



City of San Benito Texas

Annual Action Plan FY 2019-2020 Year 45

August 2019

Contact:

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Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

The U.S. Department of Housing and Urban Development (HUD) requires entitlement communities to develop and submit a One-Year Action Plan in order to access Community Development funds. The City of San Benito's Action Plan describes the activities that will be undertaken with Community Development Block Grant (CDBG) funds in furtherance of the objectives set forth in the Five-Year Consolidated Plan and Strategy (CPS).

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

Through the years the City of San Benito has partnered with the surrounding Rio Grande Valley Entitlement Communities (RGVEC) in a combined effort to develop a comprehensive approach to the use of HUD program funding for housing and community revitalization in the South Texas Region. The Rio Grande Valley Entitlement Community's Consolidated Planning process provided a valuable opportunity to shape a variety of housing and community development programs into effective and coordinated neighborhood, community, and regional development strategies. It also created an opportunity for strategic planning, community-wide consultation, and citizen participation to take place in a comprehensive context, thereby reducing duplication of effort at the local level. The City of San Benito converted to a Five-Year Consolidation Plan due to these efforts.

Despite these coordinated efforts, the City of San Benito has continued to administer its own community development program covered by the CPS. The City has addressed several high priority projects during the past years. Many residents including the youth, were afforded services producing a higher quality of life. Historically, the City has funded 15% of its CDBG entitlement to public services and 100% of the total beneficiaries have been low to moderate income households. Street improvements, park improvements, and public services have all been high priorities. The City is undertaking projects that will address these needs which will improve the quality of life and promote economic improvement in the community.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The City of San Benito submits a Consolidated Annual Performance and Evaluation Report (CAPER) to HUD on an annual basis. This report describes how funding was utilized during the program year. The Consolidated Plan is used as a benchmark document in which performance can be measured. The following are the most recent accomplishments:

- Serviced over 660 youths with educational and recreational programs
- Provided health services and companionship to over 50 elderly residents
- Provided increased access to public facilities to over 10,000 residents with the reconstruction of streets
- Provided increased quality of life to over 20,000 residents with access to the Heavin Resaca Trail
- Provided health and fitness programs to over 2,000 residents by offering free exercise classes, presentations, and motivational support (UTHSCH partnership)

Provided access to improved drainage facilities to 2,273 low to moderate income residents (Disaster Recovery Funding).

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

As required by HUD, the City of San Benito has adopted a Citizen Participation Plan that sets forth the City's policies and procedures for citizen participation. A copy of said plan is attached hereto in this plan's Appendices.

The City of San Benito conducted a City Commission Meeting at the San Benito Municipal Building, 401 N. Sam Houston Blvd., on June 18, 2019 at 5:30 p.m. to discuss, consider and possible action to approve the Draft Annual Action Plan for Fiscal Year 2019-2020. Five persons spoke during Public Comments at the June 18, 2019 City Commission meeting. The Proposed Year 45 Annual Action Plan was published on June 21, 2019. We offered a 30-day comment period and two Public Hearings. We had one attendee at the June 25, 2019 Public Hearing. One person spoke during the Public Hearing at the City Commission meeting on July 16, 2019. Supporting documents of the Public Hearings and Public Comments are attached.

In order to encourage public participation in the Action Planning process, particularly among minorities, non-English speaking persons, and persons with disabilities, the City published notices in The San Benito News, the local newspaper in San Benito. The public notices advised potential attendees that special

accommodations would be made for persons with disabilities if given proper advanced notification. In addition, the public notices indicated (in Spanish) that translation was available upon request.

Consultation: The City of San Benito determines the priority ranking of the City's needs through a consultation process with public agencies, community organizations, and City residents. The complete list of consultations for the Annual Action Plan may be found in the Consolidated Plan and Strategy for the RGVECs. In addition, during the Consolidated Plan process, the City reviewed relevant data on the county's and region's housing and community development needs, including the following sources: 2010 Census, 2000 CHAS Data Book, HUD Low Income Housing Tax Credit Database, Texas State Data Center, Texas A&M Real Estate Center, Texas Workforce Center, National Low Income Housing Coalition, State of the Cities, Texas Department of State Health Services, Homeless Network of RGV, and Balance of State, Continuum of Care Application. The City drafted its Annual Action Plan with a jurisdictional perspective.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

June 18, 2019 Public Comments:

Funds should be used for non-profits, specifically 1) to support programs for abused or neglected children and 2) various programming aimed at the City's youth.

June 25, 2019 Public Hearing:

One attendee. Comment regarding proposed recipients of the Draft Annual Action Plan.

July 16, 2019 Public Hearing:

Funds should be used for non-profits, specifically abused or neglected children.

6. Summary of comments or views not accepted and the reasons for not accepting them

All comments were accepted and considered.

7. Summary

The City of San Benito's Annual Action Plan is a major component of the CPS. In the Annual Action Plan, the City describes the programs and services that it will undertake during the period beginning October 1, 2019 until September 30, 2020. The Annual Action Plan details the populations that will be served,

projects to be undertaken, and resources that will be used over the next year to address the next period of the CPS.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
Lead Agency	SAN BENITO	
CDBG Administrator	SAN BENITO	Community Grants & Programs
HOPWA Administrator		
HOME Administrator		
HOPWA-C Administrator		

Table 1 – Responsible Agencies

Narrative (optional)

The lead agency for the development of the Consolidated Plan is the San Benito Community Grants and Programs Department (SBCGP). SBCGP contracted with the consulting firm of J-QUAD Planning Group. The City and J-QUAD consulted with a number of other agencies including the agencies involved in the Cameron County Homeless Partnership to address homelessness.

The City of San Benito receives entitlement funding from the U.S. Department of Housing and Urban Development (HUD) on an annual basis. Funding is determined by the size of HUD's approved budget and an allocation formula that factors in variables such as population, housing stock age/condition, and poverty levels. SBCGP is a department within the City of San Benito's governance structure, which was established as the conduit through which the City would administer its annual entitlements from HUD. Planning, budgeting, and the day-to-day administration of Community Development Block Grant (CDBG) funds received by the City are under the responsibility of SBCGP. Eligible projects can be conducted anywhere in the jurisdiction of the City. The City Commissioners have the final authority on the operations and funding allocations of the CDBG Program.

Consolidated Plan Public Contact Information

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AP-10 Consultation – 91.100, 91.200(b), 91.215(I)

1. Introduction

San Benito works with a wide variety of agencies, organizations, and service providers in an effort to bring various viewpoints to bear in the identification of local housing and service needs. Ongoing relationships focused on specific needs and targeted meetings designed to bring public input into the Consolidated Plan process are two of the ways that the City utilizes outside organizations in the consultation process.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))

The City has ongoing relationships with several housing providers working on housing development activities. The City works to utilize Section 8 vouchers from the federal government to address the housing needs of the City's lowest income households. Through the Cameron County Homeless Partnership, the City maintains relationships with mental health providers, homeless shelter and services providers, and other governmental agencies with specific responsibilities for homeless individuals and families. The City also participates in a variety of other coalitions that seek to address other issues that relate to housing and service needs.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

City staff works actively with the Cameron County Homeless Partnership, the umbrella organization that addresses homeless issues in the region. Staff participates in regularly scheduled meetings and point-in-time surveys. In the past, the City has provided administrative support to supplement homeless initiatives and funding to the various agencies that make up the local membership of the regional partnership.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

City of San Benito staff participates in the Cameron County Homeless Partnership, working with area service providers to include City resources, to the extent possible, in the provision of services to homeless individuals and families in San Benito.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	HOUSING AUTHORITY OF THE CITY OF SAN BENITO
	Agency/Group/Organization Type	PHA
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Market Analysis Anti-poverty Strategy
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Invited to participate in Consolidated Plan forums. Reviewed application information packet. Lead-based paint abatement per AP-85.
2	Agency/Group/Organization	AMIGOS DEL VALLE, INC.
	Agency/Group/Organization Type	Services-Elderly Persons
	What section of the Plan was addressed by Consultation?	Community Development - Senior Services
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Review of application information packet and previous progress reports.
3	Agency/Group/Organization	CAMERON COUNTY CHILDREN'S ADVOCACY CENTERS, INC.
	Agency/Group/Organization Type	Services-Children Services - Victims Child Welfare Agency
	What section of the Plan was addressed by Consultation?	Community Development - Youth Services

	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Review of application information packet and previous progress reports.
4	Agency/Group/Organization	CASA of Cameron and Willacy Counties, Inc.
	Agency/Group/Organization Type	Services-Children Services - Victims Child Welfare Agency
	What section of the Plan was addressed by Consultation?	Community Development - Youth Services
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Review of application information packet and previous progress reports.
5	Agency/Group/Organization	Boys and Girls Club of San Benito
	Agency/Group/Organization Type	Services-Children
	What section of the Plan was addressed by Consultation?	Community Development - Youth Services
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Review of application information packet and previous progress reports.
6	Agency/Group/Organization	Harlingen San Benito MPO
	Agency/Group/Organization Type	Planning organization Business and Civic Leaders
	What section of the Plan was addressed by Consultation?	Economic Development Community Development - Transportation

<p>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</p>	<p>The City of San Benito participates, along with nine other cities, in the Harlingen San Benito MPO, which is the regional transportation planning organization responsible for all modes of transportation. The City attends monthly meetings to conduct MPO business and establishing the Metropolitan Transportation Plan and the Transportation Improvement Plan.</p>
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Identify any Agency Types not consulted and provide rationale for not consulting

The City of San Benito consulted with all agency types described above.

Valley Metro was not formally consulted, but does provide bus service across the Rio Grande Valley at affordable rates, and currently is offering free rates through 2018. This bus service allows residents to travel across five counties (Cameron, Hidalgo, Willacy, Starr, and Zapata), even offering curbside pickup within a half-mile of any bus route. This bus service provides connectivity to many areas of the community for endless reasons, such as, but not limited to, jobs, medical services, and shopping. The Lower Rio Grande Valley Development Council provides the funding for Valley Metro. (www.lrgvdc.org/valleymetro)

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Cameron County Homeless Partnership	The City of San Benito has worked with the Cameron County Homeless partnership (CCHP) to develop goals for the organization and our Strategic Plan. Thus, goals would coincide with each other.

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

The City participates in the Lower Rio Grande Valley Active Transportation and Tourism Plan. The plan is utilized to improve the facilities and infrastructure associated with non-motorized transportation across Cameron County. Two of the guiding principles of the plan include 1) linking Lower Rio Grande Valley communities, and 2) creating a regional active transportation network. The plan supplements the transportation, parks, and comprehensive plans of the City of San Benito and surrounding cities in Cameron County. The plan may be viewed at: https://tx-sanbenito.civicplus.com/DocumentCenter/View/1502/COMPLETE_DRAFT_090916?bidId=.

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

A - Notice of Funds Availability & Public Notice published March 1, 2019 to 1) inform the public regarding a public hearing scheduled for March 27, 2019 at the San Benito Municipal Building (401 N. Sam Houston Blvd., San Benito, Texas 78586) to solicit input from interested parties to express their concern or interest regarding the City's strengths and needs pertaining to the Community Development Block Grant (CDBG) program, and 2) inform the public and non-profit organizations of funding availability for Fiscal Year 2019-2020. Applications were accepted until April 30, 2019. One person attended the public hearing. Four applications were received from non-profit organizations.

B. City Commission approved the proposed allocations for the FY 2019-2020 Draft Annual Action Plan on June 18, 2019. Public notification accomplished via Agenda which was posted no later than June 14, 2019 on the City of San Benito website and at the City of San Benito Municipal Building. The City Commission meeting video may be viewed via the City of San Benito website.

C. Public Comments received during June 18, 2019 during Public Comments portion of the City Commission Meeting. Five speakers/attendees commented.

D. Public Notice - The Draft Annual Action Plan was published June 21, 2019 in the San Benito News. The plan was available for review and comment until July 24, 2019 (30-day comment period), and included the dates of the two Public Hearings. Plan available for review at City of San Benito Municipal Building. Five public comments heard on June 18, 2019.

E. First Public Hearing held June 25, 2019 at the City of San Benito Municipal Building. No attendees.

F. Second Public Hearing held July 16, 2019 during the City Commission meeting. One speaker/attendee commented.

G. City Commission approved the Final Annual Action Plan on August 6, 2019. Public notification accomplished via Agenda which was posted no later than August 2, 2019 on the City of San Benito website and at the City of San Benito Municipal Building. The City Commission meeting video may be viewed via the City of San Benito website.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Newspaper Ad	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	March 1, 2019: Notification of Funding Availability	Not applicable, as the newspaper ad was to notify the public of funding availability, and did not solicit comments.	Not applicable, as the newspaper ad did not solicit comments.	
2	Public Hearing	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	March 27, 2019: One attendee.	Funds should be used for non-profits, specifically abused or neglected children.	Comment was accepted.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
3	Public Meeting	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	June 18, 2019: City Commission meeting was attended by several members of the community.	Funds should be used for non-profits, specifically abused or neglected children, and various programming aimed at the City's youth.	Five comments were accepted.	www.cityofsanbenito.com
4	Newspaper Ad	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	June 21, 2019: FY 2019-2020 Draft Annual Action Plan, start of 30-day comment period.	No comments were received.	No comments were received.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
5	Public Hearing	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	June 25, 2019: No attendees.	No comments received.	No comments received.	
6	Public Hearing	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	July 16, 2019 City Commission Meeting: One speaker. City Commission Meeting was attended by several members of the community.	Funds should be used for non-profits, specifically abused or neglected children.	Comment was accepted.	www.cityofsanbenito.com
7	Public Meeting	Non-English Speaking - Specify other language: Spanish Non-targeted/broad community	August 6, 2019: City Commission Meeting: City Commission Meeting was attended by several members of the community.	No comments were received.	No comments were received.	www.cityofsanbenito.com

Table 4 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

San Benito only receives funding from the Community Development Block Grant (CDBG) Program. The CDBG program will bring \$378,668 into the City to support affordable housing, infrastructure, and community development programs and projects throughout the program year. Additional resources are restricted to capital improvement project allocation.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	378,668	0	0	378,668	0	

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

Federal funds will be leveraged through the ability of service organizations to raise program funds through outside sources, other loan sources needed for housing development activities, and the City's General Fund, where appropriate.

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

The City of San Benito is the recipient of lots donated by the Lower Rio Grande Valley Development Council (LRGVDC) which can be used to further affordable housing opportunities either with the Housing Authority or perhaps a partnership with Habitat For Humanity or Community Development Corporation of Brownsville.

Discussion

The City has programmed \$378,668 from the CDBG program for the FY 2019-2020 program year. These funds will be used to operate a range of private and public services as described later in the Annual Action Plan.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Administration	2015	2019	Administration	City-wide	Administration	CDBG: \$75,732	Other: 1 Other
2	Infrastructure Objective	2015	2019	Non-Housing Community Development	CDBG Eligible Areas	Public and Community Facilities Public Improvements Infrastructure - Streets and Sidewalks	CDBG: \$230,940	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 13720 Persons Assisted
3	Public Facilities Objective	2015	2019	Non-Housing Community Development	City-wide CDBG Eligible Areas	Infrastructure - Streets and Sidewalks Parks and Recreation Facilities	CDBG: \$39,996	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 13720 Persons Assisted Other: 1 Other

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
4	Senior Services Objective	2015	2019	Non-Homeless Special Needs	City-wide	Senior Services Meals/Food Pantry/Meals on Wheels	CDBG: \$8,000	Public service activities other than Low/Moderate Income Housing Benefit: 7 Persons Assisted
6	Youth Services Objective	2015	2019	Non-Homeless Special Needs	City-wide	Youth Services	CDBG: \$8,000	Public service activities other than Low/Moderate Income Housing Benefit: 300 Persons Assisted
7	Youth Services Objective 2	2015	2019	Non-Homeless Special Needs	City-wide	Youth Services Domestic Violence/Child Abuse	CDBG: \$16,000	Public service activities other than Low/Moderate Income Housing Benefit: 193 Persons Assisted

Table 6 – Goals Summary

Goal Descriptions

1	Goal Name	Administration
	Goal Description	Program Administration - General administration, staffing and equipment; and develop, administer, revise, implement, and evaluate the day-to-day operation of entitlement programs. Activities include program design, develop annual plans and grant administration, sub-recipient compliance monitoring, program outreach, public relations, training, environmental review, and labor standards.
2	Goal Name	Infrastructure Objective
	Goal Description	Infrastructure improvements - Support the improvement of streets and infrastructure in low and moderate income census tracts.

3	Goal Name	Public Facilities Objective
	Goal Description	Public facilities improvements - Support the improvement of recreation trails, and open space in the City, including low and moderate income census tracts.
4	Goal Name	Senior Services Objective
	Goal Description	Senior Services - Funds will be used to provide services to senior citizens at low to moderate incomes at 80% or below the median income. The strategic goal is to provide operational support for delivery of meals and food services to seniors.
6	Goal Name	Youth Services Objective
	Goal Description	Youth Services - Funds will be used to provide youth services to low to moderate income youth at 80% or below the median income within the City of San Benito. The strategic goal is to provide a recreation and educational environment for the City's youth.
7	Goal Name	Youth Services Objective 2
	Goal Description	Youth services for abused or neglected children - Funds will be used to provide services to low to moderate income youth at 80% or below the median income within the City of San Benito. The strategic goal is to provide services for abused and neglected children.

Projects

AP-35 Projects – 91.220(d)

Introduction

The following projects were developed by staff with consultation from non-profit service providers and community input.

Projects

#	Project Name
1	General Administration
2	Street Improvement Debt Payment
3	City Parks - Resaca Trail Property
4	Utility Improvements - Sewer System
5	Amigos Del Valle
6	Boys and Girls Club of San Benito
7	CASA of Cameron & Willacy Counties
8	Cameron County Children's Advocacy Centers (Maggie's House)

Table 7 - Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The projects listed above were selected from the total of project proposals received in accordance with their consistency with the priorities established through the Consolidated Plan forums and community survey process. These projects meet needs enumerated in the Needs Assessment and prioritization process to the extent that funding was available. Organizational competencies were also considered when selecting one project over another, leaning toward those organizations with long-standing histories of successful project management.

AP-38 Project Summary
Project Summary Information

1	Project Name	General Administration
	Target Area	City-wide
	Goals Supported	Administration
	Needs Addressed	Administration
	Funding	CDBG: \$75,732
	Description	General administration of Program.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	City-wide.
	Planned Activities	General administration of Program.
2	Project Name	Street Improvement Debt Payment
	Target Area	City-wide
	Goals Supported	Infrastructure Objective
	Needs Addressed	Public and Community Facilities Public Improvements Infrastructure - Streets and Sidewalks
	Funding	CDBG: \$213,710
	Description	Payment 16 of 20 toward neighborhood infrastructure improvements project completed before 2009 Waiver for Pre-Award Costs. Twenty year debt ending 2024.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	13,720 Low/Low-Moderate Income
	Location Description	City-wide.
	Planned Activities	Payment 16 of 20 toward neighborhood infrastructure improvements project completed before 2009 Waiver for Pre-Award Costs. Twenty year debt ending 2024.
3	Project Name	City Parks - Resaca Trail Property

	Target Area	City-wide
	Goals Supported	Public Facilities Objective
	Needs Addressed	Public and Community Facilities Public Improvements Parks and Recreation Facilities
	Funding	CDBG: \$39,996
	Description	Payment 13 of 20 for loan agreement to purchase property along the Resaca for the Resaca Trail Project. Waiver for Pre-Award Costs received in 2009. Twenty year Real Estate Note to end December 2026.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	13,720 Low/Low-Moderate Income, plus city-wide residents.
	Location Description	705 N. Bowie Street, San Benito, TX 78586
	Planned Activities	Payment 13 of 20 for loan agreement to purchase property along the Resaca for the Resaca Trail Project. Waiver for Pre-Award Costs received in 2009. Twenty year Real Estate Note to end December 2026. Property purchase provided an increase in parks and recreational amenities for all City residents, including 13,720 low/low-mod income residents.
4	Project Name	Utility Improvements - Sewer System
	Target Area	City-wide
	Goals Supported	Infrastructure Objective
	Needs Addressed	Public Improvements
	Funding	CDBG: \$17,230
	Description	Support for improvements to public infrastructure, including ADA improvements.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	13,720 Low and Moderate Income
	Location Description	City-wide.

