



Legislation Details (With Text)

File #:	24-215	Version:	1	Name:	
Type:	Agreement	Status:		Agenda Ready	
File created:	2/22/2024	In control:		BOARD OF SUPERVISORS	
On agenda:	3/5/2024	Final action:			
Title:	9:10 A.M. - Sitting as the Lake County Housing Commission - Approve First Amendment to the Regulatory Agreement and Declaration of Restrictive Covenants for the Permanent Local Housing Allocation (PLHA) Program and Authorize the Chair to Sign.				
Sponsors:	Housing Commission, Behavioral Health Services				
Indexes:					
Code sections:					
Attachments:	1. PLHA Amendment No. 1, 2. 22-PLHA-17887 Agreement - signed, 3. Collier - County PLHA Loan Agreement, 4. RESOLUTION_PLHA Collier Avenue Project_FY 2021-23				

Date	Ver.	Action By	Action	Result
3/5/2024	1	BOARD OF SUPERVISORS		

Memorandum

Date: March 5, 2024

To: The Lake County Housing Commission

From: Elise Jones, Director Behavioral Health Services Department

Subject: Sitting as the Lake County Housing Commission - Approve First Amendment to the Regulatory Agreement and Declaration of Restrictive Covenants for the Permanent Local Housing Allocation (PLHA) Program and Authorize the Chair to Sign.

Executive Summary:

On June 28, 2022 a Resolution Authorizing the Application for the Permanent Local Housing Allocation (PLHA) Program for the Collier Avenue Apartment Project was approved by the Board. On January 13, 2023 the Lake County Board of Supervisors, sitting as the Lake County Housing Commission, approved the PLHA Loan Agreement, PLHA Deed of Trust, PLHA Promissory Note and PLHA Regulatory Agreement. On March 14th, 2023 the Board approved a revision to the Resolution approved on June 28, 2022 to include all five years of PLHA funding, as the original Resolution only spoke to the first two years of funding for the Collier Avenue Project.

Now, the original PLHA Agreement that was entered into on March 14, 2023 must be amended. The first sentence of Section 3 of the Agreement is hereby deleted and replaced with the following: "The term of this PLHA Regulatory Agreement (the "Term") shall commence on the date first written above, and this PLHA Regulatory Agreement shall remain in full force and effect until fifty-five (55) years

after the date the first building located on the Property is constructed and obtains a certificate of occupancy, or equivalent document, from the County of Lake (or, if such date cannot be determined, fifty-seven (57) years after the date of the recordation of this PLHA Regulatory Agreement in the official records of the County of Lake)."

If not budgeted, fill in the blanks below only:

Estimated Cost: N/A Amount Budgeted: _____ Additional Requested: _____ Future Annual Cost: _____

Purchasing Considerations (check all that apply):

☒ Not applicable

☐ Fully Article X. <https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI>- and/or Consultant Selection Policy <http://lcnnet.co.lake.ca.us/Assets/Intranet/Policy/Policies+26+Procedures+Manual/Ch4_2021v2.pdf>-Compliant (describe process undertaken in "Executive Summary")

☐ Section 2-38 <https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI> Exemption from Competitive Bidding (rationale in "Executive Summary," attach documentation, as needed)

☐ For Technology Purchases: Vetted and Supported by the Technology Governance Committee <<http://lcnnet.co.lake.ca.us/Assets/Intranet/Intranet+Forms/Information+Technology/AdvPlan.pdf>> ("Yes," if checked)

☐ Other (Please describe in Executive Summary)

Consistency with Vision 2028 <<http://www.lakecountyca.gov/Government/Directory/Administration/Visioning/Vision2028.htm>>

(check all that apply):

☒ Not applicable

☐ Well-being of Residents

☐ Public Safety

☐ Disaster Prevention, Preparedness, Recovery

☐ Economic Development

☐ Infrastructure

☐ County Workforce

☐ Community Collaboration

☐ Business Process Efficiency

☐ Clear Lake

Recommended Action: Sitting as the Lake County Housing Commission - Approve First Amendment to the Regulatory Agreement and Declaration of Restrictive Covenants for the Permanent Local Housing Allocation (PLHA) Program and Authorize the Chair to Sign.