

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF SAN JOSE,
THE CITY MANAGER OR THE CITY MANAGER'S
DESIGNEE ("CITY") AUTHORIZING APPLICATION FOR
AND RECEIPT OF PROHOUSING INCENTIVE PROGRAM
FUNDS.**

WHEREAS, pursuant to Health and Safety Code 50470 et. Seq, the California Department of Housing and Community Development (Department) is authorized to issue Guidelines as part of an incentive program (hereinafter referred to by the Department as the Prohousing Incentive Program or "PIP"); and

WHEREAS, the City of San José ("City") desires to submit a PIP grant application package ("Application"), on the forms provided by the Department, for approval of grant funding for eligible activities toward planning and implementation activities related to housing and community development as a result of meeting eligibility criteria including but not limited to Prohousing Designation;

WHEREAS, the Department has issued Guidelines and Application on January 23, 2024 in the amount of nine million four hundred eighty-three thousand four hundred two dollars and 17/100 (\$9,483,402.17) for PIP;

WHEREAS, the City's 2023-2031 Housing Element was certified by the State on January 29, 2024;

WHEREAS, the City applied for the Prohousing Designation on June 29, 2023, and on February 20, 2024, HCD notified the City that it was eligible to apply for PIP Round Two funding.

WHEREAS, the City intends to apply for the maximum two million dollars (\$2,000,000) available award to be used towards assisting persons who are experiencing or at-risk of homelessness, including, but not limited to, providing rapid rehousing, rental assistance, navigation centers, emergency shelters, and the new construction, rehabilitation, and preservation of permanent and transitional housing.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The City Manager, or the City Manager's designee, on behalf of the Applicant, is hereby authorized and directed to submit an Application to the Department in response to the NOFA, and to apply for the PIP grant funds in a total amount not to exceed two million dollars (\$2,000,000); and
2. In connection with the PIP grant, if the Application is approved by the Department, the City Manager, or the City Manager's designee, on behalf of the Applicant of the CITY is authorized and directed to enter into, execute, and deliver on behalf of the Applicant, a State of California Agreement (Standard Agreement) for the amount of two million dollars (\$2,000,000), and any and all other documents

required or deemed necessary or appropriate to evidence and secure the PIP grant, the Applicant's obligations related thereto, and all amendments thereto; and

3. The Applicant shall be subject to the terms and conditions as specified in the Guidelines, and the Standard Agreement provided by the Department after approval. The Application and any and all accompanying documents are incorporated in full as part of the Standard Agreement. Any and all activities funded, information provided, and timelines represented in the Application will be enforceable through the fully executed Standard Agreement. Pursuant to the Guidelines and in conjunction with the terms of the Standard Agreement, the Applicant hereby agrees to use the funds for eligible uses and allowable expenditures in the manner presented and specifically identified in the approved Application.

PASSED AND ADOPTED this _____ day of _____, 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

MATT MAHAN
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk

The undersigned, Toni J. Taber, City Clerk of Applicant, does hereby attest and certify that the foregoing is a true and full copy of a resolution of the Applicant's governing body adopted at a duly convened meeting on the date above-mentioned, and that the resolution has not been altered, amended, or repealed.