

HOUSING AUTHORITY OF  
THE CITY OF SAN DIEGO

RESOLUTION NUMBER HA-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

A RESOLUTION OF THE HOUSING AUTHORITY OF THE  
CITY OF SAN DIEGO APPROVING A MEMORANDUM OF  
UNDERSTANDING BETWEEN THE CITY OF SAN DIEGO  
AND THE SAN DIEGO HOUSING COMMISSION FOR  
OVERSIGHT AND ADMINISTRATION OF THE CITY OF  
SAN DIEGO'S ADMINISTRATION OF THE FEDERAL HOME  
INVESTMENT PARTNERSHIPS PROGRAM.

RECITALS

The Housing Authority of the City of San Diego (Housing Authority) adopts this  
Resolution based on the following:

- A. The City of San Diego (City) is a designated grantee that annually receives federal funds through the United States Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME), to create affordable housing for low-income people.
- B. HOME funds can be used for grants, loans, or rental assistance and security deposits and have historically been used to fund the development of affordable rental housing, first-time homebuyer programs, and housing rehabilitation programs.
- C. The San Diego Housing Commission (Housing Commission) has administered the HOME program for the City since 1991.
- D. On June 26, 2012, the City and the Housing Commission entered into a memorandum of understanding, setting forth the roles and responsibilities of the City and the

Housing Commission for the management, administration, and monitoring of the City's HOME program for the term of July 1, 2011, through September 30, 2014.

E. On July 24, 2013, HUD published a Final Rule in the Federal Register to amend the HOME program regulations. HUD's goal in releasing the programmatic updates was to provide participating jurisdictions and their partners with regulatory guidance to enhance the efficiencies and effectiveness of the HOME program.

F. On October 6, 2014, the City and the Housing Commission entered into a memorandum of understanding, setting forth the roles and responsibilities for the City and the Housing Commission for the management, administration, and monitoring of the City's HOME program for the term of July 1, 2014, through June 30, 2019.

G. On July 1, 2019, the City and the Housing Commission entered into a memorandum of understanding, setting forth the roles and responsibilities for the City and the Housing Commission for the management, administration, and monitoring of the City's HOME program for the term of July 1, 2019, through June 30, 2024.

H. By Resolution R-315633 (Jun. 24, 2024), the Council of the City of San Diego authorized City staff to negotiate and enter into a memorandum of understanding (MOU) with the Housing Commission for administration of the City's HOME program for fiscal year (FY) 2025 through FY 2029.

I. The Housing Commission received a copy of the draft MOU from City staff on January 28, 2025, for review and comment. The Housing Commission staff and General Counsel reviewed the MOU and recommend the Housing Authority approve the MOU and Subrecipient Agreements. Due to federal HOME regulations, the Housing Commission is required to expend prior year entitlement and program income first. As a result, the Housing Commission has not

expended any FY 2025 HOME funds. The Housing Commission will expend FY 2025 HOME funds once the MOU is executed and receives from the City a purchase order for FY 2025 HOME entitlement funds.

J. The MOU will be effective as of July 1, 2024, and will expire on June 30, 2029. The proposed initial Subrecipient Agreement will be a one-year agreement, expiring at the end of FY 2025, as required by the City that a new subrecipient agreement be executed annually.

K. On March 14, 2025, the Board of Commissioners of the Housing Commission (Board) voted 4-0 to recommend the Housing Authority take the actions recommended by Housing Commission staff.

L. 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 exempt from the National Environmental Policy Act (NEPA) by 24 C.F.R. § 58.34(a)(3) (1998) which provides the responsible entity does not have to undertake environmental review, consultation, or other action under NEPA regarding administrative and management activities.

M. The Office of the City Attorney prepared this Resolution based on the information provided by Housing Commission staff, and verified by the Housing Commission's General Counsel, with the understanding that this information is sufficient to allow for a proper and complete analysis of this matter.

#### ACTION ITEMS

Be it resolved by the Housing Authority of the City of San Diego:

1. The Housing Commission's President and Chief Executive Officer (President and CEO), or designees, is authorized to execute the final negotiated Memorandum of Understanding

(MOU) and Subrecipient Agreements, and any and all amendments to these documents, in a form approved by the Housing Commission's General Counsel, between the City and the Housing Commission regarding the City's administration of the federal HOME Investment Partnerships Program and delegating the administration, planning, coordination, operation, and oversight of the City's HOME program to the Housing Commission.

2. The Housing Commission's President and CEO, or designee, is authorized to execute all necessary documents and instruments required by the United States Department of Housing and Urban Development and the regulations of the HOME program.

3. The Housing Commission's President and CEO, or designee, is authorized to execute any and all documents and instruments within the scope of the powers delegated to the Housing Commission in the MOU and Subrecipient Agreements relating to HOME, including grants and loan agreements, all in a form approved by and upon the advice of the Housing Commission's General Counsel.

4. The Housing Commission's President and CEO, or designee, is authorized to execute all documents and instruments that are necessary and appropriate to implement these approvals, in a form approved by and upon advice of the Housing Commission's General Counsel, and take such actions as are necessary and appropriate to implement these approvals.

5. The Housing Commission staff will notify the Housing Authority and the San Diego City Attorney's Office about any subsequent amendments or modifications to the HOME

program, the documents, and other required documents, including amendments to any documents.

APPROVED: HEATHER FERBERT, General Counsel

By \_\_\_\_\_  
Hilda R. Mendoza  
Senior Deputy General Counsel

HRM:nja  
04/03/2025  
Or. Dept: SDHC  
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