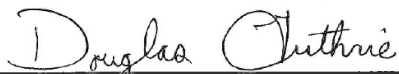


Report of the President & CEO

May 28, 2020

RESOLUTION DELEGATING AUTHORITY TO THE PRESIDENT AND CEO, OR DESIGNEE, TO ENTER INTO AGREEMENTS WITH THE CITY OF LOS ANGELES FOR THE RECEIPT OF FUNDS TO ADMINISTER THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROGRAM



Douglas Guthrie
President & Chief Executive Officer



Carlos VanNatter
Director of Section 8

Purpose: To allow the President and Chief Executive Officer (“CEO”) of the Housing Authority of the City of Los Angeles (“HACLA”), or designee, to execute all agreements and related documents with the City of Los Angeles (“City”) necessary for the receipt of funds for the administration of the Housing Opportunities for Persons with AIDS (“HOPWA”) Program.

Issues: The City receives funding for the HOPWA Program through a federal grant from the U.S. Department of Housing and Urban Development (“HUD”) (see, e.g., AIDS Housing Opportunity Act, 42 U.S.C. §12901-12912). The City receives these funds as an entitlement through the Consolidated Plan. The City then passes through to HACLA (a subrecipient) a portion of said funding to provide Tenant Based Rental Assistance (“TBRA”) and Project Based Rental Assistance (“PBRA”) to participants under the Permanent Supportive Housing and HOPWA Programs (“Program”). Program funding is recurrent and anticipated. This funding is part of HACLA’s annual budget process, and thus is reviewed by the Board as part of that process. Receipt of said funds is contingent upon entering into an agreement with the City under which HACLA agrees to operate the Program consistent with the requirements of the underlying federal grant requirements.

Article II, Section 2 of HACLA’s Bylaws provides the Board with the authority to adopt a resolution to “. . . authorize any officer, employee or agent to enter into any contract or execute any instrument in the name of and on behalf of [HACLA], and such authority may be general or confined to specific instances.” The Bylaws further provide that “Unless so authorized by the Board or by these Bylaws, no officer, agent or employee shall have any power or authority to bind [HACLA] by any contract or engagement . . .”

The proposed delegation will authorize the President and CEO, or designee, to expeditiously enter into agreements with the City necessary to administer HACLA’s obligations under the Program. Uninterrupted funding and operation of the Program is vital to the continued service of one of the City’s most vulnerable populations.

Vision Plan: **PATHWAYS Strategy #7: Identify opportunities to reduce operating and administrative costs so that scarce resources are maximized**

The proposed delegation will allow for a more efficient contracting process that will enable faster access to grant funding.

Funding: The proposed delegation will not have a budgetary or program impact.

Environmental Review: Not applicable

Section 3: Not applicable

Attachments:

1. Resolution

RESOLUTION NO. _____

RESOLUTION DELEGATING AUTHORITY TO THE PRESIDENT AND CEO, OR DESIGNEE, TO ENTER INTO AGREEMENTS WITH THE CITY OF LOS ANGELES FOR THE RECEIPT OF FUNDS TO ADMINISTER THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAM

WHEREAS, the Housing Authority of the City of Los Angeles ("HACLA") is authorized to accept funds from any public source, pursuant to California Health and Safety Code section 34315.3; and

WHEREAS, Article II, Section 2 of HACLA's Bylaws gives the Board of Commissioners ("Board") the power to adopt a resolution to ". . . authorize any officer, employee or agent to enter into any contract or execute any instrument in the name of and on behalf of [HACLA], and such authority may be general or confined to specific instances. Unless so authorized by the Board or by these Bylaws, no officer, agent or employee shall have any power or authority to bind [HACLA] by any contract or engagement . . ."; and

WHEREAS, the City of Los Angeles ("City"), through the Housing & Community Investment Department ("HCID"), receives funding for the Housing Opportunities for Persons with AIDS ("HOPWA") Program through a federal grant from the U.S. Department of Housing and Urban Development ("HUD") (see, e.g., AIDS Housing Opportunity Act, 42 U.S.C. §12901-12912); and

WHEREAS, the City then passes through to HACLA a portion of said funding to provide Tenant Based Rental Assistance ("TBRA") and Project Based Rental Assistance ("PBRA") to participants under the Permanent Supportive Housing and HOPWA Programs ("Program"); and

WHEREAS, receipt of said funds from the City is contingent upon entering into an agreement with the City under which HACLA agrees to operate the Program consistent with the requirements of the underlying federal grant requirements; and

WHEREAS, delegating authority to the President and CEO, or designee, to execute all agreements and related documents with the City pertaining to the HOPWA Program will expedite the contracting processes.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners authorizes the President & CEO, or designee, to execute all agreements and related documents with the City of Los Angeles and HCID necessary for the receipt of funds and administration of the Program.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

HOUSING AUTHORITY OF THE
CITY OF LOS ANGELES

By: _____
Chairperson

APPROVED AS TO FORM:

BY: _____
General Counsel

DATE ADOPTED: _____