

  
CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

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### RESOLUTION

1. **AWARDING AND/OR AMENDING GRANT AGREEMENTS AND PROFESSIONAL SERVICES AGREEMENTS TO THE HOMELESS SERVICE PROVIDERS AND FOR THE TERMS IDENTIFIED IN TABLES 1, 2, AND 3 USING UP TO \$20,397,380 OF STATE HOMELESS, HOUSING, ASSISTANCE, AND PREVENTION (HHAP) FUNDS, \$1,086,139 IN FEDERAL FUNDS, AND \$2,300,000 IN LOCAL MEASURE AND GPF FUNDS;**
2. **WAIVING THE LOCAL/SMALL LOCAL BUSINESS ENTERPRISE (L/SLBE) REQUIREMENT FOR PROVIDERS IDENTIFIED IN TABLES 1 AND 2 FOR THE PROVISION OF HYGIENE SERVICES AT HOMELESS ENCAMPMENTS AND HOMELESS SYSTEM SUPPORT;**
3. **AUTHORIZING THE CITY ADMINISTRATOR TO RENEW CONTRACTS FOR ONE ADDITIONAL 12-MONTH TERM DEPENDENT ON REVIEW OF QUANTITATIVE AND QUALITATIVE DATA; AND**
4. **MAKING CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS**

**WHEREAS**, on June 6, 2023, the City Council passed Resolution No. 89777 C.M.S., which, among other things, appropriated up to \$26,044,615 of Homeless, Housing, Assistance and Prevention (HHAP) Round 4 funds (HHAP-4) and awarded grant agreements and professional services agreements to homeless service providers for a term through June 30, 2024 using Homeless, Housing, Assistance and Prevention (HHAP) funds, general purpose funds and Measure Q funds; and

**WHEREAS**, on September 19, 2023, the City Council passed Ordinance No. 13759 C.M.S. (Shelter Crisis Ordinance), which appropriated up to \$65,000,000 of HHAP funding through fiscal year (FY) 2025/26; and

**WHEREAS**, the State of California has notified the City of their HHAP Round 5 (HHAP-5) allocation in the amount of \$28,446,565.83 and is awaiting approval of application and final contract execution by the State; and

**WHEREAS**, HHAP funds are integral to the City of Oakland's homeless intervention system to maintain existing emergency homeless interventions; and

**WHEREAS**, to continue homeless programming at the current service level including the provision of hygiene services, waivers to the local/small local business enterprise (L/SLBE) requirement are needed for operators providing critical health services including shower and porta potty hygiene services; and

**WHEREAS**, staff now seeks authorization to enter into agreements for homeless services with service providers as indicated in Table 1 below; and

**WHEREAS**, in order to increase the service quality and safety of the City's shelter interventions, staff also seeks authorization to increase the amounts of certain contracts as specified in Table 1 up to \$250,000 per contract, should additional funding from private sources, additional HHAP funds, competitive grants, or other sources, subject to Council appropriation if applicable and funding requirements; and

**WHEREAS**, the State of California, Interagency Council on Homelessness (Cal ICH) is strongly encouraging the use of HHAP and other funds for capacity building and professional development for service providers, including removing barriers to contracting with culturally specific service providers and building capacity of providers to administer culturally specific services; and

**WHEREAS**, the City Administrator has determined that the agreements are professional, scientific or technical and temporary in nature, and the performance of the agreements shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

**WHEREAS**, staff may need to shift HHAP funds between the agreements in Tables 1 and 2 or between fiscal years to ensure that all funds are timely expended and align with regulatory requirements; and

**WHEREAS**, the City has an existing lease agreement with Game Changer (Marine), LLC for the Wood Street Community Cabin Program and Wood Street Safe RV Program located at 2201 and 2601 Wood Street, for an annual rent of \$80,000 through December 31, 2025; and

**WHEREAS**, funding for the HHAP programs in Table 1 and 2 are appropriated in the State of California Fund (2159), Community Housing Services Org (78411), HHAP FY2021 thru FY2023 Project (1005248), HHAP Round 2 Project (1006126), HHAP Round 3 Project (1006326), HHAP Round 4 Project (1006961), HHAP Round 5 Project (1007402), Homeless Services & Support Program (NB41); and

