

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 APR 29 PM 7:39

REVISED 5/4/10
APPROVED AS TO FORM AND LEGALITY:


DEPUTY CITY ATTORNEY

OAKLAND CITY COUNCIL

RESOLUTION NO. 82722 C. M. S.

RESOLUTION 1) AUTHORIZING THE CITY ADMINISTRATOR TO PREPARE AND SUBMIT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT THE CONSOLIDATED PLAN FOR FISCAL YEARS 2010-2015 AND THE ANNUAL ACTION PLAN FOR FISCAL YEAR 2010-15; 2) ACCEPTING AND APPROPRIATING FUNDS TOTALING \$16,439,906 FOR THE HOME, EMERGENCY SHELTER GRANT (ESG), HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA), AND THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAMS; 3) APPROPRIATING \$670,480 IN PROGRAM INCOME AND ANY AMOUNTS IN EXCESS THEREOF FOR HOUSING REHABILITATION REVOLVING LOAN FUND; 4) REPROGRAMMING FY07-09 AND FY 09-11 CDBG FUNDS IN THE AMOUNT OF \$332,575; AND 5) REPROGRAMMING HOME FUNDS IN THE AMOUNT OF \$167,862

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires that the City of Oakland prepare and submit a Five-Year Consolidated Plan for Fiscal Years 2010-15 and an Annual Action Plan for Fiscal Year 2010-11 (the Plans) as a condition for receiving Federal funds for housing and community development activities; and

WHEREAS, the Plans should be submitted to HUD by May 15, 2010, but no later than the end of the City's current fiscal year; and

WHEREAS, the City has published drafts of the Plans and has provided for a public comment period of 30 days according to HUD requirements; and

WHEREAS, the City desires to accept grants from HUD for the following programs in the following amounts:

Community Development	
Block Grant (CDBG)	\$9,109,357
HOME	4,753,166
Emergency Shelter Grant	368,902
HOPWA	2,208,481

as identified in the Annual Action Plan; and

WHEREAS, The grant funds will be appropriated into HUD-CDBG (Fund 2108), CDBG-Coordination (Organization 88949), Residential Lending (Organization 88939) and NCR & SDS

(Organization 88569); HUD-HOME (Fund 2109); and HUD-HOPWA and HUD ESG (Fund 2999);and

WHEREAS, a public hearing will be held May 4, 2010, to solicit public comment on the proposed Plans including consideration of the categorical allocation of CDBG funds to programs and projects for FY 2010-11; and

WHEREAS, funding recommendations for the FY 2010-11 CDBG grant were made during the FY 2009-10 process; and

WHEREAS, there is \$332,575 available from five projects that did not satisfy the contract development requirements for the CDBG Program and were not implemented in FY 07-09 and FY 09-10;

WHEREAS, there is \$167,862 in HOME funds originally allocated to the Katrina Tenant-Based Rental Assistance program that is available for reprogramming; now therefore, be it;

RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or his designee, to prepare the final Five-Year Consolidated Plan for 2010-15 and the final Annual Action Plan for 2010-11 consistent with the draft Plans, and related documents, and consider public comments received; and be it

FURTHER RESOLVED: That the City Council hereby authorizes and directs the City Administrator, and/or his designee, to take any actions necessary to execute and submit the documents mentioned above to HUD and any other materials that may be required to secure HUD approval of the Plans; and be it

FURTHER RESOLVED: That the City Council hereby accepts and appropriates the HUD funds totaling \$16,594,652 and authorizes the City Administrator and/or his designee to amend the appropriated amounts for FY 2010-11 to reflect actual grant receipts for the programs identified in the final Annual Action Plan; and be it

FURTHER RESOLVED: That CDBG funds shall be appropriated to the HUD-CDBG Fund (2108), HOME funds shall be appropriated to the HUD-HOME Fund (2109), and ESG & HOPWA funds shall be appropriated to the Miscellaneous Grants Fund (2999); and be it

FURTHER RESOLVED: That the City Council hereby appropriates Program Income totaling \$670,480 and appropriates any Program Income in excess of \$670,480 to Housing Rehabilitation Programs to allow for additional funding of loans or grants; and be it

FURTHER RESOLVED: That the City Administrator or his designee is authorized to negotiate and execute agreements with third-party contractors and subrecipients for those programs and projects in the amounts identified in the final Annual Action Plan for FY 2010-2011 for the Community Development Block Grant, Housing Opportunities for Persons With AIDS, Homeless Families Support Network/Supportive Housing, Matilda Cleveland Transitional Housing and Families In Transition/Scattered Sites Transitional Housing programs, as listed on Attachments to this Resolution; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to approve any amendments to the Annual Action Plan, and any amendments, modifications or extensions of FY 2010-11 agreements, with the exception of the allocation of additional funds, and take any other action with respect to the agreements consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: That the City Council hereby reallocates \$332,575 available from five projects that did not satisfy the contract development requirements for the CDBG Program and were not implemented in FY 2007-09 and FY 2009-11, to projects as noted in the Annual Action Plan for FY 2010-11; and be it further

FURTHER RESOLVED: That the City Council hereby reallocates \$167,862 in HOME funds from the HUD-HOME Fund (2109), Katrina Tenant-Based Rental Assistance Project (G290310) to the HUD-HOME Fund (2109), Housing Development Project (G172111); and be it

FURTHER RESOLVED: That prior to execution, agreements shall be reviewed and approved as to form and legality by the City Attorney, and copies filed with the City Clerk, and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator and/or his designee to conduct negotiations, execute documents, and take any other action with respect to the projects and the allocation of CDBG funds consistent with this Resolution and its basic purpose.

MAY 4 2010

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, ~~DELTA FUENTE~~ KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and
PRESIDENT BRUNNER - 7

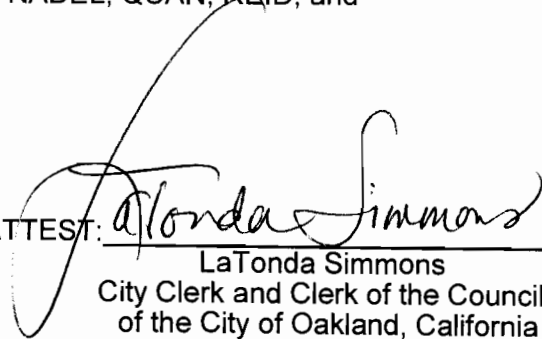
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 - DELTA FUENTE

ATTEST:


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