

HOUSING AUTHORITY OF
THE CITY OF SAN DIEGO

RESOLUTION NUMBER HA- 1943

DATE OF FINAL PASSAGE April 19, 2022

A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIEGO AUTHORIZING THE SAN DIEGO HOUSING COMMISSION TO ACCEPT AND EXPEND FEDERAL EMERGENCY RENTAL ASSISTANCE (ERA1) FUNDS IN THE AMOUNT OF \$7,133,772.56 AND STATE OF CALIFORNIA RENTAL ASSISTANCE (SRA) PROGRAM EMERGENCY RENTAL ASSISTANCE SHORT-TERM CASH FLOW LOAN FUNDS IN THE AMOUNT OF \$96,291,294.59 TO SUPPORT THE COVID-19 HOUSING STABILITY ASSISTANCE PROGRAM AND RELATED ACTIONS.

WHEREAS, on February 22, 2021, in response to the COVID-19 pandemic, the Council of the City of San Diego (Council) pursuant to San Diego Resolution R-313439 (Feb. 25, 2021), and the Housing Authority of the City of San Diego (Housing Authority) pursuant to Housing Authority Resolution HA-1900 (Feb. 22, 2021), authorized the City of San Diego's COVID-19 Housing Stability Assistance Program (HSAP), which provides rental assistance, utility assistance, or both, to low-income households experiencing financial hardship due to the ongoing COVID-19 pandemic; and

WHEREAS, in February 2021, the City allocated \$92,211,316.57 in initial funding for HSAP from federal and state COVID-19 relief; and

WHEREAS, on March 12, 2021, the City of San Diego (City) and the San Diego Housing Commission (Housing Commission) entered into a Memorandum of Understanding (MOU) for the Housing Commission to administer HSAP pursuant to the Council's and Housing Authority's direction and in compliance with federal and state law; and

WHEREAS, since February 2021, the Council and Housing Authority have allocated approximately \$135 million to HSAP from federal and state sources through Resolutions R-313667 (Aug. 3, 2021) and HA-1921 (July 27, 2021), R-313732 (Oct. 12, 2021) and HA-1923 (Oct. 5, 2021), R-313800 (Dec. 7, 2021) and HA-1931 (Dec. 6, 2021), and in each instance the City and Housing Commission amended the MOU; and

WHEREAS, on December 7, 2021, the Third Amendment to the MOU entered by the City and Housing Commission allows additional related funds to be added to HSAP without further amendment to the MOU upon appropriation by the City and budget approval by the Housing Authority for amounts in excess of \$500,000.00; and

WHEREAS, on March 1, 2022, the Council and Housing Authority allocated \$8,308,615.00 in federal funds to support HSAP through Resolution R-313945 (March 7, 2022) and HA-1937 (March 1, 2022); and

WHEREAS, on March 15, 2021, the Housing Commission launched the online application portal for HSAP and as of March 21, 2022, 45,105 applications have been submitted, which includes 13,511 individuals who updated previously submitted information or requested additional assistance, and 38,571 additional applications that have been started and are pending completion, and additional applications are submitted daily; and

WHEREAS, as of March 21, 2022, the Housing Commission has disbursed \$187,803,799.36 to assist 16,441 qualifying households; and

WHEREAS, all of the funding allocated to date for HSAP has been fully obligated to assist low-income households, and the total obligations for assistance payments still exceed the available funding needed to help qualifying households; and

WHEREAS, the United States Department of the Treasury made additional funds available to high-performing agencies based on demonstrated need and on January 18, 2022, the Housing Commission submitted a formal request for \$96,291,294.59 to support HSAP; and

WHEREAS, on March 14, 2022, the United States Department of the Treasury awarded the City \$7,133,772.56 in reallocated funds to support HSAP; and

WHEREAS, on February 9, 2022, State Senate Bill 115 (SB 115) was enacted, authorizing the City to apply for State of California Rental Assistance (SRA) Program Emergency Rental Assistance Short-Term Cash Flow Loan Funds (SRA Loan Funds) for expenditures for rent and utilities due on or before March 31, 2022 and administrative costs associated with complete, eligible HSAP applications received by the Housing Commission on or before March 31, 2022; and

