

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER OR THEIR DESIGNEE TO 1) SUBMIT AN APPLICATION TO THE CALIFORNIA OFFICE OF EMERGENCY SERVICES HAZARD MITIGATION PROGRAM GRANT (HMPG) FOR A GRANT AWARD IN AN AMOUNT NOT TO EXCEED \$25,000,000; 2) ALLOCATE AN AMOUNT NOT TO EXCEED \$6,250,000 FOR THE DURATION OF THE GRANT, SUBJECT TO THE APPROPRIATION OF FUNDS, AS THE LOCAL MATCHING FUNDS REQUIRED FOR HMPG; AND 3) NEGOTIATE AND EXECUTE THE HMPG PROGRAM APPLICATION PACKAGE, INCLUDING A STATE OF CALIFORNIA STANDARD AGREEMENT (STANDARD AGREEMENT) IN A TOTAL AMOUNT NOT TO EXCEED \$25,000,000, AS WELL AS ANY AND ALL OTHER DOCUMENTS REQUIRED OR DEEMED NECESSARY OR APPROPRIATE TO SECURE AN HMPG AWARD AS REQUIRED BY THE STATE OF CALIFORNIA**

**WHEREAS**, State of California’s Office of Emergency Services Hazard Mitigation Program Grant (sometimes referred herein as “HMPG”) makes available federal funds administered by the State to help address cities’ need for the mitigation of soft story buildings; and

**WHEREAS**, the City of San Jose (“City”) wishes to submit an application for \$25,000,000 in Hazard Mitigation Program Grant funding for the purposes described in the memorandum to the City Council dated August 3, 2023 from Chris Burton, Director of Planning, Building and Code Enforcement, Raymond Riordan, Director, Office of Emergency Management, and Rosalynn Hughey, Deputy City Manager; and

**WHEREAS**, if awarded, the Hazard Mitigation Program Grant requires a 25% local match, or \$6,250,000, for the duration of the grant, subject to the appropriation of funds, as local matching funds required for HMPG; and

**WHEREAS**, the City Council wishes to delegate to the City Manager authority to submit a grant application to the California Office of Emergency Services, enter into an agreement to accept the grant, and execute any other program documents as required by the State of California;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The City Manager or their designee is hereby authorized to:

1. Submit an application to the California Office of Emergency Services Hazard Mitigation Program Grant (HMPG or Grant) for a grant award in an amount not to exceed \$25,000,000 with the following scope as determined by the Notice of Intent submitted by staff on May 10, 2023:
  - a). Implement the Soft Story Seismic Retrofit program and fund partially the seismic retrofitting of selected soft story multifamily buildings in San José;
2. Allocate an amount not to exceed \$6,250,000 for the duration of the grant, subject to the appropriation of funds, as the local matching funds required for HMPG.
3. Negotiate and execute the HMPG program application package, including a State of California Standard Agreement (Standard Agreement) in a total amount not to exceed \$25,000,000, as well as all other documents required or deemed

necessary or appropriate to procure and accept an HMPG award as required by the State of California.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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MATT MAHAN  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk