

**IMPERIAL CITY COUNCIL
RESOLUTION NO. 2020-04**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL,
CALIFORNIA AUTHORIZING JOINT APPLICATION WITH THE DEVELOPER OF
THE WORTHINGTON LA LUNA FAMILY APARTMENTS AFFORDABLE HOUSING
PROJECT, THE SUBMISSION OF AN APPLICATION FOR THE AFFORDABLE
HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM IN THE AGGREGATE
AMOUNT OF NOT TO EXCEED \$16,000,000 AND AUTHORIZING THE CITY
MANAGER TO EXECUTE ALL PROGRAM DOCUMENTS ON BEHALF OF THE
CITY**

WHEREAS, the State of California, the Strategic Growth Council (SGC), and the Department of Housing and Community Development (Department) have issued a Notice of Funding Availability, dated November 1, 2019 (NOFA), under the Affordable Housing and Sustainable Communities (AHSC) Program established under Division 44, Part 1 of the Public Resources Code commencing with Section 75200; and

WHEREAS, CRP MHP Sponsor LLC with the City of Imperial as Co-Applicant, desires to apply for AHSC Program funds and submit the Application Package released by the Department for the AHSC Program; and

WHEREAS, the SGC is authorized to approve funding allocations for the AHSC Program, subject to terms and conditions of the NOFA, Program Guidelines, Application Package, and Standard Agreement. The Department is authorized to administer the approved funding allocations of the AHSC Program.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF IMPERIAL, hereby resolves, finds, determines, and orders as follows:

1. The above recitals are true and correct.
2. Applicant is hereby authorized and directed to apply for and submit to the Department the AHSC Program Application as detailed in the NOFA dated November 1, 2019, for Round 5 in a total amount not to exceed \$16,000,000 of which up to \$10,000,000 is requested as a loan for an Affordable Housing Development (AHD) ("AHSC Loan") and up to 6,000,000 is requested for a grant for Housing-Related Infrastructure (HRI), Sustainable Transportation Infrastructure (STI), Transit-Related Amenities (TRA) or Program (PGM) activities ("AHSC Grant") as defined in the AHSC Program Guidelines adopted by SGC on November 1 2019. If the application is approved, the Applicant is hereby authorized and directed to enter into, execute, and deliver a State of California Standard Agreement (Standard Agreement) in a total amount not to exceed \$16,000,000 (up to \$10,000,000,00 for the AHSC Loan and up to

\$6,000,000.00 for the AHSC Grant), and any and all other documents required or deemed necessary or appropriate to secure the AHSC Program funds from the Department, and all amendments thereto (collectively, the "AHSC Documents"). Applicant shall be subject to the terms and conditions specified in the Standard Agreement. Funds are to be used for allowable capital asset project expenditures to be identified in the Standard Agreement. The application in full is incorporated as part of the Standard Agreement. Any and all activities funded, information provided, and timelines represented in the application are enforceable through the Standard Agreement. Applicant hereby agrees to use the funds for eligible capital asset(s) in the manner presented in the application as approved by the Department and in accordance with the NOFA and Program Guidelines and Application Package.

3. The City of Imperial, as Co-Applicant shall be subject to the terms and conditions as specified in the Standard Agreement. Funds are to be used for allowable capital asset project expenditure to be identified in Exhibit A of the Standard Agreement. Any-and-all activities funded, information provided, and timelines represented in the application are enforceable through the Standard Agreement. Co-Applicant hereby agrees use to use the funds for eligible capital asset(s) in the manner presented in the application as approved by the Department and in accordance with the NOFA and Program Guidelines and Application Package.
4. The City Manager, or his designee, is authorized to execute in the name of the City, as Co-Applicant, the AHSC Program Application Package and the AHSC Program Documents as required by the Department for participation in the AHSC Program.
5. This resolution is effective immediately upon adoption.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Imperial that it hereby approves staff to work in partnership with CRP Affordable Housing and Community Development to submit a joint application for Affordable Housing and Sustainable Communities (AHSC) Program Funds in the amount not to exceed \$26 million dollars for Worthington La Luna Apartment Project, sustainable transit infrastructure, transit related amenities, improvements and related program costs.

BE IT FURTHER RESOLVED; that the Asst. City Manager and Community Development Director or his/her designee is hereby authorized to execute any documents and/or agreements with such changes as determined by the City Attorney related to the AHSC Grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Imperial held on the 5th day of February, 2020, by Mayor Darrell Pechot, who

moved its adoption, which motion being duly seconded by Mayor DARRELL PECHT, was upon roll call carried and the resolution adopted by the following vote:

AYES: 5

NOES: 0

ABSENT: _____

ATTEST:

ABrown

City Clerk

(SEAL)

APPROVED AS TO FORM:

BY:

Dennis H. Mojita

City Attorney