

## ORDINANCE \_\_\_\_\_

**AN ORDINANCE ADOPTING A SUBSTANTIAL AMENDMENT TO COMMUNITY DEVELOPMENT ANNUAL ACTION PLANS FOR FY 2017, 2021, 2022 AND 2023 FOR THE REPROGRAMMING OF HOME PROGRAM FUNDS TO TENANT BASED RENTAL ASSISTANCE PROGRAM ACTIVITIES AND THE REMOVAL OF THE REQUIREMENT FROM THE 2020-24 CONSOLIDATED PLAN FOR THE USE OF HUD CERTIFIED HOUSING COUNSELORS TO PROVIDE SERVICES TO TENANT BASED RENTAL ASSISTANCE RECIPIENTS AS A PROVISION TO RECEIVING ASSISTANCE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS** an amendment is proposed to make HOME Program funds from Annual Action Plans program years 2017, 2021, 2022, and 2023 available for use under Tenant Based Rental Assistance Program activities and the removal of the requirement under the 2020-24 Consolidated Plan for the use of HUD Certified Housing Counselor services by recipients of Tenant Based Rental Assistance prior to the receipt of assistance is proposed to relieve undue burden and expedite assistance to address immediate need; and

**WHEREAS** the Community Development Advisory Committee has reported its recommendation to reprogram HOME funds for use on Tenant Based Rental Assistance Program activities and to remove the requirement from the 2020-24 Consolidated Plan; and

**WHEREAS** requirements under U.S. Department of Housing and Urban Development (HUD) and the adopted Citizen Participation Plan regarding substantial changes in the purpose, scope, location, or beneficiaries of activities have been followed and the City Council of the City of Killeen has invited and received citizen comment on the amendment to the Annual Action Plans and the removal of the requirement from the Con Plan; and

**WHEREAS** after due consideration of community needs within the city as provided by the Citizen Participation Plan associated with the amendments to Program Years 2017, 2021, 2022, and 2023 HOME Program funding from the U.S. Department of Housing and Urban Development, the City Council of the City of Killeen has agreed on the amendments as follows:

The reprogramming of FY 2017 HOME Entitlement funds of \$1,573.80, the reprogramming of Community Housing Development Organization (CHDO) funds set-aside for FY 2021 and FY 2022 of \$73,683.30 and \$88,376.25, and the reprogramming of FY 2023 Ft. Hood Area Habitat for Humanity funds of \$456,007.68 for a total of \$619,641.03 for use in Tenant Based Rental Assistance Program activities.

After due consideration of burden on recipients of Tenant Based Rental Assistance requiring person to person housing counseling to be provided by HUD Certified Housing Counselors, the City Council of the City of Killeen approves the removal of the requirement from the FY 2020-24 Consolidated Strategic Plan to allow the City to assist households expeditiously and address the immediate need for assistance.

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

**SECTION I.** That the City Council of the City of Killeen held a public hearing in accordance with funding regulations from HUD regarding the HOME Program to hear and accept citizen comments on amendments to the fiscal years 2017, 2021, 2022, and 2023 Annual Action Plans reprogramming HOME Program funds in the amount of \$619,641.03 to the Tenant Based Rental Assistance Program and for the removal of the requirement from the 2020-24 Consolidated Strategic Plan that places undue burden on recipients of assistance under the Tenant Based Rental Assistance Program, said citizen 30-day comment period having taken place from June 9, through July 15, 2025, describing proposed amendments and requirement removal.

**SECTION II.** That the City Council of the City of Killeen hereby authorizes the City Manager to submit the amendments to the Annual Action Plans for Program Years 2017, 2021, 2022, and 2023 allocating HOME funding to Tenant Based Rental Assistance Program activities and for the removal of said requirement from the FY 2020-24 Con Plan to ease undue burdens to TBRA recipients and approves these actions.

**SECTION III.** That if any section or part of any section or paragraph of this ordinance is declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

**SECTION IV.** That this ordinance shall be effective after its passage and approval to law.

**PASSED AND APPROVED** at a regular meeting of the City Council of the City of Killeen, Texas, this 15th day of July 2025, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A. Government Code § 551.001 *et seq.*

**APPROVED**

**ATTEST:**

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Debbie Nash-King, MAYOR

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Laura Calcote, CITY SECRETARY

**APPROVED AS TO FORM AND LEGALITY:**

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Holli C. Clements, CITY ATTORNEY

**DISTRIBUTION:** Community Development, Finance