



City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

A RESOLUTION:

- 1) **AUTHORIZING THE CITY ADMINISTRATOR OR HIS OR HER DESIGNEE TO NEGOTIATE AND ENTER INTO A LEGALLY BINDING AGREEMENT WITH ALAMEDA COUNTY TO PARTICIPATE IN THE AFFORDABLE AND SUPPORTIVE HOUSING OPERATING SUBSIDY PROGRAM FOR PEOPLE EXPERIENCING HOMELESSNESS, THAT DELEGATES TO ALAMEDA COUNTY THE AUTHORITY TO: (a) APPLY FOR STATE OF CALIFORNIA PERMANENT LOCAL HOUSING ALLOCATION FUNDS; (b) ACCEPT SAID FUNDS ON BEHALF OF THE CITY OF OAKLAND; AND (c) ADMINISTER THE AFFORDABLE AND SUPPORTIVE HOUSING OPERATING SUBSIDY PROGRAM FOR PEOPLE EXPERIENCING HOMELESSNESS ON BEHALF OF THE CITY; AND**

- 2) **ADOPTING THE FIVE-YEAR PLAN FOR THE AFFORDABLE AND SUPPORTIVE HOUSING OPERATING SUBSIDY PROGRAM FOR PEOPLE EXPERIENCING HOMELESSNESS, FOR THE PERMANENT LOCAL HOUSING ALLOCATION PROGRAM**

WHEREAS, the 2019 Alameda County Homeless Point-In-Time count indicates that the City of Oakland has experienced a forty-seven percent (47%) increase in homelessness between 2017 and 2019 and that the homeless population is disproportionately African American; and

WHEREAS, the 2019 Oakland PATH Framework has identified the need for 1,500 deeply affordable housing units and 2,000 permanent supportive housing units to address the current level of homelessness in the City of Oakland; and

WHEREAS, the State of California Department of Housing and Community Development ("Department") issued a Notice of Funding Availability ("NOFA") dated February 26, 2020, under the Permanent Local Housing Allocation ("PLHA") Program that provides an ongoing revenue stream to certain local jurisdictions and is designed to increase the supply of affordable homes; and

WHEREAS, the City of Oakland is eligible for PLHA funds on a non-competitive, formula basis, as is Alameda County (“County”): and

WHEREAS, the City and the County have been working collaboratively to coordinate activities to bring County resources, including supportive services funding, to Oakland housing developments serving people experiencing homelessness; and

WHEREAS, the City and County have co-created a program design called the Affordable and Supportive Housing Operating Subsidy Program for People Experiencing Homelessness (“Program”) to increase the supply of housing for people experiencing homelessness who are at or below thirty percent (30%) of Area Median Income, described in *Exhibit A*; and

WHEREAS, the City finds that the Program will assist in addressing the need for deeply affordable and permanent supportive housing identified in the 2019 Oakland PATH Framework; and

WHEREAS, the City finds that the County has the capacity to both apply for PLHA funds and administer the Program on behalf of the City, while the City has limited staff capacity to conduct these activities; and

WHEREAS, the City desires that the County apply for PLHA funds on behalf of the City of Oakland and if awarded, administer the PLHA funds on behalf of the City for a period of up to five (5) years, in a manner that ensures that Oakland’s PLHA allocation is awarded to developers selected by the City, used in the City of Oakland and in accordance with the Program as described in *Exhibit A*; and

WHEREAS, this action is exempt from the California Environmental Quality Act (“CEQA”) under the following, each as a separate and independent basis, including but not limited to, the following: CEQA Guidelines: Section 15378 (regulatory actions), Section 15061(b)(3) (no significant environmental impact), and Section 15183 (actions consistent with the general plan and zoning); now, therefore be it

RESOLVED: That the City Administrator or his or her designee is hereby authorized to negotiate and enter into a legally binding agreement with Alameda County to authorize the County to apply for State of California permanent local housing allocation funds allocated to the City for a period of up to five (5) years; accept said funds on behalf of the City; and administer the affordable and supportive housing rental subsidy program for people experiencing homelessness on behalf of the City on the condition that Oakland’s PLHA allocation be awarded to developers selected by the City and that all of Oakland’s allocation be used for housing in the City; and be it

FURTHER RESOLVED: That said agreement shall be reviewed and approved by the City Attorney’s Office for form and legality prior to execution by the City; and be it

FURTHER RESOLVED: That the City Administrator or his or her designee is hereby authorized to take any other action consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES – FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND
PRESIDENT KAPLAN

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
Acting City Clerk and Clerk of the Council
of the City of Oakland, California