

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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**RESOLUTION AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF
HOUSING, OR DESIGNEE TO:**

**A) MAKE AN ADVANCED PAYMENT OF UP TO \$1,369,072.28 FROM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO THE BANK OF NEW YORK IN EARLY REPAYMENT OF THE SECTION 108 LOAN GUARANTEED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), WHICH WAS UTILIZED FOR THE CONSTRUCTION OF TRESTLE GLEN APARTMENTS; AND
B) PROVIDE SUCH ADDITIONAL INFORMATION TO THE BANK OF NEW YORK AND HUD, AND TO EXECUTE SUCH ADDITIONAL DOCUMENTATION, AS MAY BE REQUIRED TO CONFIRM SATISFACTION OF THE SECTION 108 LOAN**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on January 29, 2008 the Board of Supervisors adopted Resolution No. 069232, which approved the use of HUD Section 108 Loan Guarantee funding in the amount of \$7,145,000.00 for construction of the Trestle Glen Apartments (the Section 108 Loan); and

WHEREAS, on January 29, 2019 the Board of Supervisors adopted Resolution No. 076404, which approved modification of the Section 108 Loan to accept more favorable terms; and

WHEREAS, the Department of Housing (DOH) must meet certain timeliness requirements set by HUD for the spending of Community Development Block Grant

(CDBG) funding and prepayment of the Section 108 Loan can facilitate DOH's compliance with those timeliness requirements; and

WHEREAS, a loan balance of \$1,369,072.28 remains on the Section 108 Loan; and

WHEREAS, DOH has identified at least \$500,000 in existing, uncommitted CDGB funding, program income, and released committed funding from CDBG projects available for an advanced payment on the remaining balance of the Section 108 Loan; and

WHEREAS, there are additional projects, partially funded by DOH through CDBG funding commitments, which, if delayed, these funds could be recaptured and used to free up additional funding for a Section 108 Loan prepayment with the intent of meeting HUD's CDBG timeliness requirements.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors authorizes the Director of the Department of Housing (DOH), or designee: A) to make an advanced payment of up to \$1,369,072.28 from CDBG funds to the Bank of New York in early repayment of the Section 108 Loan guaranteed by the U.S. Department of Housing and Urban Development (HUD), which was utilized for the construction of Trestle Glen Apartments; and B) to provide such additional information to the Bank of New York and HUD, and to execute such additional documentation, as may be required to confirm satisfaction of the Section 108 Loan.

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