


  
City Attorney's Office

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2019 MAY 16 PM 6:25

# OAKLAND CITY COUNCIL

RESOLUTION NO. 87729 C.M.S.

## RESOLUTION:

- 1) AUTHORIZING THE CITY ADMINISTRATOR TO PREPARE AND SUBMIT TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT THE FISCAL YEAR 2019-2020 CONSOLIDATED ANNUAL ACTION PLAN;
- 2) ACCEPTING AND APPROPRIATING AN ANTICIPATED AWARD OF U.S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT GRANT FUNDS IN THE AMOUNT OF \$13,964,586 FOR COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENTS PARTNERSHIP, EMERGENCY SOLUTIONS GRANT, AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS FISCAL YEAR 2019-2020 PROGRAMS; AND
- 3) APPROPRIATING \$850,000 IN REVOLVING FUND PROGRAM INCOME AND ANY AMOUNTS IN EXCESS THEREOF FOR HOUSING REHABILITATION ACTIVITIES; AND
- 4) AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE GRANT AGREEMENTS FOR THE FISCAL YEAR 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENTS PARTNERSHIP, EMERGENCY SOLUTIONS GRANT, AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAMS; AND
- 5) AUTHORIZING THE USE OF GENERAL PURPOSE FUNDS TO PAY CENTRAL SERVICE OVERHEAD CHARGES FOR THE EMERGENCY SOLUTIONS GRANT AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAM.

**WHEREAS**, the City of Oakland must prepare and submit a FY 2019 Consolidated Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) in order to receive Federal grant funds for housing and community development programs; and

**WHEREAS**, on February 13, 2019, HUD issued CPD Notice 19-01 to instruct all Community Development Block Grant (CDBG), Home Investments Partnership (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons With Aids (HOPWA) grantees on the timing for submission of FY 2019 Consolidated Annual Action Plans (APP); and

**WHEREAS**, pursuant to CPD Notice 19-01 the City released for public review and comment its Draft FY 2019-2020 AAP, which contained estimated funding amounts and contingency provision language explaining that the AAP would be adjusted to match actual funding amounts once HUD announced said amounts; and

**WHEREAS**, the City provided 30 calendars days for the public to comment on the proposed FY 2019-2020 AAP as required by Title 24, section 91.105 of the Code of Federal Regulations; and

**WHEREAS**, the deadline for the City to submit its Final AAP to HUD is normally May 15<sup>th</sup>; and

**WHEREAS**, CPD Notice 19-01 extended the deadline for FY 2019 grantees whose normal AAP submission deadline is less than 60 days after HUD's funding allocation announcement to 60 days after funding amounts are announced, or August 16, 2019, (whichever is earlier); and

**WHEREAS**, HUD made its funding allocation announcement on April 15, 2019, and therefore the City must submit its Final AAP to HUD within 60 days of the April 15, 2019 announcement; and

**WHEREAS**, the City wants to accept the grant awards for FY 2019-2020 as set forth below and in the City's updated 2019-2020 AAP:

• Community Development Block Grant (CDBG)	\$ 7,511,473
• HOME Investment Partnership (HOME)	\$ 2,855,379
• Housing Opportunities for Persons with AIDS (HOPWA)	\$ 2,954,193
• Emergency Solutions Grant (ESG)	\$ 643,541
Total	<u>\$ 13,964,586</u>

; and

**WHEREAS**, said grant funds will be appropriated into HUD-CDBG (Fund 2108); HUD-HOME (Fund 2109); and HUD-HOPWA and HUD ESG (Fund 2103); and

**WHEREAS**, a public hearing will be held on June 4, 2019, to solicit public comment on the City's updated AAP, which includes the categorical allocation of CDBG, HOME, HOPWA and ESG funds to programs and projects for FY 2019-2020; and

**WHEREAS**, in FY 2019-2020, the City's Department of Housing & Community Development expects to receive \$850,000 in Revolving Loan Program income from loan fees and payments under the City's CDBG funded Residential Lending and Housing Rehabilitation program; and

