

RESOLUTION NUMBER R- **314308**

DATE OF FINAL PASSAGE **SEP 18 2022**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO ACCEPTING AND EXPENDING FEDERAL
EMERGENCY RENTAL ASSISTANCE PROGRAM FUNDS
TO REPAY STATE OF CALIFORNIA RENTAL ASSISTANCE
PROGRAM CASHFLOW LOAN FUNDS FOR THE COVID-19
HOUSING STABILITY ASSISTANCE PROGRAM (HSAP).

WHEREAS, on February 22, 2021, the Council of the City of San Diego (City Council) adopted San Diego Resolution R-313439, and the Housing Authority of the City of San Diego (Housing Authority) adopted Housing Authority Resolution HA-1900, authorizing the City of San Diego (City) COVID-19 Housing Stability Assistance Program (HSAP), which provides rental assistance or utility assistance, or both, to low income households experiencing financial hardship due to the ongoing COVID-19 pandemic; and

WHEREAS, the City has received multiple rounds of federal emergency rental assistance program funds for HSAP directly from the U.S. Department of Treasury (Treasury) and allocated by the State of California (State) Rental Assistance (SRA) Program as a result of the federal Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (Public Law 116-260), passed in December 2020, the federal American Rescue Plan Act, passed in March 2021, State Senate Bill 91 (SB 91), State Assembly Bill 832 (AB 832), and State Assembly Bill 115 (SB 115); and

WHEREAS, on January 18, 2022, the San Diego Housing Commission (Housing Commission) submitted a request to the Treasury for a reallocation of \$96,291,294.59 in federal emergency rental assistance (ERA) program funds (ERA Funds) based on an analysis of HSAP's projected need; and

WHEREAS, SB 115 authorized eligible local jurisdictions and federally recognized tribal governments to request SRA cashflow loans (SRA Funds) from the State Department of Housing and Community Development to provide local programs with immediate cash to maximize rental relief to all eligible households while waiting for additional federal ERA Funds; and

WHEREAS, on June 28, 2022, the State allocated \$29.9 million in SRA Funds to the City, and this funding is anticipated to assist all remaining eligible households in the City; and

WHEREAS, SB 115 requires the City to continue to apply for reallocations of ERA Funds directly from the Treasury, and on July 18, 2022, the Treasury awarded an additional \$5,019,573 in ERA Funds to the City for HSAP; and

WHEREAS, the City requested authorization from the Treasury to use the additional ERA Funds to repay the State for a portion of the SRA Funds; and

WHEREAS, if the Treasury does not authorize use of ERA Funds to repay a portion of the SRA Funds, the additional ERA Funds will be returned to the Treasury because all remaining eligible households will receive assistance from SRA Funds by the end of August 2022; and

WHEREAS, the Office of the City Attorney has drafted this Resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Mayor, or designee, is authorized to accept, appropriate, and expend a total amount of up to \$5,019,573.68 in ERA Funds for HSAP, contingent on the funds being secured, and transfer those ERA Funds to the

Housing Commission to repay a portion of the SRA Funds, contingent on the Treasury
authorizing the use of ERA Funds for this purpose.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Marguerite E. Middaugh
Marguerite E. Middaugh
Deputy City Attorney

MEM:jdf
08/29/2022
Or.Dept: Economic Dev't.
Doc. No.: 3073644

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this
meeting of SEP 12 2022.

ELIZABETH S. MALAND
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 9/13/22
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on SEP 12 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage SEP 13 2022.

(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:

TODD GLORIA

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

(Seal)

By Connie Patterson Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- **314308**