

  
City Attorney

2011 AUG 29 PM 1:59 **OAKLAND CITY COUNCIL**

**RESOLUTION No. 83552 -C.M.S.**

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

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**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE FUNDING IN THE AMOUNT OF \$250,000 FROM THE STATE OF CALIFORNIA EMERGENCY HOUSING AND ASSISTANCE PROGRAM CAPITAL DEVELOPMENT (EHAPCD) FOR THE REHABILITATION OF THE CITY'S TRANSITIONAL HOUSING FACILITY AT 3824 WEST STREET FOR FISCAL YEAR 2011/2012, AND EXECUTE CONTRACTS WITH APPROPRIATE CONTRACTORS WITHOUT RETURNING TO COUNCIL**

**WHEREAS**, the City of Oakland Department of Human Services (DHS) consists of four Transitional Housing Programs (THP): Homeless Families Support Network (HFSN), Families In Transition-Scattered Sites THP (FIT/SS-THP), Matilda Cleveland Transitional Housing Program (MCTHP) and Oakland Homeless Youth Housing Collaborative (OHYHC), which provide transitional housing and services to homeless families and transition aged youth under HUD's Supportive Housing Program (SHP); and

**WHEREAS**, the City of Oakland Department of Human Services (DHS) Transitional Housing Programs (THP) are housed in several buildings and facilities which are owned or controlled by the City of Oakland; and

**WHEREAS**, as the owner or controller of the facilities, the City of Oakland is required under state law to provide adequate maintenance and repairs to the facilities to maintain a safe and habitable environment for residents of the transitional housing programs; and

**WHEREAS**, the City of Oakland has identified a number of conditions at the West Street transitional housing facility that require rehabilitation; and

**WHEREAS**, the State of California, under the Emergency Housing and Assistance Program (EHAP) Capital Development provides loans to local government entities for the purpose of rehabilitating shelter and transitional housing facilities for the homeless; and

**WHEREAS**, principal and interest payments for said Capital Development loans are forgivable by the State of California under the EHAP program, provided subject transitional housing facilities are maintained as transitional housing for the homeless for the seven-year term of the loans; and

**WHEREAS**, the City of Oakland desires to apply to the State of California for EHAPCD funding for 2011/2012, and accept EHAPCD funds if granted, and appropriate such funds for the purpose of providing major repairs to the City's transitional housing facility at 3824 West Street; and

**WHEREAS**, the City desires to execute contracts with appropriate contractors to rehabilitate the West Street transitional housing facility without returning to Council; now, therefore be it

**RESOLVED**: That the City Administrator or her designee is hereby authorized to apply for, accept, and appropriate funding in the amount of \$250,000 from the State of California Emergency Housing and Assistance Program (EHAP) for the rehabilitation of the City's West Street transitional housing facility for fiscal year 2011/2012, and in accordance with the program statute, Regulations, and Local Emergency Shelter Strategy; and be it

**FURTHER RESOLVED**: That the City of Oakland hereby agrees to use the EHAPCD funds for eligible activities in the manner presented in the application as approved by the Department and in accordance with the program statute (Health and Safety Code Section 50800-50806.5) and Regulations (Title 25, Division 1, Chapter 7, Subchapter 12, Sections 7950 through 7976 of the California Code of Regulations); and the Standard Agreement; and be it

**FURTHER RESOLVED**: That EHAPCD funds received will be appropriated in the State of California – Other Fund (2159), DHS Administration Unit Organization (78411), in a project to be established, and that should additional EHAP funds be received, the City Administrator or her designee is hereby authorized to appropriate same for the purposes described above; and be it

**FURTHER RESOLVED**: That the City Administrator is hereby authorized to include in the loan application a copy of this authorizing resolution in a format provided by the state, and negotiate and enter into agreements with appropriate contractors for the performance of the rehabilitation work at 3824 West Street, and to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests, and related actions which may be necessary in accordance with this resolution, and its basic purpose, without returning to Council; and be it

**FURTHER RESOLVED**: That said Agreement(s) shall be approved as to form and legality by the Office of the City Attorney and placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 20 2011

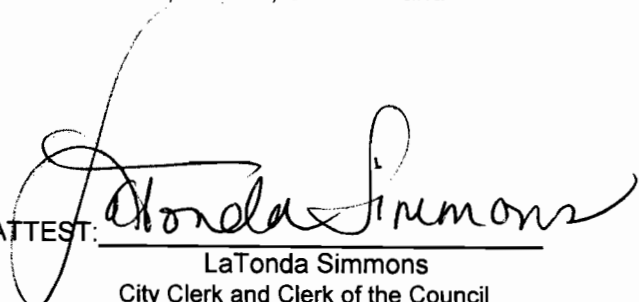
**PASSED BY THE FOLLOWING VOTE:**

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

NOES - 0

ABSENT - 0

ABSTENTION - 0

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