

RESOLUTION NUMBER R- 307701DATE OF FINAL PASSAGE OCT 3 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE WAIVER OF PARAGRAPH 16 OF COUNCIL POLICY 700-02 REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS IN ORDER TO HAVE CITY STAFF SET ASIDE FUTURE ALLOCATIONS OF CDBG PUBLIC SERVICES FUNDS RECEIVED EACH YEAR FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT IN A TOTAL AMOUNT NOT TO EXCEED \$1,318,078 FOR THE OPERATION OF THE NEIL GOOD DAY CENTER, CORTEZ HILL FAMILY SHELTER, VETERANS WINTER SHELTER, AND CONNECTIONS HOUSING INTERIM BED PROGRAM WITHOUT ANY REQUIREMENT OF MATCHING FUNDS AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO APPROVE AND EXECUTE THE THIRD AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SAN DIEGO AND THE SAN DIEGO HOUSING COMMISSION TO THIS EFFECT.

WHEREAS, on June 29, 2010 , the Council of the City of San Diego and the Housing Authority of the City of San Diego authorized City staff and the San Diego Housing Commission (Commission), respectively, to execute that certain Memorandum of Understanding (MOU) to administer the City's homeless services; and

WHEREAS, the MOU became effective July 1, 2010 through June 30, 2012; and

WHEREAS, on June 27, 2011, the Council of the City of San Diego adopted Resolution No. R-306884 and the Housing Authority of the City of San Diego adopted Housing Authority Resolution (HAR) No. 1527, approving the First Amendment to the MOU between the City and the Commission, which among other things, extends the term of the MOU until June 30, 2013; and

WHEREAS, pursuant to the MOU, among other things, the Commission administers the Neil Good Day Center, Veterans Winter Shelter, Cortez Hill Family Shelter, and Connections Housing; and

WHEREAS, by Resolution No. R-307656 and HAR No. HA-1564, the City Council and Housing Authority voted on July 31, 2012 to approve the Second Amendment to the MOU which, among other things, authorizes the funding of the Neil Good Day Center for Fiscal Year 2013 and extends the term of the Original MOU until June 30, 2014; and

WHEREAS, the Commission's FY 2013 CDBG funding request for homeless services and programs (i.e. the Neil Good Day Center , Single Adult Winter Shelter, Veterans Winter Shelter, and Cortez Hill Family Shelter) amounted to a total of \$1,318,078; and

WHEREAS, the breakdown of this FY 2013 CDBG funding request from the Commission consisted of \$205,902 for the Cortez Hill Family Shelter, \$562,176 for the two Winter Shelters, and \$550,000 for the Neil Good Day Center; and

WHEREAS, to ensure future funding for the operation of the Neil Good Day Center, Commission and City staff are seeking a waiver of paragraph 16 of Council Policy 700-02 in order to have future Community Development Block Grant (CDBG) funding in a total amount not to exceed \$1,318,078 set aside off the top from each of the City's fiscal year allocations from HUD to cover the expense of operating and overseeing the operation of the Neil Good Day Center, Cortez Hill Family Shelter, Veterans Winter Shelter, and Connections Housing Interim Bed Program without requiring any matching funds; and

WHEREAS, the Consolidated Plan Advisory Board at its meeting on July 11, 2012 took a 4-2 vote recommending against automatically setting aside a portion of each of the City's fiscal year allocations of Community Development Block Grant (CDBG) funding from HUD to pay

for the cost of operating the Neil Good Day Center and the other homeless programs administered by the Commission; and

WHEREAS, an action item essentially identical to this one was taken before the City Council as part of the action before the City Council on July 31, 2012, but despite a City Council vote in favor by a four to three margin for setting aside future funding as set forth in the foregoing recital, the item failed for lack of five votes in favor; and

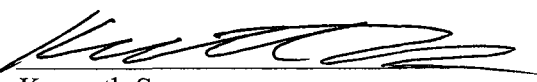
WHEREAS, Commission and City staff wish to bring this matter before the full City Council for hearing for approval of the Third Amendment to the MOU which would allow City staff to automatically set aside such available future public services CDBG funding from HUD to cover the cost of operating the Neil Good Day Center, Cortez Hill Family Shelter, Veterans Winter Shelter, and Connections Housing Interim Bed Program in a total amount not to exceed \$1,318,078; NOW, THEREFORE,

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

1. That paragraph 16 of Council Policy 700-02 is waived so that future allocations of CDBG funding from HUD pertaining to public services in a total amount not to exceed \$1,318,078 shall be set aside to the extent necessary to assist in covering the expense of operating the Neil Good Day Center, Veterans Winter Shelter, Cortez Hill Family Shelter, and Connections Housing Interim Bed Program, without any requirement of matching funds to the extent such funds are available each fiscal year and approved for such use by the City Council.
2. That the Third Amendment to the MOU between the City and the Commission in the form attached to the City Council Report is approved.
3. That the Mayor or a designee is authorized to execute the Third Amendment to the MOU, a copy of which is attached hereto as Document No. 2-30770.1

4. That so long as the only future change to the MOU is an amendment renewing the term of the MOU, that renewal may be executed by the Mayor or a designee. Should either party propose additional changes, those changes shall be subject to approval of the San Diego City Council.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Kenneth So
Deputy City Attorney

KS:nja
09/07/12
Or.Dept:Econ. Devel. Division
Companion to: HA-2013-3
Doc. No. 425325_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 25 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10-3-12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor