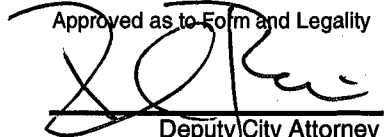


2016 APR 28 PM 6:18

Approved as to Form and Legality  
  
Deputy City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 86179 C.M.S.

---

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE UP TO A TOTAL OF \$6,000,000 IN HAZARD MITIGATION GRANT PROGRAM FUNDS FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY AND THE STATE OF CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES FOR (1) A SINGLE-FAMILY SEISMIC RETROFIT GRANT PROGRAM UP TO \$3,000,000 AND (2) A SOFT STORY APARTMENT RETROFIT GRANT PROGRAM UP TO \$3,000,000; AND COMMITTING A TOTAL OF \$2,000,000 IN FUNDS CURRENTLY ALLOCATED FOR RESIDENTIAL REHABILITATION AND SEISMIC RETROFITS AS REQUIRED LOCAL MATCHING FUNDS**

**WHEREAS**, on September 22, 2015, President Obama issued a major disaster declaration based on damage caused by the California Valley and Butte fires; and

**WHEREAS**, as a result of this federal disaster declaration, the Federal Emergency Management Agency (FEMA) has provided funds to the State of California for the Hazard Mitigation Grant Program (HMGP) under the authority of the Robert T. Stafford Emergency Assistance and Disaster Relief (Stafford Act); and

**WHEREAS**, the California Governor's Office of Emergency Services (CalOES) has been delegated the responsibility of administering the HMGP in California, identifying program priorities, reviewing sub-applications and forwarding the recommendations to FEMA, which has final approval of activity eligibility and funding; and

**WHEREAS**, applications for this round of HMGP funding, which provides grants of up to 75% of a project's cost up to Three Million Dollars (\$3,000,000) to sub-grantees within California to support long-term hazard mitigation measures in accordance with State and local priorities, are due no later than June 16, 2016 and require the commitment of non-federal local matching funds of at least 25% of the total project cost up to One Million Dollars (\$1,000,000); and

**WHEREAS**, City staff have identified residential seismic retrofits for both single-family and multi-family homes as a local priority to mitigate the potential damage to human health and

property and loss of life caused by earthquakes; and

**WHEREAS**, the City's redevelopment-funded Seismic Safety Incentive Program, which provided financial assistance to support seismic retrofits of one-to-four unit homes, was suspended in 2012 following the dissolution of the Oakland Redevelopment Agency; and

**WHEREAS**, many owners of both single-family homes and soft story multi-family apartment buildings could be incentivized to complete seismic retrofits on their properties if funding was made available by the City to partially support the cost of the retrofits; and

**WHEREAS**, staff has identified CDBG and residential rehabilitation program income funds as eligible non-federal funds that may be used to satisfy the HMGP's requirement for local matching funds to constitute no less than 25% of the total project cost; and

**WHEREAS**, the City wishes to submit an application to CalOES for the maximum amount of up to Three Million Dollars (\$3,000,000) in HMGP funding for the Oakland Earthquake-Safe Homes Program, a single-family seismic retrofit grant program ("Single-Family Program"); and

**WHEREAS**, the City has identified One Million Dollars (\$1,000,000) in CDBG funds previously allocated to seed a rental property rehabilitation program fund but not spent due to limited resources to ensure post-rehabilitation monitoring to prevent tenant displacement; and

**WHEREAS**, staff recommends that One Million Dollars (\$1,000,000) in CDBG funds (Fund 2109, Org 89939, Project G480110, Program NB32) be committed as the required local matching funds for the Single-Family Program; and

**WHEREAS**, the City also wishes to submit a second application to CalOES for the maximum amount of up to Three Million Dollars (\$3,000,000) in HMGP funding for Safer Housing for Oakland, a "soft story" apartment seismic retrofit grant program ("Soft Story Program"); and

**WHEREAS**, staff recommends that Nine Hundred Fifty Thousand Dollars (\$950,000) in CDBG funds previously reserved for soft story seismic retrofits (Fund 2108, Org 89919, Project G479710, Program NB32) and Fifty Thousand Dollars (\$50,000) in program income from residential rehabilitation loan repayments (Fund 2999, Org 89939, Project G08660, Program NB32) be committed for a total of One Million Dollars (\$1,000,000) in required local matching funds for the Soft Story Program; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Administrator or her designee to execute and file an application to CalOES and FEMA for an amount up to Three Million Dollars (\$3,000,000) in funding from the HMGP to support the Single-Family Program, to accept such funding if awarded, and to appropriate such funding to a new Earthquake-Safe Homes Program, FEMA Fund (2124), Residential Lending (Org 89939), Project number TBD; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or her designee to commit up to \$1,000,000 in CDBG funds as local matching funds for the Single-

Family retrofit program application; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or her designee to execute and file an application to CalOES and FEMA for an amount up to Three Million Dollars (\$3,000,000) in funding from the HMGP to support the Soft Story Program, to accept such funding if awarded, and to appropriate such funding to a new Safer Housing for Oakland Program, FEMA Fund (2124), Housing Administration (Org 89919), Project number TBD; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or her designee to commit up to \$1,000,000 in CDBG funds and residential rehabilitation loan repayment funds as local matching funds for the Soft Story Program; and be it

**FURTHER RESOLVED:** That should additional funds be received for the Single-Family Program or the Soft Story Program, the City Administrator or her designee is hereby authorized to accept and appropriate the same for the purposes described above within the grant terms; and be it

**FURTHER RESOLVED:** That there is no legal impediment to the City applying for HMGP funds; and be it

RECEIVED  
CITY OF OAKLAND

**FURTHER RESOLVED:** That the City Administrator or her designee is authorized on behalf of the City of Oakland to conduct all negotiations, execute and submit all documents including, but not limited to applications, benefit-cost analyses, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned activities related to the Single-Family Program and the Soft Story Program consistent with the Resolution and its basic purposes.

**MAY 17 2016**

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

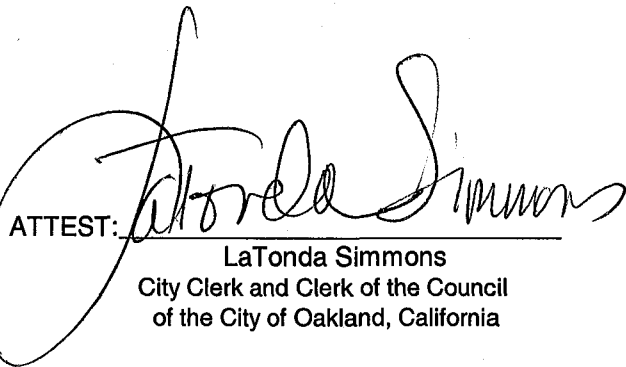
**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, ~~CAMPBELL~~ WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, AND PRESIDENT GIBSON MCELHANEY - 7

NOES - 0

Excused - Campbell Washington - 1

ABSTENTION - 0

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