

RESOLUTION NUMBER R- 310168

DATE OF FINAL PASSAGE DEC 18 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING ITS COMMITMENT TO AFFORDABLE HOUSING PROGRAMS AND SERVICES IN THE CITY OF SAN DIEGO, IN LIEU OF CONTINUALLY DECLARING A STATE OF EMERGENCY PURSUANT TO GOVERNMENT CODE SECTION 8630.

WHEREAS, the City of San Diego has the authority to declare the existence of a shelter crisis in the City of San Diego pursuant to and in accordance with the provisions of California Government Code section 8698.2(a)(1), because a significant number of persons in the City are without the ability to obtain shelter, resulting in a threat to their health and safety; and

WHEREAS, the City of San Diego has continually declared the existence of a shelter crisis to address specific affordable housing-related problems as they arise, most recently on March 27, 2015, by Resolution No. R-309576, which declaration is deemed to constitute a local emergency; and

WHEREAS, in addition to continually declaring a shelter crisis pursuant to California Government Code section 8698.2(a)(1), on August 6, 2002, the Council of the City of San Diego adopted Resolution No. R-296982, specifically declaring a local housing state of emergency due to the severe shortage of affordable housing in the City of San Diego, pursuant to California Government Code section 8630; and

WHEREAS, the state of emergency in Resolution No. R-296982 has been continually declared approximately every two weeks from August 6, 2002, to the present; and

WHEREAS, the City Council, with the assistance of and in partnership with the San Diego Housing Commission, has taken actions since the adoption of Resolution No. R-296982 to

address and mitigate the shortage of affordable housing, including, but not limited to: the adoption and amendment of the Inclusionary Affordable Housing Regulations Ordinance (O-19189); the amendments of the Housing Trust Fund Ordinance (O-20431) to create additional affordable housing; the launch of Housing First – San Diego, the Housing Commission’s three-year Homelessness Action Plan to create additional affordable housing with supportive services that will impact the lives of up to 1,500 homeless San Diegans; the transfer of full ownership of 1,366 Federal public housing units to the Housing Commission through a landmark agreement with the U.S. Department of Housing and Urban Development on September 10, 2007; leveraging the equity from these former public housing units to create and preserve 810 affordable housing units through public-private partnerships and direct acquisitions; the rehabilitation of the historical Hotel Churchill, with completion expected in 2016, to provide housing for homeless Veterans, youth aging out of foster care, and adults exiting the corrections system who will also need supportive services; the Housing Commission’s adoption of an agency-wide, two-year Strategic Plan on January 17, 2014, to move the Housing Commission forward with its mission to “provide affordable, safe and quality homes for low- and moderate-income families and individuals in the City of San Diego and provide opportunities to improve the quality of life for the families that the Housing Commission serves”; and many additional initiatives undertaken by the City of San Diego and the Housing Commission, together with partners, including the former Redevelopment Agency of the City of San Diego and the Successor Agency, in collaboration with Civic San Diego and the County of San Diego; and

WHEREAS, the City of San Diego, the Housing Commission, and the Housing Authority of the City of San Diego have determined to continue joint-collaboration to address homelessness

in the City of San Diego and to provide additional affordable housing through all possible avenues; and

WHEREAS, all of the aforementioned public agencies can continue their work to address the shortage of affordable housing without the Declaration of a State of Emergency Due to Severe Shortage of Affordable Housing pursuant to California Government Code section 8630; and

WHEREAS, California Government Code section 8630(d) requires that when a local government has declared a local emergency pursuant to the California Emergency Services Act, the governing body shall proclaim the termination of the local emergency at the earliest possible date; and

WHEREAS, there appears to be no continuing legal benefit to be derived from continuing to declare the state of emergency approximately every two weeks in view of the collaboration of the public agencies within the City and County of San Diego, including without limitation, the City of San Diego, the Housing Commission, the Housing Authority of the City of San Diego, the County of San Diego, the Successor Agency, and Civic San Diego; and

WHEREAS, those collaborations are planned to continue regardless of the declaration of a state of emergency pursuant to California Government Code section 8630; NOW,

THEREFORE,

BE IT RESOLVED, that the Council hereby declares its continuing commitment to affordable housing programs and services in the City of San Diego and finds that there is no additional legal benefit to continually declaring a state of emergency pursuant to Government Code section 8630.

BE IT FURTHER RESOLVED, that pursuant to California Government Code section 8630(d), the state of emergency previously declared by Resolution No. R-296982 is hereby terminated.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Leslie A. FitzGerald  
Leslie A. FitzGerald  
Senior Chief Deputy City Attorney

LAF:nja  
09/28/15  
Or.Dept: Mayor  
Doc. No.: 1117880

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 15 2015.

ELIZABETH S. MALAND  
City Clerk

By Stacy Broad  
Deputy City Clerk

Approved: 12/17/15  
(date)

Kevin L. Faulconer  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER; Mayor

Passed by the Council of The City of San Diego on DEC 15 2015, by the following vote:

| Councilmembers  | Yeas                                | Nays                     | Not Present                         | Recused                  |
|-----------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Sherri Lightner | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Lorie Zapf      | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Todd Gloria     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Myrtle Cole     | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Mark Kersey     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Chris Cate      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Scott Sherman   | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| David Alvarez   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Marti Emerald   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |

Date of final passage DEC 18 2015

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

(Seal)

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By *Stacy Reed*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 310168