

**HOUSING AUTHORITY OF THE CITY OF SAN DIEGO
REGULAR MEETING MINUTES
TUESDAY, DECEMBER 13, 2022
CITY COUNCIL CHAMBERS – 12TH FLOOR**

ATTENDANCE

Present:

Council President Sean Elo-Rivera, District 9
Councilmember Joe LaCava, District 1
Councilmember Jennifer Campbell, District 2
Councilmember Stephen Whitburn, District 3
Council President Pro Tem Monica Montgomery Steppe, District 4
Councilmember Marni von Wilpert, District 5
Councilmember Kent Lee, District 6
Councilmember Raul Campillo, District 7

Not present:

Councilmember Vivian Moreno, District 8

The Regular Meeting of the Housing Authority of the City of San Diego was called to order at 4:46 p.m.

Council President Elo-Rivera informed staff that Housing Authority Agenda Item 1 was returned to staff.

Council President Elo-Rivera adjourned the Housing Authority at 4:47 p.m. to reconvene as the City Council.

Council President Elo-Rivera reconvened the Housing Authority at 5:29 p.m.

APPROVAL OF HOUSING AUTHORITY MINUTES

Motion by Councilmember von Wilpert to approve the Regular Meeting minutes of November 15, 2022. Seconded by Councilmember Campbell and passed by a vote of 8-0.

NON-AGENDA PUBLIC COMMENT

Randy Walsh commented on conditions at the property where he resides.

DISCUSSION AGENDA:

ITEM 1: HAR22-031 Onboarding Manual for Members of the San Diego Housing Commission Board of Commissioners

This item was returned to staff

That the Housing Authority of the City of San Diego (Housing Authority) take the following actions:

- 1) Approve the proposed onboarding manual (Attachment 1) for members of the San Diego Housing Commission (Housing Commission) Board of Commissioners.

- 2) Authorize the Housing Commission’s President & CEO, or designee, to execute any and all documents that are necessary to implement these approvals in a form approved by the Housing Commission’s General Counsel and to take such actions as are necessary, convenient, and/or appropriate to implement these approvals upon advice of the Housing Commission’s General Counsel. Housing Commission staff will notify the Housing Authority and the City Attorney’s Office about any subsequent amendments or modifications to the documents, and other required documents, including amendments to any documents.

ITEM 2: HAR22-035 Designation of Legal Counsel to Represent the Housing Authority of the City of San Diego (Housing Authority) in Connection with a Lawsuit filed by Nationstar Mortgage LLC against the Housing Authority and Others, Case Number 37-2022-00042847-CU-OR-CTL, and Delegation of Authority to the San Diego Housing Commission and its General Counsel, Christensen and Spath LLP, to Defend the Housing Authority against the Lawsuit, Protect the Affordability of Affordable Rental and Affordable For-Sale Housing Units Produced through the North City Future Urbanizing Area (NCFUA) Inclusionary Housing Program, and Defend the Housing Authority in All Litigation Arising from the Affordable Rental and Affordable For-Sale Inclusionary Housing Program in the NCFUA

Sujata Raman, Vice President, Single-Family Housing Finance, Real Estate Division, San Diego Housing Commission, presented the request for approval.

Joy Sunyata spoke in favor.

Motion by Councilmember LaCava to take the following staff-recommended actions as amended to add: ““Housing Commission staff will notify the Housing Authority and the San Diego City Attorney’s Office about any litigation filed by or against the Housing Authority under the Program, provide quarterly updates regarding all pending litigation, and notify about any subsequent amendments or modifications to the Program and other required documents, including amendments to any documents.””

Seconded by Council President Pro Tem Montgomery Steppe and passed by a vote of 8-0.

That the Housing Authority of the City of San Diego (Housing Authority) take the following actions:

- 1) Designate legal counsel to represent the Housing Authority in connection with pending litigation initiated by Nationstar Mortgage LLC against the Housing Authority and additional named civil defendants in San Diego Superior Court Case Number 37-2022-00042847-CU-OR-CTL.
- 2) Delegate authority to the San Diego Housing Commission (Housing Commission) and its General Counsel, Christensen and Spath LLP, to defend the Housing Authority against the lawsuit in San Diego Superior Court Case Number 37-2022-00042847-CU-OR-CTL.
- 3) Delegate authority to the Housing Commission and its General Counsel, Christensen and Spath LLP, to protect the affordability of affordable rental and affordable for-sale housing units produced through the North City Future Urbanizing Area (NCFUA) inclusionary housing program.
- 4) Delegate authority to the Housing Commission and its General Counsel, Christensen and Spath LLP, to defend the Housing Authority in all litigation arising from the affordable rental and affordable for-sale inclusionary housing program in the NCFUA.

Adjournment

Council President Elo-Rivera adjourned the meeting of the Housing Authority at 5:40 p.m.