

# **New York State Homeless Housing and Assistance Corporation**

## **A Resolution Regarding Certain SEQRA Classifications and Findings**

**WHEREAS**, the Homeless Housing and Assistance Corporation (hereinafter the “Corporation”) is subject to the State Environmental Quality Review Act (SEQRA);

**WHEREAS**, the Corporation must conduct a SEQRA review of all its projects and make certain findings;

**WHEREAS**, the SEQRA Committee has reviewed several projects and has made recommendations to the Corporation; and

**WHEREAS**, the Corporation has determined that certain classifications and findings should be made.

### **NOW THEREFORE, BE IT**

**RESOLVED**, that the Corporation accepts the recommendations of the SEQRA committee attached hereto; and be it further

**RESOLVED**, that the Corporation classifies the following projects as listed below, and finds that no further action is required for those termed Type II, and be it further

**RESOLVED**, that for the following projects, the determination as listed below be made and that no further action is required,

- Project Name: The Salvation Army 2021-018
- Location: [confidential site], Jamestown, NY. County of Chautauqua.
- Classification: Unlisted
- Determination: Negative Declaration
  
- Project Name: DePaul Properties, Inc. 2022-005
- Location: Central Avenue, Rochester, NY. County of Monroe.
- Classification: Unlisted
- Determination: Negative Declaration
  
- Project Name: The Bridge, Inc. 2022-010
- Location: Boone Avenue, Bronx, NY. County of Bronx.
- Classification: Unlisted
- Determination: Negative Declaration

**AND BE IT FURTHER RESOLVED** by the Members of the Corporation, as follows:

Section 1      The SEQRA Officer is authorized and directed to implement the determinations of the Corporation as made above.

Section 2      This resolution shall take effect immediately.

February 2023

**STATE OF NEW YORK  
HOMELESS HOUSING AND ASSISTANCE CORPORATION**

**A RESOLUTION OF THE HOMELESS HOUSING AND ASSISTANCE  
CORPORATION REGARDING REMOTE PARTICIPATION IN BOARD MEETINGS**

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, Chapter 56 of the Laws of 2022 in part amends Section 103(c) of the Public Officers Law (Open Meetings Law) and adds a new Section 103-a relating to videoconferencing by public bodies; and

WHEREAS, the new Section 103-a requires that a public body, such as the Corporation, must specifically authorize the use of videoconferencing, including specific procedures governing member and public attendance; and

WHEREAS, the Corporation wishes to set forth such procedures for adoption at this meeting; now, therefore, be it

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

Section 1. The Members of the Corporation hereby agree and adopt the written procedures attached hereto pursuant to Open Meetings Law Section 103-a, and further direct that these procedures be clearly posted on the Corporation’s public website; and

Section 2. That the procedures attached hereto shall be deemed repealed as of July 1, 2024 when Open Meetings Law Section 103-a expires, unless such law is extended or otherwise renewed.

Section 3. This resolution shall take effect immediately.

Procedures regarding videoconferencing at Corporation Board meetings pursuant to Open Meetings Law Sections 103 and 103-a:

1. The public shall have the opportunity to attend, listen and observe public meetings of the Corporation in at least one physical location in which a Member participates.
2. The Corporation may, in its discretion, use videoconferencing to conduct a meeting provided that a quorum of Members are present in the same physical location or locations where the public can attend and, except for Executive Sessions, the public can be heard, seen and identified while the meeting is conducted. Such videoconferencing shall also allow the public to view the meeting via video and to have the same opportunity to comment or participate as they would in person.
3. Members of the Corporation shall be physically present at scheduled public meetings of the Corporation unless a Member is unable to be physically present due to extraordinary circumstances including but not limited to disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes that Member's physical attendance at such meeting,
4. If circumstances as noted in Section 3 arise, the Corporation authorizes the use of videoconferencing in accordance with these procedures.
5. If the Corporation uses videoconferencing based on the foregoing, such meeting shall be recorded, and such recording shall be posted or linked on the Corporation's public website within five (5) business days after such meeting and shall remain available for at least five (5) years after such meeting.
6. The in-person participation requirements in Section 3 shall not apply during a state disaster emergency declared by the Governor pursuant to Executive Law Section 28 or during a local state of emergency declared pursuant to Executive Law Section 24, if the Corporation finds that the circumstances necessitating the emergency declaration would affect or impair the ability of the Corporation to hold an in-person meeting.

## **STATE OF NEW YORK HOMELESS HOUSING AND ASSISTANCE CORPORATION**

### **A RESOLUTION OF THE HOMELESS HOUSING AND ASSISTANCE CORPORATION AUTHORIZING AN INCREASE TO A FINAL AWARD**

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, staff of the Corporation find that it is necessary and desirable to increase an award reservation for a certain eligible sponsor and thereby enable the satisfactory completion of the project funded under said award; 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 final contract and to make an additional award for such sponsor, in such amount 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.

## Award Approval for the February 7, 2023 Board Meeting

<b>Project Sponsor</b>	<b>ID#</b>	<b># of Units</b>	<b>Current Award</b>	<b>Proposed Increase</b>	<b>Final Amount Requested</b>
Concern Housing	2016-020	42	\$ 5,750,000	\$2,841,158	\$8,591,158

# **State of New York Homeless Housing and Assistance Corporation**

## **A Resolution of the Homeless Housing and Assistance Corporation Authorizing Awards**

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, the Corporation is authorized under such laws to enter into contracts with not-for-profit corporations, charitable organizations or wholly owned subsidiaries thereof, public corporations and municipalities, to provide such State financial assistance for costs attributable to the establishment and rehabilitation of homeless projects as defined in Section 42 of the Social Services Law of the State of New York; and

WHEREAS, eligible sponsors have applied for awards under HHAP’s Request for Proposals to establish and operate housing projects for homeless persons; and

WHEREAS, the Corporation staff has reviewed the required documentation and has recommended that awards be made and agreements be authorized for said eligible sponsors; 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 pre-contract conditions and other conditions as are required by statute, regulation or otherwise, to enter into preconstruction agreements, final award/ loan agreements and any and all other documents HHAC may require with the attached listed applicants.

Section 2. This resolution shall take effect immediately.

Section 3. 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.