

RESOLUTION NO. \_\_\_\_\_

**A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA AND THE COSTA MESA HOUSING AUTHORITY APPROVING THE FISCAL YEAR 15-16 HOUSING AUTHORITY BUDGET AMENDMENT FOR THE HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT (HCD) RELATING TO REVENUES AND EXPENSES FOR THE JAMES ST./W.18TH ST. PROPERTIES**

**THE CITY COUNCIL OF THE CITY OF COSTA MESA AND THE COSTA MESA HOUSING AUTHORITY DO HEREBY RESOLVE AS FOLLOWS:**

**WHEREAS**, the City Council by Resolution adopted on January 17, 2012 declared the need for a housing authority to function in the City of Costa Mesa, established the “Costa Mesa Housing Authority” (“Housing Authority”), and declared that the members of the City Council are the Commissioners of the Housing Authority so formed all pursuant to the California Housing Authorities Law, commencing with Health & Safety Code Section 34200, *et seq.* (“HAL”); and

**WHEREAS**, the City of Costa Mesa is a California municipal corporation and general law city (“City”); and

**WHEREAS**, on June 2, 2015, the City Council and Housing Authority approved the Housing Authority’s budget for Fiscal Year 15-16 (“FY 15-16”); and

**WHEREAS**, the City and Housing Authority desire to amend the FY 15-16 Housing Authority budget due to the acquisition through foreclosure, and the continued ownership and operation of real properties and the 30 housing units of affordable housing thereon referred to as the “James St./W.18<sup>th</sup> St. Properties”; and

**WHEREAS**, since acquisition by the Housing Authority, the James St./W.18th St. Properties have generated and will continue to generate income, primarily from tenants’ rent, of approximately \$175,000 (“Revenues”) per fiscal year, and such income is being expended for ongoing repairs, capital improvements, unit inspections required by federal regulations, tenants’ income certifications, property taxes, utilities, appraisals for financial statement disclosure purposes and property management fees and related property management and operations (together, “Expenses”); and

**WHEREAS**, the Housing Authority’s actions to foreclose, acquire and to continue operation of the James St./W.18th St. Properties have occurred in preservation of, and will continue to preserve, this affordable housing that was previously assisted by the City and former Redevelopment Agency (now the Housing Authority as housing successor); and

**WHEREAS**, at the time the original Housing Authority FY 15-16 budget was approved on June 2, 2015, the Housing Authority had not yet acquired the subject James St./W.18th St. Properties, so the Revenues were not appropriated for, nor Expenses allocated to or accounted for, in that budget; however, all 30 units were acquired during current FY 15-16 so by this Resolution the City Council and Housing Authority desire to appropriate and account for the Revenues and Expenses in the FY 15-16 budget and approve this FY 15-16 Housing Authority Budget Amendment; and

**WHEREAS**, the Chief Executive Officer of the City and Executive Director of the Housing Authority have directed preparation of this FY 15-16 Housing Authority Budget Amendment in compliance with Section 2-119 of the Costa Mesa Municipal Code; and

**WHEREAS**, this FY 15-16 Housing Authority Budget Amendment confirms and accounts for the Revenues and Expenses relating to the James St./W.18th St. Properties, and is consistent with the plan of expenditures and the priorities of the Costa Mesa Housing Authority and the Housing and Community Development division of the Development Services Department of the City, in particular as to the functions, duties, and operations of the Housing Authority pursuant to the HAL and as to the affordable housing assets, functions, and duties created by dissolution of the former Costa Mesa Redevelopment Agency pursuant to the Dissolution Law, Parts 1.8 and 1.85, Division 24, of the California Health and Safety Code.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

SECTION 1: The FY 15-16 Housing Authority Budget Amendment as prepared and submitted by the CEO/Executive Director is hereby approved and adopted as set forth in the agenda report presented with this joint Resolution.

SECTION 2: The City Clerk and Housing Authority Secretary shall certify to the adoption of this Resolution.

**PASSED AND ADOPTED** this 21<sup>st</sup> day of June 2016.

**CITY COUNCIL:**

\_\_\_\_\_  
Stephen M. Mensinger, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Green, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Thomas P. Duarte, City Attorney

**COSTA MESA HOUSING AUTHORITY:**

\_\_\_\_\_  
Stephen M. Mensinger, Chair

ATTEST:

\_\_\_\_\_  
Brenda Green, Secretary

APPROVED AS TO FORM:

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Thomas P. Duarte, General Counsel

STATE OF CALIFORNIA )  
COUNTY OF ORANGE ) ss  
CITY OF COSTA MESA )

I, BRENDA GREEN, City Clerk of the City of Costa Mesa and Secretary of the Costa Mesa Housing Authority, DO HEREBY CERTIFY that the above and foregoing Resolution No. 16-\_\_ is the original joint resolution of the City Council and Housing Authority that was duly passed and adopted by the City Council of the City of Costa Mesa and the Costa Mesa Housing Authority at a regular meeting held on the 21<sup>st</sup> day of June 2016, by the following roll call vote, to wit:

CITY COUNCIL:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Housing Authority:

AYES: BOARD MEMBERS:

NOES: BOARD MEMBERS:

ABSENT: BOARD MEMBERS:

**IN WITNESS WHEREOF**, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 22<sup>nd</sup> day of June 2016.

\_\_\_\_\_  
BRENDA GREEN  
City Clerk and Housing Authority Secretary