



RESOLUTION 93 - 03132019

WHEREAS, the Housing Opportunity Through Modernization Act of 2016 (HOTMA) was signed into law, and

WHEREAS, one of the statutory amendments made by HOTMA places an income limitation on a public housing tenancy for families, and

WHEREAS, the law requires that after a family's income has exceeded 120 percent of the area median income for two consecutive years, a public housing agency must terminate the family's tenancy with 6 months of the second income determination or charge the family a monthly rent equal to the greater of (1) the applicable Fair market Rent; or (2) the amount of monthly subsidy for the unit including amounts from the operating and capital fund, and

WHEREAS, the law does provide discretion to PHA's to evict or terminate assistance to families whose income exceeds the local low-income limit, except for families with a valid Family Self-Sufficiency (FSS) contract or families where at least one family member is receiving the Earned Income Disregard benefit, and

WHEREAS, even though HUD has not yet determined how the PHA is to determine the monthly subsidy to use in setting rents for over-income families, PHA's are required to have included the Over Income Families policy in their Admissions and Continued Occupancy Plan and as a lease addendum by March 1, 2019, and

WHEREAS, the City of New London Housing Authority policy will be that if the family's income continues to exceed the over income limit for 2 consecutive years, the family will be subject to either the amount of monthly subsidy for the unit including amounts from the operating and capital fund (as determined on a HUD formula) or termination based on the Housing Authority's policy.

BE IT HEREBY RESOLVED that the above Resolution is Passed and Adopted by the New London Housing Authority Board of Commissioners at the Monthly Meeting held on Wednesday, March 13, 2019.

_____/s/ Arien Herminath

Arien Herminath
Board Chair

I, Laura Marker, Executive Director of the Housing Authority of the City of New London, Wisconsin, do hereby certify that the above Resolution is a true copy of the Resolution adopted by the Housing Authority of the City of New London on the _____ day of March, 2019.

_____/s/ Laura Marker

Laura Marker
Executive Director