

RESOLUTION NO. 3399-17

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
AUTHORIZING AND APPROVING EXECUTION OF THE SONOMA COUNTY
JOINT POWERS AGREEMENT FOR HOUSING AND COMMUNITY
DEVELOPMENT AND AUTHORIZE THE INTERIM TOWN MANAGER TO
EXECUTE SAID AGREEMENT ON BEHALF OF THE TOWN**

WHEREAS, the County of Sonoma and the Town of Windsor desire to engage in housing and community development activities as authorized under the Housing and Community Development Act of 1974, as amended, and the HOME Investment Partnership Act, and the HEARTH Act of 2009, including any future legislation authorizing such activities, (hereinafter the "ACTS") and other federal, state and local housing and community development programs; and

WHEREAS, the Town of Windsor is a public agency under the provisions of Section 6500 of the Government Code of the State of California, and is authorized by law to enter into joint powers agreements; and

WHEREAS, the Town of Windsor is individually authorized by law to engage in housing and community development activities under said ACTS; and

WHEREAS, the U.S. Department of Housing and Urban Development (hereinafter "HUD") recommends the expenditure of funds for such purposes on a county-wide basis; and

WHEREAS, the Town of Windsor does hereby find and determine that it is in the best interest of the residents of the Town of Windsor that housing and community development activities be performed jointly with the County of Sonoma in accordance with the provisions of a Joint Powers Agreement; and

WHEREAS, it is mutually beneficial to each of the parties hereto for the County of Sonoma to administer and execute the provisions of a Joint Powers Agreement in accordance with the terms and conditions therein provided; and

WHEREAS, a Joint Powers Agreement for Housing and Community Development has been negotiated with the County of Sonoma and all participating municipalities encompassing including the Town of Windsor; and

WHEREAS, on June 8, 2005, the Cloverdale Town Council adopted Resolution No. 35-2005 approving a Joint Powers Agreement with the cities of Cotati, Healdsburg, Rohnert Park, Sebastopol, Sonoma, and Windsor for participation in the Sonoma County Community Development Block Grant, and HOME housing programs; and

WHEREAS, the Sonoma County Community Development Commission provides the coordination for annual funding allocations, and cities have a joint process for allocating funds; and

WHEREAS, the Town of Windsor has received CDBG funding for important local projects including the Senior Center, the Divine Senior Apartment Project and other Economic Development and ADA Improvement projects; and

WHEREAS, the Joint Powers Agreement must be renewed every three years pursuant to HUD regulations; and

WHEREAS, HUD issued Notice CPD-14-07 governing the renewal requirements for Federal Fiscal Years 2015-2017, inclusive, that necessitated changes to the Joint Powers Agreement; and

WHEREAS, Amendment Number 1 to the Joint Powers Agreement was approved by all participating cities including the Town of Windsor in 2014; and

WHEREAS, in late April 2017, Sonoma County notified participating cities that every three years, the County of Sonoma, the Town of Windsor, and the cities of Cloverdale, Cotati, Healdsburg, Rohnert Park, Sebastopol, and Sonoma have an opportunity to re-qualify as a HUD-designated "Urban County," entitling us to continue to receive an annual allocation of federal CDBG, ESG, and HOME funding as an entitlement jurisdiction; and

WHEREAS, HUD reviewed the documents submitted by Sonoma County in support of the request to be re-qualified and determined that in order to requalify the Urban County and continue receiving HUD funds, the executed Joint Powers Agreement must be amended to specify that it applies to Emergency Solutions Grant programs as well as the CDBG and HOME programs; and

WHEREAS, Sonoma County drafted a new Joint Powers Agreement attached hereto as Exhibit 1 that will meet HUD's requirements and has requested that HUD's Office of General Counsel review it to ensure that it will meet with their approval when submitted.

NOW, THEREFORE BE IT RESOLVED that Town Council of the Town of Windsor approves the Joint Powers Agreement for the Sonoma County Housing and Community Development attached to the accompanying agenda report; and

BE IT FURTHER RESOLVED by the Town Council of the Town of Windsor that the Interim Town Manager is hereby authorized to execute Joint Powers Agreement on behalf of the Town of Windsor; and

BE IT FURTHER RESOLVED by the Town Council of the Town of Windsor that the Town Manager is hereby authorized to renew the Joint Powers Agreement every three years pursuant to HUD regulations including making minor amendments thereto to ensure compliance with HUD regulations.

PASSED, APPROVED AND ADOPTED this 6th day of September 2017, by the following vote:

AYES: COUNCILMEMBERS MILLAN, OKREPKIE, SALMON,
VICE MAYOR FOPPOLI AND MAYOR FUDGE
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



DEBORA FUDGE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK

