


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2008 NOV 21 AM 9: 55

APPROVED AS TO FORM AND LEGALITY:


DEPUTY CITY ATTORNEY

OAKLAND CITY COUNCIL

RESOLUTION No. 81679 C. M. S.

RESOLUTION 1) ADOPTING A SUBSTANTIAL AMENDMENT TO THE CONSOLIDATED PLAN ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT FOR FISCAL YEAR 2008-2009; 2) AUTHORIZING THE CITY ADMINISTRATOR TO SUBMIT THE AMENDMENT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; 3) AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE FUNDS TOTALING \$8,250,668 TO THE HUD-CDBG FUND TO DEVELOP AND ADMINISTER THE NEIGHBORHOOD STABILIZATION PROGRAM; 4) AUTHORIZING THE COMMUNITY AND ECONOMIC DEVELOPMENT AGENCY TO ISSUE A REQUEST FOR PROPOSALS/QUALIFICATIONS FOR THE NEIGHBORHOOD STABILIZATION PROGRAM; AND 5) AUTHORIZING THE REALLOCATION OF FUNDS FROM THE EXISTING NEIGHBORHOOD HOUSING REVITALIZATION PROGRAM AS NEEDED FOR THE NEIGHBORHOOD STABILIZATION PROGRAM.

WHEREAS, on July 30, 2008, President Bush signed into law the Housing and Economic Recovery Act of 2008 (H.R. 3221); and

WHEREAS, H.R. 3221 provides \$3.92 billion in Community Development Block Grant (CDBG) Neighborhood Revitalization funds for communities to purchase and rehabilitate foreclosed homes; and

WHEREAS, on September 29, 2008, the U. S. Department of Housing and Urban Development (HUD) released the implementation notice and the formula allocation of the CDBG Neighborhood Revitalization funds in the Federal Register; and

WHEREAS, the City desires to accept the \$8,250,668 HUD has allocated to the City of Oakland to implement a Neighborhood Stabilization Program (NSP); and

WHEREAS, HUD is requiring all NSP grantees to submit to the HUD local office by December 1, 2008, a Substantial Amendment to the Consolidated Annual Action Plan for FY 2008-09; and

WHEREAS, the City has published a draft of the Substantial Amendment and has provided for a public comment period of 15 days according to HUD requirements; and

WHEREAS, there is a need to develop and administer a Neighborhood Stabilization Program to include the requirements set forth by HUD; and

WHEREAS, there is a need to issue a Request For Proposals/Qualifications for implementation of the NSP; and

WHEREAS, the City may need to use funds from the Neighborhood Housing Revitalization Program (Fund 2999, Project G08760) to further implement the NSP; now, therefore, be it

RESOLVED: That the City Council hereby adopts the proposed Substantial Amendment to the Consolidated Plan Annual Action Plan including consideration of public comments received; and be it

FURTHER RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or his designee, to take any actions necessary to execute and submit the Substantial Amendment to HUD and any other materials that may be required to secure HUD approval; and be it

FURTHER RESOLVED: That the City Council hereby accepts and appropriates the HUD funds totaling \$8,250,668 and authorizes the City Administrator or his designee to amend the appropriated amounts for FY 2008/09 to reflect actual grant receipts for the programs identified in the final Consolidated Plan; and be it

FURTHER RESOLVED: That said funds, and any program income derived there from, shall be appropriated to the HUD-CDBG Fund (2108, Org 88949, Project to be Determined); and be it

FURTHER RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or his designee to develop and administer a Neighborhood Stabilization Program to include the requirements set forth by HUD; and be it

FURTHER RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or his designee to issue a Request For Proposal/Qualifications for implementation of the NSP; and be it

FURTHER RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or his designee, as needed, to reallocate funds from the Neighborhood Revitalization Program (Fund 2999, Project G08760) to help implement the NSP; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to approve any amendments to the Consolidated Plan, and any amendments, modifications or extensions of FY 2008-09 agreements, with the exception of the allocation of additional funds, and take any other action with respect to the agreements consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: That prior to execution, agreements shall be reviewed and approved as to form and legality by the Office of the City Attorney, and copies filed with the Office of the City Clerk; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator to conduct negotiations, execute documents, and take any other action with respect to the project and the allocation of CDBG funds consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: That the City Council directs the City Administrator and/or his designee to return to the City Council and present for approval staff's funding recommendations upon conclusion of the RFP and evaluation process.

NOV 18 2008

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, ~~REID~~, and PRESIDENT DE LA FUENTE - 7

NOES - 0

ABSENT - Reid - 1

ABSTENTION - 0

ATTEST:



LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California