

## RESOLUTION NO. 2021-178

### RESOLUTION OF THE BOARD OF SUPERVISORS OF SAN BERNARDINO COUNTY AUTHORIZING PARTICIPATION IN THE STATE RENTAL ASSISTANCE PROGRAM

On Tuesday October 26, 2021, on motion of Supervisor Baca Jr., duly seconded by Supervisor Cook and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

#### WHEREAS:

- A. On December 27, 2020, the Consolidated Appropriations Act, 2021 (Pub.L. No. 116-260) (the “**Act**”) was signed into law. Section 501 of Division N of the Act established the federal Emergency Rental Assistance Program (“**ERAP**”), and authorized the direct allocation of funds to states, units of local government, tribal communities, and territories. The ERAP funds are intended to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic.
- B. California Senate Bill No. 91 (2021-2022 Reg. Sess.) (“**SB 91**”) established the State of California’s program for administering its share of ERAP funds (the “**State Rental Assistance Program**,” “**SRAP**,” or “**State Rental Assistance Funds**”). SB 91 added Chapter 17 (commencing with Section 50897) to Part 2 of Division 31 of the Health and Safety Code. Health and Safety Code section 50897.1, subdivision (a)(1) authorizes the Department of Housing and Community Development (the “**Department**”) to administer the State Rental Assistance Funds in accordance with state and federal law.
- C. On June 8, 2021, San Bernardino County (“**Locality**”) received an allocation of ERAP 2 funds from the U.S. Department of the Treasury (“**Treasury**”) in the amount of \$56,786,650 (this amount, the Locality’s “**Direct Federal Allocation**”).
- D. Locality will also receive a share of State Rental Assistance Funds pursuant to Health and Safety Code section 50897.2, subdivision (a)(3) (this amount, the Locality’s “**Proportionate SRAP Share**”). The Department will administer the Locality’s Proportionate SRAP Share pursuant to Health and Safety Code section 50897.3.

#### THEREFORE, IT IS RESOLVED THAT:

- 1. Locality is hereby authorized and directed to transmit its Direct Federal Allocation to the Department so that the Department will administer the Locality’s Direct Federal Allocation and the Locality’s Proportionate SRAP Share for and on behalf of the Locality, and pursuant to Health and Safety Code section 50897.3, subdivision (b)(3).
- 2. Locality is hereby authorized and directed to enter into, execute, and deliver any and all documents (and amendments thereto) that are required or deemed necessary or appropriate UNDER STATE OR FEDERAL LAW to govern the Department’s administration of the Locality’s Direct Federal Allocation for and on behalf of the Locality (collectively, the “**HSC 50897.3 Documents**”). Such HSC 50897.3 Documents shall include a Department-approved STD 213, Standard Agreement in a total amount not to exceed \$3,000,000 (the “**Standard Agreement**”), and all amendments thereto.
- 3. Locality acknowledges and agrees that it shall be subject to the terms and conditions specified in the Standard Agreement.

4. Leonard X. Hernandez, Chief Executive Officer, or his designee, CaSonya Thomas, Assistant Executive Officer - Community Revitalization, are authorized to execute the HSC 50897.3 Documents on behalf of the Locality for participation in the State Rental Assistance Program.

PASSED AND ADOPTED by the Board of Supervisors of San Bernardino County, State of California, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe,  
Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

\* \* \* \* \*

STATE OF CALIFORNIA                    )  
  )       ss.  
SAN BERNARDINO COUNTY            )

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of San Bernardino County, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of October 26, 2021. #28 LA

LYNNA MONELL  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy

The undersigned, Lynna Monell, Clerk of the Board of Locality, does hereby attest and certify that the foregoing is a true and full copy of a resolution of the governing body adopted at a duly convened meeting on the date above-mentioned, and that the resolution has not been altered, amended, or repealed.	
SIGNATURE:	DATE:
NAME:           Lynna Monell	TITLE: Clerk of the Board