

## AUTHORIZING RESOLUTION

### RESOLUTION NO. 2023-35

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE HEREBY AUTHORIZES (I) PARTICIPATION IN THE LOCAL GOVERNMENT MATCHING GRANTS PROGRAM, (II) ACCEPTANCE OF FUNDS FOR THE LOCAL GOVERNMENT MATCHING GRANTS PROGRAM, AND (III) CLEARLAKE CIC, LP TO ADMINISTER AND ACCEPT A LOAN OF THE LOCAL GOVERNMENT MATCHING GRANTS FUNDS FROM CITY OF CLEARLAKE**

**WHEREAS:**

- A. The Department of Housing and Community Development ("**Department**") has issued a Notice of Funding Availability, dated July 17, 2023 ("**NOFA**"), for the Local Government Matching Grants Program ("**LGMG**" or "**Program**"). The Department has issued the NOFA for LGMG grant funds pursuant to Health and Safety Code section 50704.83(f).
- B. **CITY OF CLEARLAKE** ("**City**") desires to accept grant funds and participate in the LGMG Program.
- C. In accordance with Section 401(g) of the LGMG 2022 Final Guidelines ("**Guidelines**"), the **CITY OF CLEARLAKE** desires to loan the LGMG funds to **CLEARLAKE CIC, LP**, (the "**Partnership**") pursuant to the terms and conditions specified in the Guidelines (the "**Loan**").
- D. The Department is authorized to administer LGMG pursuant to Health and Safety Code section 50704.81(a)(2). LGMG funding allocations are subject to the terms and conditions of the NOFA, the Application, the Department-approved STD 213, Standard Agreement ("**Standard Agreement**"), and all other legal requirements of LGMG.

**THEREFORE, IT IS RESOLVED THAT:**

- 1. **CITY OF CLEARLAKE** will apply for and accept LGMG funds and enter into, execute, and deliver a Standard Agreement in a total amount not to exceed **\$10,000,000**, any and all other documents required or deemed necessary or appropriate to secure the LGMG funds from the Department and to participate in LGMG, and all amendments thereto (collectively, the "**LGMG Documents**").
- 2. **CITY OF CLEARLAKE** acknowledges and agrees that it shall be subject to the terms and conditions specified in the Standard Agreement, and that the NOFA and Application will be incorporated in the Standard Agreement by reference and made a part thereof. Any and all activities, Predevelopment and Development Costs, information, and timelines represented in the Application are enforceable through the Standard Agreement. Funds are to be used for the allowable expenditures and activities identified in the Standard Agreement.

3. **CITY OF CLEARLAKE** hereby authorizes the **CLEARLAKE CIC, LP** to act as the payee of the LGMG funds and to enter into the disbursement agreement (if any).
4. **ALAN FLORA, CITY MANAGER**, is authorized to execute the LGMG Documents on behalf of the **CITY OF CLEARLAKE** to participate in the LGMG Program.

PASSED AND ADOPTED this 3 day of AUGUST, 2023, by the following vote of the **City Council**:

AYES: [ # ]      NAYS: [ # ]      ABSTAIN: [ # ]      ABSENT: [ # ]

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SIGNATURE	TITLE	DATE
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CERTIFICATE OF THE CITY CLERK OF THE **CITY OF CLEARLAKE**

The undersigned, MELISSA SWANSON, CITY CLERK of **City of Clearlake**, does hereby attest and certify that the foregoing is a true and full copy of a resolution of the **City Council** adopted at a duly convened meeting on the date above-mentioned, and that the resolution has not been altered, amended, or repealed.

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**MELISSA SWANSON, CITY CLERK**

DATE: \_\_\_\_\_