

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO: 1) APPLY FOR AN AWARD FROM THE CALIFORNIA HOUSING ACCELERATOR PROGRAM FROM THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY HOUSING ACCELERATOR PROGRAM; 2) ENTER INTO A STANDARD AGREEMENT WITH THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT CALIFORNIA HOUSING ACCELERATOR PROGRAM; AND 3) ACCEPT AN AMOUNT NOT TO EXCEED \$50 MILLION TO SUPPORT THE PIMENTEL PLACE DEVELOPMENT FOR 57 UNITS OF AFFORDABLE HOUSING

WHEREAS, the California Department of Housing and Community Development ("Department"), as authorized by Chapter 6.6 (commencing with Section 50672) of Part 2 of Division 31 of the Health and Safety Code, has issued a Project Solicitation and Guidelines, dated February 28, 2022, under its California Housing Accelerator program ("Solicitation"); and

WHEREAS, City of Hayward ("Public Entity") is authorized and directed to submit an application in response to the Solicitation (the "Application"); and

WHEREAS, the Department will make a conditional commitment of California Housing Accelerator funds in reliance on the representations in that Application (the "California Housing Accelerator Loan").

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hayward, that the Public Entity is hereby authorized and directed to act in connection with the Department's award of the California Housing Accelerator Loan; and

BE IT FURTHER RESOLVED, by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to submit a joint application with EAH, Inc., to the Department's Housing Accelerator Program for an award of the California Housing Accelerator Loan to support the Pimentel Place Development of 57 units of affordable housing; and

BE IT FURTHER RESOLVED, that in connection with the California Housing Accelerator Loan, the City Manager is authorized and directed to enter into, execute, and deliver a Standard Agreement in an amount not to exceed \$50 million and any and all other documents required or deemed necessary or appropriate to secure the California Housing

Accelerator Loan from the Department and to participate in the California Housing Accelerator program, and all amendments thereto (collectively, the "California Housing Accelerator Loan Documents"); and

BE IT FURTHER RESOLVED, that the Public Entity acknowledges and agrees that the City shall be subject to the terms and conditions specified in the Standard Agreement, and that the Solicitation and the Standard Agreement 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, uses, and activities identified in the Standard Agreement; and

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to execute the Application, Standard Agreement, and the California Housing Accelerator Loan Documents on behalf of the Public Entity.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

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