

OFFICE OF THE CITY CLERK

2008 FEB 07 04:56

Approved as to Form and Legality

D. Bialosy
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 81132 C.M.S.

RESOLUTION AUTHORIZING A GRANT AGREEMENT WITH MERCY PROPERTIES CALIFORNIA IN THE AMOUNT OF \$25,000 FROM COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR REPAIRS AND UPKEEP OF A CITY-OWNED PROPERTY AT 1226-73RD AVENUE

WHEREAS, the City of Oakland owns a 4-unit complex at 1226-73rd Avenue (“the property”) that is used by the City as part of its homeless programs; and

WHEREAS, Ordinance No. 11618 C.M.S. passed in 1993 authorized a 5-year lease with Catholic Charities and provided funds for the rehabilitation of the property; and

WHEREAS, the Department of Housing and Urban Development (HUD) through its Shelter Plus Care (S+C) program provides rental assistance in connection with supportive services for hard-to-serve homeless persons with disabilities who live in the property; and

WHEREAS, the lease agreement with Catholic Charities was amended in 1999 when Catholic Charities declared bankruptcy and Mercy Housing California assumed responsibility for Catholic Charities’ projects and programs; and in 2000, Mercy Housing California changed its name to Mercy Properties California and continues to administer the S+C program in the 73rd Avenue property; and

WHEREAS, at its meeting on February 5, 2008, the City Council adopted Ordinance No. 12858 C.M.S., authorizing renewing the lease agreement with Mercy Properties California for 5 years to November 30, 2012; and

WHEREAS, the property is currently in need of repairs that could impact the health and safety of the residents and funds from tenant rents barely cover operating expenses including maintenance items for which Mercy Properties California has responsibility; and

WHEREAS, under the terms of the lease agreement, the City is responsible for structural, mechanical and other major repairs on the property but the City does not provide funds on an annual basis for repairs to its property and repairs have had to be done on an emergency basis; and

WHEREAS, the repairs now needed at the property include new ADA accessible walkways, railing, a new gate, repair of the asphalt-covered drive way and landscaping; and

WHEREAS, funds in the amount of \$25,000 in Community Development Block Grant (CDBG) funds are available to be used for the repairs; and

WHEREAS, any funds not utilized for these repairs will be maintained in an account and used for repairs and upkeep of the property; now, therefore be it

RESOLVED: That the City Council authorizes an allocation in the amount of \$25,000 to Mercy Properties California for the repair and upkeep of the City-owned property at 1226-73rd Avenue; and be it

FURTHER RESOLVED: That the City Council authorizes the City Administrator to enter into a Grant Agreement with Mercy Properties California for the use of said funds and the performance of the work needed at the property, and to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests, and related actions which may be necessary to complete the repair work and to maintain the property at Health and Safety Code standards; and

FURTHER RESOLVED: That funds are available from CBDG funds, HUD-CDBG Fund (2108), Dept. of Human Services Organization (78111), Miscellaneous Services Account (53719), and CD Reprogramming Project (G10050), and Fostering Family Safe and Healthy Communities Program SC22; and be it

FURTHER RESOLVED: That said agreements shall be reviewed as to form and legality by the City Attorney and copies shall be filed in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 18 2008, 20

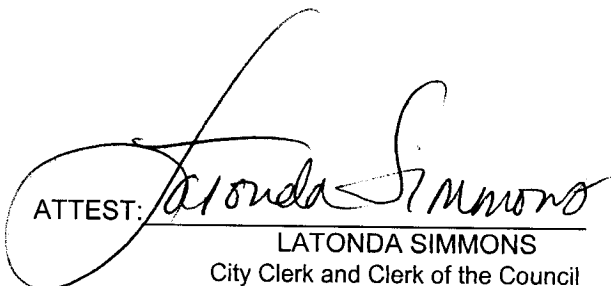
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and
PRESIDENT DE LA FUENTE — 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

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