

RESOLUTION NUMBER: 6598-2024
(CORRECTING RESOLUTION NUMBER 6533-2023)

CITY OF SEBASTOPOL

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEBASTOPOL AUTHORIZING A JOINT APPLICATION WITH ST VINCENT DE PAUL FOR A PROJECT HOMEKEY GRANT APPLICATION FOR 845 GRAVENSTEIN HIGHWAY NORTH AND FINDING THE PROJECT EXEMPT UNDER CEQA SECTION 15332, CLASS 32

WHEREAS, the City Council held a duly noticed public meeting to consider the item on May 16, 2023, and heard public comment, and adopted Resolution 6533-2023 authorizing certain actions related to Project Homekey application by the City of Sebastopol ("City") and St Vincent de Paul ("Co-Applicant"); and,

WHEREAS, the Department of Housing and Community Development notified the City of certain amendments required to the language in Resolution 6533-2023, which authorized the application for Project Homekey Round 3 funding; and,

WHEREAS, these corrections include the following:

1. Paragraph 3 of Resolution 6533-2023, incorrectly states the date of the Project Homekey Round 3 Notice of Funding Availability (NOFA) as September 9, 2021, and
2. Paragraph 3 of Resolution Number 6533-2023 incorrectly omits the reference to "Round 3" of Project Homekey, and
3. Paragraph 4 of Resolution Number 6533-2023 omits the reference to the City of Sebastopol as "City" for future references, and identifies St Vincent de Paul as "Corporation" but omits the identification of St Vincent de Paul as "Co-Applicant", as required by the California Department of Housing and Community Development ("HCD"); and
4. Adopted Item 4 of Resolution Number 6533-2023 incorrectly identifies the City Manager as the authorized signatory for documents related to the Project Homekey program; and
5. Adopted Item 4 of Resolution Number 6533-2023 did not identify City Manager as an authorized applicant, as required by HCD regulations. And,

WHEREAS, the City Council held a duly noticed public meeting to consider the item on June 16, 2024 to correct certain terms of said Resolution 6533-2023, and heard public comment.

NOW THEREFORE BE IT RESOLVED, that the City of Sebastopol City Council based on the foregoing finds and determines it advisable to amend Resolution 6533-2023 to correctly state the above amendments as follows:

1. Paragraph 3 of Resolution 6533-2023, is hereby amended to specify Project Homekey Round 3 Notice of Funding Availability (NOFA) of March 29, 2023; and
2. Paragraph 3 of Resolution Number 6533-2023 is hereby amended to add the reference to "Round 3" of Project Homekey, and
3. Paragraph 4 of Resolution Number 6533-2023 is hereby amended to add the reference to the City of Sebastopol as "City" for future references, and identify St Vincent de Paul as "Co-Applicant", as required by the California Department of Housing and Community Development ("HCD"), and

- amends references throughout the Resolution to identify the City and Co-Applicant as such; and
4. Adopted Item 4 of Resolution Number 6533-2023 is hereby amended to identify the Mayor as the authorized signatory for documents related to the Project Homekey program; and
 5. Adopted Item 4 of Resolution Number 6533-2023 is hereby amended to add the City Manager as an authorized applicant in addition to the Planning Director, as required by HCD regulations.

BE IT FURTHER RESOLVED, that the City of Sebastopol City Council based on the foregoing, the City Council of the City of hereby adopts the Corrected Resolution 6533-2023 to read as follows, with new language underlined:

WHEREAS, the City of Sebastopol completed a comprehensive General Plan update with adoption of a new General Plan on November 15, 2016, and adopted an Updated Housing Element on January 3, 2023; and

WHEREAS, pursuant to the California Environmental Quality Act (CEQA, codified at Public Resources Code § 21000 *et seq.*) and the State CEQA Guidelines (14 CCR, § 15000 *et seq.*), on November 15, 2016, the City Council certified and adopted an Environmental Impact Report (EIR) for the Sebastopol General Plan (the "Project"; State Clearinghouse No. 2016032001); and

WHEREAS, The Department of Housing and Community Development ("Department") has issued a Notice of Funding Availability, dated March 29, 2023 ("NOFA"), for the Homekey Program "Round 3" ("Homekey" or "Program"). The Department has issued the NOFA for Homekey grant funds pursuant to Health and Safety Code section 50675.1.3 (Assem. Bill No. 140 (2021-2022 Reg. Sess.), § 20.); And,

WHEREAS, the City of Sebastopol, a Municipal Corporation ("City") desires to jointly apply for Homekey grant funds with The Society of St. Vincent de Paul District Council of Sonoma, Incorporated ("Corporation" and "Co-Applicant"). Therefore, Co-Applicant is joining the City in the submittal of an application for Homekey funds ("Application") to the Department for review and consideration.; And,

WHEREAS, The Department is authorized to administer Homekey pursuant to the Multifamily Housing Program (Chapter 6.7 (commencing with Section 50675) of Part 2 of Division 31 of the Health and Safety Code). Homekey funding allocations are subject to the terms and conditions of the NOFA, the Application, the Department-approved STD 213, Standard Agreement ("Standard Agreement"), and all other legal requirements of the Homekey Program.; And,

WHEREAS, St Vincent de Paul District Council of Sonoma County, Incorporated, a 501(c)3 non-profit organization (the "Co-Applicant"), has approached the City of Sebastopol with a request to jointly apply for State of California Housing and Community Development Grant funding under the Project Homekey, Round 3 grant program; and,

WHEREAS, St Vincent de Paul proposes to apply for Project Homekey Round 3 funding to construct twenty-two (22) to construct twenty-two units of extremely low-income housing at 845 Gravenstein Highway; and

