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CITY OF OAKLAND
ORDINANCE NO. _____ C.M.S.

INTRODUCED BY COUNCILMEMBERS
DESLEY BROOKS, LARRY REID, AND REBECCA KAPLAN

PERCENT FOR CYPRESS MANDELA TRAINING PROGRAM &
CITYWIDE JOB CENTERS ORDINANCE

An ordinance authorizing the allocation of 5% of the City's capital improvement projects costs to the Cypress Mandela Training Program and the Citywide Job Centers for training, job readiness, and job placement of city residents; establishing a method for calculating Cypress Mandela Training Program and Citywide Job Centers appropriations of capital projects, establishing a Cypress Mandela Training Program and Citywide Job Centers project account; establishing method of administering Cypress Mandela Training Program and Citywide Job Centers program; and establishing general guidelines for the administration of the Cypress Mandela Training Program and Citywide Job Centers program.

Whereas, The Oakland City Council, in accordance with the provisions of the Charter of the City of Oakland, the state law, and applicable ordinances of the City, have reviewed and recommended this ordinance;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OAKLAND THAT:

SECTION 1. PURPOSE

The City of Oakland accepts responsibility for expanding training and job opportunities for its citizens through tested programs like the Cypress Mandela Training Program & Citywide Job Centers. A policy is hereby established to develop and grow Oakland's workforce, reduce unemployment and poverty through certain City capital improvement projects.

SECTION 2. DEFINITIONS

CITY CAPITAL IMPROVEMENT PROJECT means any capital improvement project paid for wholly or in part by funds appropriated by the City of Oakland to construct or remodel a building, decorative or commemorative structure, park, street, sidewalk, parking facility, or utility or any portion thereof, within the City limits of, or under the jurisdiction of, the City of Oakland.

CAPITAL IMPROVEMENT COSTS include all construction costs as well as architectural and engineering fees and site work associated with capital improvement projects. Capital improvement costs do not include administrative costs or costs related to the investigation and remediation of hazardous materials.

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CYPRESS MANDELA TRAINING PROGRAM is a community based organization dedicated to improving the lives of people it serves by providing preapprentice construction and life skills training along with employment assistance.

CITYWIDE JOB CENTERS are defined as job centers which provide accessible, high-quality training and employment services to local residents and employers. The Centers work to help Oakland residents access jobs in career pathways in the Construction and Transportation, Distribution and Logistics sectors and support contractors' and operators' efforts to hire, train and retain local workers.

DEMOLITION COSTS means payment for any work needed for the removal of buildings or other existing structures from City property.

CYPRESS MANDELA TRAINING PROGRAM & CITYWIDE JOB CENTERS PROJECT ACCOUNT IN THE CITY ADMINISTRATOR'S BUDGET means a project account which is established by the City to receive monies (the 5%) appropriated from the capital improvement project budgets to the Cypress Mandela Training Program & Citywide Job Centers program.

REAL PROPERTY ACQUISITION COSTS means payments made for the purchase of parcels of land, existing buildings or structures; and costs incurred by the City for appraisals or negotiations in connection with such purchases.

SECTION 3. FUNDING

APPROPRIATIONS. All appropriations for City capital improvement projects, including all bond projects and all other capital projects funded from other sources excluding sewer repairs funded from sewer service charge fees shall include an amount equal to five-percent (5%) of the total capital improvement project cost to be dedicated to the Cypress Mandela Training Program & Citywide Job Centers Project Account. Funds appropriated will be used for the Cypress Mandela Training Program, Citywide Job Centers, and administrative costs to manage the program.

The 5% appropriation shall include but not be limited to General Fund funded capital improvements, gas tax funded capital improvements, Measure KK funded projects, Measure DD funded projects; Measure B funded capital improvements, off street parking funded capital improvements and any and all other capital improvements funded from other revenues including grants which may be so appropriated.

METHOD OF CALCULATION. The minimum amount to be appropriated to the Cypress Mandela Training Program & Citywide Job Centers Project Account to fund said programs shall be the total capital project appropriation including all construction costs as well as architectural and engineering fees and site work expenses multiplied by 0.05, excluding amounts budgeted for real property acquisition; demolition; and financing costs. Cypress Mandela shall be allocated 75% and the Citywide Job Centers shall be allocated 25% of the Cypress Mandela Training Program & Citywide Job Centers Project Account funds less administrative costs not to exceed \$200,000.00 in per fiscal year.

EXCLUSIONS. If the source of funding or other applicable law or regulation with respect to any particular capital improvement project or portion thereof prohibits or restricts the use of the 5% dedication of such funds for Cypress Mandela Training Program & Citywide Job Centers, this ordinance shall not apply to the projects expenses, so prohibited or restricted.

GRANT APPLICATIONS. All City departments shall, from the effective date of this ordinance, include in applications for capital improvement projects to outside granting authorities, amounts for construction training, job readiness and job placement as specified herein, where permitted or unless otherwise waived by the City Council. Receipt of such funds shall be administered as part of

include in applications for capital improvement projects to outside granting authorities, amounts for construction training, job readiness and job placement as specified herein, where permitted or unless otherwise waived by the City Council. Receipt of such funds shall be administered as part of the City's Cypress Mandela Training Program & Citywide Job Centers Program.

SECTION 4. DISTRIBUTION OF FUNDS

It is intended that funds in the Cypress Mandela Training Program & Citywide Job Centers Project Account will be distributed to quarterly to Cypress Mandela Training Program and Citywide Job Centers pursuant to Section 3(B) above.

SECTION 5. CYPRESS MANDELA TRAINING PROGRAM & CITYWIDE JOB CENTERS PROJECT ACCOUNT

Monies appropriated pursuant to this ordinance shall be transferred by the City Administrator or his designee to the project account within the City Administrator's Office designated "Cypress Mandela Training Program & Citywide Job Centers Project Fund" into which monies appropriated hereof shall be deposited.

Contracts and disbursements shall be in accordance with the City's fiscal and purchasing policies and procedures.

SECTION 6. SEVERABILITY

Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of the remaining portions of this ordinance.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2017.

PASSED BY THE FOLLOWING VOTE:

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

NOES- NONE

ABSENT-NONE

ABSTENTION- NONE

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