

(HA-87-1)
U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT PUBLIC HOUSING
PROGRAM
PHA RESOLUTION IN SUPPORT OF PUBLIC HOUSING PROJECT
RESOLUTION NO. 00396
ADOPTED ON JULY 15, 1986

WHEREAS, the United States Housing Act of 1937 provides that there shall be local determination of the need for public housing to meet needs not being adequately met by private enterprise; and

WHEREAS, under the provisions of the United States Housing Act of 1937, the Department of Housing and Urban Development (HUD) is authorized to provide financial assistance to public housing agencies for such housing; NOW, THEREFORE,

BE IT RESOLVED, by the Commissioners of the Housing Authority of The City of San Diego (PHA), as follows:

1. Determination of Need. The PHA hereby determines that within its area of operation there is a need for low-income housing to meet needs not being adequately met by private enterprise.

2. Application and/or Proposal for Housing Assistance. The Executive Director of the PHA is hereby authorized to have prepared one or more applications and/or proposals for public housing assistance for development of up to 50 dwelling units; to sign said applications and/or proposals on behalf of the PHA and to submit them to HUD; said dwelling units to be provided by new construction. This application is for new construction unless the Field Office determines, as a result of HUD's review, that sufficient existing housing is available for acquisition.

3. Annual Contributions Contract (ACC). When an ACC is forwarded by HUD to the PHA for execution by the PHA, the Chairman or Vice Chairman is hereby authorized to execute such ACC on behalf of the PHA; and the Secretary is hereby authorized to impress and attest the official PHA seal on each ACC counterpart and submit to HUD executed counterparts and related documents as required by HUD.

4. General Depository Agreement. The Chairman or Vice Chairman is hereby authorized to execute on behalf of the PHA a General Depository Agreement(s) and/or Savings Depository Agreement(s) each in the form approved by HUD; and the Secretary is hereby authorized to impress and attest the official PHA seal

on each counterpart and submit to HUD executed counterparts and related documents as required by HUD.

5. Funding for Project Development Cost.

(a) In order to fund the Development Cost of Housing projects pursuant to this resolution or any other resolution as may be required by HUD, the PHA hereby authorizes the issuance of obligations in its name at such times, in such amounts, and on such terms and conditions as HUD may direct or approve in accordance with the ACC.

(b) The Chairman or Vice Chairman is hereby authorized to prepare and execute such PHA obligations; and the Secretary is hereby authorized to impress and attest the official PHA seal, deliver the obligations to HUD or such other lenders as HUD may direct, and accept payment therefor or cause payment to be made as directed or approved by HUD in accordance with the ACC.

(c) Each such PHA obligation shall be secured in such manner as may be provided and/or required by HUD in accordance with the ACC. All proceeds from such PHA obligations shall be deposited and used only as approved by HUD in accordance with the ACC.

6. HUD Regulations. In connection with the development and operation of any program or activity receiving Federal financial assistance under the United States Housing Act of 1937, the PHA will comply with all requirements under the applicable regulations of the Department of Housing and Urban Development, 24 CFR 841 or 24 CFR 805, as appropriate, and all HUD regulations relating to the operation of public housing projects.

7. Meaning of Terms. All terms used in this resolution which are defined in the ACC shall have the meanings given to them in the ACC.

8. General Counsel Approval. All of the above documents authorized to be executed by the Chairman or Vice Chairman shall be subject to prior approval as to form and legality by the general counsel of the PHA.

9. Effective Date. This resolution shall take effect immediately.

APPROVED: John W. Witt, General Counsel

By

Janis Sammartino Gardner

Deputy Counsel

JSG:ps:559

07/09/86

Or.Dept:Hsg.Comm.

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