

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, AUTHORIZING THE CITY OF
FRESNO'S PARTICIPATION IN THE STATE RENTAL
ASSISTANCE PROGRAM

WHEREAS, on December 27, 2020, the Consolidated Appropriations Act, 2021 (Pub.L. No. 116-260) (the "Act") was signed into law. Section 501 of Division N of the Act established the federal Emergency Rental Assistance Program (ERAP), and authorized the direct allocation of emergency rental assistance funds to states, units of local government, tribal communities, and territories. The ERAP funds are intended to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic; and

WHEREAS, California Senate Bill No. 91 (2021-2022 Reg. Sess.) ("SB 91") established the State of California's program for administering its share of ERAP funds (the "State Rental Assistance Program," "SRAP," or "State Rental Assistance Funds"). SB 91 added Chapter 17 (commencing with Section 50897) to Part 2 of Division 31 of the Health and Safety Code. Health and Safety Code section 50897.1, subdivision (a)(1) authorizes the Department of Housing and Community Development (the "Department") to administer the State Rental Assistance Funds in accordance with state and federal law; and

WHEREAS, on January 20, 2021, the City of Fresno (Locality) received an allocation of ERAP funds from the U.S. Department of the Treasury (Treasury) in the amount of \$15,804,678 (such amount, the Locality's "Direct Federal Allocation"); and

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Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: 

Resolution No.

WHEREAS, Locality plans to administer its Direct Federal Allocation, and acknowledges that the Direct Federal Allocation is subject to the requirements of the Act and Treasury interpretive guidance, and to all such requirements as may be subsequently amended; and

WHEREAS, Locality desires to receive an allocation of State Rental Assistance Funds pursuant to Health and Safety Code section 50897.2, subdivision (a)(1) or (2) (such allocation, a "Block Grant Award"). Locality submitted its request for a Block Grant Award to the Department, on an Expression of Intent Form, on or before February 12, 2021; and

WHEREAS, Locality acknowledges that every Block Grant Award is subject to the requirements of SB 91 and Department guidelines, to the relevant requirements of the Act and Treasury interpretive guidance, and to all such requirements as may be subsequently amended (collectively, the "Block Grant Award Requirements"); and

WHEREAS, Locality further acknowledges that every Block Grant Award is subject to the terms and conditions of a Department-approved STD 213, Standard Agreement (Standard Agreement), all other documents required or deemed necessary or appropriate to allocate the Block Grant Award, and all amendments thereto (collectively, the "Block Grant Award Documents").

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. Locality is hereby authorized and directed to accept the current estimated Block Grant Award of \$19,136,295, inclusive of administration fees. Locality may

accept a total award not to exceed \$29,000,000, in the event that additional Block Grant Award funds become available to Locality.

2. Locality is hereby authorized and directed to enter into, execute, and deliver the Block Grant Award Documents, which shall include a Standard Agreement for the current estimated Block Grant Award of \$19,136,295, including administration fees. Locality may enter into Block Grant Award Documents, including a Standard Agreement for a total award not to exceed \$29,000,000 in the event that additional Block Grant Award funds become available to Locality.

3. Locality is hereby authorized and directed to assume responsibility for administering the Block Grant Award in accordance with all Block Grant Award Requirements.

4. The City Manager, or his designee, is authorized to execute the Block Grant Award Documents on behalf of the Locality for participation in the State Rental Assistance Program.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2021.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2021
Mayor Approval/No Return: _____, 2021
Mayor Veto: _____, 2021
Council Override Vote: _____, 2021

YVONNE SPENCE, MMC CRM
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Tracy N. Parvanian Date
Senior Deputy City Attorney

TNP:prn [171566]