**WHEREAS**, said Revolving Loan Program income is used and reported annually as leveraging for CDBG funds awarded to the City; and

**WHEREAS**, no more that 7.5% of ESG funds and no more than 3% of HOPWA funds awarded to the City may be used to pay administrative costs; and

**WHEREAS**, ESG and HOPWA funds allocated to the Community Housing Services Division of the Department of Human Services are used in part to cover eligible administrative costs; and

**WHEREAS**, the Community Housing Services Division will be required to pay an estimated \$8,146 in Central Services Overhead costs for the administration of its ESG grant funds and an estimated \$11,058 in Central Service Overhead costs for the administration of its HOPWA grant funds; and

**WHEREAS**, payment of the Central Services Overhead costs for the administration of its ESG and HOPWA grant funds may cause the Community Housing Services Division to exceed the 7.5% and 3% administrative costs cap for ESG and HOPWA funds, respectively; now, therefore be it

**RESOLVED:** That the City Council hereby authorizes and directs the City Administrator or designee, to prepare and submit for public review the FY 2019-2020 AAP and related documents, and to review and consider all public comments received with regard to said AAP; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes and directs the City Administrator or designee, to take all actions necessary to timely submit a Final 2019-2020 APP to HUD for the purpose of securing HUD approval of the Final 2019-2020 AAP; and be it

**FURTHER RESOLVED:** That the City Council hereby accepts and appropriates the anticipated HUD grant funds totaling \$13,394,586 as follows: \$7,511,473 CDBG funds to the HUD-CDBG Fund (2108); \$2,855,379 HOME funds to the HUD-HOME Fund (2109); \$643,541 ESG and \$2,954,193 HOPWA funds to Fund (2103); and be it

**FURTHER RESOLVED:** That the City Council hereby appropriates Revolving Loan Program Income from loan fees and payments for FY 2018-2019 totaling \$850,000 and, any Program Income from loan fees and payments received in excess of \$850,000 to the Housing Rehabilitation Programs Fund (2108) to allow for additional funding of loans or grants; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes a contribution from the General-Purpose Fund, included in the FY2018-2019 Mid-Cycle Budget, for Central Services Overhead costs related to the ESG and HOPWA grants, in amounts equivalent to the Department of Human Services' FY 2018-2019 Central Services Overhead costs, estimated to be \$8,146 for ESG and \$11,058 for HOPWA, and be it

**FURTHER RESOLVED:** That the City Administrator or designee is authorized to negotiate and execute agreements with the third-party contractors and sub recipients listed in **Exhibit A** hereto, for those programs and projects in the amounts identified in the Final Annual Action Plan for the CDBG, HOPWA, ESG and HOME grants and in **Exhibit A** hereto; and be it

**FURTHER RESOLVED:** That the City Administrator or her designee is hereby authorized to approve any amendments to the Final Annual Action Plan, and any amendments, modifications or extensions of FY 2019-2020 agreements, and take any other action with respect to the agreements consistent with this Resolution and its basic purpose; and be it

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

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator or 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.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 04 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON-MCELHANEY, KALB, ~~WILL~~ TAYLOR, THAO AND PRESIDENT KAPLAN ← 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 Reid

ATTEST:   
LATAONDA SIMMONS  
City Clerk and Clerk of the Council of the  
City of Oakland, CA

**PROPOSED CDBG, HOME, ESG & HOPWA PROJECTS FOR 2019/20 ANNUAL ACTION PLAN**

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
1	Alameda County Housing and Community Development	HOPWA - HIV/AIDS Housing, Services & Project Sponsor Administration.					\$2,008,804		\$2,008,804
2	Alameda County Housing and Community Development	Minor Home Repair Program	\$159,200						\$159,200
3	City of Oakland /Housing & Community Development	Access Improvement Program	\$182,755						\$182,755
4	City of Oakland /Housing & Community Development	CDBG General Admin Cost	\$707,673						\$707,673
5	City of Oakland /Housing & Community Development	CDBG Program Delivery Cost	\$548,316						\$548,316
6	City of Oakland /Housing & Community Development	Code Enforcement/ Relocation Program (Financial Assistance & Delivery Cost)	\$605,940						\$605,940
7	City of Oakland /Housing & Community Development	Commercial Lending – G01900	\$53,319						\$56,125
8	City of Oakland /Housing & Community Development	Economic Development Program Delivery Costs -	\$310,858						\$327,219
9	City of Oakland /Housing & Community Development	Emergency Home Repair Program	\$69,441	\$118,741					\$149,695

