

March 24, 2022

Board of County Commissioners
Clackamas County

Approval of Amendment #4 to an Intergovernmental Grant Agreement from State of Oregon, Department of Housing and Community Services for Landlord Rent Guarantee Funds. Increases the Pool of Funding Available State-wide by \$10,000 to a New Value of \$200,000.
County General Funds are not involved.

Purpose/Outcomes	The purpose of the Rent Guarantee program is to provide incentives and financial assistance to landlords that rent or lease to low-income households by guaranteeing payments to landlords for unpaid rent and for eviction and property damage costs.
Dollar Amount and Fiscal Impact	Amendment #4 increases the funds available state-wide by \$10,000 for a revised value of \$200,000.
Funding Source	State of Oregon Housing and Community Services Department, rent guarantee funding. No County General Funds.
Duration	Amendment #4 is effective upon signature, with an eligible expenditure period starting 1-1-22 to 6-30-22.
Previous Board Action/Review	The original Agreement was approved by the Board of Commissioners 7-19-18. Amendments #1 - #3 were approved by the Health, Housing and Human Services Director. Item at County Issues: 3-22-22.
Strategic Plan Alignment	1. This funding aligns with the Social Services Division's strategic priority to provide housing stabilization and supportive services to people who are homeless or at risk of becoming homeless so they can obtain and maintain permanent housing. 2. This funding aligns with the County's strategic priority to ensure safe, healthy and secure communities.
Counsel Review	Approved 3-3-22 by Andrew Naylor.
Procurement Review	1. Was the item processed through Procurement? yes <input type="checkbox"/> no <input checked="" type="checkbox"/> 2. If no, provide brief explanation: Item is a Grant Amendment.
Contact Person	Brenda Durbin, Director – Social Services Division – (503) 655-8641
Contract No.	H3S#8912

BACKGROUND:

The Social Services Division of the Health, Housing and Human Services Department requests approval of Intergovernmental Agreement Grant Amendment #4 (attached) from the State of Oregon, Department of Housing and Community Services (OHCS) for Landlord Rent Guarantee Funds.

The Amendment increases funding available in a statewide pool on a first-come, first-served basis by \$10,000 to a revised value of \$200,000 and adjusts the financial assistance to

Healthy Families. Strong Communities.

landlords to a maximum of \$5,000 per tenancy. County Counsel approved the Amendment, and it is effective upon signature by all parties with an eligible expenditure period starting January 1, 2022 through June 30, 2022. No County General Funds are required.

RECOMMENDATION:

Staff recommends the Board approval of this Grant Amendment, and authorization for the Chair to sign on behalf of the County.

Respectfully submitted,

A handwritten signature in cursive script that reads "Rodney Cook".

Rodney A. Cook
Director
Health, Housing and Human Services Department

Attachment:
Intergovernmental Agreement, Grant Amendment #4 to H3S#8912

State of Oregon
Oregon Housing and Community Services Department
Rent Guarantee Program Provider
Grant Agreement
Amendment No. 4

This is Amendment No. 4 (the "Amendment") to the Grant Agreement No. 4687, dated August 3, 2018 (the "Agreement") executed by and between the State of Oregon, acting by and through its **Housing and Community Services Department**, ("Agency"), and **Health, Housing and Human Services Department, Social Services Division**, ("Clackamas County").

Recitals: It has now been determined by Agency and Clackamas County that the Agreement referenced above shall be amended to increase funds and update language for Grant Funds.

For good and sufficient consideration including the terms and conditions of this Amendment, the parties agree as follows:

1. **Amendment to Agreement.** The Agreement is hereby amended as follows effective **January 1, 2022**, upon signature by all parties and approval required by law: New Language is indicated by **bolding** and **underlining** and deleted language is indicated by **bolding** and **striking** unless a section is replaced in its entirety:

- a. Amend Section 6.1, entitled "Consideration", as follows:

Agency agrees to make a conditional award of funds to Grantee on a statewide, first come first served basis, not to exceed ~~\$190,000~~ **\$200,000**. Agency reserves the right to target funding to those populations or areas if the state with the greatest need as Agency so determines. Grant funding can only be used in accordance with the terms and conditions of this Agreement.

- b. Amend Revised Exhibit A, entitled "Grant Funds", only as follows:

The maximum amount of grant funds available, on a statewide basis, is ~~\$190,000~~ **\$200,000**. Maximum financial assistance available to landlords is \$5,000, **per tenancy**, from the grant funds awarded to the Grantee. ~~Reimbursement for unpaid rent is limited to a maximum of \$2,000 per eligible tenant from the grant funds awarded to Grantee.~~

2. Except as expressly amended above, all other terms and conditions of the Agreement, as amended, remain in full force and effect.
3. The parties expressly affirm and ratify the Agreement as herein amended.

4. Clackamas County certifies that the representations, warranties, and certifications contained in the Agreement are true and correct as of the effective date of this Agreement and with the same effect as though made at the same time of this Amendment.
5. This Amendment may be executed in two or more counterparts (by facsimile or otherwise) each of which is an original and all of which when taken together are deemed one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart.

Certification: By signature on this Amendment, the undersigned hereby certifies for Clackamas County under penalty of perjury that the undersigned is authorized to act on behalf of Clackamas County and that Clackamas County is, to the best of the undersigned's knowledge, not in violation of any Oregon Tax Laws. For purposes of this certification, "Oregon Tax Laws" means a state tax imposed by ORS 320.005 to 320.150 and 403.200 to 403.250 and ORS chapters 118, 314, 316, 317, 318, 321, and 323 and elderly rental assistance program under ORS 310.706 and local taxes administered by the Department of Revenue under ORS 305.620.

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SIGNATURE PAGE

Local Government:

Clackamas County signing on behalf of the Board:

- Commissioner: Tootie Smith, Chair**
- Commissioner: Sonya Fischer**
- Commissioner: Paul Savas**
- Commissioner: Martha Schrader**
- Commissioner: Mark Shull**

Authorized Signature:

Gary Schmidt, Administrator

Date

AGENCY:

**State of Oregon acting by and through its
Housing and Community Services Department**

Authorized Signature:

Margaret Salazar, Director or designee

Date

Reviewed and Approved By:

Sheila Parkins via email

01/10/22

Sheila Parkins, Contract Administrator

Date

DEPARTMENT OF JUSTICE

Approved as to Legal Sufficiency By: Exempt OAR 137-045-0050

Assistant Attorney General

Date