	Planned Activities	Support for improvements to public infrastructure, including ADA improvements.
5	Project Name	Amigos Del Valle
	Target Area	City-wide
	Goals Supported	Senior Services Objective
	Needs Addressed	Senior Services
	Funding	CDBG: \$8,000
	Description	Provide funding for operational and food costs for the delivery of approximately 1616 hot nutritious noon meals to 7 senior residents over the course of 231 days.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	7 Low and Moderate Income
	Location Description	City-wide.
	Planned Activities	Provide funding for operational and food costs for the delivery of approximately 1616 hot nutritious noon meals to 7 senior residents over the course of 231 days.
6	Project Name	Boys and Girls Club of San Benito
	Target Area	City-wide
	Goals Supported	Youth Services Objective
	Needs Addressed	Youth Services
	Funding	CDBG: \$8,000
	Description	Provide operational expenses to support recreational and educational programming to approximately 107 City youths, equating to over 2,500 facility visits for the year.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	107 Low/Low-Moderate Income children, equating to over 2,500 facility visits per year.
	Location Description	410 N. Stookey Rd., San Benito, TX 78586

	Planned Activities	Provide operational expenses to support recreational and educational programming to approximately 107 City youths, equating to over 2,500 facility visits for the year.
7	Project Name	CASA of Cameron & Willacy Counties
	Target Area	City-wide
	Goals Supported	Youth Services Objective 2
	Needs Addressed	Youth Services Domestic Violence/Child Abuse
	Funding	CDBG: \$8,000
	Description	Provide funding to cover salary and benefit expenses for employees to provide services to approximately 32 abused or neglected children in the City of San Benito.
	Target Date	9/30/2020
	Estimate the number and type of families that will benefit from the proposed activities	93 abused or neglected children (presumed benefit).
	Location Description	City-wide.
	Planned Activities	Provide funding to cover salary and benefit expenses for employees to provide services to approximately 32 abused or neglected children in the City of San Benito.
8	Project Name	Cameron County Children's Advocacy Centers (Maggie's House)
	Target Area	City-wide
	Goals Supported	Youth Services Objective 2
	Needs Addressed	Youth Services Domestic Violence/Child Abuse
	Funding	CDBG: \$8,000
	Description	Provide funding to cover salary and benefit expenses for employees to conduct forensic interviews and victim advocacy to approximately 144 abused or neglected children in the City of San Benito.
	Target Date	9/30/2020

	Estimate the number and type of families that will benefit from the proposed activities	144 abused or neglected children (presumed benefit).
	Location Description	City-wide.
	Planned Activities	Provide funding to cover salary and benefit expenses for employees to conduct forensic interviews and victim advocacy to approximately 144 abused or neglected children in the City of San Benito.

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

Much of the funding from the Community Development Block Grant (CDBG) program is available for use in any of the CDBG neighborhoods or citywide, depending on the specifics of the designated activities.

Also, some funding is available according to individual benefit rather than area benefit. It is, therefore, difficult to provide reasonable projections of the distribution of funds by target area. CDBG funds will be used in low income minority concentrated CDBG Eligible areas. The numbers below are strictly estimates based on experience.

Geographic Distribution

Target Area	Percentage of Funds
City-wide	100
CDBG Eligible Areas	100

Table 8 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

The proposed allocation of funds is based on federal funding requirements for each formula-allocated grant. Areas of low to moderate-income concentration and certain areas of high minority concentration are targeted. Areas of low homeownership and deteriorating housing conditions were also considered in the targeting process.

Discussion

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

The only source of federal funding that could assist the San Benito Community Grants & Programs Department (SBCGP) to address its affordable housing needs is the Community Development Block Grant (CDBG) Program from the U.S. Department of Housing and Urban Development (HUD). Although a variety of housing and community development activities are eligible to be funded with CDBG dollars, the amount available is extremely scarce. The City of San Benito currently does not fund any housing activities. Currently, the Housing Authority of San Benito (PHA) administers the only affordable housing programs in the community. Outside of the normal federally funded housing programs such as Public Housing and Housing Choice Voucher Assistance, the PHA offers programs, such as Home Construction Program, and the Housing Choice Voucher (Section 8) Homeownership Program.

One Year Goals for the Number of Households to be Supported	
Homeless	0
Non-Homeless	0
Special-Needs	0
Total	0

Table 9 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	0
Acquisition of Existing Units	0
Total	0

Table 10 - One Year Goals for Affordable Housing by Support Type

Discussion

Goals are set to reflect 0 households supported due to the fact that the City of San Benito does not fund any housing activities.

SBCGP supports and works closely with the PHA in an effort to provide the objectives that were adopted as part of the Consolidated Planning process. Such objectives include:

1. Ownership Housing

- Provide down Payment and closing cost assistance to low-and moderate income households.
- Provide gap-financing assistance to reduce the cost of housing for low-and moderate-income households.
- Promote housing fairs and open houses for affordable housing developments.

AP-60 Public Housing – 91.220(h)

Introduction

There is one Public Housing Authority (PHA) operating within the City of San Benito jurisdiction: The Housing Authority of the City of San Benito.

Actions planned during the next year to address the needs to public housing

- Increasing the number of affordable housing units by leveraging affordable housing resources in the creation of mixed-finance housing developments.
- Continue the implementation of Resident Initiative projects that support and encourage family self-sufficiency.
- De-concentrating poverty by seeking mixed-income development opportunities.
- The Mayor of San Benito will continue to attend PHA Board meetings and appoint PHA Board members.
- The City of San Benito partners with the PHA to support programs serving the residents in Public Housing, along with senior and low income City residents.
- The City monitors and offers assistance to work together with the PHA in regards to the wet utilities (water and sewer) serving Public Housing residents.
- The City will assist in expediting permits and plan reviews for projects.
- In order to raise awareness of barriers to affordable housing the City will proclaim April as Fair Housing Month. Information regarding discrimination and action for renters or homebuyers will be available. HUD authorized pamphlets are also available at the San Benito Community Grants and Programs Department.
- The City of San Benito will proclaim June as Affordable Housing Month. Information will be disseminated regarding affordable housing in both English and Spanish.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

There has been an increasingly proactive effort to enable residents of the PHA to break the cycle of poverty and move towards greater self-sufficiency. The role of the PHA continues to evolve into one that addresses the needs to public housing residents in a holistic manner, taking into account their educational, employment, health, and social service needs. The PHA either develops its own programs or coordinates services with other providers to meet these needs. In many cases, these essential services are already available in the community and the role of the PHA is to serve as the facilitator and coordinate the delivery of these services into the public housing property to make them more accessible for residents.

Public housing residents are also encouraged to participate in the management of the PHA through a variety of advisory boards composed of residents. These advisory boards are part of the mainstream for many of the PHAs in the region. The City will encourage private sector support for market and mixed rate affordable housing. The City will support fair housing workshops and orientation among non-English speaking populations and low-income persons.

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

The Housing Authority of the City of San Benito is designated “High Performer” in its Public Housing Program and has received a score of 100% in its Section 8 Management and Assessment Performance. Therefore, at this time, the City shall continue to assist the PHA as described above.

Discussion

The main problem facing the Housing Authority of the City of San Benito continues to be the ever increasing demand for housing services with no increase in federal aid to support this demand. This reality is clearly represented in the growing number of individuals and families on the waiting lists maintained by the PHA. According to SBCGP's recent consultations with the PHA, there are an estimated 149 Section 8-Housing Choice Voucher and 397 Low-Rent Public Housing households on the local waiting list. This number illustrates that the current demand for housing assistance far exceeds the ability of the PHA to meet this need.

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Introduction

While the contributing agents to homelessness are the same locally as they are nationally, the dilemma of homelessness within the City of San Benito presents a different picture than is normally depicted by the subject. The City does not have a widespread incidence of visibly homeless people sleeping in parked vehicles, under bridges, in community parks or other public places. Their numbers are not large and are generally concentrated in very few locations.

However insignificant the homeless numbers may appear, the City of San Benito recognizes that homelessness is an issue in need of serious attention. Rising housing costs, high unemployment rates, low educational attainment, high foreclosure rates, and steep reductions in public programs are just some of the many contributors to this problem. Cameron County's temperate climate and mild winters also make it a desirable destination for the segment of the homeless population that follows the weather.

Poverty and the lack of affordable housing are the principal causes of family homelessness. As of July 2018, approximately 37 percent of all San Benito households are living below the poverty level (Source: 2017 American Community Survey (ACS), 5 year estimates, via the United States Census Bureau). Declining wages and changes in welfare programs increase poverty among families, putting housing out of reach.

Realizing the detrimental effects homelessness has on the health and well-being of its families, the San Benito Community Grants and Programs Department (SBCGP) has joined neighboring cities and homeless service providers across Cameron County to develop action steps to prevent and eventually put an end to homelessness through the creation of the Cameron County Homeless Partnership (CCHP).

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

The City of San Benito along with the San Benito Public Housing Authority (PHA) will:

- Provide facilities and services to stabilize persons in crisis or in need of support to prevent them from falling into homelessness.
- Reach out to persons who might not otherwise engage in supportive service.
- Develop flyers and posters that provide contact information on key outreach and prevention services partners
- Improve community education on the needs, conditions and characteristics of homeless persons

and how they can be assisted to become self-sufficient.

- Develop a database on homeless populations using Homeless Management Information System (HMIS), homeless surveys, counts and user data. (*Implementation of HMIS completed amongst 5 BoS/Cameron County Participants in 2008*)

Addressing the emergency shelter and transitional housing needs of homeless persons

The City of San Benito along with the PHA will:

Provide a continuum of housing resources

- Increase the community's housing resources for the homeless responding to the identified needs and gaps in the community's continuum of care plan.
- Develop a tenant-based rental assistance program consisting of 12 units in scattered apartment complexes (*In search of funding*) .
- Begin working with developers to encourage and support their efforts to develop housing serving the homeless (*Ongoing*).

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

The City of San Benito along with the PHA will:

- Support the development of a homeless management information system covering homeless programs and housing in the valley to provide accurate, on-going information on homeless needs and successes in moving to self-sufficiency
- Establish a strong Financial Resources Plan to implement activities designed for priority housing and services projects to assist the homeless and prevent residents from falling into homelessness. The plan will develop resources to assure that existing facilities serving the homeless are sustainable as well as develop resources to create new homeless housing and services in the region.
- Establish a strong, proactive Continuum of Care plan to develop and coordinate the implementation of the strategic homeless plan and to provide a process for responding to new needs of the homeless.
- Develop alliances and cooperative efforts with United Way.
- Develop stronger relationships and communication with the Texas Homeless Network.
- Improve the capacity of the community to write successful grant proposals.

- Assure that all new programs have a feasible sustainability plan built into their proposals.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

The City of San Benito along with the PHA will:

Work with hospitals, jails, prisons, foster care agencies and treatment facilities to plan and coordinate the release of at-risk persons to assure that they have adequate community support systems.

- Develop a committee to plan and coordinate improved discharge policies and procedures
- Review existing discharge plans and work to actuate them
- Hold a meet and greet workshop with representatives of local jails, prisons and detention centers to begin development of relationships and procedures to initiate effective discharge planning, including signing of Memoranda of Understanding (MOUs)

Discussion

- SBCGP will encourage that agencies working in the community, who either receive federal funds from the City, especially those agencies who work directly with homeless persons, have an enforceable discharge policy to prevent homelessness.
- Agencies funded through the Continuum of Care and Emergency Shelter Grants will be required to actively participate in the HMIS database to effectively track discharged homeless persons throughout the Continuum of Care process. Agencies not funded through the above federal grants will be encouraged to participate in the HMIS database.
- Agencies will recognize that homeless persons face particular barriers to housing and access to resources, therefore the discharge planning process will begin as soon as possible after admission to agency or public facility.
- Agency/Facility staff will conduct a social services needs assessment for homeless persons immediately following admission and again prior to discharge.
- Agencies will develop a discharge plan for transition to the community with the participation and agreement of the individual. Barriers to appropriate discharge will be identified and addressed.

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

There are no public policy barriers to affordable housing in San Benito. The City of San Benito continues to successfully administer entitlement funding in accordance with Federal Regulations and consistent with the Consolidated Plan. The Analysis of Impediments and the review of any barriers to affordable housing did reveal the need for additional resources to address the needs of affordable housing and services in the City of San Benito. Additional Entitlement resources and non-federal resources are needed.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

The City of San Benito has identified the following impediments:

- Removal of barriers for persons with limited English proficiency enabling them to better access the housing market is needed.
- Greater Public Awareness, outreach and education of Fair Housing is needed.
- Continued emphasis on fair housing enforcement, including training and testing is needed.

In order to overcome the above mentioned impediments, the following actions will be taken:

- Maintain a list of private partner lenders providing affordable housing, financing and subsidies, and offer buyers access to down payment and closing costs.
- Encourage private sector support for market and mixed rate affordable housing.
- Support fair housing workshops and orientation among non-English speaking populations and low-income persons.
- Partner with local industry to conduct ongoing outreach and education regarding fair housing and provide information, and bilingual flyers and pamphlets in a variety of public locations and continue to provide outreach to non-English speaking people.
- Encourage Fair Housing Enforcement Agencies to target increase fair housing testing for multifamily properties and encourage U.S. Department of Housing and Urban Development (HUD) to provide increased fair housing testing in local apartment complexes.
- Continue to provide language assistance to persons with limited English proficiency as funding is available.
- Encourage recruitment of industry and job creation. A yearly job fair will be held.

Discussion:

In order to raise awareness of barriers to affordable housing the City will proclaim April as Fair Housing Month. Information regarding discrimination and action for renters or homebuyers will be available. HUD authorized pamphlets are also available at the San Benito Community Grants & Program (SBCGP) Office.

SBCGP will provide assistance to any resident filing a federal fair housing discrimination complaint; provide intake services and forward the complaint to the appropriate HUD office. To date, the City of San Benito has not assisted anyone in filing a fair housing discrimination complaint.

The City of San Benito will proclaim June as Affordable Housing Month. Information will be disseminated regarding affordable housing in both English and Spanish.

Posters regarding Fair Housing and brochures are distributed to non-profits; local agencies, and governmental offices to provide awareness of fair housing.

SBCGP has entertained the idea of applying for Texas Department of Housing & Community Affairs (TDHCA) funds to assist potential homebuyers with down payment and closing cost assistance. A decision has not been made due to the minimal staff of the department.

AP-85 Other Actions – 91.220(k)

Introduction:

The San Benito Community Grants & Programs Department (SBCGP) will address the community development priorities identified in the Rio Grande Valley Entitlement Community's (RGVEC) Consolidated Plan and Strategy (CPS).

Actions planned to address obstacles to meeting underserved needs

The City will continue to look for new funding sources for programs to address underserved needs. Funding is the major obstacle in providing the services needed to focus on the vast variety of issues that prevent families from breaking out of poverty and from living in the best, most affordable housing possible.

Actions planned to foster and maintain affordable housing

As part of the Consolidated Planning process, SBCGP has adopted the following objectives to expand affordable housing opportunities during this One-Year Action Plan period.

A. Ownership Housing

- Provide access to down payment and closing cost assistance to low-and moderate-income households.
- Provide access to gap-financing assistance to reduce the cost of housing for low-and moderate-income households.
- Promote housing fairs and open houses for affordable housing developments.

Federal, State and Local Public and Private Sector Resources Available:

- The major source of federal funding that assists SBCGP to address its affordable housing needs is the Community Development Block Grant (CDBG) Program from the U.S. Department of Housing and Urban Development (HUD).
- The San Benito Public Housing Authority (PHA) receives Section 8 Tenant Based Housing Choice Voucher Program funds from HUD that provide rental subsidies for eligible low-income households. In addition, the PHA is implementing the Section 8 Homeownership Choice Voucher Program. This program permits families that qualify the opportunity to use their rental assistance as mortgage payment subsidy towards Homeownership.
- The PHA is currently administering a Home Construction Program that builds affordable homes on scattered sites throughout the community. These homes are sold at investment value to local families of up to 120% AMFI.
- The City of San Benito participates in the Harlingen & San Benito Housing Finance Corporation.

This entity provides affordable housing finance opportunities to first-time homebuyers via tax credit and down payment assistance.

Actions planned to reduce lead-based paint hazards

In recognition of the dangers posed by lead-based paint, the City of San Benito ensures that homes that were constructed prior to January 1, 1978 are tested for the presence of lead. The specific homes tested are those that are under contract to be rehabilitated or purchased with down payment assistance funds. The appropriate abatement or interim control methods are employed if lead is found in the home. These measures are required to be taken by an organization as the City's sub-recipient of funds.

The PHA, through its Section 8 Program, conducts inspections prior to tenant occupancy. If such presence of lead-based paint is evident, abatement of such material must take place prior to the property participating in the program. Both tenant and landlord are made aware of such hazards and are given educational material for reference.

According to local health department officials, many lead poisoning cases may be caused by sources other than lead-based paint. Some cases may be attributed to pottery and serving dishes made in Mexico that are finished with lead-based glazes, which can be dissolved by foods with high acid content—such as citrus, peppers, and tomatoes. Also, many popular herbal remedies and traditional potions, sold on both sides of the U.S.-Mexico border, may contain lead.

Actions planned to reduce the number of poverty-level families

SBCGP's Anti-Poverty Strategy focuses on the most vulnerable population segments: very low-income households (incomes between 0-30% of the median family income); those individuals in public or assisted housing; and the uncounted homeless individuals and families. Very low-income households are generally more threatened with homelessness, often living from paycheck to paycheck with financial ruin being no more than one unexpected financial setback away. Persons in public or assisted housing are dependent upon public subsidies to maintain their own residences and have just a little more piece of mind and security than their counterparts that are not residents of public housing. In all, these segments of the population have the highest incidence of poverty and possess limited economic enrichment opportunities. These households will see the most immediate benefit from a concentrated effort to increase economic opportunities for all households in the City.

It is important to recognize that the Anti-Poverty Strategy is not a housing plan; it is an economic development plan that attempts to increase incomes and job opportunities for low-income households. The changing and expanding City economy has led to a growth in the number of low as well as high-paying jobs. Nonetheless, housing is a major component of the Plan, since a secure and affordable residence allows household members to pursue jobs, education and training without having to worry about the threat of homelessness.

Actions planned to develop institutional structure

The strength of the City's institutional structure is derived from the variety of public agencies and community organizations in the area that are working diligently toward one common goal: to provide affordable housing, supportive services, and community development assistance to benefit low-and moderate-income individuals and families. Local agencies, community-based organizations, and social service providers must coordinate their activities in response to the City's urgent needs. Each stakeholder in the delivery system contributes valuable resources and expertise. To strengthen this delivery system, SBCGP has undertaken a more collaborative approach to develop a common vision for housing and community development activities for the community. Commitment and coordination among different levels of local government, community organizations, and the public is essential.

Actions planned to enhance coordination between public and private housing and social service agencies

SBCGP coordinates its activities with a variety of organizations involved in the delivery of housing, homeless, non-homeless special needs, and community development activities-including many of the public agencies and community organizations consulted during the development of the CPS and the One-Year Action Plan. They include designated Public Housing Authorities (PHAs), and other community organizations whose fields of interest and service include, but are not limited to: social services, youth services, elderly services, disability services, HIV/AIDS services, abused children's services, health services, homeless services, and services for victims of domestic violence.

The City will enhance coordination between public and private housing and social service agencies by keeping communication lines open, meeting with various organizations, and attending functions held by the various organizations.

Discussion:

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(I)(1,2,4)

Introduction:

The San Benito Community Grants and Programs Department (SBCGP) will address the community development priorities identified in the Consolidated Plan and Strategy (CPS). Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. It is not anticipated that the City of San Benito will receive any program income from any of the projects to be carried out.

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
Total Program Income:	0

Other CDBG Requirements

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	100.00%

This Annual Action Plan covers Fiscal Year 2019-2020 (October 1, 2019 through September 30, 2020)

The City of San Benito is not an entitlement recipient of ESG or HOME funds. However, the Housing Authority of San Benito competes on a state level for HOME and HTF funds in order to meet the high housing need in the community.

Attachments

AFFIDAVIT OF PUBLICATION

STATE OF TEXAS)
COUNTY OF CAMERON)

Before me, the undersigned, a Notary Public in and for Cameron County, Texas, personally appeared:

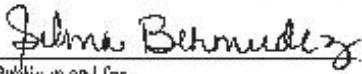
AURELIO QUIROGA

known to me to be Representative of The San Benito News, who solemnly swears that the attached is a true copy of the publication appearing in said newspaper, a weekly, published in the City of San Benito, Cameron County, Texas, continuously for more than one year, and that said publication appeared on the following dates:

March 1 2019

_____ 21

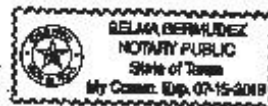
By:  The San Benito News
Newspaper Representative

Signed 
Notary Public in and for
Cameron County, Texas

Dated at San Benito Texas, March 4 2019

My Commission Expires: JULY 15, 2019

(Seal)



NOTE:

Costs of this publication excluding Notary fee totals the sum of \$ _____, which is now payable to

THE SAN BENITO NEWS
San Benito, Texas, 78586

The San Benito News Classifieds

For information, call (956) 399-2436

20 PUBLIC NOTICE

CITATION BY PUBLICATION — SAPCR; FC 102.010

THE STATE OF TEXAS 2018-DCL-053570-A FRANCISCO MENDEZ VS YOLANDA ZUNIGA IN THE 107 DISTRICT COURT OF CAMERON COUNTY, TEXAS

TO: Yolanda Zuniga No Known Address, and All Whom It May Concern, Respondents; GREETING: NOTICE TO RESPONDENT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 AM on the Monday next following the expiration of 20 days after the date you were served

20 PUBLIC NOTICE

this citation and petition, a default judgment may be taken against you."

The petition of Francisco Mendez, Petitioner(s), was filed in the 107th District Court of Cameron County, Texas, on September 14, 2018 against Yolanda Zuniga, Respondent(s), in the above entitled cause and entitled 'In the Interest of F.C.M. A Child, a child (or children).'

The suit requests Original **Petition in Suit Affecting the Parent-Child Relationship** as is more fully shown by Petition on file in this suit.

The name, date and place of birth of the child/children who is/are the subject of the suit is/are:

Francesca Celeste Men-

20 PUBLIC NOTICE

dez, 03/26/2015, Cameron County, Texas

"The court has authority in this suit to render an order in the child's (children's) interest that will be binding on you, including the termination of the Parent-child Relationship, the determination of paternity, and the appointment of a conservator with authority to consent to the child's (children's) adoption."

ISSUED and given under my hand and seal of said Court at Brownsville, Texas, on this the 1st day of February, 2019.

Attorney: Cerise Reyna De Garduno
24069120
956-546-4646
748 E. Van Buren
Brownsville, TX 78520

Eric Garza, District Clerk of Cameron County
974 E. Harrison Street
Brownsville, TX 78520

By: Christina Hernandez, Deputy Clerk
(2-15-19; 2-22-19; 3-1-19)

20 PUBLIC NOTICE

20 PUBLIC NOTICE

20 PUBLIC NOTICE



NOTICE OF AVAILABILITY OF FUNDS & PUBLIC HEARING NOTICE

The City of San Benito's allocation is anticipated to be approximately \$406,237 for its FY 2019-2020 allocation through the Community Development Block Grant (CDBG) Program. Listed below is a partial listing of eligible activities:

- * Public Facilities Needs
 - Senior Centers
 - Youth Centers
 - Neighborhood Facilities
 - Parks & Recreation Facility
 - Health Facilities
 - Child Care Centers
 - Parking Facilities
- * Infrastructure Improvements Needs
 - Flood Drain Improvements
 - Water Improvements
 - Sewer Improvements
 - Street Improvements
- * Accessibility
- * Economic Development
- * Code Enforcement
- * Housing Needs
- * Emergency Shelter Needs

The Community Grants and Programs Department will accept applications from public and private non-profit organizations until 4:30 p.m., Tuesday, April 3, 2019. Applications received after this date will not be accepted or considered. The applications are available at the City of San Benito, Community Grants and Programs Department, and with the City Secretary's Office, both at 401 N. Sam Houston, San Benito, Texas. Applications are also available at the City of San Benito Website: <http://www.cityofsanbenito.com>. Questions or comments should be submitted to Elvira Cavazos, Community Grants and Programs Coordinator, 401 N. Sam Houston, San Benito, Texas; or by email at ecavazos@cityofsanbenito.com; or by phone at (956) 361-3800, ext. 419.

The City of San Benito will hold a public hearing to solicit public comments for the Community Development Block Grant (CDBG) Program. Comments received will be considered for the City of San Benito's Annual Action Plan for the 45th CDBG Program Year. Interested parties are encouraged to attend and make their views known.

The public hearing will be as follows:

March 27, 2019 at 5:30 p.m.
San Benito Municipal Bldg.
401 N. Sam Houston Blvd.
San Benito, Texas 78586

PERSONS WITH DISABILITIES OR NON-ENGLISH SPEAKING WHO NEED TO COMMUNICATE MORE EFFECTIVELY WITH CITY OFFICIALS AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED ARE ASKED TO CONTACT THE CITY SECRETARY AT (956) 361-3800 OR RELAY TEXAS AT 800-735-2989 (TTY) OR 711 (VOICE) AT LEAST THREE WORKING DAYS PRIOR TO ANY MEETING SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

STATEMENT OF NON-DISCRIMINATION: THE CITY OF SAN BENITO DOES NOT DISCRIMINATE ON THE BASIS OF AGE, RACE, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, MARITAL STATUS, FAMILIAL STATUS, COLOR, NATIONAL ORIGIN, RELIGION, DISABILITY OR ANY

9 HELP WANTED

HELP WANTED: Lady hires lady for personal care and transportation to doctor and to buy supplies as needed. Some house work, 7 a.m. to 1 p.m., seven days a week; \$210 per week. Call 399-3119.

(2-22 - 3-15)

18 PERSONALS

DEAR HEART OF JESUS,

In the past I have asked for favors. This time I ask you this very special one (mention favor). Take it, dear Jesus, and place it within your own heart where your father sees it. Then in your merciful eyes it will become your favor, not mine. Amen. Say this prayer for 3 days, promise publication and favor will be granted. Never known to fail. D.B.

20 PUBLIC NOTICE

20 PUBLIC NOTICE

20 PUBLIC NOTICE

CITY OF LOS INDIOS NOTICE OF INTENT TO APPLY TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

The City of Los Indios is providing notice of the City's intent to submit a Texas Community Development Block Grant Program application for a Community Development grant request in the amount of \$275,000.00 for pavement reconstruction on Rio Conchos Street and re-paving of 480 linear feet on Del Rio West Street. The application is available for review at the Los Indios City Hall, 309 E. Heywood, Los Indios, TX 78567 during regular business hours. For information concerning this application contact Yolanda Ysasi, City Secretary at (956) 399-4255.

Para obtener informacion sobre esta aplicacion comuniquese con Yolanda Ysasi, Secretaria Municipal al (956) 399-4255.

CITY OF LOS INDIOS



PUBLIC HEARING COMMENTS

Purpose: To solicit public comments for the Fiscal Year 2019-2020 Community Development Block Grant (CDBG) Program. Comments received will be considered for the City of San Benito's Annual Action Plan for the 45th CDBG Program Year.

Date: Wednesday, March 27, 2019 **Time:** 5:30 p.m. **Location:** San Benito Municipal Building

Name:

Joc Medrano

Business Name (if applicable):

CASA of Cameron & Wilbrey Counties

Address:

1740 Boze Circle #300

City/State/Zip:

Boze Circle Brownsville, TX 78520

Phone Number:

956-546-6545

E-mail Address:

jmedrano@caseofcw.org

Comments/Suggestions:

~~jmedrano@caseofcw.org~~ jmedrano@caseofcw.org

Please see attached.

SAN BENITO

Public Hearing

March 27, 2019

FY 2019-2020

Mission: The mission of CASA of Cameron and Willacy Counties, Inc. is to be an independent voice for children who have been removed from their homes because of abuse and/or neglect. Trained community CASA volunteers work to ensure each child has a safe, loving and permanent home.

Submitted CDBG grant for FY 19-20, requested \$10,000

This funding is for a portion of the Volunteer Supervisor position who will serve San Benito children.

Projected goal for FY 19-20 is to serve 35 San Benito children.

Current FY 18-19, awarded \$5000

Monthly reports have been submitted timely, in compliance

To date this FY 32 children have been served

2 children were adopted

6 children Permanent Custody granted to relative

WHAT IS CASA?

Court Appointed Special Advocates (CASA) are trained volunteers who find what is in the "best interest" of an abused and/or neglected child. CASA helps ensure their educational, medical and therapeutic needs are met. The CASA volunteer is the most consistent person in a child's life who provides an independent voice for each abused child.

WHAT DOES A CASA DO?

CASA volunteers make an independent recommendation to the Court regarding what is the child's "best interest".

Monthly visits are made with the child, parents, fosters parents, CPS, teachers, the attorney ad litem and any other person who has relevant information concerning the child.

Information is gathered and submitted in a report, concerns are noted, recommendations are listed, and progress of the court-ordered safety plan is monitored.

CASA volunteers will be appointed to one case at a time and remain on the case until permanency is reached.

WHAT ARE CASA VOLUNTEERS?

CASA Volunteers are citizens from the community. No special professional background is required.

Volunteers must:

- be 21 or over
- pass CPS & DPS background checks
- complete an interview process

Men and women of all ages and from all backgrounds have found that being a CASA Volunteer is exciting and worthwhile.

The most heartbreaking, yet rewarding work a person could possibly do is to be a CASA... and to give a child hope.

Walt Holder, CASA Advocate

When a child who has learned not to trust slips their hand into yours, you realize how important you are on the long road ahead of them.

As CASA volunteers, we are privileged to be able to gain that trust. It is our reward.

Linda Rosevelt, CASA Advocate

I have found little else as rewarding as my volunteer work with CASA. For such little effort, the impact you can have on a child's life is amazing. The rewards are mine for providing these services to the children of my community.

Stephen Vega, CASA Advocate

CASA of Cameron & Willacy
1740 Boca Chica Blvd.
Suite 300
Brownsville, TX 78520

TEL.: (956) 546-6545 FAX: (956) 546-6612



Member of Texas CASA, Inc. and National CASA Association



Abused, Alone and in Court.



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CASA of Cameron & Willacy Counties, Inc.

- *CASA is a community-based, volunteer driven organization.*
- *CASA serves abused and neglected children.*
- *CASA provides the judge with factual and insightful information, which helps change a child's life by reducing the time he or she spends in foster care.*
- *CASA, by cutting the time these children spend in foster care in half, impacts society by decreasing the emotional impact child abuse has on children and saving taxpayers millions of dollars each year.*
- *In 2013, there were 1,608 confirmed child victims of abuse and/or neglect in Cameron county and there were 138 confirmed child victims in Willacy county.*

Children removed from their homes because of abuse and/or neglect are often placed with relatives or in foster homes. While there, they begin to wait and wonder: "Will I ever go home? And "Will I stay in this foster home very long?"

When children are placed in foster care, it is with hope they will be reunited with their parents or provided a safe, nurturing permanent home.

All children need a home with loving people to care for them. However, each year thousands of children are abused, neglected or abandoned. Sometimes, these children must be removed from their homes and placed under the protection of the court.

Many times, judges have as little as 10 minutes to decide the fate of these victimized children. Should they remain in foster care? Be reunited with parents? Or, be adopted?

WHAT DOES CASA PROVIDE?

CASA volunteers offer children trust and provide advocacy during complex court proceedings.

There is no other program like CASA with volunteers who are court appointed to represent abused and neglected children.

CASA volunteers make a significant impact on the children they serve and even help to shape their future.

IS TRAINING AVAILABLE?

CASA volunteers are fully trained and prepared prior to court appointment.

Each volunteer attends a free 30-hour training program and completes 3 hours of courtroom observations.

Volunteers receive continued training, supervision and support all times.

WHAT ARE THE BENEFITS?

Children appointed a CASA:

1. Spend less time in foster care.
2. Will have their needs identified.
3. Are less likely to re-enter the child welfare system.
4. Are more likely to achieve permanency.

The Court receives detailed, pertinent information filed in reports from CASA volunteers to assist the judge in the decision making process.

Most importantly, children are given the chance to grow and become productive adults.



Speak up
for
a child.

Remember, together we can make a difference!

Visit us at:
www.casaofcameronandwillacy.org



**MINUTES
OF THE CITY OF SAN BENITO
REGULAR CITY COMMISSION MEETING**

On June 18, 2019 the City Commission met for a Regular Meeting at the San Benito Municipal Building, Cesar Gonzalez Meeting Hall, 401 North Sam Houston Boulevard, San Benito, Texas at 5:30 p.m. A quorum was present including the following:

HONORABLE BENJAMIN GOMEZ, MAYOR, WAS THE PRESIDING OFFICER

CITY COMMISSION MEMBERS

Benjamin Gomez - Mayor
Carol Lynn Sanchez - Mayor Pro Tem
Antonio Gonzales - Commissioner, Place 1
Rene Villafranco - Commissioner, Place 2
Ricardo Guerra - Commissioner, Place 3
Ricardo Adobbati - For City Attorney

ADMINISTRATIVE STAFF

Manuel De La Rosa - City Manager
Fred Bell - Assistant City Manager
Ruth McGinnis - City Secretary

ABSENT

Commissioner Antonio Gonzales
Mark Sossi, City Attorney

ITEM 1. WELCOME.

Mayor Benjamin Gomez called the meeting to order. "The City Commission and I welcome you to this Regular City Commission Meeting. The time is 5:30 p.m. and we have a quorum."

ITEM 2. PLEDGE OF ALLEGIANCE TO THE U S FLAG AND TO THE TEXAS FLAG.

Commissioner Ricardo Guerra led the City Commission and audience in reciting the Pledges of Allegiance to the United States Flag and to the Texas Flag.

ITEM 3. INVOCATION.

Pastor Kevin Ortiz, Faith Pleases God Church, led City Commission Members and audience in prayer. Mayor Benjamin Gomez thanked Pastor Ortiz for bringing backpacks for San Benito students. Last year was his first year and is bringing more this year, approximately 2,000. He also donated to the Police Department, we greatly appreciate that. His church is not here, but he is from San Benito, he is a Greyhound.

ITEM 4. ANNOUNCEMENTS: ITEMS OF COMMUNITY INTEREST.

Mayor Benjamin Gomez, announced Mayor Pro Tem Carol Lynn Sanchez reading the announcements. Mayor Pro Tem Carol Lynn Sanchez, announced Registration for the 2019

Season NFL Flag Football League For Boys & Girls, Age 3 - 11, Online registration also available at the San Benito Parks & Recreation Facebook Page. Early Registration \$50 from June 3rd thru June 30th; Regular Registration \$60 from July 1st thru July 31st; Late Registration \$70 from August 1st thru August 18th. For more information contact 361-3830. Thursday, June 20th, Handsome Pepper: A Gallery Talk with Special Guest Artist Noel Palmenez, at 6pm at the San Benito Cultural Heritage Museum, 250 East Heywood. The program provides the community an opportunity to engage and learn more about the ideas and processes behind the artwork of the late Carlos G. Gomez. This is a free event opened to the public. For more information contact Luis Contreras at (956) 281-0810. Saturday, June 22nd, 18th Annual Texas Conjunto Music Hall of Fame Museum Induction Awards, Doors open at 6pm, Ceremony from 7pm to 8:30pm and Entertainment from 8:30pm to Midnight, at the Knights of Columbus Hall, 826 East Stenger. Tickets on sale at the San Benito Chamber of Commerce, telephone 361-9111. Saturday, July 6th, ResacaFest from 4pm-11pm at W.H. Heavin Memorial Park located at 705 North Bowie Street. Enjoy fun for the family, kiddie carnival, food, arts and crafts, cold beverages, and the San Benito Spectacular Fireworks Show. For more information contact 361-3830 or you may go to www.sanbenitoevents.com. Wednesday, July 24th and Thursday, July 25th, Fishing Camp 2019 for ages 5 - 16 (with an adult) from 10am to 3pm at the J.F. Kennedy Park, 400 Freddy Fender Lane. Free 2 day fishing camp, participants will learn the basics like fishing knots, proper fish handling techniques, various types of fishing equipment, tackle box basics, local tips and tricks. For more information contact (956) 361-3830.

ITEM 5. PUBLIC COMMENTS. (Speakers/Remarks limited to three minutes. Public Comments limited to forty-five minutes).

Mayor Benjamin Gomez asked Ruth McGinnis, City Secretary, if anyone was present for Public Comments.

Ruth McGinnis, City Secretary, announced Ms. Liz Chavez, who addressed the City Commission identifying herself as Liz Chavez, Board Chair with the Boys and Girls Club of San Benito. Good evening, Commissioners, Mayor and City Manager, I wish I was here today on better news, after last week's Special Meeting, I have received several calls from the community about the plans and impact of receiving no funds for the 2019-2020 CDBG Fiscal Year. I whole heartily thought that we were past this phase of disregarding the Boys and Girls Club of San Benito. We work very hard to establish a cohesive partnership with the City, and all was going really well. Right now is not the time for us to take twenty steps back. Unity and taking care of San Benito, as many of you have said on the bench, include your future generation. I want to remind the representatives of San Benito a few things about the Boys and Girls Club of what we do and who we are. The Boys and Girls Club is not only a recreational site for youth contrary to what many of you believe. In addition to running leagues, summer programs, and after school programs, we run quality programming that are not afforded to youth through other means. Some of our key programs and partnerships are; smart moves in partnership with Behavioral Health Solutions of South Texas which is a Youth Preventative Program that teaches youths to resist dangers of substance abuse and make healthy choices. Girls Strong in partnership with the Family Crisis Center is a Youth Preventative Program and Awareness for girls on at risk environments because of our proximity to the border. Many other beneficial programs that we run and have proven positive outcomes. Times have change and many organizations will tell you that the benefits of having a club in your area and the support of the city behind such a needed organization in your area is vital to the youth. This is the only City that does not have consistency in supporting their non-profits. Every City either has

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general funds, sponsorship money or CDBG money allocated to their non-profits. All over your CDBG Plan, the City qualifies about working closely with non-profits to provide services. It also talks about funding these non-profits as needed and as funds become available through HUD. We provide a unique service to our youth and we even have youth wait listed right now, about 95 to be exact, that we cannot serve. This has to say something about our growth and much needed services. We are also 100% transparent with our entity and financials unlike others that garner City support. I have never seen a City eliminate CDBG Funds completely for public service projects that are working. Key word here is working. The Boys and Girls Club is here working for your youth of your community. Don't be the first in the Valley to oust where essential need is needed the most. Most cities including yours has youth services as high priority which is in your plan which I should remind you. Follow the input of your constituents which had input in that plan. We are located in your City. We spend a lot of money in your City. We facilitate economic development in your City. And, [Ruth McGinnis, City Secretary](#), announced three minutes are over. [Ms. Liz Chavez](#), ignored the three minute limit and continued speaking, stating, the majority of youths are from your City. We need your help and this year is not the year to push us back. Thank you.

[Ruth McGinnis, City Secretary](#), announced [Ms. Dora Martinez](#), who addressed the City Commission identifying herself as Dora Martinez, being the Executive Director of CASA, Court Appointed Special Advocates. We too are a non-profit agency appointed to represent child abuse victims during the time that they are in foster care. We do this by recruiting, training and supporting community volunteers to be their voice and represent the child's best interest. It's my understanding that the Draft Action Plan for CDBG Fiscal Year 2019-2020 does not include CASA nor any other non-profit agency providing services to the residents of San Benito. This current Fiscal Year 2018-2019 CASA was granted \$5,000.00 from the City of San Benito. We thank you for these funds that were used to provide services for forty children to date. That may seem like a small number but when you take into account that it takes the CPS System a full year to finalize the permanent placement of a child, who has endured often unimaginable abuse, a year is needed to make sure that they are safe and in a permanent home. When you think of the \$5,000.00 and those forty children, what you don't is that we didn't serve sixteen of those children from San Benito. Eliminating funds completely from the City, potentially will result in an increase of these San Benito children without CASA representation. These too, are children of San Benito and the impact CASA has, extends beyond the daily use of this City's resources. Allow me to share with you the impact that a CASA advocate made for a young man from San Benito. This young man was fifteen years old when he entered foster care because his dad reported that he just couldn't provide a home for him and he didn't have the resources to care for him. His mother was not involved in his life. CASA appointed a retired Army Sergeant to represent him. Actually, a volunteer hero from San Benito. For once, this young man had someone he could count on to make sure that he was ok, to encourage him to finish high school and to help him understand that this was not his fault and that he could still accomplish his goals in life. Understandably, he struggled and he ran away several times from care, but each time he did, guess who he called. His CASA advocate. I ask you that you please reconsider funding to this non-profits including CASA and my hope is that you understand that these citizens come back to your county. They come back to your City and they contribute here. These are our most vulnerable citizens of San Benito, these abused and neglected children. Thank you.

[Ruth McGinnis, City Secretary](#), announced [Ms. Wilma Esparza](#), who addressed the City Commission identifying herself as Wilma Esparza, stating she does not live in San Benito, she

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lives in Harlingen, but her family is a long time family member who lives in the San Benito community of El Ranchito. Her father was in the school board here many years ago, probably before some of you were born. He was also a board of directors at old San Benito Bank and Trust. So we have a long history here in San Benito. I am now serving as a board of directors with CASA and I hope that you heard what Dora said to you. Sixteen children, those are your children. Because of the Privacy Act, we cannot tell you who those children are. It could be a son, a granddaughter, a nephew, a niece, a brother, a sister, an aunt. We cannot help them if you do not help us. Bottom line, we are non-profit. We depend on funding that is going to come from grants. Your help, with any penny that you can give a non-profit is going to help. Just to give you an example, last weekend in Brownsville, the CASA Board of Directors and all of our volunteers were out there with a big gift project soliciting the streets, panhandling. Twenty-one organizations will be able to get some money from what we did. People call it panhandling, bottom line for us, is fundraising. That's how non-profits work. But that money that was given to us, while we were out on the streets, is distributed among twenty non-profits that serve Brownsville. CASA does not only serve the Brownsville children; we serve your children. Once again, I am asking for your help. Sixteen children are a lot of children that we turned down. And once again, we cannot tell you who they are but they are your children.

Ruth McGinnis, City Secretary, announced Judge Chuy Garcia, who addressed the City Commission identifying himself as Judge Garcia, and stating, I am one of the JPs here and I am here to speak on behalf of Boys and Girls Club. I remember being a kid and going to the Boys and Girls club right here when it was on Stenger Street. Then they moved it over there on Stookey during that process when I as twelve, we moved, me and my parents, we moved right across there from Boys and Girls Club. To this date, my parents still live there. Let me tell you, the Boys and Girls Club today is not what it was back then. It has grown so much, the Boys and Girls Club serves hundreds, literally hundreds of kids from the community. It is in the City's best interest to help maintain and fund that. You know, Liz is on the board, the dedication and time and commitment that they put into this Boys and Girls Club, those are understatement. They are so dedicated and they need your help to sustain what they are doing here. Commissioner Sanchez, as a former board member, she has a great insight and knows the struggles that they have as a board to gather funds to help maintain this Boys and Girls Club. I am here to speak on their behalf for you take that into consideration. Thank you.

Ruth McGinnis, City Secretary, announced Constable Adrian Gonzalez, who addressed the City Commission stating, first of all, thank you for giving me this time to come and speak. I am the Constable in this area and I am also a proud member of the Boys and Girls Club and I am a board member. I am very proud to be here today to speak on their behalf. It's very hard for us to get all the money together to help out all these kids. When I came on the board, we only had about forty enrollments since then we have grown to over 140 a day. We partnered up with the school district. They helped us out with meals for the kids, breakfast and lunch. This year we actually started on taking the kids on field trips. We are working on different things for these kids to show them leadership within the community. It is very, very hard to come up with money. Whatever little money that we get from everybody, we really do appreciate it. We appreciate you guys. I know you guys are good people and you are trying to do what is best for our city and I know a lot of you all and I consider you all friends. A lot of you are my friends but it is one of those things where these kids do not have a voice. I am here to speak on their behalf. People ask me why I do what I do, when it comes to these kids, going to these community events helping out and it's really simple. A lot of these kids come from broken homes, they do not have a mom or dad at home. They come from very low income homes, they want a safe place to go

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to. We provide it to them, they go over there and they are safe. There are a lot of things that we do for these kids. But, what we are going to get back in the future, is a fact that a lot of these kids, they are going to know what it is to have kindness, to see a leader. They might go into a life of crime or do other things that they are not supposed to be doing in the streets. Ultimately it is a win-win for me as a law enforcement official because, these kids, if there is ever something that happens to them, they will be able to come to us as law enforcement officials and be able to speak. They are not going to be afraid of us. Those are things that mean a lot to me and should mean a lot to all of us in this community. I hope you guys reconsider what is going on right now, I really do hope so but anyway thank you for your time.

Ruth McGinnis, City Secretary, announced no more registered for Public Comments.

ITEM 6. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MINUTES OF THE REGULAR CITY COMMISSION MEETING OF APRIL 2, 2019.

Mayor Benjamin Gomez requested a motion to approve the Minutes of the April 2, 2019, Regular City Commission Meeting. Mayor Pro Tem Carol Lynn Sanchez moved to approve. Commissioner Rene Villafranco seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE MINUTES OF THE REGULAR CITY COMMISSION MEETING OF APRIL 2, 2019.**

ITEM 7. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FISCAL YEAR 2019-2020 DRAFT ONE-YEAR ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING, AND AUTHORIZE THE MAYOR TO SIGN THE CORRESPONDING APPLICATION FOR FEDERAL ASSISTANCE.

Fred Bell, Assistant City Manager, addressed the City Commission advising the CDBG Award for Fiscal Year 2019-2020 is \$378,668.00. In your packets is a spreadsheet detailing the allocations of funds based on previous commitments. After deducting street payment, general administration percentage at the Resaca Trail payment. \$49,230.00 is available for disbursement. As indicated in the spreadsheet in your packet, the following four non-profit organizations submitted applications for funding; Amigos Del Valle requested \$20,000.00, the Boys and Girls Club requested \$30,000.00, Maggie's House, which is also the Children's Advocacy Center, requested \$8,000.00 and CASA has requested \$10,000.00. The total number for request is \$68,000.00. The applications were reviewed by staff and all were completed according to Federal and Local requirements. Based on the previous discussions, there is an availability of \$49,230.00. Initial recommendation was that \$40,000.00 be allocated to Utility Improvements, specifically the sewer system, for repairs and upgrades and \$9,230.00 for Park improvements. Also included in your packet is the application for Federal assistance which is the City's acknowledgement of the award and affirmation that the rules and regulations will be followed. This form must be signed by the Mayor and would subsequently be submitted to HUD. Once the Commission approves the dissemination of funds, a Public Notice will be published in the San Benito News. There will be two Public Hearings, June 25th and July 16th. If the Commission does not make any changes, no further action will be needed and the funding allocations will be dispersed as directed by City Commission. I am prepared to answer any questions. City Manager Manuel De La Rosa, addressed the City Commission recommending to table this agenda item until the financial advisor of the next three items gets resolved because that will tell us where we are. I wanted to at least present this to you, the applicants. How much funding is available, but before you make a decision, we should move on to Agenda Item 8. That will kind of tell you exactly how the numbers fit in with the participation with the

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Joint Meeting with EDC, if this goes in or not. Agenda Items 8, 9, and 10 are all one item. Let's move through those and then it's my recommendation that we come back to Agenda Item 7. Mayor Benjamin Gomez, agreed and announced, we will move on to Agenda Item 8 and leave this matter after Agenda Item 10.

Mayor Benjamin Gomez announced moving to Agenda Item Number 10.

CONTINUATION OF AGENDA ITEM 7. ITEM 7. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE FISCAL YEAR 2019-2020 DRAFT ONE-YEAR ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING, AND AUTHORIZE THE MAYOR TO SIGN THE CORRESPONDING APPLICATION FOR FEDERAL ASSISTANCE.

Fred Bell, Assistant City Manager, presenting item, stating based on the discussions of the city commission, funds being determined where to allocate. Commissioner Ricardo Guerra, questioned on the general administration, what is the general \$73,000.00. Fred Bell, Assistant City Manager, stated requirement that you cannot allocate more than twenty percent of the overall award for administration. Administration covers salaries, office supplies, anything pertaining to the administration of the grant. Currently, there are actually three positions that receive partial funding out of the CDBG Grant. It's more than one full time employee. We utilize staff from other departments, for example, the environmentalists, we utilize someone from Planning Department to assist. Part of that staff salary is allocated. Part of my salary is allocated out of that. And then of course, the Coordinator of the CDBG, her salary is applied towards that. It covers all city approved benefits as well as far as retirement insurance as well. City Manager Manuel De La Rosa, advised Ms. Elvira Cavazos salary is eighty-five percent, how much is yours and how much is Mr. Leal. Fred Bell, Assistant City Manager advised he is at ten percent and Mr. Leal is ten percent. Mayor Pro Tem Carol Lynn Sanchez, stated, we've found our \$50,000.00. Commissioner Ricardo Guerra, requested clarification, if Planning Department is at ten percent and CDBG is eighty percent. Fred Bell, Assistant City Manager, confirmed. City Manager Manuel De La Rosa, advised if Ms. Cavazos is at one hundred percent, she can't do anything but CDBG. Mayor, when you are here during the day and you see her at the front, she also helps us on other forms, so, therefore, based on that time, we allocate how much time she spends on items with the City and then how much time towards the HUD stuff. Same thing with supervision and environmental. We stay below maximum that we are allowed to. We also report this to HUD. Fred Bell, Assistant City Manager, address the city commission, if I could have some of the unknowns, we do not have the final rate for what the City's contribution will be as far as the insurance, those other benefits. So, at the end of every year, we typically have a little bit of available funds that come back to the City Commission and request guidance of where to allocate, making sure we don't under budget because we have to go back to the feds and do all the explanations as far as that. We typically, we cap it right about at nineteen percent that we put towards administration of the grant or the award. Mayor Benjamin Gomez asked the city commission if they had any more questions. None received. Mayor Benjamin Gomez requested a motion. Commissioner Rene Villafranco moved to approve. Mayor Benjamin Gomez requested a second. City Manager Manuel De La Rosa, stated, wait a minute, are you asking for the. Fred Bell, Assistant City Manager, yes, we need the allocation of the \$49,230.00. City Manager Manuel De La Rosa questioned how do you wish to allocate. Mayor Pro Tem Carol Lynn Sanchez, asked, are we deciding that today, I thought it was just to put it on the. Fred Bell, Assistant City Manager advised, you can, the concern is that we have to make sure that we present everything and file the paper and get it back to HUD. I am not sure if by delaying, we have through publication period, we have to go

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through two public hearings and the second public hearing is in front of this Commission for the final. Today, it would be a recommendation. Mayor Pro Tem Carol Lynn Sanchez asked about the applications for CDBG, so what if we just motion to put it in the publication for the loan or not. Fred Bell, Assistant City Manager, we do have the applications from the non-profits. They're in your packets. City Manager Manuel De La Rosa, advised they're in your packets. Commissioner Rene Villafranco stated, so the only thing the city is requesting is \$9,000.00 or so to go to the parks. The \$49,000.00 that's what it is. Fred Bell, Assistant City Manager advised, that was the recommendation. Commissioner Rene Villafranco stated, and the forty go to one of the scenarios, we did away with that scenario so that puts back the \$49,000.00 where it belongs. So, the only thing the City is requesting is \$9,000.00 and some, so the \$40,000.00 goes back to the non-profits. Or does it stay there for now? Fred Bell, Assistant City Manager, stated, that's your decision. City Manager Manuel De La Rosa confirmed. Commissioner Rene Villafranco, that's what I'm asking. Fred Bell, Assistant City Manager stated you have available \$49,230.00, total in funds that you can allocate if you all so choose to grant \$9,230.00, as part of staff recommendation to Parks, that leaves \$40,000.00 available for you to disperse. What staff is going to need is, where do you want that? And how do you want that allocated? City Manager Manuel De La Rosa addressed the city commission stating my recommendation is that you have four applicants, if you include the City, like the Parks, that is 5.5 times 9 is \$45,000.00, allocate each \$9,000.00. The City gets \$9,000.00 and we are done and we'll worry about the additional. Mayor Benjamin Gomez, stated, \$9,000.00 is a good enough number. Commissioner Rene Villafranco stated, so, what is your recommendation. City Manager Manuel De La Rosa advised, \$9,000.00 to all, \$9,000.00 to the four applicants, \$9,000.00 to the City. Commissioner Rene Villafranco stated, that's \$45,000.00. City Manager Manuel De La Rosa, advised, and then we'll worry whatever that \$1,000.00 is and we'll adjust. Fred Bell, Assistant City Manager, stated, that will still leave \$4,230.00. City Manager Manuel De La Rosa stated, we are still going to have a little bit when we figure exactly how that comes to TMRS and all, aren't we? Fred Bell, Assistant City Manager stated, no, that will go to administrative. City Manager Manuel De La Rosa, advised, my recommendation is that we divide the \$49,230.00 by five and whatever that number is. Mayor Benjamin Gomez stated, that's what they get. City Manager Manuel De La Rosa, confirmed. Mayor Benjamin Gomez requested a motion to divide the \$49,230.00 by all five. Commissioner Rene Villafranco moved to approve. Mayor Benjamin Gomez requested a second. Commissioner Ricardo Guerra stated that is five people, and we are talking about the ones that came in. Fred Bell, Assistant City Manager, stated, the Boys and Girls Club, Amigos Del Valle, Maggie's House, and CASA. If you equally divide it, we are looking at \$9,846.00. Commissioner Rene Villafranco, stated actually CASA is getting what they asked for. City Manager Manuel De La Rosa advised, and you can do that. Commissioner Rene Villafranco stated, we're being generous. City Manager Manuel De La Rosa advised, well, we treat them all the same, fair. Mayor Pro Tem Carol Lynn Sanchez, questioned are we going to have a second motion. Commissioner Rene Villafranco stated, yes, we can. They are getting more, Manny. City Manager Manuel De La Rosa, confirmed. Commissioner Rene Villafranco, said, the last time we divided, they are getting more. City Manager Manuel De La Rosa, advised, I think we've done it in the past, since I have been here. Commissioner Rene Villafranco, stated, we gave everybody the same. Fred Bell, Assistant City Manager, stated, to answer the question, yes, you can. I come up with \$9,846.00. Commissioner Ricardo Guerra, addressed Mayor Benjamin Gomez, stating, I want to make a motion to give Amigos Del Valle, Boys and Girls Club, Maggie's House and CASA, \$8,000.00 and the City go with \$12,000.00 is that more or less my calculations. Fred Bell, Assistant City Manager, stated, so, you recommend \$8,000.00 for the four non-profits, that would be \$32,000.00. That would be about \$17,230.00

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to the City. City Manager Manuel De La Rosa, stated, \$8,000.00 for the four and \$17,230.00 to the City. Mayor Benjamin Gomez, announced, I have another motion on the table for \$17,230.00 for the City and \$8,000.00 each for the other recipients. Do I have a second for Commissioner Ricardo Guerra. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE FISCAL YEAR 2019-2020 DRAFT ONE-YEAR ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING, AND AUTHORIZE THE MAYOR TO SIGN THE CORRESPONDING APPLICATION FOR FEDERAL ASSISTANCE.** Fred Bell, Assistant City Manager, requested clarification, that \$17,000.00 is going to be for Park improvements. Mayor Pro Tem Carol Lynn Sanchez stated, that was my question, so I kind of wanted to, I know we wanted to, could we not add those \$17,000.00 to the CDBG for the debt we are getting into, so I actually wanted to vote for this one first before. City Manager Manuel De La Rosa, advised, this is for Mr. Don Gonzales and requested for him to step up. The motion is going to be rescinded in a minute but the idea is to allocate a portion of the four applicants and the \$17,230.00 toward the debt. Who made the motion, if you all withdraw? Mayor Pro Tem Carol Lynn Sanchez, stated, I did and I motion to withdraw. Mayor Benjamin Gomez, stated, no, whoever motioned has to withdraw. It was Commissioner Ricardo Guerra. Mayor Pro Tem Carol Lynn Sanchez, advised, I motion to withdraw the previous motion on Agenda Item Number 8. Mayor Benjamin Gomez, announced we are withdrawing motion made by Mayor Pro Tem Carol Lynn Sanchez, on Agenda Item Number 8. We have a motion and seconded by Commissioner Ricardo Guerra. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to **WITHDRAW THE PREVIOUS MOTION ON AGENDA NUMBER 8.** City Manager Manuel De La Rosa, advised the city commission, if you go back to Agenda Item 9, not 8, this is why I need Don Gonzales, we are going to, we need to amend that motion. The CDBG contribution from the City toward it would be \$17,230.00. So, we now have scenario three, \$65,000.00 from EDC and \$17,230.00 from CDBG funds. You'll change it and incorporate that to the plan. Commissioner Ricardo Guerra, advised, you got it, hopefully, nobody loses their job. I made a recommendation, whoever made the original motion on that, if you'll. Mayor Pro Tem Carol Lynn Sanchez, stated we have three workshops in the budget, we could sit down and bring a little highlighter and go through and see where we can cut and avoid. City Manager Manuel De La Rosa, advised, no, we will be making those recommendations during that process it is not arbitrary. Commissioner Ricardo Guerra, stated, I was short by \$2,000.00. City Manager Manuel De La Rosa, confirmed, you need to rescind. Mayor Benjamin Gomez, asked, a motion on which one? City Manager Manuel De La Rosa, advised, on Number 8; 8 is where we motion with the plan.

ITEM 8. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION APPROVING THE CITY'S PLAN OF FINANCE PERTAINING TO THE CONTEMPLATED ISSUANCE OF OBLIGATIONS TO BE DESIGNATED AS "CITY OF SAN BENITO, TEXAS COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION, SERIES 2019"; AUTHORIZING THE CITY STAFF AND THE CITY'S FINANCIAL ADVISOR AND BOND COUNSEL TO PROCEED WITH THIS PLAN OF FINANCE; AND AUTHORIZING OTHER MATTERS RELATED TO THE FOREGOING.

Mr. Don Gonzales, Senior Management Director of Estrada and Hinojosa and Company, addressed the city commission. Thank you Mayor and Commissioners, for the record, Don Gonzales, with Estrada and Hinojosa, we serve as financial advisor to the City of San Benito. We have for you an updated presentation from little over a week ago. The preliminary financing

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team would consist of the City of San Benito as the issuer, Estrada Hinojosa as the financial advisor, Norton Rose Fullbright as bond counsel financial institution that would actually be buying the certificates of obligation and then a private placement agent that would be utilized for the bidding process. Underlining current credits for the City of San Benito are; A1 by Moody's, A by SNP and A1 by Fitch. City Manager Manuel De La Rosa, advised Mr. Gonzalez, before you move on, Commissioner Guerra had a question about the financial institution. How are they selected, how are they, you know, the whole process? Mr. Don Gonzales explained back up to page one, what we would anticipate doing is selecting a private placement agent which is similar to what we have done in the past for the City of San Benito. We don't go thru a formal process but there is a few out there that will serve in that private placement agent roll. Typically, it's about \$5,000.00 to \$10,000.00 and then we would go through them to go out to bid to different banks to be able to give us the best interest rate that they would bid for this roughly \$1.5 million. We would set up a term sheet that would dictate \$1.5 million, there being no rating associated with this but the underlying credit ratings are shown. A maximum term of ten years certificates of obligation that would be issued under the certificate of obligation act. They would have all the legal requirements associated with that and we would set forth the terms in which they would bid. Whoever, comes in with the best bid with the City of San Benito is who we would recommend as long as meet all of the requirements financially and legally for the city and what we are trying to bid here. That would be the process for that. In the past, we have received very good results. It has proven itself to being very effective. Commissioner Ricardo Guerra, asked, do you know more or less the rate we have right now that these banks would be bidding on. Mr. Don Gonzales, responded what we have estimated in here, I believe is 3.25%. I believe is on page eight, we estimated 3.25%. Commissioner Ricardo Guerra, stated, but that can come lower. Mr. Don Gonzales, confirmed and stated, I have actually spoken with one bank that is looking to bid on another deal that is similar to what we are looking at and they think that they are going to be just under 3%, so it can be on 2.9% range. We are hoping that we will get a bid that will be a bit lower than the 3.25% that we have estimated here. Keep in mind we wouldn't be getting bids for probably another month or so and we wouldn't lock them in until this comes back to the City Commission for a vote and that will probably occur in late July early August. So, about a month and a half from now. Rates could move a little bit within that time that is why we have a slightly higher interest rate here in the estimate. Commissioner Ricardo Guerra, stated, I have been talking to the water board, I know some of the Commissioners do not like it, but I have and I know that they told that whatever the interest rate is, 1.65 take that from, if it is 3%, you know take 1.65 off of it and we are talking about 1.8 somewhere in between that. I have not talked to her because she is very busy but I was able to get a hold of her this afternoon and she is willing to come down to talk to the Mayor and the Commission on July 19th, that is the best day that she can come in here and give us a rundown of what water board is about and what they can do. She believes that she can do a lot better than what the banks are but you know, it is going to be up to you guys and to the Commission to see if we either ask her to come and get that information going or, to me it is, 1.8% I think is pretty good. But, we'll see what the commission thinks on it. Mayor Benjamin Gomez, asked, is she guaranteeing the 1.8. Commissioner Ricardo Guerra stated, it's whatever the percentage, if it's a 4 or 6 whatever, which was last year a 6, then whatever it was, 1.65 take that from the current, whatever the current. If we lock it in at 4, then take that 1.65 off. Mayor Pro Tem Carol Lynn Sanchez, asked, why is she taking it off? Because of the application we filed or is there a program? Commissioner Ricardo Guerra, stated, that is what the water board is offering. Mayor Pro Tem Carol Lynn Sanchez, asked, so, is it a grant. Mr. Don Gonzales, addressed the city commission, it's actually a subsidy from EPA. I've done a number of transactions like that. We've actually done them for the City of San Benito in the last 20 years.

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It is something that if that's what the City chooses to do, we can certainly assist with that. I think when we discussed it, I think it was last year or a couple of weeks ago, I think there were a couple of issues. One was a little bit of timing and the other one was the level of documentation that you would need to go thru. There may be other issues there. We don't have any bias, one way or the other, so whichever direction you would want to go in, we are happy to help you get that done. We just wanted to bring this scenario and update from our last meeting but whatever direction you and the City Manager choose to go in, we are happy to get that done. I have clients right now that are going thru that and they've received very good results. The challenge for them was, they started the process 10 months ago, so we are at a point right now when we are going to borrow the money. So, it is a little bit long of a process but we are completely happy to do whichever your presence is. Commissioner Ricardo Guerra advised that is one of the questions that she was going to bring in to us, I mean, we would have to have the documentation already turned in or already processed to be able to turn it because we are in a time frame already between August and September that is when everything is going to be looked into. Commissioner Rene Villafranco asked, so this is not a guaranteed deal? City Manager Manuel De La Rosa, advised, it's a loan, is not a loan forgiveness program. Commissioner Ricardo Guerra, said, no, it's not a loan forgiveness program. Loan forgiveness was, a couple of years ago, was almost, whatever the amount was, now the loan forgiveness is only 4 million. They capped it off because too many of the big cities were taking everything and leaving the small cities behind. So, what happened is, now it's capped. Any loan forgiveness is capped at \$4 million and that's it. Mayor Pro Tem Carol Lynn Sanchez, no, this is, Commissioner Guerra, this is for the loan. Like we are going for a loan right now. Mayor Pro Tem Carol Lynn Sanchez, it's not a guaranteed loan, right, it's the one that we talked about at length. Mr. Don Gonzales, confirmed, this one, is depending upon, there are two different subsidies, one is either the 1.65 as you mentioned Commissioner or there is a 1.35%, and that is a subsidy where they reduced the interest rate by that amounts. You are exactly correct, Commissioner Guerra, it depends on a couple of requirements to get the higher subsidy of 1.65%. The 1.35 is, and both of them are loans. Like I said, whatever your pleasure is, we are happy to get that done. Just understand the time frame is a little longer to get that executed. There may be additional documents on the engineering side that have to be completed, it's pretty more intensive in terms of documentation on the engineering side than anything else. On the finance and legal there is not a significant difference for us but on the engineering side there is quite a bit more documentation that has to be done in order to get the application in and submitted. It will have to be done very quickly given our time frame. City Manager Manuel De La Rosa, advised, as you might recall, we started looking at CO's and we started looking at what the impact would be this year and next year if we stayed with the CO's we are on the timeline that was presented. It hits during the summer months during the budget process so we can have it in effect. Based on the participation from the EDC more specifically at \$65,000.00 certainly brought our contribution for one year on the 1.5, so to stay on that timeline. You can certainly stop, since, I think this year, and what I've indicated and the way the presentation is, we are not proposing a tax or net worth increase for this year, right? But, for the 6.7 whether is a loan, water development board, we said it probably will be available on March. That 6.7, I do not think that there is any doubt that we are going to have to do something, either raise taxes, raise water rates structures. This year, our friends at the EDC helped us so that we would not make that increase in the water and sewer rates, right? That is for the 2019-2020, so if you do that process and because since the joint meeting in the last week, I said, ok, the Commission hasn't said that we aren't going to look at the water development board funding that is going to be available January and the funds will be available sometime in the spring. Again, I had a conversation with Commissioner Guerra on Friday, I think we can do it,

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we need to have measures in place to make sure we have project managers. So, it is not a true number, it is going to be that we will put somebody to make sure that we have this oversight. I still believe that we have to ante this compliance issues which we are going to have to account for in the monies. Some of the savings that we are going to have for the water development board will still be taken up because we will have the professionals working for us either on staff or outside. If you stop the process now which is good because I do not think that we are going to affect COs, the COs if we stop today, would not affect the tax rate. We still believe that we are going to get funding from the EDC whether we fund this year or not, but the water development board funding will take us months. We basically start the process over, you have to go, it is called a debt procurement. Remember this are EPA Federal fund coming thru the state coming to us. The state has requirements; the feds have requirements which means that we will go off for procurement even though in all likelihood, the same financial advisers, same bond counsel and engineering, we will have to do much more work to get it through the process so we are still months behind. The little bit of the process, the longer time, August is just the engineering. I can tell you that the engineers, we've dealt with a garden pass, we've dealt with alpha infrastructure. The frustration here lately has been, you can't even get on a guardrail like on Stenger and Business 77, has taken me six weeks to get an engineer because everybody is busy because there is a lot of work going on in the county. Those frustrations have been passed down to the staff to get this thing done and that was just getting some assessments done and I had TX DOT engineers and our own engineers and outside engineers. You see the time delay, I do not know if I can get the engineering done and we've got two engineers and we know busy they've been. I just need you to understand that. We'll do whatever we're told and if it takes longer, it takes longer. Because, there is no longer the fear that this year I am not recommending an overall increase, I think that you will support that this year. We can do that process and we'll certainly know what that, the bigger loan that we need, the second portion. Right now, we are trying to get the planning and design out of the way so that it would give us a better idea of what lift stations we are going to improve, what lift stations we are going to do away with. Mr. Don Gonzales, advised, since we've gone thru this before, I am going to, there is page 2 and page 3 which is asks for any data of the city. There is the principal and interest payments on page 3. Moving to page 4, we have the estimated project cost 6.7 million for the rehab of the lift stations and construction. 1.5 million for the engineering survey geo-tech and administrative, for a total 8.2 million. Put those two together, we would be looking at two separate transactions of approximately 1.5 million and 6.7 million for a series 2019 Certificates of Obligation issuance and then for construction in 2020, 6.7 million. We added this because there was little bit of a discussion last time regarding the tax rate. I wanted to give a little bit of history, the general fund which is often referred to as a maintenance and operations tax rate, has historically being in the mid-60s. About 67 cents in 2013, 2019 was about 65 so it is .6568, it's 65 cents. On the debt service side, which pays just the tax on the debt service or INS, the interest in sinking fund was a nickel. 5 cents in 2013 and here in 2019 it has been 7 cents. The total tax rate between the two is at about 72 cents. There really hasn't been much of tax change in the last six years, it has stayed at just under 73 cents. Any questions on that page? On page 6, this is what the debt service looks like currently based on the last issuance on 2018. As you can see, in Column K. I am just going to walk you down Column K. In 2021, the tax rate is estimated to go from about 7 cents to just under 10 cents that is if you don't issue any debt. Right now, based on information that we had in 2018. Now, the good part is that assessed values in Column B, have gone up in 2019 and in 2020 and hopefully it will go up in 2021 and it will eliminate part of that tax rate increase that will show up in Column K by virtue of the increase in the assessed value. This is what it looked like back in 2018 as of the last transaction that was completed. On Page 7, what we have been provided

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is currently on Columns A thru B but the City has been contributing towards debt service from sales tax, CDBG funds, Economic Development Corporation and water and waste water utility. In Columns F, H and J, is what we received from the City as possible additional contributions. In Column F, \$40,000.00 more from CDBG funds, from the EDC an additional \$65,000.00. Each of these would be for the 10 years of the terms of the bonds and then water and sewer would be picking up an additional amount as you can see on Column J. The first year would be pretty minor, almost nominal amount of \$15,000.00. Page 8, City Manager Manuel De La Rosa, Mr. Gonzalez, leaving it at that, \$15,000.00, we can subsidize thru the general fund and not have to do anything to the water and sewer, there is no increase. That was just a category that was placed in. Mr. Don Gonzales, on page 8, now we are going to focus on scenario 1 and on scenario 1, what we are looking at is those three highlighted columns that I mentioned with an additional contribution coming from CDBG, EDC and wastewater utilities system. We would still be issuing the 1.5 million and you can see on Columns E, F and G, the principal, the interest and the total debt service in Column G. You can see on Column B, the growth and the assessed evaluation from the 595 million to 632 million in 2019 and then 656 million 558,442 of which is projected for 2020. The aggregate debt service in Column A is the existing in Column B plus what is in Column G and then in Column I reflects the additional contributions from EDC, CDBG and water and wastewater utility. Column J, we would be looking for about \$13,500.00 contribution from the issuer and that would keep the tax rate flat in Column L, you can see staying at 7 cents. That is with an estimated interest rate of 3.25%. Moving on to Page 9, what we have here is what the 2020 transaction would look like. This would be for the construction of and the work in the lift stations to be about 6.7 million. Again, the information on Column A, B, C, D and E remain the same. E, F, and G would change to reflect the now 6.7 million of funds that would be borrowed. As you can see, we would have interest only for the first 3 years in Column F and then total debt service in Column G we would have the amount of self-supporting debt that is in Column I. Again, with the greater support of CDBG, EDC and utility system and the \$13,500.00 contribution and here, we would see the tax rate be going up in 2021 from seven cents to nine cents. Here, we used an estimated interest rate of 3.52% so, a little bit higher given that it is a year and a half away from the time that we would be borrowing that money and interest rates would be going up in that time frame. On Page 10, now we are moving to scenario 2, in this particular case, there would be no longer any contribution from CDBG. In Column F, that would go to 0. The EDC would be contributing the \$65,000.00 a year in Column H for 10 years and then Column J would reflect the changes in water and sewer utility system revenues that would be contributed towards the debt service. Page 11 is going to look similar to what we had I believe on Page 8. But now, what we are looking at is no longer that contribution from CDBG funds. What is going to change is Column J. The issuer contribution will go from \$13,500.00 to \$53,500.00. That would be funds that need to be budgeted out of the general fund in order to keep the tax rate at 7 cents so it would not go up in Column L. We used the same interest rate estimate at 3.25%. Page 12, again with this scenario, no contribution from CDBG of \$40,000.00 but there would be the 465,000.00 from EDC and an issuer contribution of \$53,500.00 as you see in Column J and also the increase in utility revenues to support the debt service. Here, you will see the tax rate in Column L with this 6.7 million borrowing going from 7 cents to 10 cents. That again, is usually the 3.52% interest rate. Those are the two scenarios that we have for you to consider, their basic difference is the contribution of the \$40,000.00 from CDBG. Whether or not you would want to do that or if you would want to make an issuer contribution from your maintenance and operations from the general fund budget for that year. Each year thereafter you would either need to increase the amount of utility system contribution by that \$40,000.00 or look to increase the amount contributed from the general fund by that \$40,000.00. The timetable which is on

the second to the last page. We are here today on the 18th you are to consider the plan, pick which you would want to do either scenario 1 or scenario 2. We would have the publication on the newspaper on June 20th, second publication on June 27th. Then, during the month of July, we would prepare the term sheet, go out to bid to the different banks, receive those bids by the end of July and then look to be back before the City Commission for a final interest rate on August 6th and closing by the end of August. We have seen interest rates come down. It is anticipated that the Fed is probably going to make a reduction in interest rates in July so that will be one of the factors playing into this. Timing wise, I think it is to the City's advantage to be looking to be borrowing now. We've seen interest rates come down considerably in the last 90 days. The last page is a disclaimer that we are required to put in according to the SSC basically saying that the numbers that are in here are provided by the city or estimates are not to be considered final. This is based on estimates that we have not locked in interest rates. With that, I am happy to answer any questions. Commissioner Rene Villafranco, advised, I do have a question. The difference between 1 and 2 in the year 2021 is 10 cents and then in the year 20, and for plan 1 and plan 2 is 9 cents? Mr. Don Gonzales, confirmed, yes, sir, we are focusing on Page 9 and Page 12. So, here is Page 12 and you can see that the tax rate goes up to 10 cents and on Page 9, 9 and 1/3 penny, so it's about 7/10 of one penny difference. Commissioner Rene Villafranco, stated, and this, we are talking about long term, the whole package, the whole money that we need to fix whatever interest. Mr. Don Gonzales, advised, well, that would be the estimate for that one year, Commissioner, because each year, as you can see, we have no growth in Column C starting in 2021. Commissioner Rene Villafranco, stated, the increase that I am referring to is the whole package, the \$8 million, right, on the larger number. Mr. Don Gonzales, confirmed yes, sir. Commissioner Rene Villafranco, stated, so plan 1 is to leave CDBG and plan 2 is to take it out? Mr. Don Gonzales, confirmed. The thing that we don't know for 2021 is how much growth the City would have in assessed value. For example, in 2019, it went up a little over 6%. This year, it is estimated, we do not have final value yet, we would not have that until next month, but right now, based on the information we received from the director of finance, it is up about 3 and 3/4%. So, values continue to rise, you could see both of them being at about 9 cents. The difference is pretty small. Commissioner Rene Villafranco, stated, the general fund would be in fact \$52,000.00 in 2020? Mr. Don Gonzales, advised, correct vs. \$13,500.00. The City would need to make that \$40,000.00 difference. Commissioner Ricardo Guerra, stated, so, you are still looking that the CDBG and EDC money can still be used by the city? Mr. Don Gonzales, advised, for this type of project, correct. Yes, yes and I did talk to bond counsel, I do remember Arnold Cantu for Norton Rose Fullbright, and when I spoke to him last week, he confirmed that the City would need to have a public hearing but there would not be any petition that could be brought based on that particular public hearing. Now, the citizens could bring forth a petition because these are certificates of obligation and force this to go to a vote on this million 5 and then on the 6.7 million. But that would be something separate from having the public hearing on these projects that would be contributed to make this bond issue. Commissioner Rene Villafranco, stated, so, that paper, that information that you are telling me right now, is that going to inside with the records? Mr. Don Gonzales, asked, the public hearing? Commissioner Rene Villafranco, stated, well, the EDC and the CDBG, it's kind of weird but I mean, as far as getting that money and using it for us. Could you guarantee me that that information is going to be in our records? Mr. Don Gonzales, advised, no, I can't guarantee the attorneys would be doing that work, they will be drafting the documents so it would be a local agreement. That would be between the EDC and The City. So, Norton Rose Fullbright drafted that last time, actually on the last two transactions that the city has done where there was an inner local between the EDC and The City. They will be using basically the same document that was used before so that has already

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been vetted and has worked. They will be the ones drafting that we don't do the drafting of those legal documents. Mayor Pro Tem Carol Lynn Sanchez, stated, just to confirm, CDGB and EDC are on this already? Mr. Don Gonzales confirmed. Mayor Pro Tem Carol Lynn Sanchez, stated, because they have already done projects like this. Mr. Don Gonzales, confirmed. Mayor Pro Tem Carol Lynn Sanchez, stated, and our payments are. City Manager Manuel De La Rosa, advised, the CDBG fund has to be allocated every year. It can't be committed today for ten years out. Every year you'll have to take that action to commit it to those and in accordance to federal because HUD regulates those funds. Commissioner Ricardo Guerra, meaning that if we find our money somewhere else, in a general account to offset the \$40,000.00 or whatever the CDBG money. Mr. Don Gonzales stated, we come back in an annual basis. City Manager Manuel De La Rosa, confirmed, now, in bond counsel, Mr. Cantu did receive a call from the EDC's attorney, Mr. Tony Forrest, he mentioned the joint meeting that they had spoken also at that conversation with Mr. Cantu. As you might know because of the recent house bills that the governor signed on Friday, it'll takes us, based on those house bills that Senator Lucio and Representative Lucio helped pass for us, it'll take us about 3 years and we'll see a return and property values will go up. We do see that we are going to have a return on that and we are going to be able to stabilize. I was asked Friday at a meeting why are we not raising taxes if we said we were. Well, because of the joint meeting, if we try to hold, it is not fair to raise taxes when we have 35% of our population at or below poverty level, right? So, we are affecting 25,000 people and 35% of them are at that level. If we maintain taxes and we try to carry it and stabilize and then the return to the city is these house bills that will improve the quality of life because of the type of development that these house bills will generate for us. These analyses are based on flat lines, there is no guarantee, right? The financial advisors have provided, we've had conversations, the funds can be utilized. You heard it at the joint meeting, we've done it in the past, we have those communications fairly often. I do not know what the White House is going to do next year and it may not be next year, I have to re-organize. But, for this year, we are good and that is what we are worried about. What is the budget going to look like and the tax rate that we are going to set in September for October 1st? Thank you. Commissioner Ricardo Guerra, asked, is this going to affect our rating? Mr. Don Gonzales, stated, no, sir, in fact, one of the thing, I'm sorry. Mayor Pro Tem Carol Lynn Sanchez, stated, they said last time, as long as we stay under the ten for the fiscal year we would be ok. Mr. Don Gonzales, advised, the \$10 million actually is for bank qualified debt but from a rating prospective, we don't see that this amount of borrowing is going to have any negative impact even though we wouldn't be seeking a rating. Primarily for 2 things; number 1, is you are borrowing money to address infrastructure needs, when we actually are seeing cities get downgraded is when they don't address their infrastructure needs. A perfect example happened about a dozen years ago, City of Dallas was not addressing their infrastructure needs. They said, well, we don't want to borrow the money and the rating agency said, yeah, but your problems are growing and growing and your lack of desire to address them, we are downgrading it. So that is what they did. It can actually have the opposite effect by not addressing it. By addressing it, I actually think that you will be in better shape and the fact that you are addressing it at a very low interest rate environment is very prudent on the part of the City. Mayor Benjamin Gomez, asked, do we vote on individual, do you have a question commissioner. City Manager Manuel De La Rosa, advised, you can or you can do it know if you know what you want because this is where is at for the other two items just follow because it helps us recoup. You can do it at 8 now. You have to choose option 1, leading scenario, option 2 without the CDBG. Once you know which of those two options, the recommendation is to approve this resolution but tell us which of those two options first. Then, staff recommendation is to approve the resolution. City Manager Manuel De La Rosa, only if

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you have a legal question, not to discuss, very specific only. Mayor Benjamin Gomez, requested a motion for Scenario 1 or a motion for Scenario 2. Mayor Pro Tem Carol Lynn Sanchez, moved to approve Scenario 2, is without CDBG, correct? Mr. Don Gonzales, confirmed. Mayor Pro Tem Carol Lynn Sanchez, stated my motion is for Option 2. City Manager Manuel De La Rosa, advised, let me answer Mayor Pro Tem, the \$50,000.00 would mean, we will look at what we can remove certain personal services and that is what we are going to do. Mayor Pro Tem Carol Lynn Sanchez, stated, \$50,000.00 but we didn't even get \$50,000.00 from CDBG last year. Commissioner Ricardo Guerra, stated, basically, you are going to trim the budget. City Manager Manuel De La Rosa, stated, we are going to trim the budget, somehow. Commissioner Ricardo Guerra, questioned, doesn't mean personnel. City Manager Manuel De La Rosa, advised, we don't know where and here is why, remember, last year we didn't have Southside Park, we didn't have that increase and we didn't have those responsibilities. Water Plant 2, we are still adding staff and we are not online yet, right? There are certain things that we are going to move. There are certain departments that we are looking to see exactly where we are re-structuring departments city wide and I think that you have seen those emails that I sent out last week. So, for a year, we are good. Next year, we are going to have to ramp back up because we are re-structuring departments right now. There are going to be some savings, we are going to do that but there be no doubt, I am cutting \$50,000.00 from somewhere without hitting our reserves or any of our funds. But, we are trimming somewhere. Mayor Pro Tem Carol Lynn Sanchez, stated, it says right here that it didn't include the CDBG, am I correct? City Manager Manuel De La Rosa, asked, which page ma'am. Mayor Pro Tem Carol Lynn Sanchez, advised, I did see that this wasn't included that taxes weren't supposed to go up. City Manager Manuel De La Rosa, advised, no, we are not increasing taxes, we just said that we were going to trim and we will do. Mayor Benjamin Gomez, stated, Manny, we can find \$50,000.00 somewhere. City Manager Manuel De La Rosa, stated, yes, I assure you that for a year, we will float it. I assure you, I am already seeing which departments I am going to cut some personnel for a year. Mayor Pro Tem Carol Lynn Sanchez, said, I think we can cut back some other things too. City Manager Manuel De La Rosa, advised, yes, we will but it is. I just want to make sure. If you are still proposing, trying to move certain things forward, trying to keep employees that we need to keep but we are going to consolidate. Mayor Benjamin Gomez, stated, and you are good at it that is why you are good at what you do. Mayor Pro Tem Carol Lynn Sanchez, stated, everything that we are doing, all state training, all that can be cut. Commissioner Rene Villafranco, moved to second the motion. Mayor Benjamin Gomez, announced, I have a motion for Scenario 2, seconded by Commissioner Rene Villafranco. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to **APPROVE SCENARIO 2 FOR RESOLUTION APPROVING THE CITY'S PLAN OF FINANCE PERTAINING TO THE CONTEMPLATED ISSUANCE OF OBLIGATIONS TO BE DESIGNATED AS "CITY OF SAN BENITO, TEXAS COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION, SERIES 2019"; AUTHORIZING THE CITY STAFF AND THE CITY'S FINANCIAL ADVISOR AND BOND COUNSEL TO PROCEED WITH THIS PLAN OF FINANCE; AND AUTHORIZING OTHER MATTERS RELATED TO THE FOREGOING.** Mayor Benjamin Gomez, thank you, Mr. Gonzalez. Mr. Don Gonzales, thank you, Mayor. Mayor Benjamin Gomez, stated, now, we have a motion for scenario 3, including the \$17,000.00 City Manager Manuel De La Rosa, as discussed. Mayor Benjamin Gomez, I have a motion by Mayor Pro Tem Carol Lynn Sanchez, seconded by Commissioner Ricardo Guerra. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to **APPROVE SCENARIO 3 FOR RESOLUTION APPROVING THE CITY'S PLAN OF FINANCE**

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PERTAINING TO THE CONTEMPLATED ISSUANCE OF OBLIGATIONS TO BE DESIGNATED AS "CITY OF SAN BENITO, TEXAS COMBINATION TAX AND LIMITED PLEDGE REVENUE CERTIFICATES OF OBLIGATION, SERIES 2019"; AUTHORIZING THE CITY STAFF AND THE CITY'S FINANCIAL ADVISOR AND BOND COUNSEL TO PROCEED WITH THIS PLAN OF FINANCE; AND AUTHORIZING OTHER MATTERS RELATED TO THE FOREGOING.

ITEM 9. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION RELATING TO ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS RELATING TO CONSTRUCTING VARIOUS CITY IMPROVEMENTS FROM THE PROCEEDS OF TAXEXEMPT OBLIGATIONS TO BE ISSUED BY THE CITY FOR AUTHORIZED PURPOSES; AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO; AND PROVIDING AN EFFECTIVE DATE.

City Manager Manuel De La Rosa, addressed the City Commission, advising staff recommends approval of this in consultation of bond counsel and also our financial adviser. This is kind of a catch, it helps us for any of these expenditures that we do before hand, before we have funding so that we can reimburse ourselves. Commissioner Rene Villafranco, move to approve. Mayor Pro Tem Carol Lynn Sanchez, seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to APPROVE RESOLUTION RELATING TO ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS RELATING TO CONSTRUCTING VARIOUS CITY IMPROVEMENTS FROM THE PROCEEDS OF TAXEXEMPT OBLIGATIONS TO BE ISSUED BY THE CITY FOR AUTHORIZED PURPOSES; AUTHORIZING OTHER MATTERS INCIDENT AND RELATED THERETO; AND PROVIDING AN EFFECTIVE DATE.

ITEM 10. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION BY THE CITY COMMISSION OF THE CITY OF SAN BENITO, TEXAS AUTHORIZING AND APPROVING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15C2-12; AND PROVIDING AN EFFECTIVE DATE.

City Manager Manuel De La Rosa, addressed the City Commission stating staff is recommending approval of this resolution. I worked with Bond Counsel and our Financial Advisors on this also, so this allows us to proceed forward with the CO 2019 Series as discussed. Mayor Benjamin Gomez, requested a motion. Commissioner Rene Villafranco moved to approve. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, and Commissioner Ricardo Guerra. Motion carried to APPROVE RESOLUTION BY THE CITY COMMISSION OF THE CITY OF SAN BENITO, TEXAS AUTHORIZING AND APPROVING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; COMPLYING WITH THE REQUIREMENTS CONTAINED IN SECURITIES AND EXCHANGE COMMISSION RULE 15C2-12; AND PROVIDING AN EFFECTIVE DATE.

ITEM 11. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE APPOINTMENT OF MR. LUIS D. GONZALES, JR., TO THE CITY OF SAN BENITO CIVIL SERVICE COMMISSION, PLACE I POSITION, FOR THE TERM EXPIRING ON MAY 31, 2020.

Yolanda Villafranca, Human Resources Director, addressed the City Commission requesting consideration and possible action to approve Mr. Luis Gonzales as a Civil Service Commissioner for Place 1. Mayor Benjamin Gomez requested a motion. Commissioner Rene

Villafranco moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE APPOINTMENT OF MR. LUIS D. GONZALES, JR., TO THE CITY OF SAN BENITO CIVIL SERVICE COMMISSION, PLACE 1 POSITION, FOR THE TERM EXPIRING ON MAY 31, 2020.** Mayor Benjamin Gomez, addressed Mr. Fernando Del Valle, Valley Morning Star, it is not a conflict of interest because he works with the school district. Mayor Benjamin Gomez, requested for Mr. Gonzales to come up and say a few words. Mr. Gonzales, stated, good evening everyone, Mayor, Commissioners, City Manager De La Rosa, I am delighted and excited about re-joining the Civil Service Commission again. I previously served in 2008-2011 and it was a very rewarding experience for me. My background; I have a Bachelor's Degree on Government so I was aware. We worked in projects during college where we had to deal with civil service on the City of Brownsville when they were starting in the early 90s. Don't judge me, I am showing my age, but I was very familiar with that and of course, serving at that time. I know that I will take my role very, very seriously. All the city boards are important but I believe that this one is one of the more worthy because it serves and protects and works with our service providers in our district which are police officers and our firefighters. So, I know that in previous times, during my previous terms that I served, we did have some very complex issues to resolve. Some of them were life changing and career changing experiences for some staff members. But I will always go in there like I did before with a very clear mind, very unbiased attitude. Always open to review both sides for the city's perspective. And of course, those that are up for review, at the civil service, so I take every item, every case will be looked at very impartially by me and I will serve with that dignity and that respect that the position deserves. Mayor Benjamin Gomez, congratulations and thank you Mr. Gonzales. Thank you for your service and welcome back.

ITEM 12. CONSIDERATION AND POSSIBLE ACTION TO APPROVE A CONCESSION AGREEMENT WITH PRIM'S EVENT CENTER (ZUNIGA ENTERTAINMENT, LLC) TO PROVIDE ALCOHOLIC BEVERAGE SALES AT RESACAFEST 2019 ON SATURDAY, JULY 6, 2019 AT THE W. H. HEAVIN MEMORIAL PARK LOCATED AT 705 NORTH BOWIE STREET.

Luis Contreras, Cultural Arts Director, addressed the City Commission, advising we are gearing up for Resacafest which is happening on July 6, at W.H. Heavin Memorial Park. One of the items that we do promote is of course our cold beverages. This item is to both secure professional services and not delay a permit application by Ms. Brenda Zuniga of Prim's Even Center to the Texas Alcoholic Beverage Commission. The concessioner has agreed to make a donation to The City of 25% of all proceeds raised at the event. City staff recommends approval of this item. Mayor Benjamin Gomez, requested a motion. Commissioner Rene Villafranco moved to approve. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to **APPROVE A CONCESSION AGREEMENT WITH PRIM'S EVENT CENTER (ZUNIGA ENTERTAINMENT, LLC) TO PROVIDE ALCOHOLIC BEVERAGE SALES AT RESACAFEST 2019 ON SATURDAY, JULY 6, 2019 AT THE W. H. HEAVIN MEMORIAL PARK LOCATED AT 705 NORTH BOWIE STREET.**

ITEM 13. CONSIDERATION AND POSSIBLE ACTION TO APPROVE MAINTENANCE REPAIRS BY INDUSTRIAL PERFORMANCE TO WATER TREATMENT PLANT NUMBER 2 CLARIFIERS NUMBER 1 AND 2, IN THE AMOUNT OF \$47,500.00.

City Manager Manuel De La Rosa, addressed the City Commission stating staff is recommending the approval of the proposal submitted by Industrial Performance for water treatment plant number 2, specifically clarifiers 1 and 2. As you know that plant has not been operated since 2014. The clarifiers have been sitting there empty for the most part with other than the rain that is down at the bottom of the bases, but all the metal is exposed to the elements and is starting to rust. As you might recall, we recently did water plant 1, one of the clarifiers also because of that rust. It is a violation, so once water plant 1 goes back online, it cannot have this rust there, so we are looking at doing sandblasting, spot painting and treating those areas so that it will be compliant. We provided you with the quotes of all the others, the best one was \$16,500, one was \$135,000.00 per clarifier. Again, we have been working with these contractors making sure that they do the work necessary for us to meet compliance and not over do. We met briefly with our utilities engineer today, we are continuing to oversee their product study. Once that is completed and all that, we are starting to address some of these maintenance issues and rehabilitating systems that we need that when the plant goes online, we don't have to stop to address something that we should have done. Mayor Benjamin Gomez requested a motion. Commissioner Rene Villafranco moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to **APPROVE MAINTENANCE REPAIRS BY INDUSTRIAL PERFORMANCE TO WATER TREATMENT PLANT NUMBER 2 CLARIFIERS NUMBER 1 AND 2, IN THE AMOUNT OF \$47,500.00.**

ITEM 14. EXECUTIVE SESSION:

- a) Discussion pursuant to Texas Government Code §551.087(2), to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. Business Prospect 2018-003.
- b) Discussion pursuant to Texas Government Code §551.087(2), to discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations. Business Prospect 2019-005.
- c) Discussion pursuant to Texas Government Code §551.072, Real Property: To deliberate about acquisition of land for public use. Project 2017-3.

THE CITY COMMISSION CONVENED INTO EXECUTIVE SESSION AT 6:59 P.M. AND ADJOURNED AT 7:43 P.M.

GENERAL SESSION:

Mayor Pro Tem Carol Lynn Sanchez, number 23, I motioned to move forward as discussed in executive session. Mayor Benjamin Gomez, I have a motion by Mayor Pro Tem Carol Lynn Sanchez, to move forward as discussed in executive session. Seconded by Commissioner Rene Villafranco. Voting Aye; Motion passes.

ITEM 15. Discussion and possible action on item deliberated under Executive Session 14(a). Mayor Pro Tem Carol Lynn Sanchez announced there is no action on Agenda Item Number 21.

ITEM 16. Discussion and possible action on item deliberated under Executive Session 14(b). Mayor Pro Tem Carol Lynn Sanchez motioned to move forward as discussed in Executive Session. Commissioner Rene Villafranco seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to **MOVE FORWARD AS DISCUSSED IN EXECUTIVE SESSION.**

ITEM 17. Discussion and possible action on item deliberated under Executive Session 14(c). Mayor Pro Tem Carol Lynn Sanchez motioned to move forward as discussed in Executive Session. Commissioner Rene Villafranco seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco and Commissioner Ricardo Guerra. Motion carried to **MOVE FORWARD AS DISCUSSED IN EXECUTIVE SESSION.**

ITEM 18: ADJOURNMENT.

Mayor Benjamin Gomez requested a motion adjourn. Commissioner Rene Villafranco moved to adjourn. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Rene Villafranco, Commissioner Ricardo Guerra. Motion carried to **ADJOURN AT 7:44 P.M.**

Note: The City of San Benito does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the City Secretary at (956) 361-3800, Extension 103, by Monday, no later than 5:00 P.M., to make proper arrangements.

CITY OF SAN BENITO

Benjamin Gomez, Mayor

ATTEST:

Ruth McGinnis, City Secretary

I hereby certify these are true and correct Minutes of the City of San Benito Regular City Commission Meeting held on June 18, 2019.

Signed this 15th day of August, 2019.



Ruth McGinnis
City Secretary

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PUBLIC NOTICE SUMMARY OF CDBG 45TH YEAR PROPOSED ONE YEAR ACTION PLAN

In compliance with the U.S. Department of Housing and Urban Development (HUD) requirements, the City of San Benito hereby provides PUBLIC NOTICE that the Proposed One Year Action Plan for the B-19: 2019-2020 fiscal year in the amount of \$378,668.00 for the Community Development Block Grant (CDBG) Program is available for public comment. There will be a 30-day comment period from June 24, 2019 through July 24, 2019. The Draft One Year Action Plan may be reviewed at the Community Grants and Programs Department, 401 North Sam Houston Boulevard, San Benito, Texas between the hours of 8:00 am and 5:00 p.m., on regular business days. Interested parties are encouraged to make their views known concerning the proposed One Year Action Plan via e-mail to ecavazos@cityofsanbenito.com or via telephone at (956) 361-3800, extension 419.

The One Year Action Plan is a major component of the Consolidated Plan and sets forth the City's specific plan for activities that are expected to be implemented utilizing CDBG Funds during the fiscal year which begins October 1, 2019 and ends on September 30, 2020. Each of the activities supports priorities established in the Consolidated Plan.

PROGRAM GOALS:

The City's primary goals are to meet the CDBG national objectives which are:

- Benefit Low/Moderate income persons
- Prevent/Eliminate Slum and Blight
- Meet Urgent Need

JUN 21 2019

PROPOSED ONE YEAR ACTION PLAN

Project Name	Amount Allocated
Street Improvement Debt Payment	\$ 213,710
General Administration	\$ 75,732
City Parks (Resaca Trail Property Payment)	\$ 39,996
Utility Improvements-Sewer System	\$ 17,230
Amlgos Del Valle	\$ 8,000
San Benito Boys & Girls Club	\$ 8,000
CASA of Cameron & Willacy Counties	\$ 8,000
Cameron County Children's Advocacy Center (Maggie's House)	\$ 8,000
TOTAL PROPOSED FUNDING (YEAR 45)	\$ 378,668

PUBLIC HEARINGS:

In addition to the 30-day comment period, two (2) public hearings will take place as follows:

Tuesday, June 25, 2019 at 4:30 p.m.: San Benito Municipal Building, Cesar Gonzalez Meeting Hall, 401 North Sam Houston Boulevard, San Benito, Texas 78586.

Tuesday, July 16, 2019 at 5:30 p.m.: San Benito City Commission Meeting, San Benito Municipal Building, Cesar Gonzalez Meeting Hall, 401 North Sam Houston Boulevard, San Benito, Texas 78586.

The City of San Benito does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact Mrs. Elvira Cavazos at 956-361-3800 ext 419. Please provide 48 hour notice so that proper accommodations may be made available.

Si desea informacion en Espanol sobre este anuncio o si es una persona con desventajas/incapacidades y requiere alojamientos especiales, por favor hacer peticion llamando al 956-361-3800 ext 113.

(6/21/2019)



**MINUTES
OF THE CITY OF SAN BENITO
REGULAR CITY COMMISSION MEETING**

On July 16, 2019 the City Commission met for a Regular Meeting at the San Benito Municipal Building, Cesar Gonzalez Meeting Hall, 401 North Sam Houston Boulevard, San Benito, Texas at 5:30 p.m. A quorum was present including the following:

HONORABLE BENJAMIN GOMEZ, MAYOR, WAS THE PRESIDING OFFICER

CITY COMMISSION MEMBERS

Benjamin Gomez, Mayor
Carol Lynn Sanchez, Mayor Pro Tem
Antonio Gonzales, Commissioner, Place 1
Rene Villafranco, Commissioner, Place 2
Ricardo Guerra, Commissioner, Place 3
Mark Sossi, City Attorney

ADMINISTRATIVE STAFF

Manuel De La Rosa, City Manager
Fred Bell, Assistant City Manager
Ruth McGinnis, City Secretary

ABSENT

Commissioner Rene Villafranco

ITEM 1. WELCOME.

Mayor Benjamin Gomez called the meeting to order. "The City Commission and I welcome you to this Regular City Commission Meeting. The time is 5:30 p.m. and we have a quorum."

ITEM 2. PLEDGE OF ALLEGIANCE TO THE U S FLAG AND TO THE TEXAS FLAG.

Commissioner Ricardo Guerra led the City Commission and audience in reciting the Pledge of Allegiance to the United States Flag and to the Texas Flag.

ITEM 3. INVOCATION.

Pastor Yesenia Quevedo, Iglesia Vino Nuevo Para Las Naciones, Inc., led the City Commission and audience in prayer.

ITEM 4. ANNOUNCEMENTS: ITEMS OF COMMUNITY INTEREST.

Mayor Benjamin Gomez announced, thank you to the Rotary Club on their food drive and monetary donations last weekend. We are extending our condolences to Mr. Julian Rios and his family, his grandmother passed away today, the rosary is at 7p.m., and keep them in your prayers. We need to keep our Commissioner Rene Villafranco in our prayers as he is in the hospital. The announcements will be read by **Mayor Pro Tem Carol Lynn Sanchez**, Registration for the 2019 Season NFL Flag Football League for boys and girls, ages 3 to 11. Online registration also available at the San Benito Parks and Recreation Facebook page. Regular

registration is \$60 from July 1st thru July 31st. Late registration is \$70 from August 1st thru August 18th. For more information, contact 361-3830. Free family movie night at Stookey Park Football Field, this Friday, July 19, at 8:30pm, showing Jurassic World: The Fallen Kingdom. On July 26th showing Monsters, Inc., and August 2, showing Bumblebee. Bring a chair, no outside food or drinks allowed. For more information, contact 361-3830. **Mayor Benjamin Gomez**, announced thanks to all the directors and staff and Public Works Department, Police Department, Fire Department and Administration Department, for the big success on Resaca Fest. It was one of the biggest. Thank you guys and thank your personnel for it, they did an outstanding job and they were there all day long in the heat and it was so hot. I stopped there around 11:30 a.m., please thank all personnel on behalf of the City Commission for a job well done.

ITEM 5. PUBLIC COMMENTS. (Speakers/Remarks limited to three minutes. Public Comments limited to forty-five minutes).

Mayor Benjamin Gomez asked **Ruth McGinnis, City Secretary**, if anyone was present for Public Comments.

Ruth McGinnis, City Secretary, announced **Ms. Lynn Pare Citizen**, who addressed the City Commission. Hello, thank you for the compliments you paid for everybody that is working for the City because there are a lot of city employees here who have been busting their butts for the past month. I also want to pay a compliment, our sister city, Harlingen, did not fare as well on the flood as we did. But I think that a lot of flooding was dispersed because of the great job that the employees here are keeping the storm drains and keeping everything open. I wanted to make sure to acknowledge that. I also want to acknowledge one of the San Benito Police Department Officers. I had to call to file a police report because someone stole my front license plate and I did not have any clue on what to do, I did not know who to call. I finally decided to call the police and they'll tell me what to do. And, he came out to do the report, he was very respectful, was very thorough. Told me what steps next I needed to take on how to get the report so that I could go get the plates. I just wanted to compliment Officer S. De La Garza, badge number 158. He did an excellent job and I did a video, it is on YouTube, showing such great job he did. I also wanted to say that I read thru the agenda and I went back and did some research on the Texas Senate Bill Number 1152 which is on the Agenda Item Number 9. I am interested in hearing what you guys have to say because legalities and legislation and stuff like that, I could not understand a bit of it. It has something to do with money, that is all I know. In closing, I just want to say again, justice for Ricky Trevino, 220 days or 7 months and 8 days or 31 weeks and 3 days. No answers, no accountability. Thank you.

Ruth McGinnis, City Secretary, announced **Mr. Ben Cortez, Citizen**, addressed the City Commission identifying himself as Ben Cortez, concerned citizen of San Benito. This is in support for Amigos Del Valle Elderly Program. The City of San Benito has been in partnership with Amigos Del Valle for several decades beginning in late 1970s. Amigos Del Valle has been a positive force in promoting a quality of life for the elderly population thru its diversified and effective human services, community development activities and advocacy focused directly on low income families that help the elderly maintain an active, healthy and independent lives. During those decades of service, San Benito has been an advocate of services offered and has provided building and spaces for the rent of \$1 per year. The services that they provide are priceless. These are a list of former city officials who support this letter for this support, starting with ex-Mayor Gilbert Galvan. His sister was a director here when we used the have

the Amigos Del Valle by the Resaca. Ex-Commissioner Irene Montalvo, ex-Commissioner Esteban Rodriguez, ex-Commissioner Gilbert Weaver, ex-Commissioner Victor Garza, ex-Commissioner Ricardo Rodriguez, ex-Commissioner Ken Matters, Jr. Mr. Matters is Mayor Pro Tem of South Padre Island. He was very concerned that during these 30 years or more, that San Benito decided to do away with the elderly program on, I believe it was rent that they wanted to collect when most of the time, they paid a dollar. But this is just a support letter for Amigos Del Valle and hopefully the Commission finds it within itself to consider the elderly. I am sure that they have paid their dues and I think that they are entitled to use the Community Building. Any situation, unfortunately came by after 30 some years whatever it was. This program is vital for these elderly people of San Benito and I hope that the Commission reconsiders and provides a building for the elderly and its food program. Thank you.

Ruth McGinnis, City Secretary, announced end for Public Comments

ITEM 6. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE MINUTES OF THE APRIL 16, 2019 REGULAR CITY COMMISSION MEETING AND THE APRIL 22, 2019 SPECIAL CITY COMMISSION MEETING.

Mayor Benjamin Gomez requested a motion. Mayor Pro Tem Carol Lynn Sanchez moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE MINUTES OF THE APRIL 16, 2019 REGULAR CITY COMMISSION MEETING AND THE APRIL 22, 2019 SPECIAL CITY COMMISSION MEETING.**

ITEM 7. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE SECOND AND FINAL READING OF ORDINANCE NUMBER 2560, AN ORDINANCE ADOPTING A FREEPORT TAX EXEMPTION FROM CITY AD VALOREM TAXES.

City Manager Manuel De La Rosa addressed the Commission advising city staff recommends Ordinance Number 2560 be approved. This Freeport Tax Exemption, would make us competitive when it comes to incentivizing. For the assembly, storing, manufacturing, processing or fabricating purposes to be transported outside the State of Texas, no later 175 days from the date of import. Again, it will put us in a competitive edge with our neighboring counties. Freeport exemption already exists within Cameron County and this is limited for what we are recommending at this time. Do you have any questions for either myself or City Attorney Sossi. Mayor Benjamin Gomez requested a motion. Mayor Pro Tem Carol Lynn Sanchez moved to approve. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE SECOND AND FINAL READING OF ORDINANCE NUMBER 2560, AN ORDINANCE ADOPTING A FREEPORT TAX EXEMPTION FROM CITY AD VALOREM TAXES.**

ITEM 8. CONSIDER FIRST READING OF ORDINANCE NUMBER 2561, AN ORDINANCE AMENDING ORDINANCE NUMBER 2348-D, PERTAINING TO APPENDIX-A, FEE SCHEDULE SECTION A2.005 BUILDING PERMIT FEES; PROVIDING FOR PUBLICATION; AND ANY OTHER RELATED MATTERS.

Bernard Rodriguez, Planning and Development Director, addressed the City Commission advising House Bill 852 was passed by the Texas Legislator which prohibit cities from collecting building permits or inspection fees for residential dwelling based on the value of the dwelling or the cost of the construction of the house. This method is referred to as construction

cost value based method. House Bill 852 does not prohibit cities from collecting building permits or inspection fees based on the square footage of the residential dwelling or the square footage value based method. In determining the new proposed building permit fee, an analysis was conducted and recently issued building permits using actual variables from recent construction information to arrive at a cost per square foot value. The average issued permit range from 23 cents a square foot to 34.2 cents per square foot. In order to stay consistent with our current fee structure and not overcharge or undercharge, staff recommends the proposed building permit fee structure as follows: 30 cents per square foot for residential construction from 1 to 2 thousand square feet and a lower fee; 25 cents for structures over 2 thousand square feet. In your packet, we did have an analysis that shows permit fees. If you look at that, some of the fees will be going down and some will go slightly up. However, again, these 30 cents will be depending on the square footage of the building. That is why, if it is over 2 thousand square feet, we are going to go down to 25 cents. Even the renovations that we have here in San Benito, are smaller but the value is still high. They will see a drastic reduction in permit fees. Across the board, if you look at our average, 30 cents would keep us exactly pretty much where we are at right now. Right now, this is the first reading, so there is no action to be taken. **City Manager Manuel De La Rosa** addressed the City Commission, stating, if I may add, the current method that we collect fees is based on property valuation. Property valuation are based on square footage in construction of homes. Generally, they run anywhere between \$55 and \$70 per square foot. If somebody submits something that says \$35 per square foot, we can ask for additional information because it does not fit in with the construction schedule. Those property valuation is what is submitted to the Appraisal District, go get a copy of this. The State of Texas says, you can't use those property valuations anymore. It doesn't mean that we still don't request it because we will because we have to report this to the Appraisal because everybody should pay their fair portion of the ad valorem tax on the value of their property. So, it is very fair across the board. But the state did change and how it wants that rate structure. It didn't amend anything having to do with commercial, strictly residential and as you see these sheets, you will see the ranges anywhere from 25 cents and up to 34 cents on some of the larger cities. What we did this analysis is to indicate very specifically, what are we issuing now, what is the dollar amount and where does it fall. Because, remember the bucket has only so much money in it. If you reduce it too much than you have to make it up somewhere else. So trying to stay very consistent with what we are already collecting which is kind of the industry standard. We've looked at other cities, obviously when a larger city has more buildings, more construction, they may generate more, which is, I am surprised, is like 34 cents compared to the size of Harlingen. They are all over the board, there is no magic to this, you can certainly. We talked about a flat fee and then we said, well, how about the smaller ones and it came out to about \$60. If you know our staff, our engineers, everything that we looked at, it doesn't really, in the administration to process it, there is no real way at just how we made. We pay salaries and benefits, so we said no. It needs to stay very consistent with what we are already collecting and it is what we are kind of proposing. Again, you will get another opportunity on the second reading before it is adopted. This will allow you, Mayor and Commissioners, to meet with the staff and Bernard and inspectors to show you what they have done. We looked at cities across the Rio Grande Valley and two counties and did a lot of comparisons. I want to tell you exactly how this works and how we look at these building codes and valuations and now these rate schedules that we're proposing. Any questions for me? Again, please reach out, call, come meet with us, visit with us, we will walk you thru all. We'll show you the building codes and how. As a matter of fact, it is a deviation because even the international code council, we just adopted these building codes probably in the last two months and there is a recommended fee structure. But, even the State of Texas, decided that those industries standards were not going

to be followed and they changed it. I guess, in their wisdom, they know better and they are recommending that we revisit how we do it. They did not give us an idea of what it should be, they just said, it needs to be based on this formula, basically. So, you get to determine based on the cents, on the pennies basically per square foot. **Commissioner Ricardo Guerra**, asked, are we talking about the square foot as far as what is going to be renovated or the whole house is that what we are talking about? **City Manager Manuel De La Rosa** advised, when you get a permit and it may be a renovation, which means that it is not a new construction. You are getting one basically, not on square footage but is based on electrical, plumbing whatever the system that you. If you are building a new home and your home is averaged about 1,500 to 1,800 square foot home, you know, the smaller homes, that is based on these 30 cents. It has nothing to do with the electrical permission that you are supposed to get, the plumbing, those are still intact in those agencies still have certain requirements. In other words, TDLR still regulates electrical permits, the plumbing board. Remember the Sons of Prohibition did away with the Plumbing Board. The Governor signed an executive order putting the plumbing board back and said we are going to follow plumbing codes. All of those things have nothing to do with this fee structure. This is the fee that we charge for the building construction only. You still pay the electrical permit, the plumbing permit, the HVAC permits, this is the square footage of a new home. Rehabilitation is not a new home; you are only paying for the systems. **Commissioner Ricardo Guerra**, asked, do we have to get a permit to renovate something like that on a house? **City Manager Manuel De La Rosa**, advised, there is a list of exemptions about 20 items that are exempt; if you are painting, changing certain things, no. The moment you touch structural, the moment you touch systems, home systems, you are required to get a permit. **Bernard Rodriguez**, stated, if you do an addition, say you want to add a 20 x 20' room, then you will have to get the base permit. **City Manager Manuel De La Rosa**, stated, the moment you build a 10 x 10' addition, it is a 100 square foot, then you have windstorms. We are located in Cameron County; you cannot get insurance without windstorms. So, these building codes are not just what the city wants, it is not just for the International Code Council, there are also state regulations that fall in place if you want to get insured. We have these duties, the National Flood Insurance Program thru FEMA makes you build homes to elevate them at the proper elevation so that they do not flood from rising waters, correct. There are other regulations beside building codes, that is why we have an engineer on staff. All these things we look at is not just because the building inspector says, oh yeah, it looks good; then all of a sudden we get a 3-inch rain and home floods because you did not build it at the proper elevation. You get 50 miles per hour winds, it blows the shingles off and damages the property next door, because we did not look at nail patterns and did not make sure that there was a permit. Unfortunately, when it comes to building regulations, it is a public safety, it is a life safety. There is a reason. We are in a coastal community, as you know, we send our staff to get certifications, we've come a long way. We have professionals that are now working and following these codes and are reading them much more closely. **Commissioner Ricardo Guerra**, advised, the only reason I was asking is because people have called and people have asked me and they said, look Commissioner, for I have asked them and they say, we have a window that is almost loose because it has rotted or because of termites or something, and I say, why don't you just replace it and they said, we have to get a permit. And I've said, not that I know of because you are just replacing it, it is new but you are not remodeling it. **Bernard Rodriguez**, confirmed, correct, upgrading it. **Commissioner Ricardo Guerra**, said, they are so scared that Code Enforcement is going to go over there and stop them and require a building permit. I have meant to go over there and talk to you about it because, at my house, on eave, some of the eaves, the 1 x 6' are already rotted and I am going to have to tear into the roof to be able to take that 1 x 6' off to be able to replace it and do I need a permit? That is what some

of the public are asking. They do not know what requires a permit and what doesn't to be safe that Code Enforcement is not going to go to their house and stop them because you can't do anything else until you get a permit. That is what I am asking. **Bernard Rodriguez**, advised, a lot of it depends on the type of construction. It is on individual basis depending on what the construction is going to be. Is it to replace existing material then a permit will not be required. If you are going to tear down a wall and build an extra room, well, that will require a permit. We welcome that opportunity for any citizen to come by and discuss that we us as well as the Mayor and Commissioners, we can discuss this. It is big in nature. The State Legislature is the one that brought this change about amongst the cities and now we have to deal with it. Again, since we cannot use the cost of the building or the value of a construction, we are going per square foot. Again, we looked at our data, we looked on the average that we charged on the past; again, we do not want to charge more than what we charged in the past but we also want to stay as consistent as we can. In some cases, the average came up to almost 35 cents the square foot. But we are going to charge less than that. **City Manager Manuel De La Rosa**, stated, let me add, I think, Commissioner, one of the requests that we get a lot of the time is, from those that can't afford when they are doing rehabilitation because it is rotted wood, we've allowed a number of homes to be maintained or basically upkeep. But here is the problem, the electrical, so we wouldn't issue required permit. What we want is, replace the rotted wood but let's just see to make sure that the electrical is safe and there is no permit. We do a lot of just, we want to put eyes on it. I know that, probably 3 homes that I can think of, we do this for anybody, they have a lot of latitude. If there is some that says, hey, I just need to replace some rotted rafter and they are elevated homes, just let us look at it to make sure that it looks solid. We will send our engineer out; we'll look at the electrical. We have an electrician on staff that is certified. We'll look at all of these if it is a minor, nothing more than maintenance, replacing, we have a lot of rotted wood. We don't care what color you paint it. We want to make sure that you are not damaging the electrical and while we are there, we'll see plumbing on the exterior and we'll move the pipe back into the wall because the PVC pipe will denigrate with UV sun hitting it. So, those types of things just let us put eyes on it. If you are building an addition, yes, it will be a little more complicated. I can just, we are much friendlier in how we do those. There is a list of exemptions in the code. They are not just guessing by us, is it one of this? If not, we go and require it. **Mayor Pro Tem Carol Lynn Sanchez**, asked, can you publish the list? **City Manager Manuel De La Rosa**, advised, yes, we can publish the list. Yes, you know those exemptions, on Chapter 1. **Bernard Rodriguez**, stated, yes. Feel free to give me a call and you can come and visit us and we can sit down to discuss this. **Commissioner Antonio Gonzales**, stated, let me say, let me play on this. Maybe one of this days or one of these meetings, we will check the prices on permits that we have and check how much it is. One time, 3 or 4 years ago. We did it, we put the prices on it, on the permit, we went thru it with you guys. Well, you were not here but the other guy. The other Rodriguez, we went thru it, some were too high and some too low, we adjusted it with another one. Now, we are in 2019 and it costs more. May be we can do that. **City Manager Manuel De La Rosa**, advised, he schedule of fees, is that what you are asking? Do you want to see the schedule of fees? We know, we looked at it two years ago. Do you want to see the schedule of fees again? We can show it to you during the budget process. We budget workshop coming up. **Commissioner Antonio Gonzales**, confirmed, yes, bring it. **Mayor Pro Tem Carol Lynn Sanchez**, stated, park fees. **City Manager Manuel De La Rosa**, confirmed, yes, park fees, as a matter of fact, I know that, where is Mr. Garza, there he is, we were looking at park fees last year. We thought that we were going to reduce them. As a matter of fact, our neighbors adjacent to us, Harlingen, raised their park fees to which we said, you know what, we are holding off. When we do those comparisons and we did last year, very specifically, came up. We were going to wait for them until theirs went up considerably so

we said, yeah, we are going to leave ours alone. I think that you will be surprised but we will work on that list during the budget process again. Mayor Pro Tem Carol Lynn Sanchez, stated, I would like to see that along with amenities. You know, prices are comparable but we also have parks with no electricity, no play and we can't really compare. City Manager Manuel De La Rosa, advised, we will be happy to do that. Mayor Benjamin Gomez, stated, I have a question on comparable municipalities permit fee analysis. We have Brownsville and then we have two blank spaces but yet we have numbers. So, all three are Brownsville? City Manager Manuel De La Rosa, advised, it's based on the square footage next to it. Mayor Benjamin Gomez, stated, so they are at 3,000 square feet, we are at 2,000 square feet for 30 cents. That is \$600 on a permit. Bernard Rodriguez, advised anything going to be built from 1 square foot to 1,450, they are going to charge a rate of 25 cents per square foot. They are going to charge 27 cents per square foot for anything 1,451 to 3,000 square feet and 30 cents for anything over 3,000 square feet. Mayor Benjamin Gomez, asked, we are doing it for 2,000. City Manager Manuel De La Rosa, advised, as their homes get bigger, they are charging more, for ours, as they add more, we charge at the base price and then we reduce it. They have an opposite kind of logic to us. Mayor Pro Tem Carol Lynn Sanchez, stated, I understand our reasoning, I know that we are trying to make up for the loss but I kind of like their idea. I think the smaller ones would be the ones that would have the 100 dollars make or break numbers than the ones that are a little bit larger. Bernard Rodriguez, stated, again this is at 30 cents which is about the same thing that we are charging today. In fact, in some houses we charge 34 cents. So, that is going to go down and even the smaller guys that are going to do the renovations, they are going to charge less because 100 square feet will cost 20,000.00. But, we are not going to look at the 20,000.00, we are just going to look at the 100 square feet at 34 cents the square foot. That is going to be a lot cheaper for the little guy that is going to do the renovation of the house, he is going to be charging less. Mayor Pro Tem Carol Lynn Sanchez, stated, I just do not want to lose out by lowering the higher end. Bernard Rodriguez, advised, we are also hoping to get bigger houses in San Benito. We don't get too many 3,000 square foot houses and we are hoping to get that. It might be an incentive to bring that into our town. Mayor Benjamin Gomez, asked if any more questions. None received. No Motion carried **PRESENTATION ONLY.**

ITEM 9. CONSIDERATION AND POSSIBLE ACTION TO APPROVE RESOLUTION 2019-0011, A RESOLUTION OF THE CITY OF SAN BENITO IN OPPOSITION TO SENATE BILL 1152; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

City Manager Manuel De La Rosa, addressed the City Commission passing this item to City Attorney Mark Sossi who addressed the City Commission advising, when telecommunications companies utilize provider services within a city, they use the city right of way to lay the cable whether it is for internet or for other telecommunications systems and they pay to the city a franchise fee to permit the use of the public right of way. That is how the public basically is compensated for the telecommunications company use of this right of way. What this Senate Bill did and this was it was enacted into law at the last legislative session, basically it allows cable and phone companies not to pay the local municipality the franchise fee that they always pay. If you recall, in the previous legislative session, there was a bill regarding telecommunication towers and cell towers. The City has authorized legislation challenging that legislation on the grounds that it violates Article III Section 52 of the Texas Constitution which prohibits giving something of value for nothing to a corporation. Basically, this is the same issue that came back in this legislative session and they basically said to the telecommunications corporation, you can use this city's right of way but you have to pay them for it. That is the purpose of this ordinance. Commissioner Ricardo Guerra, asked, what do you recommend?

City Attorney Mark Sossi, advised, I recommend voting in favor. Mayor Benjamin Gomez, requested a motion to approve. Commissioner Ricardo Guerra, asked, do you recommend that we vote in favor of this? City Attorney, Mike Sossi, advised, no, no, vote in favor of the resolution. Commissioner Ricardo Guerra moved to approve. Commissioner Antonio Gonzales seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commission Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **APPROVE RESOLUTION 2019-0011, A RESOLUTION OF THE CITY OF SAN BENITO IN OPPOSITION TO SENATE BILL 1 152; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

ITEM 10. CONSIDERATION AND POSSIBLE ACTION TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE TEXAS NATIONAL GUARD IN CONNECTION WITH THE OPERATION AND CONTROL ELEMENTS OF OPERATION TASK FORCE CRACKDOWN.

Bernard Rodriguez, Planning and Development Director, addressed the City Commission advising Operation Crackdown has been in operation since 1993. The memorandum of understanding with the Texas National Guard would provide for a coordinated effort to counter possible illegal activity in dilapidated structures to eliminate possible health hazard to residents and assist in revitalization efforts of our community. The program will consist of targeting at least 25 structures and will require coordination between various departments within the city organization. Planning and coordination will start immediately on the target date to start Operation Crackdown in September 2019. We've been talking about this for quite a while. We are working with the state, Texas National Guard. They've been on budget, off budget because of federal money. They did inform us last week that it is a go for them to start this operation and we were fortunate enough to be selected as one of the Texas cities to participate. Now, we will be working hand on hand with them in coordinating and looking at these 25 dilapidated structures within the city. We will have to contact the property owners to discuss with them and have them agree with the National Guard going in there and demolishing the home and hauling away the debris at no cost to the homeowner. The National Guard is going to absorb the cost as far as the heavy machinery, the bulldozer to knock the building down and then to load that debris into various containers. The City did budget \$40,000.00 to cover the cost of hauling off this debris. This will be in coordination with the Police Department if it is a drug haven area, if it is a known area that we had issues in the past, we are going to target those areas. There are a couple of residences, I know, by schools that just seem to be hangouts, an invitation for kids for staying out at those locations and we are going to target those areas. Staff is recommending approval. Commissioner Antonio Gonzales, asked, are they drug related or any old house. Bernard Rodriguez, since it is Operation Crackdown, they do look for signs of illegal industry, so forth and so on. Commissioner Ricardo Guerra, asked, do we have the homes already. Bernard Rodriguez, advised, we are compiling and we are working right now. We got notified last week. We have been looking at different houses, obviously, in hopes of this happening, so we do have some. But if you have recommendations or if you have knowledge, please visit us. We are looking at doing 25 houses total. We are going to tear them down and remove them and hopefully get them back to our taxpayers. This program starts on September 19th. We are going to start on the planning due diligence. Obviously, we need to look at the house, make sure that it is not connected to the water, sewer, gas, electricity meter, so forth so on. Commissioner Antonio Gonzales moved to approve. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales and Commissioner Ricardo Guerra. Motion carried to **APPROVE A MEMORANDUM OF UNDERSTANDING WITH THE TEXAS**

NATIONAL GUARD IN CONNECTION WITH THE OPERATION AND CONTROL ELEMENTS OF OPERATION TASK FORCE CRACKDOWN.

City Manager Manuel De La Rosa, addressed Mayor Benjamin Gomez, asking, if I may make a recommendation, if you'll skip number 11, I would like to take it into Executive Session for consultation with our City Attorney. If you'll go 12 first and then we'll go to 11 after consultation with attorney, then we can have a public hearing afterwards. Mayor Benjamin Gomez agreed.

ITEM 11. PUBLIC HEARING: TO SOLICIT INPUT FROM CITIZEN PARTICIPATION ON PROPOSED FISCAL YEAR 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ANNUAL ACTION PLAN.

Mayor Benjamin Gomez, asked the audience, do we have any participants that want to make a comment on the CDBG. Ms. Lynn Pare, Citizen, addressed the City Commission, stating, hello, thank you for allowing me to talk, I hadn't been here for the last couple of meetings. But, I want to commend you all for how you handled the CDBG negotiations and funding from where it started. I watched it online. Thank you for having the live streaming going on so I could see the progressions. It was good to see the Commissioners working together, working with other departments. It seemed to me that everybody left happy and I know that if we are getting changes, it should be made, in my opinion, as a citizen, and it balanced out and everybody is happy. But, I would suggest, in the past, most of the people, except Tony, weren't here, but we used to have a CDBG Board consisting of citizens, who after they were received by the administration it went to the Board. They discussed who qualified, who didn't, the monies and things like that. I really think that perhaps that needs to be brought back. That we need more community citizen involvement and I am not talking a long drawn out board that is going to be year round. I am talking like from the time it is open to the time that, you know, it is presented for the budget. A short commitment, I think you can get some citizens who are knowledgeable about the non-profits, about what they feel the needs are in the community. I think that it will just make the citizens and the non-profits feel better that the citizens are more intricately involved in serving administration making the decisions all on their own. Ultimately, it comes down to the City Commissioners making the decisions and dispersal, but, I think, in my opinion, the more input the better especially when it is coming from citizens and you could also, you know, invite the non-profits to come in and talk to the board and to plead, not plead, but to state what was said here. Even do a question and answer if they have any questions. The other thing that I think will be good is a town hall on various topics. We talked about how we have not had a town hall for over a year and I think that we should have more town halls and workshops involving the community because apparently the citizens' academy is no longer going to be useful or used within the City of San Benito. We need to find other ways for citizens to be involved and CDBG funding affects almost every single citizen whether you have a child or you have somebody that needs some food or you know someone. I really think that it affects a lot more and people aren't going to get up here and say anything. I think that I am going to be the only one that speaks tonight. But, I just wanted to commend you guys that I saw the process and it was refreshing and it was exciting and it was great to see the process of starting at one place and kind of morph and go to phase 1, 2, 3 and end up in the other side and everybody was happy. I want to say thank you. Mayor Benjamin Gomez, addressed Ms. Pare, thanking her and advising the City is working on how to educate the public. I know we had this conversation with administration on providing videos, educational videos. We can reach more people probably with social media. I know the Citizens' Academy was a great thing but we only had a small group. With social media, we can grasp more people and show videos on educating them on our lift stations, infrastructure, waste treatment plant, water plants and all that. We have had that discussion and soon in the future, I think we will work on that because

I have already made it a priority. That is the way that we are going to reach out to our public and educate our community as far as a lot of things go with the city. That was a nice thing that you said and best of all, we are working on that already. Thank you for your comments and for being up here all the time. On the CDBG Board, I think that is also a great idea. When I started it wasn't here so maybe we ought to have one and have people and get people's input on it. Everyone's input is welcomed, all the citizens and everyone in the community are important to all of us here. It is a good idea; I think that we will see what we can do on that too. Do we have anyone else who wants to make a comment or give some input on this? None received. Mayor Benjamin Gomez, announced, the time is 6:35 p.m. and we are closing the floor on this public hearing.

ITEM 12. CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE APPOINTMENT OR REMOVAL OF BOARD MEMBERS FROM THE SAN BENITO ECONOMIC DEVELOPMENT CORPORATION, INC.

San Benito Economic Development Corporation, Inc.			
Board Member	Place	Term Expires	Appointed by
Ma Bolado	1	05/31/2019	Commissioner Antonio Gonzales
Encarnacion Lopez	2	05/31/2019	Commissioner Rene Villafranco
Ramiro Guerra	3	05/31/2019	Commissioner Ricardo Guerra
Priscilla Guajardo	4	05/31/2019	Mayor Pro Tem Carol Lynn Sanchez

Mayor Benjamin Gomez, advised, I need a motion for Ms. Mary Bolado. Commissioner Antonio Gonzales, moved to re-appoint Ms. Mary Bolado. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE RE-APPOINTMENT OF MS. MARY BOLADO TO PLACE 1 OF THE EDC BOARD OF DIRECTORS.**

Mayor Benjamin Gomez, announced Commissioner Rene Villafranco is absent, we move to Commissioner Ricardo Guerra.

Commissioner Ricardo Guerra moved to re-appoint Mr. Ramiro Guerra. Commissioner Antonio Gonzales seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE RE-APPOINTMENT OF MR. RAMIRO GUERRA TO PLACE 3 OF THE EDC BOARD OF DIRECTORS.**

Mayor Pro Tem Carol Lynn Sanchez moved to re-appoint Ms. Priscilla Guajardo. Commissioner Ricardo Guerra seconded the motion. Voting Aye; Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **APPROVE THE RE-APPOINTMENT OF MS. PRISCILLA GUAJARDO TO PLACE 4 OF THE EDC BOARD OF DIRECTORS.**

Mayor Benjamin Gomez, announced moving to Agenda Item Number 11.

THE CITY COMMISSION CONVENED INTO EXECUTIVE SESSION AT 6:10 P.M. AND ADJOURNED AT 6:30 P.M.

GENERAL SESSION:

Mayor Benjamin Gomez, the time is 6:30 and we are back from executive session.

ITEM 13. ADJOURNMENT.

Mayor Benjamin Gomez requested a motion to adjourn. Commissioner Antonio Gonzales moved to approve. Mayor Pro Tem Carol Lynn Sanchez seconded the motion. Voting aye. Mayor Benjamin Gomez, Mayor Pro Tem Carol Lynn Sanchez, Commissioner Antonio Gonzales, and Commissioner Ricardo Guerra. Motion carried to **ADJOURN AT 6:36 P.M.**

Note: The City of San Benito does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the City Secretary at (956) 361-3800, Extension 103, by Monday, no later than 5:00 P.M., to make proper arrangements.

