

RESOLUTION NO. _____

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

* * * * *

RESOLUTION A) AUTHORIZING AND CERTIFYING THAT IF THE COUNTY OF SAN MATEO DEPARTMENT OF HOUSING (“DOH”) RECEIVES AN AWARD FROM THE STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (THE “DEPARTMENT”) FOR FUNDING UNDER THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (“CARES”) ACT SIGNED INTO LAW MARCH 27, 2020 PURSUANT TO THE APRIL 21, 2021 HOUSING AND COMMUNITY DEVELOPMENT CORONAVIRUS 2021 HOMEKEY SET-ASIDE APPLICATION (“CDBG-CV2”) INVITATION, THAT DOH WILL USE SUCH FUNDS IN A MANNER CONSISTENT AND IN COMPLIANCE WITH ALL APPLICABLE STATE AND FEDERAL STATUTES, RULES, REGULATIONS, AND LAWS, INCLUDING WITHOUT LIMITATION ALL RULES AND LAWS APPLICABLE TO THE CDBG-CV2 PROGRAM AS WELL AS ANY AND ALL CONTRACTS DOH MAY HAVE WITH THE DEPARTMENT; AND B) AUTHORIZING AND DIRECTING DOH, IF IT IS TO RECEIVE AN AWARD OF CDBG-CV2 FUNDS IN AN AMOUNT NOT TO EXCEED \$4,750,000, TO EXPEND FUNDS IN ACCORDANCE WITH ALL APPLICABLE RULES AND LAWS; AND C) REPRESENTING AND CERTIFYING THAT DOH AGREES TO USE THE CDBG-CV2 FUNDS ONLY FOR ELIGIBLE ACTIVITIES AS APPROVED BY THE DEPARTMENT AND IN ACCORDANCE WITH ALL CDBG-CV2 REQUIREMENTS, CDBG-CV2 GUIDELINES, OTHER APPLICABLE RULES AND LAWS AS WELL AS IN A MANNER CONSISTENT AND IN COMPLIANCE WITH THE CDBG-CV2 STANDARD AGREEMENT, ITS CDBG-CV2 APPLICATION, AND OTHER CONTRACTS BETWEEN DOH AND THE DEPARTMENT; AND D) REPRESENTING AND CERTIFYING THAT DOH SHALL BE SUBJECT TO THE TERMS AND CONDITIONS AS SPECIFIED IN THE STANDARD AGREEMENT AND THE CDBG-CV2 GUIDELINES; AND AUTHORIZING THE DOH DIRECTOR, OR DESIGNEE, IN CONSULTATION WITH COUNTY COUNSEL, TO EXECUTE THE CDBG-CV2 APPLICATION, THE CDBG-CV2 STANDARD SUBRECIPIENT AGREEMENT, ANY SUBSEQUENT AMENDMENTS OR MODIFICATIONS THERETO, AS WELL AS ANY OTHER DOCUMENTS, WHICH ARE RELATED TO ANY CDBG-CV2 GRANT AWARDED TO DOH AS THE DEPARTMENT MAY DEEM APPROPRIATE

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

WHEREAS, on July 16, 2020 the Department released a Notice of Funding Availability (“NOFA”) for the Homekey Program (“Homekey”); and

WHEREAS, building on the success of Project Roomkey, Homekey is a statewide effort to rapidly sustain and expand housing for persons experiencing homelessness and impacted by COVID-19; and

WHEREAS, Homekey presented an opportunity for local public agencies to purchase motels and a broad range of other housing types in order to increase community capacity to respond to homelessness and the ongoing COVID-19 pandemic; and

WHEREAS, last year, State HCD was authorized to provide approximately \$550 million in Homekey funding derived from the State’s direct allocation of federal Coronavirus Relief Fund (“CRF”) and \$50 million in State General Fund to assist local public agencies in the acquisition of, and provide initial operating subsidies for Homekey sites to promote project feasibility; and

WHEREAS, with the Board’s approval, on December 3, 2020, the County acquired Shores Landing, formerly known as TownePlace Suites, a 95-unit hotel property located at 1000 Twin Dolphin Drive, Redwood City, CA 94065 (the “Project”) with the assistance of Homekey funding awarded to DOH in the amount of \$18,048,000 to assist with the acquisition of the Property; and

