

2011 MAR 17 PM 5:47

Kiran Jain
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 83315 C.M.S.

RESOLUTION SUPPORTING ASSEMBLY BILL 184 (SWANSON) WHICH WILL ADD A NEW SECTION 5899, ENTITLED THE SEISMIC SAFETY FINANCE ACT, TO THE CALIFORNIA STREETS AND HIGHWAYS CODE TO ALLOW THE VOLUNTARY CREATION OF CONTRACTUAL ASSESSMENT PROGRAMS FOR PROPERTY OWNERS TO SEISMICALLY RETROFIT RESIDENTIAL, COMMERCIAL, INDUSTRIAL, AND AGRICULTURAL BUILDINGS

WHEREAS, Assembly Bill 184, sponsored by Member Sandre R. Swanson (Oakland/ Alameda/ Piedmont), is currently pending in the California legislature; and

WHEREAS, California Streets and Highways Code section 5898.10 et seq. currently provides for the voluntary creation by local jurisdictions of Contractual Assessment programs to retrofit private property with energy and water conservation improvements; and

WHEREAS, said Contractual Assessment programs provide for public funding of said improvements and reimbursement of said funding by the property owners through annual collection of the assessments with the general levy of property taxes; and

WHEREAS, said Bill would also allow local jurisdictions to voluntarily create said Contractual Assessment programs for seismically retrofitting residential, commercial, industrial, and agricultural buildings; and

WHEREAS, the United States Geological Service has forecasted with a probability of sixty-two percent (62%) that a magnitude 6.7 (Richter scale) or larger seismic event will occur along an earthquake fault in the San Francisco Bay Area before the year 2032; and

WHEREAS, an earthquake of this magnitude would cause social and economic disruption in the San Francisco Bay Area equal to or greater than the 1989 Loma Prieta earthquake (magnitude 6.9); and

WHEREAS, an earthquake of this magnitude would cause an estimated tens of billions of dollars of economic loss in the San Francisco Bay Area, half of which would be loss in damaged residences; and

WHEREAS, an earthquake of this magnitude would cause an estimated 36,000 uninhabitable housing units in Oakland, which is approximately one-third of Oakland's existing housing stock; and

WHEREAS, enhancing the structural resistance of buildings to seismically induced lateral loads through a minimal level of strengthening would provide Oakland property owners,

financial lenders, property insurers, and residents an additional margin of safety against detrimental damage during and following an earthquake of this magnitude; and

WHEREAS, an estimated eighty-five percent (85%) of Oakland's existing residential buildings constructed before modern earthquake codes were adopted have not been even minimally strengthened for seismic-induced lateral loads; and

WHEREAS, the average construction cost for installing seismic strengthening based on a non-prescriptive engineered design for existing residential buildings that braces cripple walls and fastens sill plates to the foundation is estimated between \$ 7,000 and \$ 30,000; and

WHEREAS, chartering of said Bill as California law would not degrade nor otherwise burden the General Purpose Fund of the City of Oakland; and

WHEREAS, Mayor Jean Quan, Council President Larry Reid, and the Building Services Division of the Community and Economic Development Agency have recommended that AB 184 be enacted by the California legislature; now, therefore, be it

RESOLVED: That the Council of the City of Oakland proclaims its support for California Assembly Bill 184 (Swanson) and authorizes the City Administrator to instruct the Legislative Lobbyist for the City to support the passage of AB 184.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 3 2011 , 2011

PASSED BY THE FOLLOWING VOTE:

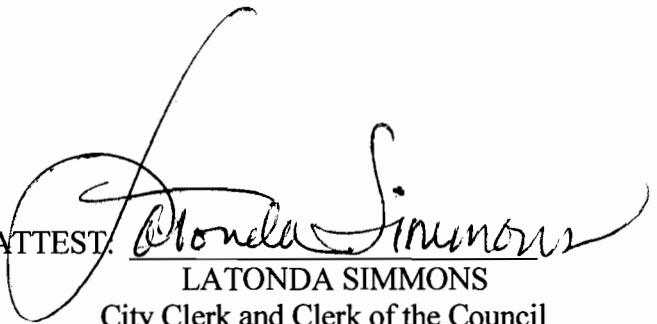
AYES - BROOKS, BRUNNER, DE LA FUENTE, ~~KERNIGHAN~~, KERNIGHAN, NADEL, SCHAAF, AND PRESIDENT REID - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused- Kaplan-1

ATTEST. 
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California