WHEREAS, the intent of SB 115 is to provide HSAP with temporary cash flow loans to maximize rental relief to all eligible households as HSAP awaits additional federal funding from the United States Department of the Treasury's reallocated federal funds; and

WHEREAS, SB 115 provides that the California Department of Finance will forgive SRA Loan Funds allocated to HSAP up to an amount not covered by federal fund reallocations, if anticipated federal fund reallocations are not received by June 30, 2023, is insufficient to repay the loan, or if the federal funds cannot be utilized for reimbursements; and

WHEREAS, Housing Commission staff determined this activity is not a project as defined by the California Environmental Quality Act (CEQA) section 21065 and CEQA Guidelines section 15378(b)(5); and

WHEREAS, City staff determined this activity is categorically excluded from the National Environmental Policy Act (NEPA) as not subject to Title 24 of the Code of Federal

Regulations section 58.5 under Title 24 of the Code of Federal Regulations section 58.35(b) regarding supportive services; and

WHEREAS, San Diego Municipal Code section 98.0301(d)(9)(A) requires Housing Authority approval of amendments to the Housing Commission's budget; NOW, THEREFORE, BE IT RESOLVED, by the Housing Authority of the City of San Diego, as follows:

1. The Housing Commission is authorized to amend the Housing Commission Fiscal Year 2022 budget, accept, and expend additional federal Emergency Rental Assistance Program funds allocated by the U.S. Department of the Treasury to the City of San Diego in the amount of \$7,133,772.56 to support HSAP.

2. The Housing Commission is authorized to accept and expend up to \$96,291,294.59 in SRA Program Emergency Rental Assistance Short-Term Cash Flow Loan Funds pursuant to SB 115 to support HSAP, to be administered by the Housing Commission for HSAP.

3. The Housing Commission is authorized to amend the Housing Commission Fiscal Year 2022 budget in the amount of \$96,291,294.59 in SRA Program Emergency Rental Assistance Short-Term Cash Flow Loan Funds to support HSAP.

4. The Housing Commission Interim President and Chief Executive Officer (Interim President and CEO), or designee, is authorized to modify HSAP, if necessary, but only if and to the extent that such changes comply with the terms of the executed amended MOU, are necessary to fulfill funding requirements, and comply with federal and state funding requirements.

5. The Interim President and CEO, or designee, is authorized to substitute approved funding sources with any other available funds as deemed appropriate, contingent upon budget

availability, without further action by the Housing Commission Board or the Housing Authority, but only if and to the extent funds are determined to be available for such purposes and upon the advice of Housing Commission General Counsel.

6. The Interim President and CEO, or designee, is authorized to execute any documents and instruments that are necessary and appropriate to implement this Resolution, in a form and format approved by Housing Commission General Counsel, and to take such actions necessary and appropriate to implement these approvals without further action of the Housing Commission Board or the Housing Authority, provided that a copy of the documents, signed as to form by General Counsel, are submitted to each Housing Commissioner in advance of approval for the designee to sign.

7. The Housing Commission staff will notify the Housing Authority and the San Diego City Attorney's Office about any subsequent amendments or modifications to HSAP and other required documents, including amendments to any documents.

APPROVED: MARA W. ELLIOTT, General Counsel

By /s/ Justin R. Bargar
Justin R. Bargar
Deputy General Counsel

JRB:cw
04/04/22
Or. Dept: SDHC
Doc. No. 2934175

Passed and adopted by the Housing Authority of the City of San Diego on April 19, 2022, by the following vote:

	Yeas	Nays	Excused	Not Present
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 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"/>

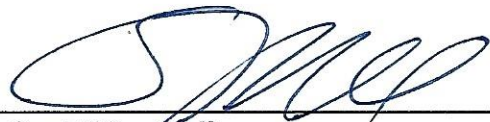
AUTHENTICATED BY:

Jeff Davis

Interim Executive Director of the
Housing Authority of the City of San Diego,
California

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of
RESOLUTION NO. **1943** passed and adopted by the Housing Authority of the City of San
Diego, California on April 19, 2022.

By:



Scott Marshall

Deputy Secretary of the Housing Authority
of the City of San Diego, California