



THE MUNICIPAL HOUSING AUTHORITY FOR THE CITY OF YONKERS

RESOLUTION #5 OF 2023

June 29, 2023

The following resolution was adopted by a majority during a meeting of the Board of Commissioners of The Municipal Housing Authority for the City of Yonkers on June, 2023, proper notice of which was given to, or waived by, each of the members of the Board of Commissioners, and at which a quorum was present:

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that Low-Income Public Housing (LIPH) providers adopt an Admissions and Continued Occupancy Policy (ACOP) to set local policies for the administration of the program in accordance with HUD requirements and local priorities; and

WHEREAS, the Municipal Housing Authority for the City of Yonkers (MHACY) has not formally revised or updated the ACOP since April 2019; and

WHEREAS, HUD had made several changes to the policy provisions governing the ACOP since April 2019, to include changes to 24 CFR 960.507 and 24 CFR 960.509 for Public Housing Authorities (PHAs) to implement the Housing Opportunity Through Modernization Act (HOTMA) Section 103 governing the treatment of Over-Income (OI) families; and

WHEREAS, the MHACY finds it necessary to revise the existing ACOP to remain in compliance with all HUD rules and regulations; and

WHEREAS, these proposed revisions were made available for public comment and review from Monday, May 29, 2023 to Wednesday, June 28, 2023, on the MHACY website: www.mhacy.org, listed under **DRAFT Admissions and Continued Occupancy Policy (ACOP) 2023**; and

WHEREAS, the ACOP and any revisions to said document must be formally adopted by the MHACY Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Municipal Housing Authority for the City of Yonkers:

Formally adopts the revisions to the existing MHACY Admissions and Continued Occupancy Policy (ACOP), incorporating all of the required HUD policy directives and regulations as relates to the treatment of over-income families.

I, JAMES J. LANDY, the Chair of the Board of Commissioners of THE MUNICIPAL HOUSING AUTHORITY FOR THE CITY OF YONKERS do hereby certify that the foregoing resolutions were adopted at a meeting of the Board of Commissioners of the Authority held on the date written above.

JAMES J. LANDY, CHAIR

SUMMARY

Approving the Revisions to the Admissions and Continued Occupancy Policy

As a provider of Low-Income Public Housing (LIPH), the Municipal Housing Authority for the City of Yonkers (MHACY) is required by the Department of Housing and Urban Development (HUD) to review and update its Public Housing Admissions and Continued Occupancy Policy (ACOP). The purpose of the review is to ensure that the admissions and occupancy policies described therein are compliant with the latest rules and regulations issued by HUD.

The MHACY subscribes to the Nan McKay update, revision services for the ACOP and the Administrative (Admin) Plan to utilize as a template for the required revisions. The previous revision to the MHACY ACOP was performed in April 2019. Since those revisions, the Nan McKay update service has released revisions in 2020, 2021, 2022 and most recent in 2023.

To ensure that the MHACY ACOP is most current to include, the Housing Opportunity Through Modernization Act (HOTMA) final rule pertaining to treatment of Over-Income (OI) families, after consultation by the MHACY Legal Counsel and the Compliance Monitor, a decision was made to review and revise the entire ACOP. The review and revision of the entire Policy has incorporated all required and recommended changes since the previous revision in 2019. **Please see Attachment 1: Revised Draft ACOP.**

Per federal regulation, said revisions must be posted for public comment and approved by the MHACY Board of Commissioners. The public hearing is scheduled for Wednesday, June 28, 2023. **Please see Attachment 2: Public Notice for the ACOP.**

All revisions to the ACOP are proposed to take effect on July 1, 2023.