

RESOLUTION NO. 20-058

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING THE CHIEF EXECUTIVE OFFICER OR DESIGNEE TO EXECUTE AGREEMENTS AND TAKE ALL NECESSARY ACTIONS TO CARRY OUT THE PURPOSE OF BOARD OF SUPERVISORS AGREEMENT NUMBER 20-046 ON BEHALF OF THE COUNTY OF MENDOCINO

WHEREAS, the Mendocino County Homeless Services Continuum of Care ("CoC") applied for and received an allocation of \$4,921,967.86 of Homeless Emergency Aid Program ("HEAP") Fund moneys from California's Business, Consumer Services and Housing Agency Homeless Coordinating and Financing Council in January of 2019; and

WHEREAS, the CoC must expend the HEAP Program funds for capital development projects within Mendocino County before June 30, 2021; and

WHEREAS, the CoC selected Rural Communities Housing Development Corporation ("RCHDC") from a Request for Projects to receive HEAP funds for development of Permanent Supportive Housing at Orr Creek Commons in Ukiah, CA; and

WHEREAS, the Health and Human Services Agency is currently the Administrative Entity for the CoC; and

WHEREAS, the Health and Human Services Agency has contracted with RCHDC on behalf of the CoC to distribute \$983,414.86 of HEAP funds for the purpose of supporting Phase II of development of Orr Creek Commons; and

WHEREAS, RCHDC, along with the Health and Human Services Agency, has been preparing agreements in order to leverage the HEAP funding for the purpose of developing the Orr Creek Commons property; and

WHEREAS, the leveraged funding must be secured by June 30, 2020, to avoid losing the benefit of the HEAP funds to support development of Orr Creek Commons; and

WHEREAS, it is necessary to provide flexibility and authority to the Chief Executive Officer or designee to ensure that the necessary documents are executed to secure the leveraged funding, including but not limited to a loan agreement, a regulatory agreement, a promissory note, and a deed of trust; and

WHEREAS, it is desirable to provide authority to the Chief Executive Officer or designee to sign documents and act on behalf of the County in order to carry out the purpose of BOS 20-046, including but not limited to executing the documents necessary to secure the leveraged funds, entering into operating memoranda that allows operational flexibility during the term of the project, and to otherwise carry out the rights and responsibilities of the County in accord with the purpose of BOS 20-046.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Authorizes Mendocino County's Chief Executive Officer or designee to sign and

execute agreements, and amendments thereto, in accord with the purpose of Board of Supervisors Agreement No. 20-046 for the purpose of securing HEAP funding to enable the development of Orr Creek Commons; and

2. Authorizes Mendocino County's Chief Executive Officer or designee to sign for the County and otherwise act on the County's behalf in order to carry out the purpose of Board of Supervisor's Agreement No. 20-046.

The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Brown, and carried this 19th day of May, 2020, by the following vote:

AYES: Supervisors Brown, McCowen, Haschak, Gjerde and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board

JOHN HASCHAK, Chair
Mendocino County Board of Supervisors

Deputy

APPROVED AS TO FORM:
CHRISTIAN M. CURTIS, County Counsel

I hereby certify that according to the provisions of Government Code section 25103, delivery of this document has been made.

Deputy

BY: CARMEL J. ANGELO
Clerk of the Board

Deputy