

2019 MAR 28 PM 1:26

Approved as to Form and Legality

  
City Attorney's Office

OAKLAND CITY COUNCIL  
RESOLUTION NO. 87631 = C.M.S.

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RESOLUTION:

- 1) AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) IN THE AMOUNT OF \$5,553,872 EACH YEAR FOR FISCAL YEARS (FY) 2019-2020 AND 2020-2021 TO FUND HUD CONTINUUM OF CARE SUPPORTIVE HOUSING PROGRAMS;
- 2) AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO GRANT AGREEMENTS FOR THE PROVISION OF TRANSITIONAL AND PERMANENT HOUSING AND SUPPORT SERVICES UNDER HUD'S CONTINUUM OF CARE PROGRAM;
- 3) FINDING AND DETERMINING THAT THE SUBLEASE OF THE PROPERTY LOCATED AT 8314 MACARTHUR BOULEVARD TO EAST OAKLAND COMMUNITY PROJECT FOR LESS THAN ITS FAIR MARKET VALUE FOR THE OPERATION OF THE MATILDA CLEVELAND TRANSITIONAL HOUSING PROGRAM IS IN THE BEST INTEREST OF THE CITY;
- 4) AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE ADDITIONAL FUNDS THAT BECOME AVAILABLE FROM HUD FOR FY 2019-2020 AND 2020-2021 AND AMEND THE GRANT AGREEMENTS TO ADJUST THE GRANT AMOUNTS WITHOUT RETURNING TO COUNCIL; AND
- 5) AUTHORIZING A CONTRIBUTION FROM THE GENERAL PURPOSE FUND FOR THE CENTRAL SERVICES OVERHEAD CHARGES IN AN ESTIMATED AMOUNT OF \$22,466 FOR FY 2019-2020 AND \$22,915 FOR 2020-2021

**WHEREAS;** the City of Oakland's Transitional Housing Programs (THP) consists of seven projects, Families in Transition Scattered Sites, Housing Fast Support Network, Matilda Cleveland, Oakland Homeless Youth Housing Collaborative, North County Family Rapid Rehousing Collaborative, North County Homeless Youth Rapid Re-Housing, and The Holland Transitional Housing Program, which provide transitional and permanent housing and support services to homeless single adults, families, and transition aged youth under HUD's Continuum of Care (CoC) program; and

**WHEREAS**, the City of Oakland has applied for and received renewal funding under the HUD CoC Supportive Housing Program for the provision of transitional and permanent housing and support services to the homeless since 1994; and

**WHEREAS**, the HUD CoC Supportive Housing Program is a one year funding cycle and City staff expects that the City of Oakland will receive the same HUD grant amounts for Fiscal Years (FY) 2019-2020 and 2020-2021, and seeks authorization to accept and appropriate those funds as they become available; and

**WHEREAS**, it is the practice of the City to enter into grant agreements with local entities for the provision of the transitional and permanent housing and other support services for each of the six programs under the CoC Supportive Housing Program; and

**WHEREAS**, the City desires to execute grant agreements with service providers for the HUD CoC Supportive Housing Programs as specified in the following table:

<b>Housing and Urban Development (HUD) Continuum of Care (CoC) 2019-2020 and 2020-2021 Grant Operational Years</b>			
<b>HUD CoC – Supportive Housing Program (SHP)</b>			
<b>CoC PROJECT</b>	<b>GRANTEE</b>	<b>AMOUNT*</b>	<b>HUD OPERATING YEAR &amp; GRANT TERMS</b>
Families in Transition	East Oakland Community Project (“EOCP”)	\$257,816	4/1/19 – 3/31/20 & 4/1/20 - 3/31/21
Housing Fast Support Network	Bay Area Community Services	\$1,696,532	3/1/19 – 2/29/20 & 3/1/20 - 2/28/21
Matilda Cleveland THP	EOCP	\$270,020	10/1/19 – 9/30/20 & 10/1/20 - 9/30/21
Oakland Homeless Youth Housing Collaborative	EOCP First Place for Youth Covenant House California	\$164,113 \$178,784 \$323,703	8/1/19 – 7/31/20 & 8/1/20 - 7/31/21
North County Family Rapid Rehousing Collaborative	Building Futures for Women & Children EOCP	\$415,699 \$415,699	11/01/19 – 10/31/20 & 11/1/20 - 10/31/21
North County Homeless Youth Rapid Re-Housing	EOCP Covenant House California	\$474,674 \$474,674	1/1/20 – 12/31/20 & 1/1/21 - 12/31/21
The Holland TH/RRH	Bay Area Community Services	\$563,560	Term is as set by HUD
*These are the amounts the City expects to sub-grant to the respective grantees in each fiscal year, and they do not reflect the portion of administrative funds retained by the City.			

