

City Attorney

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# OAKLAND CITY COUNCIL

RESOLUTION No. **86866** C.M.S.

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO (1) PREPARE AND SUBMIT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, THE CONSOLIDATED PLAN ANNUAL ACTION PLAN FOR FISCAL YEAR 2017/18; (2) ACCEPT AND APPROPRIATE FUNDS TOTALING \$12,229,282 FOR THE HOME, EMERGENCY SOLUTIONS GRANT, HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS, AND THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS FOR FY 2017/18; (3) AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE TWO-YEAR GRANT AGREEMENTS UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, WITH THE SECOND YEAR FUNDING CONTINGENT UPON LEVEL OF CDBG FUNDS AWARDED TO THE CITY OAKLAND BY HUD FOR FY 2018/19; (4) APPROPRIATING \$1,200,000 IN REVOLVING FUND PROGRAM INCOME AND ANY AMOUNTS IN EXCESS THEREOF FOR HOUSING REHABILITATION REVOLVING FUND; (5) AUTHORIZING THE REPROGRAMING \$209,750 IN COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM SAVINGS AND CARRY-FORWARD FUNDS FOR 2017/18 PROJECTS; AND (6) AUTHORIZING A CONTRIBUTION FROM THE GENERAL PURPOSE FUND IN THE ESTIMATED AMOUNT OF \$8,089 FOR CENTRAL SERVICE OVERHEAD CHARGES ASSOCIATED WITH THE EMERGENCY SOLUTIONS GRANT.**

**WHEREAS**, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Oakland prepare and submit a Consolidated Annual Action Plan (AAP) for fiscal year (FY) 2017-2018 as a condition for receiving Federal funds for housing and community development activities; and

**WHEREAS**, the AAP is usually submitted to HUD by May 15<sup>th</sup>, but due to delayed enactment of the Appropriations Bill by Congress and further delay by HUD Community Planning Department (CPD) to calculate 2017/18 Formula Entitlement Grants contingent allocations approved in the 2017 Appropriations Bill, the City is submitting its AAP to HUD not later than the extended due date of August 16, 2017; and

**WHEREAS**, the City has published drafts of the 2017-2018 AAP and has provided for a public comment period of 14 calendar days, said requirement modified by HUD for the 2017-2018 AAP only, per Title 24 Code of Federal Regulations (CFR 91.600, waiving the 30-day public comment period to ensure that grantees do not lose their 2017 funding, while also affording citizens a meaningful public comment period for the AAP, and

**WHEREAS**, the City desires to accept grant award amounts announced by HUD on June 15, 2017 as listed below for the following FY 2017-2018 programs:

Community Development Block Grant (CDBG)	\$ 6,981,948
HOME Investment Partnership (HOME)	\$ 2,107,060
Housing Opportunities for Persons with AIDS (HOPWA)	\$ 2,503,168
<u>Emergency Solutions Grant (ESG)</u>	<u>\$ 637,106</u>
<b>Totaling</b>	<b>\$ 12,229,282</b>

as identified in the 2017-2018 AAP; and

**WHEREAS**, said grant funds will be appropriated into HUD-CDBG (Fund 2108); HUD-HOME (Fund 2109); and HUD-HOPWA and HUD ESG (Fund 2103); and

**WHEREAS**, under Federal grant rules, no more than 7.5% (\$47,738) of the grant funds awarded to the City under the Emergency Solutions Grant (ESG) may be spent on administrative costs; and

**WHEREAS**, ESG funds allocated to the Department of Human Services/ Community Housing Services (DHCD/CHS) Division are used to cover staff costs and the associated Central Services Overhead (CSO) costs charged to ESG could potentially cause the CHS Division to exceed the allowable 7.5% administration cap for ESG, therefore a contribution from the General Purpose Fund in the amount of \$8,089 was included in the FY2017-2019 Adopted Budget to subsidize the Department of Human Services' FY17-18 Central Service Overhead excess costs associated with the Emergency Solutions Grant; and

**WHEREAS**, a public hearing will be held July 18, 2017, to solicit public comment on the proposed AAP including consideration of the categorical allocation of CDBG funds to programs and projects for FY 2017-2018; and

**WHEREAS**, the City's Department of Housing & Community Development expects to receive in FY 2017-2018, \$1,200,000 in revolving loan program income (loan repayments and loan fees) under the Housing CDBG funded Housing Rehabilitation program; and

**WHEREAS**, said revolving loan program income is annually used and reported as leveraging for CDBG funds awarded to the City; and be it

**WHEREAS**, staff has identified \$209,750 in CDBG carry-forward balances to support 2017-2018 CDBG programs, projects and services, now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes and directs the City Administrator or designee, to prepare and submit the Consolidated 2017-2018 Annual Action Plan and related documents, and consider public comments received; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes and directs the City Administrator or designee, to take any actions necessary to execute and submit the documents mentioned above to HUD and any other materials that may be required to secure HUD approval of the Final 2017-2018 Annual Action Plan by or prior to August 16, 2017; and be it

