FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

2012 APR 17 AM 8:44 **RESOLUTION NO.** 83862 **C.M.S.**

Introduced by Councilmember _____

RESOLUTION AMENDING THE CITY OF OAKLAND'S FISCAL YEAR 2011-12 CONSOLIDATED PLAN ANNUAL ACTION PLAN SUBMITTED TO THE U. S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT, TO INCLUDE ADDITIONAL FUNDS AWARDED TO THE CITY UNDER THE U. S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT'S 2011 HOMELESS EMERGENCY AND RAPID TRANSITION TO HOUSING (HEARTH) EMERGENCY SOLUTIONS GRANT (ESG), A FORMULA GRANT (FORMERLY THE EMERGENCY SHELTER GRANT), REQUIRING A SUBSTANTIAL AMENDMENT TO THE CITY'S FISCAL YEAR 2011-2012 ANNUAL ACTION PLAN

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Oakland prepare and submit a Substantial Amendment to the Consolidated Plan Annual Action Plan for Fiscal Year 2011-2012 (ESG Substantial Amendment) as a condition for receiving a second allocation of Federal funds under the 2011 Homeless Emergency and Rapid Transition to Housing (HEARTH) Emergency Solutions Grant (ESG) for the provision of rapid rehousing and services to the homeless; and

WHEREAS, the ESG Substantial Amendment is required to be submitted to HUD by May 15, 2011 in order for second 2011 ESG allocation to be awarded to the City; and

WHEREAS, the City has published drafts of the ESG Substantial Amendment and has provided for a public comment period of 30 days according to HUD requirements; and

WHEREAS, the City desires to accept the 2011 HEARTH ESG award from HUD in the amount of $207,596 as identified in the ESG Substantial Amendment; and

WHEREAS, the grant funds will be appropriated into HUD-ESG Fund (2103), Community Housing Services Organization (78411); and

WHEREAS, a public hearing will be held May 1, 2012, to solicit public comment on the proposed ESG Substantial Amendment for the 2011 ESG second allocation to the City; now, therefore, be it

RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or her designee, to prepare the final Substantial Amendment to the City's 2011-2012 Consolidated Plan Annual Action Plan for the ESG portion, consistent with the draft ESG Substantial Amendment, and related documents, and consider public comments received; and be it

FURTHER RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or her 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 Plan; and be it

FURTHER RESOLVED: That the City Council hereby accepts and appropriates the HUD funds totaling $207,596; and be it

FURTHER RESOLVED: That ESG funds shall be appropriated to the HUD-ESG Fund (2103), Organization (78411), Project (to be determined); and be it

FURTHER RESOLVED: That the City Administrator or her designee is hereby authorized to approve any amendments to the ESG Substantial Amendment, and any amendments, modifications or extensions of FY 2011-2012 PATH agreements 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 copies filed with the City Clerk, and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, **MAY 1 5 2012**
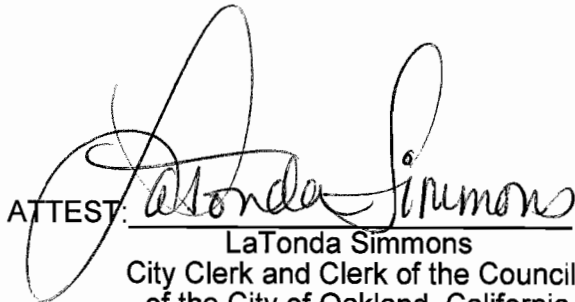
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAFF, and PRESIDENT REID — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: _LaTonda Simmons_
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California