CITY OF SAN BENITO

Benjamin Gomez
Mayor

ATTEST:

Ruth McGinnis
City Secretary

I hereby certify these are true and correct Minutes of the City of San Benito Regular City Commission Meeting held on July 16, 2019.

Signed this 15th day of August, 2019.



Ruth McGinnis
City Secretary

Grantee Unique Appendices



CITY OF SAN BENITO CITIZEN PARTICIPATION PLAN

INTRODUCTION

The City of San Benito is required by law to have a detailed Citizen Participation Plan that contains the City's policies and procedures for public involvement in the Consolidated Plan process and the use of CDBG, HOME, ESG and HOPWA money. This Citizen Participation Plan must be available to the public.

Encouraging Public Participation

The law requires that our Citizen Participation Plan both provide for and encourage public participation, emphasizing involvement by low and moderate income people – especially those living in low and moderate income neighborhoods. Also, the U. S. Department of Housing and Urban Development (HUD) expects San Benito to take whatever actions are appropriate to encourage participation of minorities, people who do not speak English, and people with disabilities.

The Role of Low Income People

The law declares that the primary purpose of the programs covered by this Citizen Participation Plan is to improve communities by providing: decent housing, a suitable living environment, and growing economic opportunities – all principally for low and moderate income people.

The amount of federal CDBG money San Benito receives each year is mostly based upon the severity of both poverty and substandard housing conditions in San Benito, therefore, it is necessary that public participation genuinely involve low income residents who experience these conditions. Genuine involvement by low income people must take place at all stages of the process, including:

- Identifying needs;
- Setting priorities among these needs, deciding how much money should be allocated to each high-priority need, and suggesting the types of programs to meet high-priority needs;
- Overseeing the way in which programs are carried out.

The Various Stages of the Consolidated Plan Process

Adopted on April 19, 2016

1

The policies and procedures in this Citizen Participation Plan relate to several stages of action mentioned in law or regulation. In general, these stages or events include:

1. Identification of housing and community development needs;
2. Preparation of a draft use of funds for the upcoming year called the proposed Annual Year Action Plan currently known as the Annual Action Plan. Sometimes there might also be the development of a proposed new Five-Year Strategic Plan;
3. Formal approval by elected officials of a final Annual Action Plan or Five-Year Strategic Plan;
4. On occasion during the year, it might be necessary to change the use of the money already budgeted in an Annual Action Plan, or to change the priorities established in the Five-Year Strategic Plan. In that case, a formal Substantial Amendment will be proposed, considered, and acted upon;
5. After a "program year" is complete, an Annual Performance Report must be drafted for public review and comment and then submitted to HUD.

The Program Year

The "program year" chosen by the City of San Benito is October 1 through September 30.

PUBLIC NOTICE

Items Covered by the Public Notice Requirement

There shall be advance public notice once a federally required document is available, such as the Proposed Annual Action Plan or Five-Year Consolidated Plan, any proposed Substantial Amendment to the Annual Action Plan or Consolidated Plan, and the Annual Performance Report (currently the Consolidated Annual Performance and Evaluation Report [ANNUAL PERFORMANCE REPORT]).

In addition, there shall be advanced public notice of all public meetings relating to the funds or planning process covered by this Citizen Participation Plan.

"Adequate" Public Notice

Adequate advance notice is "timely"; it is given with enough lead time for the public to take informed action. The amount of lead time can vary, depending on the event. Specific amounts of time are given for different events later in this Citizen Participation Plan. The content of notices will give residents a clear understating of the event being announced.

Forms of Public Notice

1. Public notices will be published in the San Benito News in the non-legal section of the newspaper.
2. Notices will be sent to any person or organization requesting to be on a mailing list.
3. Public notices may be posted throughout the community in places that are readily accessible to the general public.

PUBLIC ACCESS TO INFORMATION

As required by law, San Benito will provide the public with reasonable and timely access to information and records relating to the date or content of the Consolidated Plan, as well as, the proposed, actual, and past use of funds covered by this Citizen Participation Plan. Regarding the past use of funds, the law requires reasonable public access to records about any uses of these funds during the previous five years.

Also as required by law, San Benito will provide the public with reasonable and timely access to local meetings relating to the proposed or actual use of funds (such as City Commission meetings, etc.).

Standard Documents

Standard documents include:

- The proposed and final Annual Action Plan;
- The proposed and final Five-Year Strategic (the "Consolidated Plan");
- The proposed and final Substantial Amendments to either an Annual Action Plan or the Five-Year Strategic Plan;
- Annual Performance Reports;
- The Citizens Participation Plan.

Availability of Standard Documents

In the spirit of encouraging public participation, copies of standard documents will be provided to the public at a minimum cost.

These materials will be available in a form accessible to persons with disabilities, when requested.

Places where Standard Documents Are Available

Standard documents will be available at the office where the CDBG program is administered and the office of the City Secretary.

PUBLIC HEARINGS

Public hearings are required by law in order to obtain the public's views and to provide the public with the City's responses to public questions and proposals.

The law requires public hearings at all stages of the process, including at least a hearing about community needs, a public hearing to review proposed uses of funds, and a public hearing to assess how funds were spent during the previous year. (More about these specific hearings is in the section of the Citizen Participation Plan relating to each of the "stages").

Access to Public Hearings

Public hearings will be held only after there has been adequate notice as described in the Public Notice part of this Citizen Participation Plan.

Public hearings will be held at a time convenient to most people who might benefit from the use of funds.

Public hearings will be held at places accessible by public transportation and otherwise convenient and not intimidating to most people who might benefit from the use of funds. Locations may include the public library, community building and town hall.

Public Hearings and Populations with Unique Needs

All public hearings will be held at locations accessible to people with disabilities, and provisions will be made for people with disabilities when requests are made.

Translators will be provided for persons requiring one; provided that a 24 hour notice be given to staff.

The Conduct of Public Hearings

To ensure that public hearings are meaningful to residents, each resident choosing to speak will be allowed five minutes to make a verbal presentation.

THE STAGES IN THE PROCESS

A. Identifying Needs

Housing and community development needs of low and moderate income people are so great and so diverse, therefore, priorities must be set in order to decide which needs should get more attention and more resources than other needs. This is the basic reason the Consolidated Plan exists.

The laws and regulations require a public hearing each year to obtain resident's opinions about needs, and what priority those needs have. If time permits, public hearings will be held in different neighborhoods to determine the specific needs and priorities identified by low and

moderate income people. At a minimum, two (2) public hearings will be held in order to allow citizens to actively participate in the community development process.

Public hearings regarding needs may be completed 30 days before a draft Annual Action Plan is published for comment, so that the needs identified can be considered by the City and addressed in the draft Annual Action Plan.

B. The “Proposed” Annual Action Plan (and/or Five-Year Strategy)

The law calls for improved accountability of jurisdictions to the public. In that spirit and in compliance with the terms of the law, San Benito will use the following procedures.

General Information

At the beginning of this stage, San Benito will provide the public with an estimate of the amount of CDBG, HOME, ESG, and HOPWA funds it expects to receive in the upcoming year, along with a description of the range of types of activities that can be funded with these resources. Also, the public will be given an estimate of the amount of these funds that will be used in ways that will benefit low and moderate income people.

San Benito takes all necessary measures to ensure that residents will not be displaced as a result of a funded activity. In the event displacement may occur, San Benito will minimize the extent to which low and moderate income people will have to leave their homes as a result of the use of these federal dollars and a plan will be available at that time. This “anti-displacement plan” will also describe how San Benito will compensate people who are actually displaced as a result of the use of these funds, specifying the type and amount of compensation.

Technical Assistance

City staff will work with organizations and individuals representative of low and moderate income people who are interested in submitting an application to obtain funding for an activity. All potential applicants for funding are encouraged to contact City staff for technical assistance before completing an application.

Availability of a Proposed Annual Action Plan

After City Commission approval of the Proposed Annual Action Plan, City will notify the public that a Proposed Annual Action Plan is available for comment and review for a period of 30 days.

Copies of the proposed annual Action Plan will be made available to the public for free and without delay. In addition, copies will be available at the locations specified above in the section, “Public Access to Information.”

So that low and moderate income people can determine the degree to which they might be affected, they will be provided complete copies of the Proposed Annual Action Plan, containing: all HUD-required sections, the HUD-required Priorities Table, and a written

description of all proposed uses of CDBG, HOME, ESG, and HOPWA funds. At a minimum, this description shall include the type of activity, its location and the amount of federal money to be allocated to it.

Public Hearing and Further Action

The Mayor and City Commission will conduct a public hearing about the Proposed Annual Action Plan before the Plan becomes final allowing for further public comments. A public hearing by the CDBG Staff shall be held during the required 30 day comment period.

In preparing a Final Annual Action Plan, careful consideration will be given to all comments and views expressed by the public, whether given as verbal testimony at the public hearing or submitted in writing during the review and comment period. The Final Annual Action Plan will have a section that presents all comments and explains why any comments were not accepted.

C. The "Final" Annual Action Plan (and/or Five-Year Strategic)

Copies of the Final Annual Action Plan and summary of it will be made available to the public for free and within two days of a request. In addition, copies will be available at the locations specified above in the section, "Public Access to Information."

D. "Amendments" to the Annual Action Plan (and/or Five-Year Strategic)

The Final Annual Action Plan will be amended any time there is:

- A change in one of the Priorities presented on the HUD-required Priority Table;
- A change in the use of money to an activity not mentioned in the Final Annual Action Plan;
- A change in the purpose, location, scope, or beneficiaries of an activity (described more fully later).

The public will be notified whenever there is an amendment.

"Substantial" Amendments

The following will be considered "substantial" amendments:

1. A change in the use of CDBG money from one activity to another exceeding \$50,000;
2. The addition of an activity not originally described in the Annual Action Plan;
3. The elimination of an activity originally included in the Annual Action Plan;
4. A significant change in the location of an activity; and
5. A decrease of 20% or more in the number of low and moderate income beneficiaries.

Adopted on April 19, 2016

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Public Notice and Public Hearing for Substantial Amendments

There must be reasonable notice of a proposed Substantial Amendment so that residents will have an opportunity to review and comment on it. Notice will be made according to the procedures described earlier in the Citizen Participation Plan, with the addition of the following procedures specifically for substantial Amendments:

1. A detailed written description of the proposed Substantial Amendment will be made available to the public at no cost within two working days of a request for same. The public has 30 days to review the proposed Substantial Amendment. Also, copies will be available at the locations indicated earlier in this Citizen Participation Plan under "Public Access to Information."
2. There will be a public hearing regarding the proposed Substantial Amendment conducted by the department followed by the Mayor and City Commission.
3. The final public hearing will be held no sooner than two weeks prior to the submission to HUD.
4. In preparing a Final Substantial Amendment, care consideration will be given to all comments and views expressed by the public, whether given as verbal testimony at the public hearing or submitted in writing during the review and comment period. The Final Substantial Amendment will have a section that presents all comments and explains why any comments were not accepted.

E. The Annual Performance Report

Every year San Benito must forward to HUD an Annual Performance Report which is currently referred to as the Consolidated Annual Performance and Evaluation Report (CAPER) within 90 days of the close of the program year. In general, the Annual Performance Report must describe how funds were actually used and the extent to which these funds were used for activities that benefited low and moderate income people.

Public Notice and Public Hearing for the Annual Performance Report

There must be reasonable notice (15 days) that an Annual Performance Report is available so that residents will have an opportunity to review it and comment on it. Notice will be made according to the procedures described earlier in this Citizen Participation Plan, with the addition of the following procedures specifically for the Annual Performance Report:

1. A complete copy of the Annual Performance Report will be made available to the public;
2. There will be a public hearing regarding the Annual Performance Report;
3. In preparing an Annual Performance Report for submission to HUD, careful consideration will be given to all comments and views expressed by the public, whether given as verbal testimony at the public hearing or submitted in writing. The Annual

Performance Report sent to HUD will have a section that presents all comments and explains why any comments were not accepted.

Contents of the Annual Performance Report

The Annual Performance Report presented in the public hearing will have an accounting for each activity in any Annual Action Plan, until an activity is officially "closed out" with HUD by the jurisdiction. For each activity the details presented will include, but not limited, to:

1. Activity Number for the Annual Action Plan;
2. Name of the Activity plus its HUD "Activity Title" with regulation reference;
3. A description of the activity that is in enough detail for the public to have a clear understanding of the nature of the activity;
4. The name of the entity carrying out the activity;
5. The location of the activity;
 - a. Generally this will be a street address or some other information showing specifically where the activity was (or is) being carried out.
 - b. For public facility activities, such as street reconstruction not located at a specific address, the beginning and ending points of the activity will be indicated.
 - c. For activities claiming to meet the "area wide benefit test", the location will also include the census tracts and/or block groups making up the service area of the activity. Also, the percentage of the low/moderate income persons in the service area will be indicated.
 - d. For multi-family housing activities, the address of each building and the number of units in the building, both before and after assistance, will be given.
6. The description of economic development activities will include the amount of the loan, the interest rate, and the length of the loan. It will also indicate the number of permanent, full-time jobs to be created or retained, with the number of such jobs to be held by or available to low/moderate income people indicated in the parentheses. The same information will be provided for part-time jobs, stating the number of hours per week the part-time job offers;
7. "Float Loan Funded" activities and "Section 108 Loan Guaranteed" activities should be clearly identified as such;
8. The date the activity was initially funded;
9. The "national objective" the activity claims to meet;
10. The status of an activity, such as whether it is completed, underway, or cancelled;

Adopted on April 19, 2016

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11. The amount of CPD dollars "budgeted" and the amount "spent". The amount "spent" shall be given for the year, and separately for the life of the activity to date.
12. For public service activities, the amount of money which meets HUD's definition of "unliquidated obligation" will be reported;
13. If "program income" dollars and/or "revolving loan fund" dollars are being used for an activity, this will be indicated;
14. The Accomplishments for the activity will be a description of what was actually done, including numerical measures when appropriate, such as number of units of housing rehabilitated and number of individuals or households served. For economic development activities, the report will show the total number of jobs created or retained, plus the number of these held by or available to low/moderate income people. For part-time jobs, the report will include the number of hours worked per week, and separately indicate the total number of "full-time equivalent" jobs.
15. For activities that provide a direct benefit to individuals or households, the report will show the number of individuals or households served; the number which were "moderate" income; the number which were "low" income; and the number which were White, Black, Latin, or Asian.

COMPLAINT PROCEDURES

Written complaints from the public will receive a meaningful, written reply within 15 working days.

CHANGING THE CITIZEN PARTICIPATION PLAN


This Citizen Participation Plan can be changed only after the public has been notified of an intent to modify it, and only after the public has had reasonable time to review and comment on proposed substantial changes to it.

Grantee SF-424's and Certification(s)

OMB Number: 4840-0004
Expiration Date: 12/31/2016

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input type="checkbox"/> New <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate option: <input type="text"/> * Other (Specify): <input type="text"/>
* 3. Date Received: <input type="text" value="09/17/18"/>	4. Applicant Identifier: <input type="text" value="19-w-48-0500"/>	
5a. Federal Entity Identifier: <input type="text" value="091718"/>	5b. Federal Award Identifier: <input type="text" value="B-19-NC-48-0009"/>	
State Use Only:		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
8. APPLICANT INFORMATION:		
* a. Legal Name: <input type="text" value="CITY OF SAN ANTONIO"/>		
* b. Employer/ Taxpayer Identification Number (EIN/TIN): <input type="text" value="74-802218"/>	* c. Organizational DUNS: <input type="text" value="015347543003"/>	
d. Address:		
* Street1: <input type="text" value="401 N. FARM BLDG. DR. S.W. 4D"/>	* Street2: <input type="text"/>	
* City: <input type="text" value="SAN ANTONIO"/>	* County/Parish: <input type="text"/>	
* State: <input type="text" value="TX"/>	* Province: <input type="text"/>	
* Country: <input type="text" value="USA: UNITED STATES"/>	* Zip / Postal Code: <input type="text" value="78204-4542"/>	
e. Organizational Unit:		
Department Name: <input type="text" value="COMMUNITY GRANTS & PROGRAMS"/>	Division Name: <input type="text"/>	
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: <input type="text" value="Mrs."/>	* First Name: <input type="text" value="CULVER"/>	Middle Name: <input type="text"/>
* Last Name: <input type="text" value="COWAN"/>	Suffix: <input type="text"/>	
Title: <input type="text" value="COORDINATOR"/>		
Organizational Affiliation: <input type="text"/>		
* Telephone Number: <input type="text" value="512-349-7300 EXT. 115"/>	Fax Number: <input type="text" value="512-349-2800"/>	
* Email: <input type="text" value="COWAN@CITYOFSANANTONIO.COM"/>		

Application for Federal Assistance SF-424	
* 8. Type of Applicant 1: Select Applicant Type: <input type="text" value="City or Township Government"/>	
Type of Applicant 2: Select Applicant Type: <input type="text"/>	
Type of Applicant 3: Select Applicant Type: <input type="text"/>	
* Other (agency): <input type="text"/>	
* 10. Name of Federal Agency: <input type="text" value="U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT"/>	
11. Catalog of Federal Domestic Assistance Number: <input type="text" value="14.018"/>	
CFDA Title: <input type="text" value="COMMUNITY DEVELOPMENT BLOCK GRANT REHABILITATION PROGRAM"/>	
* 12. Funding Opportunity Number: <input type="text" value="E/S"/>	
* Title: <input type="text" value="COMMUNITY DEVELOPMENT BLOCK GRANT"/>	
13. Competition Identification Number: <input type="text"/>	
Title: <input type="text"/>	
14. Areas Affected by Project (Cities, Counties, States, etc.): <input type="text"/> <div style="display: flex; justify-content: space-around; margin-top: 5px;"> Add Attachment Delete Attachment View Attachment </div>	
* 15. Descriptive Title of Applicant's Project: <input type="text" value="PUBLIC ADMINISTRATION, PUBLIC PARTICIPATION & IMPROVEMENTS"/>	
Attach supporting documents as specified in agency instructions. <div style="display: flex; justify-content: space-around; margin-top: 5px;"> Add Attachments Delete Attachments View Attachments </div>	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <input type="text" value="3"/>	* b. Program/Project: <input type="text" value="IX-UJ1"/>
Attach an additional list of Program/Project Congressional Districts if needed	
<input type="text"/>	<input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>
17. Proposed Project:	
* a. Start Date: <input type="text" value="10/01/2019"/>	* b. End Date: <input type="text" value="09/30/2020"/>
18. Estimated Funding (\$):	
* a. Federal	<input type="text" value="378,558.00"/>
* b. Applicant	<input type="text"/>
* c. State	<input type="text"/>
* d. Local	<input type="text"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text"/>
* g. TOTAL	<input type="text" value="378,558.00"/>
* 18. Is Application Subject to Review By State Under Executive Order 12872 Process?	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12872 Process for review on <input type="text"/>	
<input type="checkbox"/> b. Program is subject to E.O. 12872 but has not been selected by the State for review	
<input checked="" type="checkbox"/> c. Program is not covered by E.O. 12872.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If "Yes", provide explanation and attach:	
<input type="text"/>	<input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>
21. "By signing this application, I certify (1) to the statements contained in the list of certifications" and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances" and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001)	
<input checked="" type="checkbox"/> ** I AGREE	
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: <input type="text" value="MR"/>	* First Name: <input type="text" value="BENJAMIN"/>
Middle Name: <input type="text"/>	
* Last Name: <input type="text" value="GOODES"/>	
Suffix: <input type="text"/>	
* Title: <input type="text" value="MR"/>	
* Telephone Number: <input type="text" value="558-341-3500"/>	Fax Number: <input type="text" value="558-341-3905"/>
* Email: <input type="text" value="BENJAMIN.GOODS@HHS.COM"/>	
* Signature of Authorized Representative: 	* Date Signed: <input type="text" value="06/18/2019"/>

CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing --The jurisdiction will affirmatively further fair housing.

Uniform Relocation Act and Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

Anti-Lobbying --To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and

3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Authority of Jurisdiction --The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan --The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701a) and implementing regulations at 24 CFR Part 135.


Signature of Authorized Official

06/18/2019
Date

Mayor
Title

Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

Following a Plan -- It is following a current consolidated plan that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include CDBG-assisted activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available (see Optional CDBG Certification).

2. Overall Benefit. The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) 2019-2020 [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.

3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

Compliance with Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A, B, J, K and R.

Compliance with Laws -- It will comply with applicable laws.



Signature of Authorized Official

06/18/2019
Date

Mayor
Title

OPTIONAL Community Development Block Grant Certification

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.



Signature of Authorized Official

06/18/2019
Date

Mayor _____
Title

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:

Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

ASSURANCES - CONSTRUCTION PROGRAMS

DMR Number: 4040-0009
 Expiration Date: 01/31/2019

Public reporting burden for this collection of information is estimated to average 16 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:


1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance, and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4725-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4501 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 da. 3 and 290 ee. 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental, or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

Previous Edition Usable

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Standard Form 424D (Rev. 7-87)
 Prescribed by GSA Circular A-102

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-848) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hixon Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11730; (c) protection of wetlands pursuant to EO 11890; (d) evaluation of flood hazards in floodplains in accordance with EO 11980; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 175(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 100 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470) EO 11593 (identification and protection of historic properties), and the Archeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 105(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
	NAME
APPLICANT ORGANIZATION	DATE SUBMITTED
U.S. DEPARTMENT OF JUSTICE	06/16/2016

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