**FURTHER RESOLVED:** That the City Council hereby accepts and appropriates the HUD funds totaling \$12,229,282 as follows: \$6,981,948 CDBG funds to the HUD-CDBG Fund (2108); \$2,107,060 HOME funds to the HUD-HOME Fund (2109); \$637,106 ESG and \$2,503,168 HOPWA funds to Fund (2103); and be it

**FURTHER RESOLVED,** That the City Council hereby authorizes a contribution from the General Purpose Fund, included in the FY2017-2019 Adopted Budget, for Central Services Overhead related to the HUD ESG, in an amount equivalent of the Department of Human Services' Central Services Overhead costs in an estimated amount of \$8,089 for fiscal year 2017-2018,

**FURTHER RESOLVED:** That the City Administrator or designee is authorized to negotiate and execute agreements with the third-party contractors and sub recipients listed on **Exhibit A** hereto, for those programs and projects in the amounts identified in the final Annual Action Plan referenced for the CDBG, HOPWA, ESG and HOME grants as listed on **Exhibit A** to this Resolution; and be it

**FURTHER RESOLVED:** That the City Council hereby appropriates Program Income from Revolving loan payments for FY 2017-2018 totaling \$1,200,000 and, appropriates any Program Income in excess of \$1,200,000 to Housing Rehabilitation Programs Fund (2108) to allow for additional funding of loans or grants; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the reprogramming of \$209,750 from the following fund balances for the purposes of supporting 2017-2018 eligible CDBG funded activities identified in Exhibit A of this Resolution:

<b>FUND</b>	<b>ORG.</b>	<b>ACCOUNT</b>	<b>PROJECT</b>	<b>AVAILABLE BALANCES</b>
2108	89949	54912	1001418	\$ 89,044
2108	89949	54912	1000083	\$ 34,410
2108	89949	54912	1000349	\$ 31,054
2108	89949	54912	1001342	\$ 15,342
2108	89949	54912	1000346	\$ 15,000
2108	89949	54912	1001393	\$ 24,900
<b>Total Available CDBG Reprogram Funds</b>				<b>\$209,750</b>

and be it

**FURTHER RESOLVED:** That new funding projects will be set up in Fund 2108, Organization 89949, Account 54912, Project (various) for each activity supported by the \$209,750 in carry-forward funds referenced above; and be it

**FURTHER RESOLVED:** That the City Administrator or her designee is hereby authorized to approve any amendments to the Final Annual Action Plan, and any amendments, modifications or extensions of FY 2017-18 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 City Attorney, and executed copies shall be filed with the City Clerk, and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or designee to conduct negotiations, execute documents, and take any other action with respect to the projects and the allocation of CDBG funds consistent with this Resolution and its basic purpose.

**JUL 18 2017**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

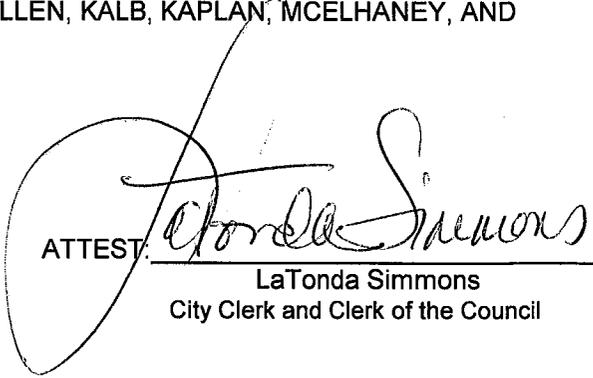
AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, MCELHANEY, AND PRESIDENT REID

NOES -

ABSENT -

ABSTENTION -

ATTEST:

  
\_\_\_\_\_  
LaTonda Simmons  
City Clerk and Clerk of the Council

**CDBG City Administered & Third Party Sub-recipients  
Approved for FY 2017-2018**

SPONSOR	PROGRAM	CDBG/RLPI
Alameda County Housing and Community Development	Minor Home Repair Program	\$ 159,200
City of Oakland /Housing & Community Development	Access Improvement Program	\$ 192,374
City of Oakland /Housing & Community Development	CDBG General Admin Cost	\$ 230,351
City of Oakland /Housing & Community Development	CDBG Program Delivery Cost	\$ 949,200
City of Oakland /Housing & Community Development	Code Enforcement/ Relocation Program	\$ 477,276
City of Oakland /Housing & Community Development	Commercial Lending – G01900	\$ 56,125
City of Oakland /Housing & Community Development	Economic Development Program Delivery Costs - G08000	\$ 327,219
City of Oakland /Housing & Community Development	Emergency Home Repair Program	\$ 157,574
City of Oakland /Housing & Community Development	Housing Development Administration	\$ 299,821
City of Oakland /Housing & Community Development	Home Maintenance & Improvement Program	\$ 869,746
City of Oakland /Housing & Community Development	Housing Development - Homeownership-Residential Lending	\$ 126,237

