



Yolo County Housing

Lisa A. Baker, Executive Director

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BOARD OF COMMISSIONERS

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DATE: December 3, 2009
TO: YCH Board of Commissioners
FROM: Lisa Baker, Executive Director
PREPARED BY: Fred Ichertz, Facilities Administrator
SUBJECT: **Review and Approve Resolution accepting American Recovery and Reinvestment Act (ARRA) Capital Fund Formula Grant from HUD**

Agenda Item No. 2.02

RECOMMENDED ACTIONS:

That the Board of Commissioners review and approve the resolution accepting American Recovery and Reinvestment Act (ARRA) Capital Fund Formula Grant from HUD and authorize the Executive Director to execute all required documents related to the award.

BACKGROUND / DISCUSSION

In March 2009, YCH received \$1,267,022 dollars in American Recovery and Reinvestment Act (ARRA) Capital Fund Formula Grant. As part of acceptance of these funds a board resolution was required only if the proposed work items that were not part of a previously approved Capital Fund 5-Year Plan. The work proposed by YCH is contained in its current Capital Fund 5-Year Plan.

To ensure that YCH interpreted and was abiding by HUD rules and requirements as defined within PIH Notice 2009-12 issued March 18, 2009, entitled "Information and Procedures for Processing American Recovery and Reinvestment Act Capital Fund Formula Grants" and accompanying HUD issued clarifications, staff sent email requests to HUD's San Francisco Regional Office asking for their understanding of the Board Resolution requirement.

On xxx, xx, 2009, staff from the HUD San Francisco Office informed YCH staff that if all of the YCH proposed work items for the ARRA grant were approved in a previous Capital Fund 5-year Plan, then no additional Board Resolution would be required.

As you are aware, the Board of Commissioners was informed of receipt of the ARRA Grant at the April 2009 board meeting and the ARRA grant was included within the Annual Agency Plan which was approved by Resolution at that meeting.

Nevertheless, during a recent ARRA Monitoring Review in November 2009, staff from the HUD San Francisco Office concluded that YCH was not in compliance with ARRA requirements as it pertains to acceptance of the ARRA funds since it did not have a separate Board Resolution.

YCH presented to the HUD review team the March 2009 e-mails from HUD San Francisco with the determination that no board resolution would be required. It was conveyed to YCH staff at that time by the HUD review team that the HUD San Francisco e-mails are wrong and a Board Resolution accepting the ARRA Funds would be required before funds will be released.

FISCAL IMPACT

Failure to adopt the Resolution could result in an inability to receive funding.

CONCLUSION

Staff recommends that the Board accept by Resolution the American Recovery and Reinvestment Act (ARRA) Capital Fund Formula Grant from HUD and authorize the Executive Director to execute all required documents related to the award.

Attachment: Resolution

YOLO COUNTY HOUSING

RESOLUTION NO. 09 - _____

**(Resolution Accepting the American Recovery and Reinvestment Act
(ARRA) Capital Fund)**

WHEREAS, the Department of Housing and Urban Development (HUD) has transmitted to Yolo County Housing (YCH) a notice regarding the American Recovery and Reinvestment Act (ARRA) Capital Fund formula grant; and

WHEREAS, the YCH is required to accept and execute an ACC Amendment, ARRA Capital Fund Annual Statements Part I and Part II for the grant awarded by HUD; and

WHEREAS, the YCH will abide by the regulations related to these funds, including increased reporting requirements, obligations and expenditure dates.

NOW, THEREFORE, BE IT RESOLVED, ORDERED AND FOUND by the Board of Commissioners of the Housing Authority of the County of Yolo, as follows:

1. Each of the foregoing recitals is true and correct.
2. The Board of Commissioners hereby accept the American Recovery and Reinvestment Act (ARRA) Capital Fund formula grant and authorizes the Executive Director to execute all documents related to this award.

EFFECTIVE DATES: This Resolution shall take effect from and after the date of its adoption.

PASSED AND ADOPTED, by the Board of Commissioners of the Housing Authority of the County of Yolo, County of Yolo, State of California, this 3rd day of December 2009, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Helen M. Thomson, Chair
Board of Commissioners of the
Housing Authority of the County of Yolo

Approved as to Form:

Sonia Cortés, Agency Counsel

Attest:

Ana Morales, Clerk
Board of Commissioners of the
Housing Authority of the County of Yolo

By _____
Deputy