

HOUSING AUTHORITY OF
THE CITY OF SAN DIEGO

RESOLUTION NUMBER HA- 1932

DATE OF FINAL PASSAGE December 6, 2021

A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIEGO APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SAN DIEGO AND THE SAN DIEGO HOUSING COMMISSION FOR OVERSIGHT AND ADMINISTRATION OF THE CITY OF SAN DIEGO'S COVID-19 EVICTION PREVENTION PROGRAM, APPROVING AN OPERATING AGREEMENT WITH LEGAL AID SOCIETY OF SAN DIEGO, AND APPROVING RELATED ACTIONS.

WHEREAS, in response to COVID-19, the State of California approved Assembly Bill 3088, Senate Bill 91, and Assembly Bill 832 (AB 832) to provide certain eviction protections to residential tenants; and

WHEREAS, in accordance with AB 832, certain eviction protections expired on September 30, 2021, and certain eviction protections continue until March 31, 2022; and

WHEREAS, the City of San Diego (City) desires to establish the COVID-19 Eviction Prevention Program (Program), a local program for low-income renters facing eviction to provide education and awareness of their rights and protections, and provide limited emergency legal assistance to eligible renters; and

WHEREAS, on October 5, 2021, the Council of the City of San Diego (Council) and the Housing Authority of the City of San Diego (Housing Authority) approved resolutions R-313732 and HA-1923, respectively, to reallocate \$5,000,000 in federal Coronavirus Aid, Relief, and Economic Security (CARES) Act Community Development Block Grant (CDBG-CV) previously allocated to the San Diego Housing Commission (Housing Commission) for the Housing Stability Assistance Program to the Program; and

WHEREAS, households must meet the following requirements to be eligible for the Program's emergency legal assistance: tenant has a City address; the household income is at or below 80 percent of area median income (AMI); the household has an obligation to pay rent; and at least one member of the household has a reduction of income or other financial hardship attributable to COVID-19; and

WHEREAS, the City and the San Diego Housing Commission (Housing Commission) desire to enter into a Memorandum of Understanding (MOU) for the Housing Commission to administer the Program and abide by federal requirements, a copy of which is included in the backup materials accompanying this Resolution; and

WHEREAS, the Housing Commission issued a request for qualifications (RFQ) on September 20, 2021, to legal service providers, knowledgeable and experienced in providing eviction prevention services, to administer the Program; and

WHEREAS, at the closing of the RFQ, one response was received from Legal Aid Society of San Diego and its response was determined to be responsible, responsive, and capable of performing the services; NOW, THEREFORE,

BE IT RESOLVED, by the Housing Authority of the City of San Diego, as follows:

1. The Housing Commission President & Chief Executive Officer (President & CEO), or designee, is authorized and directed to sign the MOU to provide education and awareness of their rights and protections, and provide limited emergency legal assistance to eligible renters, and allow additional related funds added to the Program without further amendment to the MOU upon appropriation by the City of San Diego and budget approval by the Housing Authority of the City of San Diego (Housing Authority) for amounts in excess of \$500,000.

2. The agreement between the Housing Commission and Legal Aid Society of San Diego for an initial seven-month term in an amount not to exceed \$1,842,105 for the period of December 1, 2021, through June 30, 2022, with a one-year option for renewal in an amount not to exceed \$3,157,895 for the period of July 1, 2022, through June 30, 2023, for a total contract amount not to exceed \$5,000,000 for 19 months for the operation of the Program is approved.

3. The President & CEO, or designee, is authorized to modify the Program, if necessary, without further action by the Board of Commission of the Housing Commission (Housing Commission Board) or the Housing Authority, but only if and to the extent that such changes comply with the terms of the MOU, are necessary to fulfill funding requirements, and comply with the U.S. Department of Housing and Urban Development requirements.

4. The President & CEO, or designee, is authorized to substitute approved funding sources with any other available funds as deemed appropriate, contingent upon budget availability, without further action by the Housing Commission Board or the Housing Authority, but only if and to the extent funds are determined to be available for such purposes and upon the advice of Housing Commission General Counsel.

5. The President & CEO, or designee, is authorized to execute any documents and instruments that are necessary and appropriate to implement this Resolution, in a form approved by Housing Commission General Counsel, and to take such actions necessary and appropriate to implement these approvals without further action of the Housing Commission Board or the Housing Authority.

6. The Housing Commission staff will notify the Housing Authority and the San Diego City Attorney's Office about any subsequent amendments or modifications to the Program and other required documents, including amendments to any documents.

APPROVED: MARA W. ELLIOTT, General Counsel

By /s/ Hilda R. Mendoza
Hilda R. Mendoza
Deputy General Counsel

HRM:jep
10/26/2021
Or.Dept: SDHC
Doc. No.: 2798642

Passed and adopted by the Housing Authority of the City of San Diego on December 6, 2021, by the following vote:

	Yeas	Nays	Excused	Not Present
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

Richard C. Gentry

Executive Director of the Housing Authority
of the City of San Diego, California

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of
RESOLUTION NO. 1932 passed and adopted by the Housing Authority of the City of San
Diego, California on December 6, 2021.

By:



Scott Marshall

Deputy Secretary of the Housing Authority
of the City of San Diego, California