



Recommendation for Action

File #: 18-2771, Agenda Item #: 52.

8/23/2018

Posting Language

Approve an ordinance amending City Code Chapter 2-1 relating to the Community Development Commission bylaws and Chapter 2-7 regarding financial disclosure requirements.

Lead Department

Audit and Finance Committee.

Fiscal Note

This item has no fiscal impact.

For More Information:

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Council Committee, Boards and Commission Action:

August 14, 2018 - will be heard by Audit and Finance Committee.

Additional Backup Information:

The City's Austin Public Health Department (APH) receives Community Services Block Grant (CSBG) funds from the Texas Department of Housing and Community Affairs (TDHCA). The allocation for the current grant period extends from January 1, 2018 to December 31, 2018 in the amount of \$1,102,106. CSBG funds support APH's six Neighborhood Centers and three outreach sites. The Community Development Commission (CDC) serves as the required CSBG Advisory Board for the City.

Section 5.213 of the Texas Administrative Code (TAC) and the CSBG Act requires a CSBG Advisory Board be a tripartite board with representatives from three sectors, consisting of public, low-income, and private sectors. The required composition is as follows:

- 1/3 shall be elected public officials, holding office on the date of the selection, or their representatives
- not fewer than 1/3 of the members are persons chosen in accordance with democratic selection procedures adequate to assure that these members are representative of low-income individuals and families in the neighborhood served; reside in the neighborhood served; and are able to participate actively in the development, planning implementation, and evaluation of programs funded by CSBG; and
- the remainder are members of business, industry, labor, religious, law enforcement, education, or other major groups and interests in the community served.

Previously, the Mayor appointed eight members to the CDC to represent both the public and private sectors, and the other eight members were elected by the low-income neighborhoods they represent.

On April 26, 2016, TDHCA conducted a monitoring visit that found a deficiency in the structure of the CDC because the

16-member body was not divisible by three as required by Section 5.213 of the TAC.

On October 20, 2016, Council approved an ordinance amending City Code Section 2-1-127 that (1) reducing the number of members appointed by the Mayor to seven, with five representing the public sector and two representing the private sector, and kept the number of representatives for the low-income sector at eight, for a total CDC membership of fifteen; (2) specified the CDC as the required CSBG Advisory Board; and (3) set forth the number of members representing each sector.

On December 14, 2017, Council approved an ordinance amending City Code Chapter 2-1 to establish the College Student Commission, resulting in re-numbering Section 2-1-127 to Section 2-1-128.

Approval of this ordinance amends Section 2-1-128 and related Community Development Commission bylaws in order to (1) address the lack of staggered terms, which occurred after the transition to 10-1; (2) require board members to comply with Section 2-7-72 (Reports) of the City Code related to financial disclosures; (3) specify the eight members democratically selected can be removed by the CDC; and (4) specify removal procedures for the CDC board members.