

ORDINANCE NO. O-2023-13

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER,  
TEXAS, APPROVING THE COMMUNITY DEVELOPMENT BLOCK  
GRANT SUBSTANTIAL AMENDMENT FOR FY 2022-2023 AND THE  
HOME SUBSTANTIAL AMENDMENT FOR FY 2021-2022 ANNUAL  
ACTION PLANS AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, it is intent of the City Council to promote the public health, safety and welfare; and

**WHEREAS**, for many years the U.S. Department of Housing and Urban Development (HUD) has allocated funds through grant applications to the City of Tyler for housing rehabilitation and neighborhood improvement programs, along with administrative costs associated with such programs; and

**WHEREAS**, the City of Tyler has obtained statistical demographic and research information, solicited citizen input, and developed a strategic plan to address identified community needs; and

**WHEREAS**, it is in the public interest that such Substantial Amendments of its FY 2022-2023 CDBG Annual Action Plan and its FY 2021-2022 HOME Annual Action Plan be approved by Council, subject to approval and actual allocation by the U.S. Department of Housing and Urban Development; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS:**

**PART 1:** That the Substantial Amendment for the City of Tyler's FY 2022-2023 CDBG Annual Action Plan and its Substantial Amendment for the FY 2021-2022 HOME Annual Action Plan, attached hereto as "Exhibit A" and made a part hereof for all purposes, is hereby approved, subject to approval and allocation by the U. S. Department of Housing and Urban Development.

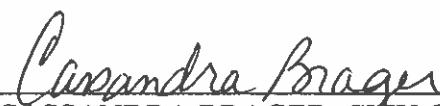
**PART 2:** That the City of Tyler grants and designates the City Manager, or his designee, with the authority to execute and submit all documentation necessary to accomplish these Substantial Amendments.

**PART 3:** That this ordinance shall take effect immediately upon adoption.

**PASSED AND APPROVED** this 8th day of February, A. D. 2023.

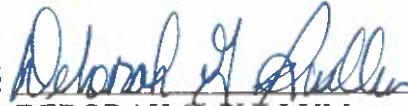
  
DONALD P. WARREN, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

  
CASSANDRA BRAGER, CITY CLERK



APPROVED:

  
DEBORAH G. PULLUM  
CITY ATTORNEY

**ORDINANCE NO. O-2023-13**  
**“Exhibit A”**

**Summary of Changes and Notice of Amendments to PY 2022 Annual Action Plan**

In accordance with the City of Tyler's Citizen Participation Plan and Community Development Block Grant (CDBG) regulations, the City of Tyler is amending its PY 2022 Annual Action Plan. The purpose of this amendment is to allocate and reallocate funds to a new project.

On February 8, 2023, the City Council will conduct a public hearing for citizen participation. After the conclusion of that public hearing the City Council consider approval of the substantial amendment to the 2022 Annual action plan of the Community Development Block Grant Program (CDBG) and HOME ARP Allocation Plan.

Monies Available to Commit		
Grant Year	Grant Number	Available
2022	B-22-MC-48-0028	\$ 898,618.00
2021	M-21-MP-48-0218	\$ 1,312,072.00
<b>Total</b>		<b>\$ 2,210,690.00</b>

The following activities have balances that will be re-programmed:

Program Year	Reason of Re-programmed	From Project	To Project
2022	To reallocate \$100,000.00 to the Substandard Structure Project from the Public Facilities project reducing it's funding to \$543,580.00. This will make available more funding for the administration and demolition of substandard structures deemed a Slum and Blight and unsafe for habitation in the low/mod income areas of Tyler.	Public Facilities reducing it's funding to \$543,580.00	Substandard Structure Program increased to \$100,000.00
2021	\$1,312,072.00 of HOME-ARP Funds to be used to construct and rehabilitate rental housing for occupancy by individuals and families that meet one of the Qualifying Populations or for the use of rehabilitation of a structure for as an entry point or gathering place by multiple Public Service organizations and a temporary shelter to be used for those in the qualifying populations.	New allocated funding from the HOME-ARP Program	HOME-ARP construction and rehabilitation of TBRA Housing of \$1,312,072.00

The Community Development Block Grant provides grants to states, insular areas, and local governments. The City of Tyler is proposing to move available funding to the proposed Substandard Structure Program in order to prevent Slum and Blight in low/mod Income area of Tyler. The reduction of Substandard Structures within the City limits of Tyler Texas will be through the collaboration of the Code Enforcement, Neighborhood Services Department and the Neighborhood Revitalization Board.

HOME-ARP requires that funds be used to primarily benefit individuals and families in the following specified “qualifying populations.” Any individual or family who meets the criteria for these populations is eligible to receive assistance or services funded through HOME-ARP without meeting additional criteria (e.g., additional income criteria).

Homeless, as defined in 24 CFR 91.5 Homeless (1), (2), or (3):

1. (1) An individual or family who lacks a fixed, regular, and adequate nighttime residence.
2. An individual or family who will imminently lose their primary nighttime residence.
3. Unaccompanied youth under 25 years of age, or families with children and youth, who do not otherwise qualify as homeless under this definition.