; and

**WHEREAS**, as provided above City wishes to enter into a grant agreement with EOCP for operation of the Matilda Cleveland Transitional Housing Program; and

**WHEREAS**, The Matilda Cleveland Transitional Housing Program is operated at 8314 MacArthur Boulevard, which is property owned by Hope Housing Development Corporation and leased by the City of Oakland; and

**WHEREAS**, City will execute a sublease with EOCP for use of the property for operation of the Matilda Cleveland Transitional Housing Program; and

**WHEREAS**, Oakland Municipal Code ("OMC") section 2.42.110 provides that City-owned real property must be leased for a rent equal to or exceeding the property's fair market rental value unless the City Council has made a finding and determination that the lease (including a sublease of a lease by the City) of the property for less than its fair market value is in the best interest of the City; and

**WHEREAS**, in making the required finding and determination, the City Council may consider the value of in-kind services to the City or the community at-large provided by the lessee such as, but not limited to, property security and maintenance, social and cultural benefits to the community or other services; and

**WHEREAS**, EOCP is a California nonprofit corporation and will mitigate the City's ongoing homeless crisis by operating a transitional housing program at 8314 MacArthur Boulevard for homeless women and children and offering related services, including, without limitation, housing, meals, legal services, medical care, and other services; and

**WHEREAS**, staff seeks a contribution from the General Purpose Fund to cover the Central Services Overhead charges in the estimated amount of \$22,466 for FY 2019-2020 and \$22,915 for FY2020-2021; now, therefore, be it

**RESOLVED**: That the City Administrator is hereby authorized to apply for, accept, and appropriate HUD CoC Supportive Housing Program renewal funds in the amount of \$5,553,872 each year for FY 2019-2020 and 2020-2021, and to increase or reduce these appropriations depending on the exact HUD award, within the duration of the grant terms in the table below, without returning to Council; and be it

**FURTHER RESOLVED**: That funding for the HUD CoC Supporting Housing Program will be appropriated in the HUD-ESG/SHP/HOPWA Fund (2103), Community Housing Organization (78411), CoC: Families in Transition; Housing Fast Support Network; Oakland Homeless Youth Housing Collaborative; Matilda Cleveland Transitional Housing Program; North County Family Rapid Re-Housing Collaborative; North County Homeless Youth Rapid Re-Housing Program; and The Holland Transitional Housing Program, Fostering Safe and Healthy Communities Program (SC22) and allocated towards the grant agreements in the table below and administrative costs; and be it

**FURTHER RESOLVED**: That the City Administrator is hereby authorized to enter into grant agreements with service providers for the HUD CoC Supportive Housing Programs as specified in the table below:

Housing and Urban Development (HUD) Continuum of Care (CoC) 2019-2020 and 2020-2021 Grant Operational Years			
HUD CoC – Supportive Housing Program (SHP)			
CoC PROJECT	GRANTEE	AMOUNT*	HUD OPERATING YEAR & GRANT TERMS
Families in Transition	EOCP	\$257,816	4/1/19 – 3/31/20 & 4/1/20 - 3/31/21
Housing Fast Support Network	Bay Area Community Services	\$1,696,532	3/1/19 – 2/29/20 & 3/1/20 - 2/28/21
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The Holland TH/RRH	Bay Area Community Services	\$563,560	Term is as set by HUD
*These are the amounts the City expects to sub-grant to the respective grantees in each fiscal year, and they do not reflect the portion of administrative funds retained by the City.			

; and be it:

**FURTHER RESOLVED:** That the City Administrator is hereby authorized, without returning to Council, to amend the above-referenced grant agreements as needed within the grant terms, including adjusting the grant amounts so long as the total grant amounts do not exceed the total amount appropriated for the HUD CoC program; and be it

**FURTHER RESOLVED:** That based on the in-kind services provided by EOCP, as discussed above, the City Council hereby finds and determines that subleasing the property at 8314 MacArthur Boulevard to EOCP for less than the property's fair market value for operation of the Matilda Cleveland Transitional Housing Program is in the best interest of the City; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized, without returning to Council, to accept and appropriate additional funds from HUD within FY 2019-2020 and 2020-2021 HUD grant terms listed above to fund HUD CoC Supportive Housing programs and amend the grant agreements to increase grant funding for additional transitional and permanent housing and support services for the grant agreements listed above; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to offset the Central Services Overhead charges by a contribution from the General Purpose fund in an estimated amount of \$22,466 for FY2019-2020 and \$22,915 for FY2020-2021; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to negotiate, submit and execute all documents, including, but not limited to, applications, contracts, grant agreements, amendments, payment requests, reports, and related actions for the completion of these programs for FY 2019-2020 and 2020-2021 without returning to Council; and be it,

**FURTHER RESOLVED:** That the grant agreements shall be reviewed and by the Office of the City Attorney for form and legality and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

**APR 16 2019**

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, ~~ALAN MOELHANEY~~, KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN -7

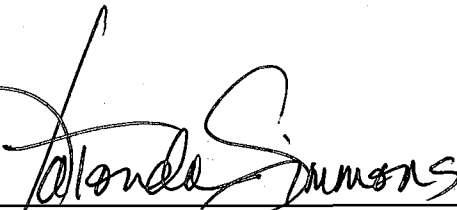
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 McElmaney

ATTEST:



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