WHEREAS, St Vincent de Paul will be responsible for the construction and operation of the Project, including all costs associated with City staff assistance, the physical development and on-going operations; and

WHEREAS, this grant program requires a Public Entity to be an applicant jointly with a non-profit organization to be eligible for the funding; and

WHEREAS, the Project is also consistent with the CG: General Commercial District and applicable development standards of the Zoning Ordinance, in that permanent affordable housing is permitted in the CG: General Commercial District, and will comply with the applicable development standards.; And,

WHEREAS, the Project is consistent with the General Plan Land Use designation of the General Commercial in that it involves construction of affordable housing adjacent to other residential uses. The Project is further consistent with the following General Plan Goals, Policies and Actions:

Policy A-3 Encourage a variety of housing types such as multi-family units, mixed use housing, ADU and JADUs, single-family attached (townhouses), and other typologies that make housing more affordable.

Policy A-4 Promote the development of new housing units affordable to extremely low, very low-, low-, and moderate-income households and housing units that are affordable to and appropriate for special needs households, including seniors, extremely low-income households, disabled persons, developmentally disabled persons, farmworkers, large families, and persons experiencing homelessness.

Policy D-1 To ensure all residents have access to adequate housing, the City will work to promote and affirmatively further fair housing opportunities throughout the community for all persons regardless of age, race, gender, sexual orientation, marital or familial status, ethnic background, disability, medical condition, or characteristics protected by the California Fair Employment and Housing Act, and any other State and Federal fair housing and planning law.

Policy D-2 The City will encourage long-term and permanent affordability of lower and moderate-income and special needs housing.

Policy D-3 The City will continue to educate the community about fair and affordable housing.

Policy D-4 The City will continue efforts to improve housing opportunities for special needs households, including seniors, disabled persons, developmentally disabled persons, extremely low-income households, farmworkers, large families, and persons experiencing homelessness.; And,

WHEREAS, the Proposed Project to construct affordable housing at 845 Gravenstein Highway North is consistent with the following City Council Goals:

Goal 5: Provide Open and Responsive Municipal Government Leadership

5.3.3. Encourage and increase public awareness of City Policies, decisions, programs and all public processes and meetings, by investigating effective methods of communication and obtaining feedback from the community.; And,

WHEREAS, the construction of 22 units of permanent affordable housing at 845 Gravenstein Highway North is categorically exempt from the requirements of the California Environmental Quality Act, pursuant to Section 15332, Class 32, in that it complies with the General Plan land use designation of General Commercial and the applicable goals and policies of the Land Use Element and Community Identity Element, as contained in this staff report and the proposed Resolution.

The project is also consistent with the CG: General Commercial District and applicable development standards of the Zoning Ordinance, in that permanent affordable housing is permitted in the CG: General Commercial District. Furthermore, the lot is substantially less than five (5) acres; located within City limits; generally surrounded by urban uses; and does not have any identified endangered or rare species. Finally, the site is in an urbanized area, which can be served by required utilities and public services, and the project would not result in significant traffic, noise, air quality, or water quality impacts in that it only involves one modest-sized building, and both traffic and air quality studies determined that the project would not create any significant impacts; utility service can be readily provided; and the project is subject to standard requirements to protect water quality.

WHEREAS, the City Council held a duly noticed public meeting to consider the item on May 16, 2023, and heard public comment.

BE IT FURTHER RESOLVED, that the City of Sebastopol City Council based on the foregoing, the City Council of the City of hereby further re-affirms the following adopted actions of Resolution 6533-2023:

1. Co-Applicant is hereby authorized and directed to submit a joint Application to the Department in response to the NOFA, and to jointly apply for Homekey grant funds in a total amount not to exceed \$15 million.
2. If the Application is approved, Co-Applicant is hereby authorized and directed to enter into, execute, and deliver a Standard Agreement in a total amount not to exceed \$22 million, any and all other documents required or deemed necessary or appropriate to secure the Homekey funds from the Department and to participate in the Homekey Program, and all amendments thereto (collectively, the "Homekey Documents").
3. Co-Applicant acknowledges and agrees that it shall be subject to the terms and conditions specified in the Standard Agreement, and that the NOFA and Application will be incorporated in the Standard Agreement by reference and made a part thereof. Any and all activities, expenditures, information, and timelines represented in the Application are enforceable through the Standard Agreement. Funds are to be used for the allowable expenditures and activities identified in the Standard Agreement.
4. The Mayor of the City of Sebastopol is hereby authorized to execute any documents related to Project Homekey Documents on behalf of the City for participation in the Homekey Program, and the City Manager or Planning Director of the City of Sebastopol, is hereby authorized to submit, individually, grant Application documents.

This resolution supplements, amends, and corrects the original resolution No. 6533-2023 only to the extent necessary to correctly state the above corrections and except to the extent specifically amended by this Resolution, the original resolution 6533-2023 shall remain in full force and effect.

The above and foregoing Resolution was duly passed, approved, and adopted at a meeting by the City Council on the 18th day of June 2024.

VOTE:

Ayes: Councilmembers Hinton, Maurer and Mayor Rich
Noes: Councilmember McLewis and Vice Mayor Zollman
Abstain: None
Absent: None

APPROVED: 
24BD41281D2748E

Mayor Diana Gardner Rich

ATTEST: 
44C0774280FE430

Mary Gourley, Assistant City Manager/City Clerk, MMC

APPROVED AS TO FORM: 
A59222B08CEC477

Larry McLaughlin, City Attorney