

INSTRUCTIONS:

Produce on Applicant Letterhead.

*Items in **bold** surrounded by brackets: Insert the information that applies to your organization and be sure to delete the other inapplicable items before finalizing.*

Items in italics: these are instructions for what information should be filled in for those fields- be sure to delete or replace this text with language for your organization that is responsive to the instructions provided, as applicable.

All information provided will be verified using the entity’s bylaws, or appropriate governing documents for cities and counties. If the governing documents of the organization are not reflective of the current board makeup, the Applicant needs to notify HCD in writing of the discrepancy and provide an explanation for it. To help speed up processing of your Authorizing Resolution, submit this information along with your Authorizing Resolution.

[Insert Resolution Number]
[Insert Name of Applicant]

AUTHORIZING RESOLUTION

[All, or A necessary quorum and majority] of the [directors, supervisors, members, council members, etc.] of [official name of applicant entity, and type of entity: non-profit, county, municipality, etc.] (“Applicant”) hereby consent to, adopt and ratify the following resolutions:

A. WHEREAS the State of California (the “State”), Department of Housing and Community Development (“Department”) issued a Notice of Funding Availability (“NOFA”) for the Balance of State Allocation dated **[MM/DD/YYYY]** under the Emergency Solutions Grants (ESG) Program (Program, or ESG Program); and

INSTRUCTION: The correct date that the NOFA itself was issued by the Department is required- do not use other dates such as email/listserv announcements, associated memos, etc.,

B. WHEREAS Applicant is an approved Applicant by their Continuum of Care under the Balance of State Allocation

C. WHEREAS the Department may approve funding allocations for the ESG Program, subject to the terms and conditions of the NOFA, Program regulations;

and requirements, and the Standard Agreement and other contracts between Department and ESG grant recipients;

NOW THEREFORE BE IT RESOLVED THAT:

1. If Applicant receives a grant of ESG funds from the Department pursuant to the above referenced ESG NOFA, it represents and certifies that it will use all such funds in a manner consistent and in compliance with all applicable state and federal statutes, rules, regulations, and laws, including without limitation all rules and laws regarding the ESG Program, as well as any and all contracts Applicant may have with the Department.

2. Applicant is hereby authorized and directed to receive an ESG grant, in an amount not to exceed \$ ***[Insert amount for CoC Service Area or a higher amount per the instruction below]*** in accordance with all applicable rules and laws.

INSTRUCTION: It is recommended that you list an approved dollar amount that is at least double the amount you expect to receive. Award amounts are frequently recalculated and are subject to change. If the amount your entity is eligible to receive increases above the dollar amount your entity authorizes, a new resolution will be required in order to receive the new higher amount. Articulating a higher dollar amount in this resolution helps reduce the chances you will need an entirely new resolution.

3. Applicant hereby agrees to use the ESG funds for eligible activities as approved by the Department and in accordance with all Program requirements, and other rules and laws, as well as in a manner consistent and in compliance with the Standard Agreement and other contracts between the Applicant and the Department.

4. **[Insert name and title of Authorized Signor(s)]** is/are authorized to execute the Standard Agreement and any subsequent amendments or modifications thereto, as well as any other documents which are related to the Program or the ESG grant awarded to Applicant, as the Department may deem appropriate.

INSTRUCTION: Cities, counties, and JPAs may list title only, if desired. Multiple signors may be included, with appropriate language to indicate whether all or only one of the individuals being authorized must sign. The word "and" should be used where you intend to require all of the listed individuals sign the documents, and the word "or" should where you intend for any one of the individuals listed to be able to sign the documents. The use of "and / or" in this context is legally insufficient and therefore is not acceptable.

The phrase "or designees in the event that sufficient evidence of designation is provided to the Department" may be included if a letter of designation is provided to the Department clearly evidencing that the individual authorized as a signatory by this resolution is designating such authority to another person identified by name and title.

Do not add limitations or conditions on the ability of the signatory or signatories to sign documents, or the resolution may not be accepted. If more than one party's approval is required, list them as a signatory. The only exception is for county counsel or city attorney to approve as to form or legality or both, IF such approval is already part of the standard city/county signature block as evidenced by the signed resolution itself. Inclusions of additional limitations or conditions on the authority of the signor will result in the resolution being rejected and will require your entity to issue a corrected resolution prior to the Department issuing a contract.

PASSED AND ADOPTED at a regular meeting of the **[Insert Name of Applicant]** this ____ day of _____, ____ by the following vote:

INSTRUCTION: Fill in all four vote-count fields below, if none, indicate "0" for that field. Vote totals will be compared to current organizational bylaws, or other governing documents for cities and counties, to verify that an adequate quorum was present for a valid vote by the organization, and that the total number of votes matches the stated number of directors/members/councilmembers/supervisors, etc.

AYES: ____ ABSTENTIONS: ____
NOES: ____ ABSENT: ____

Signature of Approving Officer
[Insert printed name and title of Approving Officer]

INSTRUCTION: The approving officer generally cannot be the person authorized above as the signor.

ATTEST: _____
Signature of Attesting Officer
[Insert printed name and title of Attesting Officer]