

**RESOLUTION NO. 2023-39**  
**RESOLUTION OF THE MARIN COUNTY BOARD OF SUPERVISORS**  
**AUTHORIZING RESOLUTION**

All of the **Supervisors of Marin County** ("Applicant") hereby consents to, adopts and ratifies the following resolution:

- A. WHEREAS, the Department is authorized to provide up to \$53 million under the Local Housing Trust Fund ("LHTF") Program from the Veterans and Affordable Housing Bond Act of 2018 (Proposition 1) (as described in Health and Safety Code section 50842.2 et seq. (Chapter 365, Statutes of 2017 (SB 3)) ("Program"); and
- B. WHEREAS the State of California (the "State"), Department of Housing and Community Development ("Department") issued a Notice of Funding Availability ("NOFA") dated 03/07/2023 under the LHTF Program; and
- C. WHEREAS Applicant is an eligible Local or Regional Housing Trust Fund applying to the Program to administer one or more eligible activities using Program Funds; and
- D. WHEREAS the Department may approve funding allocations for the LHTF Program, subject to the terms and conditions of H&S Code Section 50842.2, the LHTF Program Guidelines, NOFA, Program requirements, the Standard Agreement and other related contracts between the Department and LHTF award recipients.

NOW THEREFORE BE IT RESOLVED THAT:

- 1. If Applicant receives an award of LHTF funds from the Department pursuant to the above referenced LHTF NOFA, it represents and certifies that it will use all such funds on Eligible Projects 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 LHTF Program, as well as any and all contracts Applicant may have with the Department ("Eligible Project").
- 2. NOW, THEREFORE, IT IS RESOLVED: That the Local Housing Trust is hereby authorized to act as the trustee in connection with the Department's funds to Eligible Projects pursuant to the above-described Notice of Funding Availability in an amount not to exceed \$5,000,000 (the "LHTF Award").
- 3. Applicant hereby agrees to match on a dollar-for-dollar basis the LHTF Award pursuant to Guidelines Section 104. Applicant hereby agrees to utilize matching funds on a dollar-for-dollar basis for the same Eligible Project for which Program Funds are used, as required by HSC Section 50843.5(c).
- 4. Pursuant to Attachment 1 and the Applicant's certification in this resolution, the LHTF funds will be expended only for Eligible Projects and consistent with all program requirements.
- 5. Nonprofit Housing Trust Funds and Native American Tribe Housing Trust Funds agree to use Program Funds only for Eligible Projects located in cities and counties that submitted an adopted Housing Element that was found by the Department to be in compliance and that have submitted their Housing Element Annual Progress Report (APR) for the current year or prior year by the application due date.

6. Applicant shall be subject to the terms and conditions as specified in the Standard Agreement, H&S Section 50842.2 and LHTF Program Guidelines.

7. **The Community Development Agency Director or her designee** is/are authorized to execute the LHTF Program Application, the LHTF Standard Agreement and any subsequent amendments or modifications thereto, as well as any other documents which are related to the Program or the LHTF Award to Applicant, as the Department may deem appropriate.

**PASSED AND ADOPTED** at a regular meeting of the Board of Supervisors of the County of Marin held on this 16th day of May 2023, by the following vote:

AYES: SUPERVISORS Stephanie Moulton-Peters, Dennis Rodoni, Mary Sackett,  
Eric Lucan, Katie Rice

NOES: None

ABSENT: None

  
\_\_\_\_\_  
PRESIDENT, BOARD OF SUPERVISORS

ATTEST:

  
\_\_\_\_\_

CLERK

Matthew Hymel

#### CERTIFICATE OF THE ATTESTING OFFICER

The undersigned, Officer of Matthew Hymel, Clerk of the Board of Supervisors, does hereby attest and certify that the foregoing Resolution is a true, full and correct copy of a resolution duly adopted at a meeting of the County of Marin which was duly convened and held on the date stated thereon, and that said document has not been amended, modified, repealed or rescinded since its date of adoption and is in full force and effect as of the date hereof.

ATTEST:

  
\_\_\_\_\_  
By MyNesha Edwards, Deputy Clerk

## Attachment 1

The total Program Funds Marin County is requesting for the Local Housing Trust Fund (LHTF) is \$5,000,000 with \$5,000,000 in Matching Funds from the Marin County Affordable Housing Trust Fund.

Sixty-six percent of the Program Funds and Matching Funds are allocated for the Eden Housing affordable rental housing portion of the Oak Hill Apartments project, located on a State surplus site on Sir Francis Drake Boulevard in unincorporated Larkspur. All units funded will be at or below 60% Area Median Income (AMI), with 19% of the units at or below 30% AMI.

Twenty-nine percent of the Program Funds and Matching Funds are allocated for the Educational Housing Partners affordable workforce rental housing portion of the Oak Hill Apartments project, located on a State surplus site on Sir Francis Drake Boulevard in unincorporated Larkspur. All units funded will be at or below 60% Area Median Income (AMI).

Five percent of the Program Funds are allocated to administrative expenses.

In total, 30% of the Program Funds and Matching Funds are allocated to units at or below 30% AMI.