

RESOLUTION NUMBER R- 314075DATE OF FINAL PASSAGE APR 21 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ACCEPTING AND EXPENDING FEDERAL EMERGENCY RENTAL ASSISTANCE PROGRAM FUNDS AND AUTHORIZING 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), and State Assembly Bill 832 (AB 832); and

WHEREAS, the City participates in the SRA Program under "Option B," defined in subdivision (i) of Section 50897 of the California Health and Safety Code; 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 program (ERA) funds based on an analysis of HSAP's projected need; and

WHEREAS, the State passed Senate Bill 115 (SB 115), authorizing eligible local jurisdictions and federally recognized tribal governments to request cashflow loans (SRA Funds) from the Department of Housing and Community Development (HCD) 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 March 14, 2022, the Treasury allocated an additional \$7,133,772.56 in ERA funds directly to the City; and

WHEREAS, the City desires to request and accept SRA Funds from HCD while waiting for an additional reallocation of ERA funds; and

WHEREAS, the City plans to use all ERA funds in accordance with all applicable federal laws, Treasury guidance and all such requirements as may be subsequently amended and applicable; and

WHEREAS, the City acknowledges that all SRA Funds are subject to and shall be administered in accordance with the State's requirements for Round 2 of the SRA Program, including applicable requirements of AB 832, SB 115, HCD's SRA Program guidelines dated September 27, 2021, and all such requirements as may be subsequently amended (SRA Program Requirements); and

WHEREAS, the City acknowledges that all SRA Funds are subject to the terms and conditions of a State of California Standard Agreement STD 213 (Standard Agreement), approved by HCD, and all other documents, including amendments, required or deemed necessary or appropriate under State and federal law to disburse, evidence and secure the SRA Funds; and

WHEREAS, the City and Housing Commission entered into a Memorandum of Understanding for the Housing Commission to administer HSAP, in accordance with all SRA

Program Requirements, including any regulations and guidelines that may be amended or applicable in the future; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. The Mayor, or designee, is authorized to accept, appropriate and expend a total amount of up to \$7,133,772.56 in ERA funds, contingent on the funds being secured, and transfer the ERA funds to the Housing Commission for HSAP.

2. The Mayor, or designee, is authorized to request an amount not to exceed \$96,291,294.59 in SRA Funds, which amount matches the reallocation requested from the Treasury in January 2022, and enter into, sign and deliver the Standard Agreement and any other required documents, including amendments.

3. The Mayor, or designee is authorized to take any other actions necessary or appropriate to secure the SRA Funds from HCD and participate in the SRA Program – Round 3.

4. The Mayor, or designee, is authorized and directed to assume responsibility for administering the SRA Funds in accordance with all SRA Program Requirements.

5. The Mayor, or designee, is authorized to accept, appropriate and expend an amount not to exceed \$96,291,294.59 in SRA Funds, contingent upon the funds being secured, and transfer the SRA Funds to the Housing Commission for HSAP.

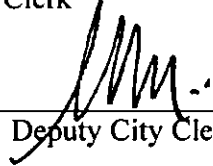
APPROVED: MARA W. ELLIOTT, City Attorney

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

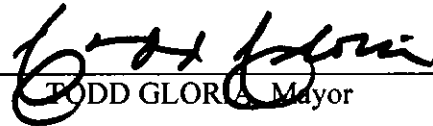
MEM:jdf
04/05/2022
Or.Dept: Economic Dev't.
Doc. No.: 2943312

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 19 2022.

ELIZABETH S. MALAND
City Clerk

By  _____
Deputy City Clerk

Approved: 4/21/22
(date)

 _____
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 19 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 APR 21 2022.

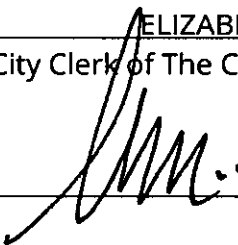
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

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

By , Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 314075