

COUNCIL RESOLUTION NO. 2015-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) WAIVING THE COMPETITIVE BID REQUIREMENTS; (2) AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AN AGREEMENT BETWEEN SOUTH BAY COMMUNITY SERVICES AND THE CITY OF CHULA VISTA FOR THE MANAGEMENT AND IMPLEMENTATION OF A HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) TENANT-BASED RENTAL ASSISTANCE PROGRAM; AND (3) AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE INITIAL AGREEMENT AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE THREE ONE-YEAR OPTIONS TO EXTEND THE AGREEMENT BASED ON AVAILABILITY OF HOME ENTITLEMENT FUNDS FROM THE U.S DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

WHEREAS, as a Department of Housing and Urban Development (HUD) entitlement community, the City of Chula Vista receives grant funds under the Home Investment Partnerships (HOME) Program Grant Number M-14-MC-06-0505, and

WHEREAS, pursuant to Council Resolution Number 2014-064, City Council approved the HUD Annual Action Plan which includes funding for a Tenant Based Rental Assistance Program (TBRA) using HOME funding; and

WHEREAS, HUD approved the City's FY 2014/2015 Annual Action Plan that included funding for a HOME TBRA Program; and

WHEREAS, the City will allocate \$250,000 in HOME funds for a TBRA to assist eligible households who meet the program requirements; and

WHEREAS, City is seeking a Subrecipient to assist the City with implementing a TBRA and to meet HUD's July 31, 2015 deadline to commit HOME funds; and

WHEREAS, on September 16, 2013, an RFP was issued for agencies interested in implementing a Rental Assistance Program using Emergency Solutions Grant funds and only one response was received by South Bay Community Services (SBCS) by the submittal deadline.

WHEREAS, South Bay Community Services was selected due to its intimate knowledge of and approach to implementing a rental assistance program, its extensive experience, and ability to complete the services in a timely manner; and

WHEREAS, the City finds that the nature of the services to be provided are unique and specialized, that South Bay Community Services' has history of working with the City since

2007, and that South Bay Community Services was the sole respondent to the City's bona fide RFP; and

WHEREAS, the City finds, given that the services to be provided are unique and specialized in nature, that South Bay Community Services' has history of working with the City since 2007, and that South Bay Community Services was the sole respondent to the City's bona fide RFP, that a waiver of the competitive bidding requirements is appropriate pursuant to Chula Vista Municipal Code section 2.56.070(B) (3) and (4); and

WHEREAS, given the aforementioned, the City wishes to waive the competitive bidding requirements, and enter into a two-party agreement South Bay Community Services, acting as a Subrecipient, to implement the TBRA utilizing the available HOME fund balance, with an initial contract term, for a maximum authorized amount of \$250,000 for administrative expenses and rental and security deposit assistance. A copy of said Agreement is on file with the City Clerk's Office; and

WHEREAS, the purchasing agent is authorized to execute three (3) one-year options to extend the amount the contract, contingent upon availability of HUD funding; and

WHEREAS, in the event that HUD withdraws the City's HOME funding, the City is not obligated to compensate South Bay Community Services for program expenditures.

NOW, THEREFORE, BE IT RESOLVED, that the City Council for the City of Chula Vista does hereby:

1. Based on the findings in the above recitals above which are hereby incorporated herein, and additional testimony and evidence presented in support of this action, waive the competitive bidding requirements pursuant to Chula Vista Municipal Code section 2.56.070(B)(3) and (4); and

2. Authorize the City Manager or his designee to execute the initial Agreement in an amount not to exceed \$250,000 between the City of Chula Vista and South Bay Community Services for the implementation of an HOME TBRA in substantially the form presented, subject to such minor modifications as may be approved or required by the City Attorney's Office; and

3. Further authorize the Purchasing Agent, to execute three one-year options to extend the Agreement based on availability of HOME entitlement funds from the U.S. Department of Housing and Urban Development.

Presented by

Approved as to form by

Kelly G. Broughton, FASLA
Development Services Director

Glen R. Googins
City Attorney