

## **RESOLUTION NO. XXXX-22**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNION CITY AUTHORIZING THE SUBMISSION OF A JOINT APPLICATION TO AND PARTICIPATION IN THE HOMEKEY PROGRAM FOR THE REGIONAL PROJECT RECLAMATION PROGRAM**

**WHEREAS**, The State of California Department of Housing and Community Development (“Department”) has issued a Notice of Funding Availability, dated September 9, 2021 (“NOFA”), for the Homekey Program (“Homekey” or “Program”). The Department has issued the NOFA for Homekey grant funds pursuant to Health and Safety Code section 50675.1.3 (Assem. Bill No. 140 (2021-2022 Reg. Sess.), § 20.); and

**WHEREAS**, City staff has worked in conjunction with the City of Livermore to utilize the City of Livermore’s Request for Information process that was released on August 11, 2021 which requested applications for “Projects and Properties to House People Experiencing Homelessness Through the Homekey Program” in which Bay Area Community Services submitted a proposal for the Project Reclamation supportive shared housing program and was selected; and

**WHEREAS**, The City of Union City (the “Co-Applicant”) desires to jointly apply for Homekey grant funds with City of Hayward (the “Lead Applicant”). Therefore, Co-Applicant is joining the Lead Applicant in the submittal of an application for Homekey funds (“Application”) to the Department for review and consideration; and

**WHEREAS**, The Department is authorized to administer Homekey pursuant to the Multifamily Housing Program (Chapter 6.7 (commencing with Section 50675) of Part 2 of Division 31 of the Health and Safety Code). Homekey funding allocations are subject to the terms and conditions of the NOFA, the Application, the Department-approved STD 213, Standard Agreement (“Standard Agreement”), and all other legal requirements of the Homekey Program; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Union City:

1. Co-Applicant is hereby authorized and directed to submit a joint Application to the Department in response to the NOFA, and to jointly apply for Homekey grant funds in a total amount not to exceed \$20,000,000.
2. If the Application is approved, Co-Applicant is hereby authorized and directed to enter into, execute, and deliver a Standard Agreement in a total amount not to exceed \$20,000,000, any and all other documents required or deemed necessary or appropriate to secure the Homekey funds from the Department and to participate in the Homekey Program, and all amendments thereto (collectively, the “Homekey Documents”).

3. Co-Applicant acknowledges and agrees that it shall be subject to the terms and conditions specified in the Standard Agreement, and that the NOFA and Application will be incorporated in the Standard Agreement by reference and made a part thereof. Any and all activities, expenditures, information, and timelines represented in the Application are enforceable through the Standard Agreement. Funds are to be used for the allowable expenditures and activities identified in the Standard Agreement.
4. The City Manager, or their designee, is authorized to execute the Application and the Homekey Documents on behalf of Co-Applicant for participation in the Homekey Program.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Union City at a regular meeting held on the 25<sup>th</sup> day of January 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

\_\_\_\_\_  
CAROL DUTRA-VERNACI  
Mayor

ATTESTED:

APPROVED AS TO FORM:

\_\_\_\_\_  
ANNA M. BROWN  
City Clerk

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KRISTOPHER J. KOKOTAYLO  
City Attorney