

HAYWARD CITY COUNCIL

RESOLUTION NO. 24-_____

Introduced by Council Member _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAYWARD AMENDING RESOLUTION NUMBERS 23-154 AND 22-299 TO CLARIFY THAT THE CITY'S HOMEKEY PARTNERSHIP IS WITH BAY AREA COMMUNITY SERVICES HOUSING CORPORATION AND TO SPECIFY THAT COUNCIL AUTHORIZES THE CITY MANAGER OR HER DESIGNEE TO NEGOTIATE AND EXECUTE DOCUMENTS RELATED TO THE HOMEKEY PROGRAM

WHEREAS, the State of California Department of Housing and Community Development ("Department") issued a Notice of Funding Availability, dated March 29, 2023 ("NOFA"), for the Homekey Program ("Homekey" or "Program") and pursuant to Health and Safety Code section 50675.1.3 (Assem. Bill No. 140 (2021-2022 Reg. Sess.), § 20.); and

WHEREAS, through Resolution Number 23-154 the City Council of the City of Hayward authorized a joint application to and participation in the State Homekey Program for the Project Reclamation scattered site program; and

WHEREAS, through Resolution Number 22-298 the City Council of the City of Hayward authorized the City Manager to accept and appropriate funds awarded by the California State Legislature under Assembly Bill 179 in the amount up to \$5.4 million for the City's scattered site program, and authorized the City Manager to negotiate and execute any documents and any subsequent amendments, modifications, or other documents thereto with the California State Department of Housing and Community Development regarding the acceptance of these funds; and

WHEREAS, through Resolution Number 22-299 the City Council of the City of Hayward authorized the City Manager to negotiate and execute loan documents between the City of Hayward and Bay Area Community Services in an amount not to exceed \$5.4 million for the City's scattered site housing program; and

WHEREAS, on February 2, 2024, staff representing the Department requested that all application materials related to the City's joint application for Homekey funding consistently refer to Bay Area Community Services Housing Corporation, instead of Bay Area Community Services, including all executed resolutions related to the City's joint application and enforceable funding commitments; and

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hayward hereby amends Resolution 22-299 to change all references to “Bay Area Community Services” and “BACS” to “Bay Area Community Services Housing Corporation.”

BE IT FURTHER RESOLVED THAT the City Council of the City of Hayward hereby amends Resolution 22-299 to authorize the City Manager or her designee to negotiate and execute loan documents related to the scattered site program.

BE IT FURTHER RESOLVED THAT the City Council of the City of Hayward hereby amends Resolution 23-154 to change all references to “Bay Area Community Services” and “BACS” to “Bay Area Community Services Housing Corporation.”

BE IT FURTHER RESOLVED THAT the City Council of the City of Hayward hereby amends Resolution 23-154 to authorize and direct the City Manager or her designee to execute a Standard Agreement, in a form to be approved by the City Attorney, in a total amount not to exceed \$10 million; and any and all other documents required or deemed necessary or appropriate to secure Homekey funds from the Department and to participate in the Homekey Program; and all amendments thereto (collectively, the “Homekey Documents”).

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2024

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward