

RESOLUTION NO. 1933(a)

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF RICHMOND AMENDING THE ANNUAL AND FIVE YEAR AGENCY CAPITAL FUND PLANS AND AUTHORIZING THE EXECUTIVE DIRECTOR TO REVISE THE HOUSING AUTHORITY'S PROCUREMENT POLICY REQUIREMENTS AND EXECUTE A CAPITAL FUND PROGRAM AMENDMENT TO INCORPORATE FUNDS RECEIVED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FORMULA GRANT FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

WHEREAS, the Public Housing Authority of the City of Richmond (Housing Authority) and the United States of America Secretary of the Department of Housing and Urban Development (HUD) entered into Consolidated Annual Contributions Contracts; and

WHEREAS, on October 19, 2009, representatives from HUD's San Francisco Field Office conducted an on-site monitoring review of the Housing Authority's American Recovery and Reinvestment Act (ARRA) fund activity. As a result of this review, the Housing Authority received a Remote Monitoring Report that made the following two findings: 1) The Housing Authority has not amended its Procurement Policy Requirements to comply with the ARRA Capital Fund Grant and 2) The Housing Authority has not amended its Annual and Five Year Agency Capital Fund Plans to include the ARRA Annual Statement.

WHEREAS, HUD has agreed to provide ARRA assistance upon execution of the Capital Fund Program Amendment to the Consolidated Annual Contributions Contract (Grant Number CA39S01050109) in the amount of \$1,446,269 for the purpose of assisting the Housing Authority carry out capital and management activities at the Housing Authority's public housing developments in accordance with the requirements of ARRA; and

WHEREAS, as further condition to the provision of ARRA assistance, HUD requires the Housing Authority to amend its Procurement Policy Requirements to comply with the ARRA Capital Fund Grant by making reference to the Buy American Act of 2009, PIH Notice 2009-12, and HUD Handbook 7560.8 Rev. 2 and to amend its Annual and Five Year Agency Capital Fund Plans to include the ARRA Annual Statement.

WHEREAS, as required by HUD, on January 13, 2010, Notice was given that the Housing Authority would hold a Public Hearing to discuss revisions to the Housing Authority's Procurement Policy Requirements and amendments to the Annual and Five Year Agency Capital Fund Plans; and

WHEREAS, said revisions to the Housing Authority's Procurement Policy Requirements and amendments to the Annual and Five Year Agency Capital Fund Plans were made available for review at the Housing Authority's main office at 330 - 24th Street, Richmond, CA 94804 and written comments were accepted from January 11, 2010 through 5:00 pm on January 22, 2010; and

WHEREAS, a total of zero written comments were received during this time period, and a total of zero comments were received during the Public Hearing conducted in regards to this matter; and

WHEREAS, by the agenda report accompanying this Resolution and incorporated into this Resolution by this reference (Agenda Report), the Board of Commissioners have been provided with additional information upon which the findings and actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF RICHMOND, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA THAT:

1) The above recitals are accurate and have served together with the Agenda Report as the basis for the findings and approvals set forth in this Resolution.

2) The Annual and Five Year Agency Capital Fund Plans are hereby amended to include the Annual ARRA Statement.

3) The Executive Director is hereby authorized to revise the Authority’s Procurement Policy Requirements to comply with the ARRA Capital Fund Grant by making reference to the Buy American Act of 2009, PIH Notice 2009-12, and HUD Handbook 7560.8 Rev. 2 and execute a Capital Fund Program Amendment to the Consolidated Annual Contributions Contract (Grant Number CA39S01050109) in the amount of \$1,446,269 for capital and management activities at Housing Authority developments.

4) The capital and management activities shall be carried out in accordance with all HUD regulations and other requirements applicable to the Capital Fund Program and ARRA and in accordance with the Housing Authority’s Five Year Capital Fund Plan.

5) The Executive Director is hereby authorized to execute all documents and take all actions necessary to implement this Resolution.

The foregoing resolution was passed and adopted by the Board of Commissioners of the Housing Authority of the City of Richmond at a meeting thereof held on March 2, 2010, by the following vote:

AYES: Commissioners Bates, Butt, Lopez, Rogers, Viramontes, Housing Tenant Commissioner Thompson, Vice Chairperson Ritterman, and Chairperson McLaughlin.

NOES: None.

ABSTENTIONS: None.

ABSENT: Housing Tenant Commissioners Hall.

GAYLE MCLAUGHLIN

Chairperson

[SEAL]

ATTEST:

DIANE HOLMES

Secretary

Approved as to form:

RANDY RIDDLE

Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 1933(a), finally passed and adopted at a Housing Authority Meeting held on March 2, 2010.