WHEREAS, the Project provides service-rich permanent affordable housing for extremely low-income seniors, aged 62+, at or below 30% of Area Median Income, with a heightened risk for COVID-19 and who may be at risk of homelessness or previously experienced homelessness; and

WHEREAS, the County will ensure the Project is operated as permanent, affordable housing for extremely low-income seniors, age 62+ throughout the fifty-five (55) year period of affordability as documented by an affordability covenant recorded against the Property on April 14, 2021; and

WHEREAS, the CARES Act which was signed into law on March 21, 2020 provides extra Community Development Block Grant – Coronavirus Relief (“CDBG-CV”) funds specifically targeted to prevent, prepare for, and respond to COVID-19 through providing quality subsidized housing and expanding economic opportunities for low income persons; and

WHEREAS, on April 21, 2021 the Department announced the availability of \$50 million of its CDBG-CV funds (“CDBG-CV2”) to support Homekey projects, located in non-entitlement or entitlement jurisdictions; and

WHEREAS, eligible uses of the CDBG-CV2 funds include acquisition, rehabilitation, and off-site infrastructure construction necessary for projects to become habitable and fully operational; and

WHEREAS, on February 16, 2021, following the administration of a Request for Qualifications process, a selection committee chose MidPen Housing Corporation and its affiliated entities (collectively, “MidPen”) as the operator and manager of the Project; and

WHEREAS, the County Department of Housing (“DOH”) and MidPen have determined that improvements to the Property are necessary to most effectively operate the Project, and CDBG-CV2 funding is an eligible funding source for these improvements; and DOH and MidPen are currently in the process of finalizing a list of specific projects and scope; and

WHEREAS, the Department requires your Board’s authorization of the County’s submittal of the CDBG-CV2 application; and

WHEREAS, as part of the CDBG-CV2 application process, HCD is requiring DOH and other applicants to obtain a Governing Board Authorizing Resolution that substantially conforms to the sample resolution provided by HCD; and

WHEREAS, therefore, this standard County resolution also includes Attachment A, which is formatted in a way that differs from the standard County resolution and which must be executed contemporaneously with the standard County resolution set forth herein.

NOW, THEREFORE, IT IS HEREBY ORDERED AND DETERMINED that the Board authorizes and certifies that if DOH receives an award from the Department for funding under the CARES Act signed into law March 27, 2020 pursuant to the April 21, 2021 Housing and Community Development Coronavirus 2021 Homekey Set-Aside Application (“CDBG-CV2”) Invitation, that DOH will use such funds in a manner consistent and in compliance with all applicable state and federal statutes, rules, regulations, and laws, including without limitation all rules and laws applicable to the CDBG-CV2 program as well as any and all contracts DOH may have with the Department; and

BE IT FURTHER RESOLVED that DOH is authorized and certified to receive an award of CDBG-CV2 funds in an amount not to exceed \$4,750,000, to expend funds in accordance with all applicable rules and laws; and

BE IT FURTHER RESOLVED that the Board represents and certifies that DOH agrees to use the CDBG-CV2 funds only for Eligible Activities as approved by the Department and in accordance with all CDBG-CV2 requirements, CDBG-CV2

Guidelines, other applicable rules and laws as well as in a manner consistent and in compliance with the CDBG-CV2 Standard Subrecipient Agreement, its CDBG-CV2 Application, and other contracts between DOH and the Department; and

BE IT FURTHER RESOLVED that the Board represents and certifies that DOH shall be subject to the terms and conditions as specified in the Standard Agreement and the CDBG-CV2 Guidelines; and

BE IT FURTHER RESOLVED that the DOH Director, or designee, in consultation with County Counsel, is authorized to execute the CDBG-CV2 Application, the CDBG-CV2 Standard Subrecipient Agreement, any subsequent amendments or modifications thereto, as well as any other documents, which are related to any CDBG-CV2 grant awarded to DOH as the Department may deem appropriate.

* * * * *