**FURTHER RESOLVED:** That the City Council awards the following grants, professional services agreements, lease payments, and/or rental contracts for homeless intervention services in an amount not to exceed the specified amount for terms identified in Tables 1 and 2 below using the “actual amount” of HHAP funds identified below, or the “up to amount” should additional funds become available during the term, subject to any applicable funding regulations and requirements:

Table 1 – HHAP Funded Contracts

<b>Provider</b>	<b>Grant/Professional Services Agreement (PSA)</b>	<b>Up to Amount</b>	<b>Actual Amount</b>	<b>Term</b>	<b>L/SLBE Waiver</b>
Building Opportunities for Self-Sufficiency	Wood Street RV Safe Parking PSA	\$1,200,000	\$950,000	Jul 1, 2024 – Sep 30, 2025	Yes
Game Changer (Marine), LLC	Wood Street Lease Payments	\$160,000	\$80,000 annually	Jan 1, 2024 – Dec 31, 2025	N/A
Society of St. Vincent de Paul Alameda County	Emergency Congregate Shelter PSA	\$1,470,000	\$1,220,000	Jul 1, 2024 – Sep 30, 2025	N/A
Urban Compassion Project	Hygiene Oversight and Outreach Grant	\$150,000	\$100,000	Jan 1, 2025 – Dec 31, 2025	Yes
Housing Consortium of the East Bay (HCEB)	71 <sup>st</sup> RV Safe Parking PSA	\$1,150,000	\$900,000	Jul 1, 2024 – Dec 31, 2024	N/A
Youth Spirit Artworks (YSA)	TAY Transitional Housing	\$1,600,000	\$1,350,000	Jul 1, 2024 – Sep 30, 2027	N/A
Social Impact Wheel, LLC	Grant writer, research consultant	\$280,000	\$139,950	Mar 1, 2024 – Dec 31, 2025	Yes
TBS Site Services	Porta Potties and Handwashing Stations	\$1,000,000	\$750,000	Jul 1, 2024 – Sep 30, 2025	Yes
HERC Rentals Inc.	Electrical services to outdoor interventions	\$2,500,000	\$2,500,000	Feb 1, 2023 – Dec 31, 2025	Yes
Housing Consortium of the East Bay (HCEB)	3 <sup>rd</sup> & Peralta Navigation Center Site Improvement Grant	\$500,000	-	Jul 1, 2024 – Dec 31, 2025	No
Operation Dignity, Inc.	West Oakland Complex PSA Site Improvement Grant	\$1,500,000	-	Jul 1, 2024 – Dec 31, 2025	No
	<b>TOTAL:</b>	<b>\$11,510,000</b>	<b>\$7,989,950</b>		

Table 2 – HHAP Funded Contract Amendments

Provider	Grant/Professional Services Agreement (PSA)	Amount	Total Contract Amount	Term	L/SLBE
Housing Consortium of the East Bay (HCEB)	3 <sup>rd</sup> & Peralta Navigation Center PSA amendment	\$1,100,000	\$2,250,000	Jul 1, 2023 – Sep 30, 2025	N/A
Operation Dignity, Inc.	West Oakland Complex PSA (Mandela and Northgate Cabins) amendment	\$3,000,000	\$5,700,000	Jul 1, 2023 – Sep 30, 2025	N/A
Urban Alchemy	66 <sup>th</sup> Avenue RV Safe Parking PSA amendment	\$2,200,000	\$5,576,375	Jan 1, 2023 – Sep 30, 2025	Yes
Roots Community Health Center	Miller Community Cabins PSA Amendment	\$500,000	\$1,575,000	Jul 1, 2023 – Dec 31, 2024	N/A
WEHOPE – DBA Project We Hope	Mobile Showers PSA Amendment	\$250,000	\$1,005,000	Jul 1, 2023 – Dec 30, 2025	Yes
Aspire Consulting - Kathie Barkow	Family Services Consultant PSA Amendment	\$60,000	\$120,000	Jul 1, 2023 – Dec 31, 2026	Yes
	<b>TOTAL ADDED</b>	<b>\$7,110,000</b>	<b>\$16,226,375</b>		

