

**BOARD RESOLUTIONS
PASSED AUGUST 7, 2019**

A RESOLUTION OF THE HOMELESS HOUSING AND ASSISTANCE CORPORATION REGARDING AWARDS FOR APPLICATIONS FOR LIMITED FUNDING FOR EMERGENCY SHELTER REPAIRS

WHEREAS, Title 1 of Article 2-A of the Social Services Law established the Homeless Housing and Assistance Program (“HHAP”) to provide State financial assistance to fund capital programs sponsored by not-for-profit corporations, charitable organizations or wholly-owned subsidiaries thereof, public corporations and municipalities, for the purpose of expanding and improving the supply of shelter and other housing arrangements for homeless persons; and

WHEREAS, Section 45-c of the Private Housing Finance Law created and established the Homeless Housing and Assistance Corporation (“Corporation”), and authorized it to administer the HHAP; and

WHEREAS, Pursuant to Chapter 54 of the Laws of 2019, the Corporation is authorized to use up to \$1,000,000 of its budget appropriation for necessary health and safety improvements to existing emergency shelters in certain districts, to be disbursed pursuant to contracts made in accordance with the terms and conditions as established by the Corporation; and

WHEREAS, the Corporation has issued a competitive procurement that includes separate criteria, application, evaluation and award for proposals seeking funding under the necessary health and safety repairs for existing emergency shelters, as well as the terms and conditions for contracts to eligible applicants under such procurement; and

WHEREAS, the Corporation finds that it is in the best interests of the homeless residents of the applicant shelters, as well as the people of the State, to quickly facilitate critical health and safety repairs to applicant shelters; now, therefore, be it

RESOLVED, by the Members of the Corporation, as follows:

Section 1. The President or Vice President of the Corporation, or other Officer of the Corporation designated by either, is hereby authorized, upon satisfactory compliance with any conditions as required by statute, regulation or otherwise, to enter into final award agreements and any and all other documents the Corporation may require, for eligible applications by emergency shelters for necessary health and safety repairs up to \$100,000 per facility, pursuant to the current procurement and, upon issuance of future budget appropriations to the Corporation for necessary health and safety improvements to existing emergency shelters, pursuant to any subsequent procurement issued by the Corporation for such repairs; and

Section 2. The President or Vice President of the Corporation shall report to the Corporation on all agreements entered into pursuant to this Resolution at the next Board meeting following execution of each agreement; and

Section 3. This resolution shall take effect immediately.

A RESOLUTION OF THE HOMELESS HOUSING AND ASSISTANCE CORPORATION AUTHORIZING AN EXTENSION OF THE MEMORANDUM OF UNDERSTANDING WITH THE OFFICE OF GENERAL SERVICES FOR INTERNET BROADCAST SERVICES

WHEREAS, Section 45-c of Private Housing Finance Law created and established the Homeless Housing and Assistance Corporation (the "Corporation"), a New York public benefit corporation, pursuant to which the Corporation is authorized to administer the Homeless Housing and Assistance Program ("HHAP"); and

WHEREAS, New York Governor's Executive Order 3, dated January 1, 2007, among other matters, required internet broadcasting of official meetings of public benefit corporations for the purpose of public access and information; and

WHEREAS, in accordance with a prior resolution of the Members, in 2008 the Corporation entered into a Memorandum of Understanding (MOU) with the State University of New York (SUNY), acting on behalf of the New York Network (NYN), to provide internet broadcast services to the Corporation through July 2013; and

WHEREAS, in accordance with an agency reorganization, SUNY assigned the MOU to the NYS Office of General Services (OGS) and the parties agreed to extend the MOU through July 2014;

WHEREAS, the parties thereafter amended and extended the Memorandum of Understanding through July 9, 2019; and

WHEREAS, the Members of the Corporation desire to authorize another extension of the MOU from July 10, 2019, through July 9, 2024, for internet broadcast services to continue in compliance with said Executive Order 3; now, therefore be it

RESOLVED, by the Members of the Corporation, as follows:

Section 1. The President, Vice President, or other officer of the Corporation designated by either, is hereby authorized to execute an amendment and extension of the Memorandum of Understanding with OGS for the provision of and payment for internet broadcast services of meetings of the Corporation, which amendment is attached hereto; and

Section 2. All actions taken by the President or her designee on behalf of the Corporation to enter into the amendment of the MOU prior to the date hereof are hereby confirmed and ratified; and

Section 3. This resolution shall take effect immediately.

A RESOLUTION OF THE HOMELESS HOUSING AND ASSISTANCE CORPORATION AUTHORIZING AN INCREASE TO A FINAL AWARD AND A CONTRACT AMENDMENT

WHEREAS, the Homeless Housing and Assistance Corporation (hereinafter the "Corporation") is authorized pursuant to Chapter 215 of the Laws of 1990 to administer the Homeless Housing and Assistance Program (hereinafter the "HHAP") and to enter into contracts with eligible sponsors of homeless housing projects; and

WHEREAS, staff of the Corporation find that it is necessary and desirable to increase an award reservation with certain eligible sponsors and thereby enable the satisfactory completion of the projects funded under said contracts; and

WHEREAS, the Sponsor has demonstrated that the additional funding is needed to develop the project, that it has exhausted all other sources and alternatives for obtaining the necessary funds, and that the need will not be ongoing. The Sponsor has submitted a proposed statement of costs and expenses and a plan for completion of construction. The staff of the Corporation has reviewed these submissions and determined that the costs and expenses are reasonable and that the need for funding will not be ongoing; and

WHEREAS, the Members desire to authorize the increase of said award; now, therefore be it

RESOLVED, by the Members of the Corporation, as follows:

Section 1. The President, Vice President, or other officer of the Corporation designated by either, is hereby authorized and directed, upon satisfactory compliance with any pre-contract conditions as are required by applicable statute, or regulation and policies, and subject to the availability of funds therefore, to enter into amended final contracts and to make additional awards, for such sponsors, in such amounts, and upon such terms and conditions as are set forth on the annexed list.

Section 2. The President or Vice President of the Corporation is further directed and authorized to review all information pertaining to disclosures of potential conflicts of interest for each of the eligible sponsors receiving an award pursuant to this Resolution. The President or Vice President of the Corporation shall consult with HHAC Counsel or his/her designee to determine, in accordance with New York Codes Rules and Regulations (NYCRR) Part 800.10 ("HHAP Regulations"), whether an individual's position or relationship as an officer, director and/or employee of a sponsor organization, or the position or relationship of any member of his or her immediate family, or other category of persons described in the HHAP Regulations, constitutes a conflict of interest with respect to his or her involvement with the HHAP project. The President or Vice President of the Corporation is further authorized to determine whether to approve or require additional information and/or actions to mitigate the potential conflict of

interest created by the position or relationship consistent with the Policy adopted by the Board in February 2006.

Section 3. This resolution shall take effect immediately.

Amendment Award Approval for the August 7, 2019 Board Meeting

Project Sponsor	ID#	# of Units	Current Award	Proposed Increase	Final Amount Requested
Mercy Haven, Inc.	2012-024 HC00844	16	\$ 4,739,204	\$433,530	\$5,172,734