

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO
APPLY FOR AND ENTER INTO, EXECUTE, AND DELIVER ALL
DOCUMENTS REQUIRED OR DEEMED NECESSARY FOR
PARTICIPATION IN THE STATE OF CALIFORNIA'S PROHOUSING
DESIGNATION PROGRAM**

WHEREAS, Government Code section 65589.9 established the Prohousing Designation Program ("**PDP**" or "**Program**"), which creates incentives for jurisdictions that are compliant with state housing element requirements and that have enacted Prohousing local policies; and

WHEREAS, such jurisdictions will be designated Prohousing, and, as such, will receive additional points or other preference during the scoring of their competitive applications for specified housing and infrastructure funding; and

WHEREAS, the State Department of Housing and Community Development ("**Department**") has adopted regulations (Cal. Code Regs., tit. 25, § 6600 et seq.) to implement the Program ("**Program Regulations**"), as authorized by Government Code section 65589.9, subdivision (d); and

WHEREAS, the City Council previously authorized an application for the Prohousing Designation Program on May 17, 2022 via Resolution No. 89197 C.M.S.; and

WHEREAS, the City of Oakland ("**City**") was subsequently awarded the Prohousing Designation as a result of that application in late 2022; and

WHEREAS, the Prohousing Designation must be periodically renewed and requires an authorizing Council resolution to renew; and

WHEREAS, the City ("**Applicant**") desires to submit an application for a Prohousing Designation ("**Application**"); now, therefore, be it

RESOLVED: The City Administrator is hereby authorized and directed to submit an Application to the Department for Prohousing Designation; and be it

FURTHER RESOLVED: Applicant acknowledges and confirms that it is currently in compliance with applicable state housing law; and be it

FURTHER RESOLVED: Applicant acknowledges and confirms that it will continue to comply with applicable housing laws and to refrain from enacting laws, developing policies, or taking other local governmental actions that may or do inhibit or constrain housing production. Examples of such local laws, policies, and actions include moratoriums on development; local voter approval requirements related to housing production; downzoning; and unduly restrictive or onerous zoning regulations, development standards, or permit procedures. Applicant further acknowledges and confirms that the Prohousing Policies in its Application comply with its duty to Affirmatively Further Fair Housing pursuant to Government Code sections 8899.50 and 65583. Applicant further acknowledges and confirms that its general plan is in alignment with an adopted sustainable communities strategy pursuant to Public Resources Code section 21155- 21155.4. Applicant further acknowledges and confirms that its policies for the treatment of homeless encampments on public property comply with and will continue to comply with the Constitution and that it has enacted best practices in its jurisdiction that are consistent with the United States Interagency Council on Homelessness' "7 Principles for Addressing Encampments" (June 17, 2022, update); and be it

FURTHER RESOLVED: If the Application is approved, the City Administrator is hereby authorized and directed to enter into, execute, and deliver all documents required or deemed necessary or appropriate to participate in the Program, and all amendments thereto (the "**Program Documents**"); and be it

FURTHER RESOLVED: Applicant acknowledges and agrees that it shall be subject to the Application; the terms and conditions specified in the Program Documents; the Program Regulations; and any and all other applicable law; and be it

FURTHER RESOLVED: the City Administrator is authorized to execute and deliver the Application and the Program Documents on behalf of the Applicant for participation in the Program.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

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