

RESOLUTION NO. 2024-075

**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF
THE CITY OF SAN BERNARDINO, CALIFORNIA,
BUDGET TRANSFER FOR 2023-2024 FISCAL YEAR IN
ACCORDANCE WITH THE THIRD SUBSTANTIAL
AMENDMENT TO THE 2020-2021 ANNUAL ACTION PLAN
AND THE 2023-2024 ANNUAL ACTION PLAN.**

WHEREAS, The US Department of Housing and Urban Development (HUD) enacted the CDBG program in 1974 under the Housing and Community Development Act or HCDA; and

WHEREAS, the Community Development Block Grant (CDBG) with hopes to create a transformative impact in communities and improve the lives of all residents, especially those with low and moderate income levels; and

WHEREAS, in FY 2023-2024, The City received \$2,942,853 in CDBG funds, of which \$1,080,158 were allocated to Street Improvements and \$665,000 to the Encanto Community Center project; and

WHEREAS, according to the approved Substantial Amendment to the FY 2023-2024 Annual Action Plan, the Director of Finance & Management Services will transfer \$1,080,158 from the Street Improvements Project and \$596,490.66 from the Encanto Community Center project to the Nicholson Park general ledger account; and

WHEREAS, in response to COVID-19, HUD established the Coronavirus Aid, Relief and Economic Security Act (CARES Act), or CDBG-CV. The CARES Act modifies some CDBG program rules and authorizes the Secretary of HUD to grant waivers and alternative requirements to prevent, prepare for, and respond to Coronavirus; and

WHEREAS, in FY 2020-2021 The City received \$2,003,529 in the first round of CDBG-CV and \$1,702,135 in the third round, of which \$336,823 were allocated to the Modifications to Public Facilities project, \$175,000 were allocated to the 5th Street Senior Center Upgrade, and \$515,000 were allocated to the Automatic Doors at Community Centers project; and

WHEREAS, according to the approved Third Substantial Amendment to the 2020-2021 Annual Action Plan, the Director of Finance & Management Services will transfer \$657,120.22 of funds remaining from these projects and previously unallocated funds to the Food Voucher program, the Food Bank Initiative, and a fund to administer these programs.

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO AS FOLLOWS:

SECTION 1. The above recitals are true and correct and are incorporated herein by this reference.

SECTION 2. The Director of Finance & Management Services will transfer a total of \$657,120.22 of CDBG-CV funds remaining from the Modifications to Public Facilities, 5th Street Senior Center Upgrade, and the Automatic Doors at Community Centers projects and previously unallocated funds to the newly established Food Voucher program and Food Bank Initiative and an Administration fund.

SECTION 3. the Director of Finance & Management Services will transfer \$1,080,158 from the Street Improvements and \$596,490.66 from the Encanto Community Center projects to the Nicholson Park project.

SECTION 4. Authorize the City Manager or designee to take any further actions and execute any further agreements or documents as necessary to effectuate the submittal of the Substantial Amendments to FY 2020-2021 and 2023-2024 Annual Action Plans

SECTION 5. The Mayor and City Council finds this Resolution is not subject to the California Environmental Quality Act (CEQA) in that the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty, as in this case, that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

SECTION 6. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Resolution are declared to be severable.

SECTION 7. Effective Date. This Resolution shall become effective immediately.

APPROVED and **ADOPTED** by the City Council and signed by the Mayor and attested by the City Clerk this 17th day of April 2024.

Helen Tran, Mayor
City of San Bernardino

Attest:

Genoveva Rocha, CMC, City Clerk

Approved as to form:
Resolution 2024-075
April 17, 2024
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Sonia Carvalho, City Attorney

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF SAN BERNARDINO)

I, Genoveva Rocha, CMC, City Clerk, hereby certify that the attached is a true copy of Resolution No. 2024-075, adopted at a regular meeting held on the 17th day of April 2024 by the following vote:

<u>Council Members:</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
SANCHEZ	_____	_____	_____	_____
IBARRA	_____	_____	_____	_____
FIGUEROA	_____	_____	_____	_____
SHORETT	_____	_____	_____	_____
REYNOSO	_____	_____	_____	_____
CALVIN	_____	_____	_____	_____
ALEXANDER	_____	_____	_____	_____

WITNESS my hand and official seal of the City of San Bernardino this ____ day of _____ 2024.

Genoveva Rocha, CMC, City Clerk