

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA
RESOLUTION No. 2023-34

**RESOLUTION OF THE LAKE COUNTY BOARD OF SUPERVISORS AUTHORIZING
THE APPLICATION FOR THE PERMANENT LOCAL HOUSING ALLOCATION
PROGRAM**

Project: Collier Avenue Apartments

WHEREAS, the State of California (the "State"), Department of Housing and Community Development ("Department") issued a Notice of Funding Availability ("NOFA") dated 8/17/2022 under the Permanent Local Housing Allocation (PLHA) Program; and

WHEREAS, the Department is authorized to provide up to \$335 million under the SB 2 Permanent Local Housing Allocation Program Formula Component from the Building Homes and Jobs Trust Fund for assistance to Cities and Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2))); and

WHEREAS, the County of Lake is an eligible Local government who has applied for program funds to administer one or more eligible activities; and

WHEREAS, the Department may approve funding allocations for PLHA Program, subject to the terms and conditions of the Guidelines, NOFA, Program requirements, the Standard Agreement and other contracts between the Department and PLHA grant recipients.

NOW, THEREFORE, BE IT RESOLVED, that the Lake County Board of Supervisors, in Lake County California, does hereby determine and declare as follows:

SECTION 1. If Applicant receives a grant of PLHA funds from the Department pursuant to the above referenced PLHA NOFA, it represents and certifies that it will use all 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 regarding the PLHA Program, as well as any and all contracts Applicant may have with the Department.

SECTION 2. Applicant is hereby authorized and directed to receive a PLHA grant, in an amount not to exceed the five-year estimate of the PLHA formula allocations, as stated in Appendix C of the current NOFA of \$1,450,450.00 total, in accordance with all applicable rules and laws.

SECTION 3. Applicant hereby agrees to use the PLHA funds for eligible activities as approved by the Department and in accordance with all Program requirements, Guidelines, other rules and laws, as well as in a manner consistent and in compliance with the Standard Agreement and other contracts between the Applicant and the Department.

SECTION 4. Pursuant to section 302(c)(4) of the Guidelines, Applicant's PLHA Plan for the 2019-2023 Allocations is attached to this resolution, and Applicant certifies compliance with all public notice, comment, and hearing requirements in accordance with the Guidelines.

SECTION 5. Applicant certifies that it has or will subgrant its PLHA funds in the amount of \$602,469.00 to the Rural Communities Housing Development Corporation (RCHDC), an eligible nonprofit housing developer and manager, pursuant to Guidelines Section 302(c)(3) and 300(d), and the legally binding agreement between the recipient of the PLHA funds and the Applicant is submitted with the PLHA application.

SECTION 6. Applicant certifies that its selection process of this subgrantee was accessible to the public and avoided or shall avoid any conflicts of interest.

SECTION 7. Pursuant to Applicant's certification in this resolution, the PLHA funds will be expended for the development of the Collier Avenue multifamily housing project, an eligible activity consistent with all program requirements.

SECTION 8. Applicant certifies that, if funds are used for the acquisition, construction or rehabilitation of for-sale housing projects or units within for-sale housing projects, the grantee shall record a deed restriction against the property that will ensure compliance with one of the requirements stated in Guidelines Section 302(c)(6)(A),(B) and (C).

SECTION 9. Applicant certifies that the Local government shall make PLHA assistance in the form of a low-interest, deferred loan to the Sponsor of the Project, and such loan shall be evidenced through a Promissory Note secured by a Deed of Trust and a Regulatory Agreement shall restrict occupancy and rents in accordance with a Local government-approved underwriting of the Project for a term of at least 55 years.

SECTION 10. Applicant shall be subject to the terms and conditions as specified in the Standard Agreement, the PLHA Program Guidelines and any other applicable SB 2 Guidelines published by the Department.

SECTION 11. The Chair of the Lake County Board of Supervisors, or their designee, is authorized to execute the PLHA Program Application, the PLHA Standard Agreement and any subsequent amendments or modifications thereto, as well as any other documents determined by the Department to be necessary to effectuate the goals of the Program and the purpose of the PLHA grant awarded to Applicant.

THIS RESOLUTION was passed and adopted by the Board of Supervisors of the County of Lake at a regular meeting thereof on the 14th day of March 2023, by the following vote:

AYES: Supervisors Simon, Sabatier, Crandell, Green, and Pyska

NOES: None

ABSTENTIONS: None

ABSENT: None

ATTEST:

SUSAN PARKER
Clerk to the Board of Supervisors

COUNTY OF LAKE

By Johanna Delong
Johanna Delong (Mar 15, 2023 11:22 PDT)

Jessica Pyska
Jessica Pyska (Mar 15, 2023 11:29 PDT)
Chair, Board of Supervisors

APPROVED AS TO FORM:

Lloyd C. Guintivano (Aug 24, 2023 15:34 PDT)

Lloyd Guintivano
County Counsel


RESOLUTION_PLHA Program_Ver 2

Final Audit Report

2023-08-24

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