SPONSOR	PROGRAM	CDBG/RLPI
City of Oakland /Housing & Community Development	Residential Lending – Administration	\$ 827,185
City of Oakland /Housing & Community Development	Lead Safe Housing Paint Program	\$ 185,509
City of Oakland /Planning & Zoning	Blighted Property Board Up and Cleanup	\$ 118,275
City of Oakland/ Department of Human Services	East Oakland Community Project	\$ 158,445
City of Oakland/ Department of Human Services	PATH Operating Expenses	\$ 247,391
City of Oakland/Department of Housing & Community Development	CDBG Program (Operations & Maintenance)	\$ 36,789
City of Oakland/Department of Housing & Community Development	Finance & City Attorney Office General Administration Costs	\$ 181,825
City of Oakland/Department of Human Services	Community Housing Program Delivery	\$ 240,327
City of Oakland/Department of Human Services	Community Housing Services – Admin	\$ 495,462
DreamCatcher Youth Shelter	Homeless Shelter/Renovation	\$ 29,020
East Bay Community Law Center	Fair Housing Services	\$ 261,476
East Bay Spanish Speaking Citizens' Foundation	Children, Youth and Young Adult Services/Tutoring & Educational Support Through Technology	\$ 34,830

SPONSOR	PROGRAM	CDBG/RLPI
East Oakland Beautification Council	Economic Development/Neighborhood Revitalization/ Operation Citywide Abate & Deter (OCWAD)	\$ 75,076
Fresh Lifelines for Youth: FLY Law Program	(Children, Youth and Young Adult Services; and Crime Prevention)	\$ 69,328
Greater New Beginnings Youth Services, Inc.: GNBYS Residential Facility	(Children, Youth and Young Adult Services; and Crime Prevention)	\$ 21,096
LifeLong Medical Care: Oakland House Calls Program	Senior Services	\$ 31,304
Main Street Launch	Business Loan Program	\$ 192,427
Main Street Launch	Economic Development/Neighborhood Revitalization - Commercial Corridor Revitalization-Business and Vacancy Directory	\$ 93,405
Nihonmachi Legal Outreach:	Housing Related Services/API Legal Outreach/Housing & Eviction Prevention	\$ 22,320
Oak Center Cultural Center	Capital Improvements/Acquisitions	\$ 125,000

SPONSOR	PROGRAM	CDBG/RLPI
Oakland Department of Transportation:	Capital Improvements/ School Zone-Safety Painted Zones and Other Improvements - Longfellow Neighborhood	\$ 91,334
Oakland Parks and Recreation	Recreational Activities Services/Oakland Feather River Summer Camp	\$ 34,828
Oakland Public Works	Capital Improvements / Peralta Hacienda Historical Park Phase 4A	\$ 60,995
Oakland Public Works, Bureau of Design & Construction, Project Delivery Division	Capital Improvements/Lincoln Square Park Junk Board Structure Improvements	\$ 195,300
OCCUR	Youth and Young Adults Services / The David E. Glover Education and Technology Center	\$ 60,000
OCCUR	Youth/Young Adults/Senior Services / The David E. Glover Education and Technology Center	\$ 52,609
OCCUR	Economic Development/Neighborhood Revitalization / Heartlands Neighborhood Revitalization	\$ 176,470
Project Re-Connect, Inc.	Crime Prevention / Leaders Connect/Parents Connect	\$ 32,934

SPONSOR	PROGRAM	CDBG/RLPI
Rebuilding Together Oakland East Bay	Capital Improvements / Nonprofit Child Development Centers Improvements	\$ 84,288
Rebuilding Together Oakland East Bay	Capital Improvements / Teen Services Facilities Improvements	\$35,451
S.A.V.E. Center for Community Change and Empowerment	Homeless Services / Community Ambassadors Program	\$ 38,038
Spanish-Speaking Unity Council of Alameda County, Inc. DBA The Unity Council	Capital Improvements / Career Center Capital Improvements	\$ 135,000
St. Mary's Center: Emergency Winter Shelter	Homeless Services - Emergency Winter Shelter	\$ 25,000
The Youth Employment Partnership, Inc.	Youth Services: Summer Jobs/A Recipe for Success (Youth Services)	\$ 21,097
Turner Group Construction	Oakland Construction Incubator	\$ 50,000
Vietnamese American Community Center of the East Bay	Social Services: 360 Degree Program Services for Refugees and Immigrants	\$ 21,096
Vietnamese Community Development, Inc.	Senior and Disabled Services: Oakland Vietnamese Senior Project	\$ 21,096
<b>TOTAL CDBG &amp; RLPI FUNDS</b>		<b>\$ 8,391,698</b>