And be it

**FURTHER RESOLVED:** That the City Council awards the following grants and/or professional services agreements for homeless intervention services in an amount not to exceed the specified amount for terms identified in Table 3 below using the funding sources identified below, subject to any applicable funding regulations and requirements:

Table 3 – HHAP – Combined Funding Contracts

Provider	Grant/Professional Services Agreement (PSA)	Amount	Funding Sources	Term	Total Contract Amount
Abode Services	Navigate to Housing PSA	\$550,000	State of California Fund (2159), Community Housing Services Org (78411), HHAP Round 4 Project (1006961), Homeless Services & Support Program (NB41)	Jan 1, 2024 – Dec 31, 2026	\$1,880,019

		\$1,030,019	HUD-ESG/SHP/HOPWA Fund (2103), Community Housing Services Org (78411), CoC Navigate to Housing Project (1007453), Homeless Services & Support Program (NB41)		
		\$300,000	Measure Q Fund (2244), Community Housing Services Org (78411), City-County Re-entry Job Project (1001142), Homeless Services & Support Program (NB41)		
Operation Dignity	HMOP PSA	\$450,000	State of California Fund (2159), Community Housing Services Org (78411), HHAP Round 4 Project (1006961), Homeless Services & Support Program (NB41)	Jul 1, 2024 – Sep 30, 2025	\$1,200,000
		\$750,000	Measure Q Fund (2244), Homelessness Org (02141), Measure Q Homelessness Project (1005349), Homeless Services & Support Program (NB41)		
Covenant House California	TH Expansion Project	\$433,500	State of California Fund (2159), Community Housing Services Org (78411), HHAP Round 4 Project (1006961), Homeless Services & Support Program (NB41)	Jul 1, 20124 – Dec 31, 2026	\$1,633,500
		\$1,200,000	Low Moderate Income Housing Asset Fund (2830), Housing and Community Development Org (89929), Low Moderate Income Housing Asset Fund Project (1007497), Low		

			Income Housing Program (SC14)		
Jewel'd Legacy Group, LLC	Capacity Building and Event Administration PSA Amendment	\$143,880	State of California Fund (2159), Community Housing Services Org (78411), HHAP Round 3 Project (1006326), Homeless Services & Support Program (NB41)	Jul 1, 2023 – Dec 31, 2026	\$250,000
		\$50,000	General Purpose Fund (1010), Community Housing Services Org (78411), Hunger Program FY2023 Project (1005635), Homeless Services & Support Program (NB41)		
		\$56,120	HUD-CDBG Fund (2108), Community Housing Services Org (78411), CDBG CHS Delivery Project (1006660), Homeless Services & Support Program (NB41)		
<b>TOTALS</b>		\$4,963,519			\$4,963,519

And be it

**FURTHER RESOLVED:** That the City Council finds that it is in the best interest of the City to waive the L/SLBE requirements and award professional services agreement providers identified in Table 1, for the reasons set forth in the accompanying staff report, and hereby waives this requirement; and be it

**FURTHER RESOLVED:** That based on information provided by the City Administrator, the City Council finds that these professional services agreements are of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; and be it

**FURTHER RESOLVED:** That the use of City-owned or City-leased land for less than fair market rental value by the above-listed providers for homeless programs is in the best interest of the City; and be it

**FURTHER RESOLVED:** That the City Council finds and determines, after independent review and consideration, that this action complies with the California Environmental Quality Act (CEQA) because these agreements are categorically exempt from CEQA pursuant to Sections 15301 (existing facilities); and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to make such amendments to the approved grants and/or professional services agreements as may be necessary to achieve the purposes of this Resolution or to ensure timely spend down of time-limited funds, including moving HHAP funds between the agreements in Tables 1, 2, and 3 or between fiscal years, subject to any applicable funding regulations and requirements; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to amend and renew contracts listed in Tables 1, 2 and 3 for up to twelve additional months without returning to City Council, contingent on review of qualitative and quantitative programmatic data; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND  
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

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