

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AMENDING RESOLUTION NO. 88800 C.M.S., WHICH, AMONG OTHER THINGS, ACCEPTED AND APPROPRIATED ROUND 2 STATE RENTAL ASSISTANCE (“SRA2”) PROGRAM FUNDS AWARDED BY THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (“CHCD”), TO CLARIFY THE CITY OF OAKLAND’S INTENT TO BE BOUND BY THE TERMS OF THE SRA2 GRANT AGREEMENT AS REQUESTED BY THE CHCD LEGAL AFFAIRS DIVISION.

WHEREAS, on September 1, 2021, the Oakland City Council passed Resolution No. 88800 C.M.S., which accepted and appropriated Round 2 State Rental Assistance (“SRA2”) Program funds in the amount of \$12,077,713.52, awarded by the California Department of Housing and Community Development (“CHCD”) to the City of Oakland to provide financial assistance for payment of rent and other housing related expenses to eligible households; and

WHEREAS, the SRA2 grant is subject to the following laws (hereinafter referred to as the “Program Requirements”):

1. California Assembly Bill No. 832 (AB 832), as enacted on June 28, 2021, and as such may be subsequently amended;
2. The CHCD State Rental Assistance Program Guidelines – Emergency Rental Assistance (ERA) Rounds 1 and 2 Implementation, dated September 27, 2021 (“The Guidelines”), and as such Guidelines may be subsequently amended;
3. The American Rescue Plan Act of 2021 (ARPA) and related federal guidance, and as such laws may be subsequently amended;
4. All other applicable state and federal laws.

; and

WHEREAS, Resolution No. 88800 C.M.S. also authorized the City Administrator to take all steps necessary for the City to receive the SRA2 funds from CHCD, including but not limited to signing and submitting the acceptance of the SRA2 award terms form; and

WHEREAS, City staff has been informed by the CHCD legal affairs division that the above-noted authorization to sign and submit the acceptance of the SRA2 award terms form is not sufficient to demonstrate the City’s intent to be bound by the SRA2 grant terms and Program Guidelines and, therefore, the City must amend Resolution 88800 to more fully and clearly state its intent to be bound by the grant terms; now, therefore, be it

RESOLVED: That Resolution No. 88800 C.M.S. is hereby amended to clarify that the Oakland City Council accepts the SRA2 grant in the amount of Twelve Million Seventy-Seven Thousand Seven Hundred Thirteen Dollars And Fifty-Two Cents (\$12,077,713.52) awarded by the California Department of Housing and Community Development with the understanding and intent that the City of Oakland will be bound by the terms of the SRA2 grant agreement terms and any amendments thereto, and the above-referenced Program Guidelines and any amendments thereto; and be it

FURTHER RESOLVED: That all other Council authorization provided by Resolution No. 88800 C.M.S. shall remain in full force and effect and is not modified by this Resolution.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

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