

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION AUTHORIZING THE CITY TO APPLY FOR AND RECEIVE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM (PLHA) FUNDS FROM THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT PURSUANT TO SENATE BILL 2 (SB2) AND TO AMEND THE PLHA PLAN

The California Department of Housing and Community and Development (Department) is authorized to provide up to \$296 million under the SB 2 Permanent Local Housing Allocation Program Formula Component from the Building Homes and Jobs Trust Fund for assistance to Cities and Counties (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2))); and

The Department issued a Notice of Funding Availability (NOFA) dated October 15, 2024, under the Permanent Local Housing Allocation (PLHA) Program; and

The City is an eligible local government that has applied for program funds to administer one or more eligible activities; and

The Department may approve funding allocations for the PLHA Program, subject to the terms and conditions of the PLHA Guidelines authorized by Health and Safety Code section 50470 (Guidelines), NOFA, Program requirements, the Standard Agreement, and other contracts between the Department and PLHA grant recipients; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. If the City receives a grant of PLHA funds from the Department pursuant to the above referenced PLHA NOFA, it represents and certifies that it will use all such funds in a manner consistent and in compliance with all applicable state and federal statutes, rules, regulations, and laws, including without limitation all rules and laws regarding the PLHA Program, as well as any and all contracts City may have with the Department.

2. The City is hereby authorized and directed to receive a PLHA grant, in an amount not to exceed the five-year estimate of the PLHA formula allocations, as stated in Appendix B of the current NOFA (\$10,268,580.00) in accordance with all applicable rules and laws.

3. The City hereby agrees to use the PLHA funds for eligible activities as approved by the Department and in accordance with all Program requirements, Guidelines, other rules, and laws, as well as in a manner consistent and in compliance with the Standard Agreement and other contracts between the City and the Department.

4. Pursuant to Sections 302(c)(4) and 302(c)(5) of the Guidelines, the City's PLHA Plan Amendment for the 2020-2023 Allocations is attached to this Resolution as Exhibit 1, and the City hereby adopts this PLHA Plan Amendment and certifies compliance with all public notice, public comment, and public hearing requirements in accordance with the Guidelines.

5. The City certifies that it has or will subgrant some or all of its PLHA funds to another entity or entities. Pursuant to Guidelines section 302(c)(3), "entity" means a housing developer or program operator, but does not mean an administering local government to whom a local government may delegate its PLHA allocation.

6. City certifies that its selection process of these subgrantees was or will be accessible to the public and avoided or shall avoid any conflicts of interest.

7. Pursuant to the City's certification in this Resolution, the PLHA funds will be expended only for eligible activities as defined in the Guidelines and consistent with all program requirements.

8. The City certifies that, if funds are used for the acquisition, construction or rehabilitation of for-sale housing projects or units within for-sale housing projects, the grantee shall record a deed restriction against the property that will ensure compliance with one of the requirements stated in Guidelines sections 302(c)(6)(A), (B) and (C).

9. The City certifies that, if funds are used for the development of an Affordable Rental Housing Development, the City shall make PLHA assistance in the form of a low-interest, deferred loan to the Sponsor of the Project, and such loan shall be evidenced through a Promissory Note secured by a Deed of Trust and a Regulatory Agreement shall restrict occupancy and rents in accordance with a Local government-approved underwriting of the Project for a term of at least 55 years. The City shall be subject to the terms and conditions as specified in the Standard Agreement, the PLHA Program Guidelines and any other applicable SB 2 Guidelines published by the Department.

10. The City Manager, or designee, is authorized to execute the PLHA Program Application, the PLHA Standard Agreement and any subsequent amendments or modifications thereto, as well any other documents which are related to the Program or the PLHA grant awarded to the City, as the Department may deem appropriate.

11. The City Manager, or designee, is hereby authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.

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PASSED, APPROVED, and ADOPTED AT A REGULAR MEETING ON MAY 12,
2026 _____ BY THE FOLLOWING VOTE:

AYES: _____ ABSTENTIONS: _____ NOES: _____ ABSENT: _____

CHRISTINA FUGAZI
Mayor of the City of Stockton

ATTEST:

KATHERINE ROLAND, CMC, CMPC
City Clerk of the City of Stockton