary budget to City Council for approval in accordance with the actual allocation received.

 **Section 5. Execution of Documents.** The Mayor, or his designee, and the Corporation Secretary are authorized to execute and deliver any and all documents necessary to effectuate the purpose set forth in Section 3 above. Because the United States Department of Housing and Urban Development requires recipients to comply with OMB Circular A-122 "Cost Principles for Non-Profit Organizations," Title 24 Housing and Urban Development CFR Part 84 "Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-profit Organizations," and hire an independent certified public accountant to audit the program (not to be funded from the CDBG grant monies) in accordance with OMB Circular A-110, then the provisions of Chapter 118, *Ordinance Code*, shall not be applicable to the City’s CDBG contracts to be awarded to recipients. To the extent that a particular award/program does not require compliance with OMB Circulars A-110 or A-122, or 24 CFR Part 84, then compliance with Chapter 118, *Ordinance Code*, will instead be required.

 **Section 6. Authorization of Positions**. There are hereby authorized the positions more fully described in R.C. 15-216, attached hereto as **Exhibit 4** and incorporated herein by this reference.

**Section 7. Effective Date.** This ordinance shall become effective upon signature by the Mayor or upon becoming effective without the Mayor's signature.

Form Approved:

 /s/ Margaret M. Sidman

Office of General Counsel

Legislation prepared by:

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