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BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA

IN THE MATTER OF:
AUTHORIZING APPLICATION FOR, AND RECEIPT OF SB 2) AMENDED AND
PERMANENT LOCAL HOUSING ALLOCATION PROGRAM FUNDS,) RESTATED
AND ADOPTING THE PLHA FIVE-YEAR ALLOCATION PLAN) RESOLUTION

All, or a necessary quorum and majority, of the Supervisors of the County of Fresno (“Applicant”) hereby consents to, adopts and ratifies the following resolution:

WHEREAS, the County’s Permanent Local Housing Five-Year Allocation Plan (PLHA Plan) is for a duration of five-years, and the funds will be utilized for the acquisition/rehabilitation and/or new construction of multifamily rental housing for households earning 80% of area median income (AMI), and restricting a minimum of 50% of the units to households earning no more than 60% AMI; and

WHEREAS, the County posted the proposed PLHA Plan on the County’s website, and published a notice giving the public the opportunity to comment on the PLHA Plan from May 22, 2020 to June 23, 2020. The County held a Public Hearing on June 23, 2020 to receive any comments and close the comment period, at which time no written or verbal comments were received. After closing the public comment period, the Board of Supervisors of Fresno County approved the County’s PLHA Plan; and

WHEREAS, the Department is authorized to provide up to \$195 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 State of California (the “State”), Department of Housing and Community Development (“Department”) issued a Notice of Funding Availability (“NOFA”) dated 02/26/2020 under the Permanent Local Housing Allocation (PLHA) Program; and

WHEREAS, Applicant is an eligible Local government applying for the program to administer one or more eligible activities, or a Local or Regional Housing Trust Fund to whom an

1 eligible Local government delegated its PLHA formula allocation.

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

5 Now, THEREFORE IT IS HEREBY RESOLVED by the Board of Supervisors of Fresno
6 County that:

7 1. If Applicant receives a grant of PLHA funds from the Department pursuant to the
8 above referenced PLHA NOFA, it represents and certifies that it will use all such
9 funds in a manner consistent and in compliance with all applicable state and
10 federal statutes, rules, regulations, and laws, including without limitation all rules
11 and laws regarding the PLHA Program, as well as any and all contracts Applicant
12 may have with the Department.

13 2. Applicant is hereby authorized and directed to apply for and receive a PLHA grant,
14 in an amount not to exceed the five-year estimate of the PLHA formula allocations,
15 as stated in Appendix C of the current NOFA \$9,860,088 in accordance with all
16 applicable rules and laws.

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

22 4. Applicant certifies that it has or will subgrant some or all of its PLHA funds to
23 another entity or entities. Pursuant to Guidelines Section 302(c)(3), "entity"
24 means a housing developer or program operator but does not mean an
25 administering Local government to whom a Local government may delegate its
26 PLHA allocation.

27 5. Applicant certifies that its selection process of these subgrantees was or will be
28 accessible to the public and avoided or shall avoid any conflicts of interest.

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- 6. Pursuant to Applicant's certification in this resolution, the PLHA funds will be expended only for eligible Activities and consistent with all program requirements.
- 7. 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).
- 8. Applicant certifies that, if funds are used for the development of an Affordable Rental Housing Development, 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.
- 9. 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.
- 10. The Director of Public Works and Planning, Steven E. White, or his 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 which are related to the Program or the PLHA grant awarded to Applicant, as the Department may deem appropriate.

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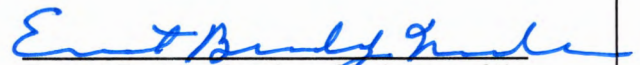
PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County
of Fresno this 18th day of August, 2020 by the following vote:

AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

NOES: None

ABSENT: None

ABSTAINED: None



Ernest Buddy Mendes, Chairman of the
Board of Supervisors of the
County of Fresno

See page 5 for Attestation

1 CERTIFICATE OF THE ATTESTING OFFICER

2 The undersigned, Officer Bernice E. Seidel, does hereby attest and certify that the foregoing
3 Resolution is a true, full and correct copy of a resolution duly adopted at a meeting of the Fresno
4 County Board of Supervisors which was duly convened and held on the date stated thereon, and
5 that said document has not been amended, modified, repealed or rescinded since its date of
6 adoption and is in full force and effect as of the date hereof.

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10 ATTEST:
11 Bernice E. Seidel
12 Clerk of the Board of Supervisors
County of Fresno, State of California

13 By:  _____
14 Deputy

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