



## AGENDA MEMORANDUM

Future Item for the City Council Meeting of June 24, 2014

Action Item for the City Council Meeting of July 8, 2014

**DATE:** June 6, 2014

**TO:** Ronald L. Olson, City Manager

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Board of Directors Meeting of the Corpus Christi Community Improvement Corporation

### **CAPTION:**

Board of Directors Meeting of the Corpus Christi Community Improvement Corporation (CCCIC)

### **PURPOSE:**

Motion to approve a transfer of funds in the amount of \$250,000 from the CCCIC – Special Projects Fund for the reimbursement of payment to the U.S. Department of Housing and Urban Development related to the LULAC project. Board meeting will also review the change of the board's registered agent, change of the board's fiscal year, and the election of officers.

### **BACKGROUND AND FINDINGS:**

#### Election of Officers

The Bylaws of the Corpus Christi Community Improvement Corporation provide for the following officers: President, Vice President, Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, and General Manager. Typically, the President and Vice President have been elected from the Board of Directors. The Bylaws provide that officers do not have to be Board members, and the remaining positions have been held by persons on City staff holding the functional equivalent positions. The recommendations for these are as follows:

Secretary  
Assistant Secretary  
Treasurer  
Assistant Treasurer

Rebecca Huerta  
Paul Pierce  
Constance P. Sanchez  
Alma Casas

Change of Registered Agent

State law requires each corporation to maintain a registered agent and registered office with the Texas Secretary of State. That position typically has been held by the Secretary of the Corporation, and this item would authorize the filing of a new designation of registered agent with the Texas Secretary of State. The registered office would remain unchanged.

Change of Fiscal Year to Match City Fiscal Year

The City has elected to change its fiscal year to a year ending September 30 beginning with the current fiscal year to be extended to September 30, 2014. The CCCIC establishes its fiscal year by resolution according to the Bylaws, and having consistent fiscal years would facilitate the preparation of the annual audit and financial reports.

Approve a Transfer of Funds

On December 16, 2008, the Corpus Christi City Council approved a motion to execute a subrecipient agreement through the Corpus Christi Community Improvement Corporation (CCCIC) to fund the LULAC Apartments of the Village for the LULAC Oasis at the Park project for acquisition and development costs. The approved motion authorized \$400,000 from the U.S. Department of Housing and Urban Development's (HUD) HOME Program (FY2007 - \$200,000 and FY2008 - \$200,000) for the project related to an affordable housing development for homeless veterans to be located at 420 N. Port Ave. The project would combine HOME Program funds with Low Income Housing Tax Credits from the Texas Department of Housing and Community Affairs (TDHCA). Due to timing issues, TDHCA canceled the Tax Credit funds from the project.

Over the years, LULAC has made several failed attempts to obtain funding for the project. LULAC has since informed the City that they have been unable to obtain additional funds to complete this project. The City has filed a lawsuit against LULAC in order to recapture the funds for this project. Once funds are repaid to the City by LULAC, the funds will go back into their respective accounts. On May 14, via email, HUD informed the City that the \$400,000 must be paid by June 13, 2014. This was followed up by an official letter dated May 28, 2014. Due to City Council and CCCIC meetings, HUD has granted the City until June 17, 2014 to wire the funds back to the U.S. Treasury. A City Council Workshop was held on June 17 to update City Council and inform of the next steps to take.

**ALTERNATIVES:**

"Not Applicable"

**OTHER CONSIDERATIONS:**

"Not Applicable"

**CONFORMITY TO CITY POLICY:**

The action conforms to all applicable City and CCCIC policies.

**EMERGENCY / NON-EMERGENCY:**

Non-Emergency

**DEPARTMENTAL CLEARANCES:**

Housing and Community Development, Legal, Finance, City Secretary's Office

**FINANCIAL IMPACT:**

Operating       Revenue       Capital      X Not applicable

<b>Fiscal Year: 2013-2014</b>	<b>Project to Date Expenditures (CIP only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Fund(s):

**Comments:** N/A

**RECOMMENDATION:**

Recommendation is requested to approve the resolution and motions

**LIST OF SUPPORTING DOCUMENTS:**

Agenda for Meeting  
Unapproved August 27, 2013 Board Meeting Minutes  
Treasurers Report  
Resolution for Fiscal Year Change