**RESOLUTION OF THE**

**[FULL LEGAL NAME OF LIMITED PARTNERSHIP]**

**[FULL NAME(S) OF FUNDING PROGRAM(S)]**

## RESOLUTION NO.:

**[Name of Project as It Appears in the Application]**

WHEREAS, the California Department of Housing and Community Development ("Department"), as authorized by California Assembly Bill 434 (“AB 434”) (Chapter 192, Statutes of 2020), has issued a Multifamily Finance Super Notice of Funding Availability, dated[Date] [and amended on <<Date>>] (“Multifamily Super NOFA”). The Multifamily Super NOFA provides funding under the following programs: the Multifamily Housing Program; the Joe Serna, Jr., Farmworker Housing Grant Fund; the Veterans Housing and Homelessness Prevention Program; the Infill Incentive Grant Program of 2007; and the Infill Infrastructure Grant Program of 2019.

WHEREAS, **[Full Legal Name of Limited Partnership],** a California limited partnership (“LP”), is authorized as active and in good standing to do business in the State of California, and it is in the LP’s best interests to participate in one or more of the foregoing loan programs (the “Loan Program(s)”) as the [Ultimate Borrower].

WHEREAS, the Department has made a conditional commitment of funds to assist [Full Name of Project as Set Forth in the Application and the Caption Above] (the “Project”), and such commitment was made pursuant to that certain conditional award letter, dated [Date] (the “Conditional Award Commitment”).

WHEREAS, pursuant to that Conditional Award Commitment, the Department made the following conditional awards to the awardees identified thereon:

| Program | Award |
| --- | --- |
| Multifamily Housing Program | [MHP$]  [If none, please delete this row of the table.] |
| Joe Serna, Jr., Farmworker Housing  Grant Fund | [Serna$]  [If none, please delete this row of the table.] |
| Veterans Housing and Homelessness  Prevention Program | [VHHP$]  [If none, please delete this row of the table.] |
| Infill Incentive Grant Program of 2007 | [IIG07$]  [If none, please delete this row of the table.] |
| Infill Infrastructure Grant Program of 2019 | [IIG19$]  [If none, please delete this row of the table.] |
| Total: | [Total Amount$] |

WHEREAS, in connection with such Project, the LP has either received, or been assigned, an award of Loan Program funds in the total amount of [Total Amount$] and for the following Loan Programs: [List the full names of the relevant Loan Programs] (the “Loan Program Award”).

NOW, THEREFORE, IT IS RESOLVED, that the LP is hereby authorized and directed to act on its own behalf in connection with the Loan Program Award.

RESOLVED FURTHER: LP is hereby authorized and directed to accept and incur an obligation for the Loan Program Award. That in connection with the total amount of the Loan Program Award, the LP is authorized and directed to enter into, execute, and deliver one or more STD 213, Standard Agreement(s), and any and all other documents required or deemed necessary or appropriate to secure the Loan Program Award from the Department and to participate in the relevant Loan Program(s), and all amendments thereto (collectively, the “Loan Program Award Documents”).

RESOLVED FURTHER: LP acknowledges and agrees that it shall be subject to the terms and conditions specified in the STD 213, Standard Agreement(s), and that the Multifamily Super NOFA, as well as the corresponding and relevant application (the “Application”), will be incorporated by reference therein and made a part thereof. LP also acknowledges and agrees that any and all activities, expenditures, information, and timelines represented and described in the Application are enforceable through the relevant STD 213, Standard Agreement(s). LP also acknowledges and agrees that Loan Program Award funds are to be expended only on the eligible uses and activities identified in the relevant STD 213, Standard Agreement(s).

RESOLVED FURTHER: That [**Full Legal Name**], the [Administrative/Managing/Sole] General Partner of the LP, is hereby authorized to execute the Loan Program Award Documents on behalf of the LP.

DATED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**[ULTIMATE BORROWER]:**

**[Name of Ultimate Borrower]**, a California limited partnership

By: [Full Legal Name], a California [limited liability company/ nonprofit public

benefit corporation]

Its: [Administrative/Managing/Sole] General Partner

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature Block

**NOTICE AND INSTRUCTIONS**

1. **Notice.** The Department is providing this template Authorizing Resolution as informational guidance only. This template is intended to address those situations where the Multifamily Super NOFA funding stack includes grant and loan money, and a limited partnership is participating in the Project solely as an Ultimate Borrower of Loan Program funds pursuant to California Code of Regulations, title 25, section 8313.2. This language and the table may require modification and customization in order to accurately reflect your entity and/or your entity’s participation in the relevant Loan Program(s). Accordingly, the Department encourages each entity to consult with professional legal counsel during the development of its own formal, legally binding statement that it is authorized to participate in the relevant Loan Program(s). Please note, however, that any limitations or conditions on the authority of the signatory or signatories to execute the Loan Program Award Documents may result in the Department rejecting the Authorizing Resolution.

1. **Accuracy, Verification.** The Department will verify that this Authorizing Resolution comports with the entity’s organizational documents. The entity must timely notify the Department, in writing, of any factors that limit its ability to provide an Authorizing Resolution which is materially consistent with this template.

1. **Authorized Signatory or Signatories.** The entity may authorize multiple signatories, so long as there is clarifying language as to whether the signatories are authorized to execute the Loan Program Award Documents individually or collectively.