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
10	City of Oakland /Human Services/Community Housing	Emergency Solutions Grant - Grant Administration				\$48,266			\$48,266
11	City of Oakland /Human Services/Community Housing	Emergency Solutions Grant - PATH Strategy-Homeless Programs				\$595,275			\$595,275
12	City of Oakland /Housing & Community Development	HOME - Grant Administration & Program Monitoring			\$285,538				\$285,538
13	City of Oakland /Housing & Community Development	HOME Investment Partnerships Program-Affordable Housing			\$2,569,841				\$2,569,841
14	City of Oakland /Housing & Community Development	Home Maintenance & Improvement Program	\$0	\$731,259					\$731,259
15	City of Oakland /Human Services/Community Housing	HOPWA - Grantee Administration					\$88,626		\$88,626
16	City of Oakland /Housing & Community Development	Housing Development - Homeownership-Residential Lending	\$119,925						\$119,925
17	City of Oakland /Housing & Community Development	Rehabilitation & Residential Lending – Administration	\$785,826						\$785,826
18	City of Oakland /Housing & Community Development	Lead Safe Housing Paint Program	\$176,234						\$176,234
19	City of Oakland /Planning & Zoning	Blighted Property Board Up and Cleanup	\$112,361						\$112,361
20	City of Oakland/ Department of Human Services	East Oakland Community Project	\$150,523						\$150,523

	<b>SPONSOR</b>	<b>PROGRAM</b>	<b>CDBG &amp; CDBG CARRY FORWARD</b>	<b>CDBG RLPI</b>	<b>HOME</b>	<b>ESG</b>	<b>HOPWA</b>	<b>EDI</b>	<b>TOTAL</b>
21	City of Oakland/ Department of Human Services	PATH Operating Expenses	\$246,772						\$246,772
22	City of Oakland/Department of Housing & Community Development	CDBG Program (Operations & Maintenance	\$34,950						\$34,950
23	City of Oakland/Department of Housing & Community Development	Finance & City Attorney Office General Administration Costs	\$172,734						\$172,734
24	Housing Assistance Center - Housing Related Financial Assistance/Ant Displacement Program/Anti- Displacement I & R and Emergency Financial Assistance City of Oakland/Department of Housing & Community Development	Housing Related Services	\$321,730						\$321,730
25	City of Oakland/Department of Human Services	Community Housing Program Delivery	\$240,327						\$240,327
26	City of Oakland/Department of Human Services	Community Housing Services – Admin	\$495,462						\$495,462
27	A Better Way: Fruitvale Roof Replacement Project	Capital Improvement Public Facility	\$44,922						\$44,922
28	Biotech Partners: Biotech Academy at	Public Service	\$17,200						\$17,200

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
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	Oakland Technical High School								
29	Contra Costa County	HOPWA - HIV/AIDS Housing, Services & Project Sponsor Administration.					831,763		\$831,763
30	Community Housing Development Corporation: Friendship Senior Housing	Housing Related Services	30,000						\$30,000
31	Construction Resource Center: Construction Resource Center Project	Economic Development	\$81,000						\$81,000
32	East Bay Community Law Center	Fair Housing Services	\$261,476						\$261,476
33	Covenant House California: Capital Improvement	Public Facility Infrastructure Improvement	\$49,162						\$49,162
34	East Bay Spanish Speaking Citizens' Foundation	Public Services Tutoring & Educational Support Through Technology	\$74,118						\$74,118
35	Greater New Beginnings Youth Services, Inc.: GNBYS Residential Facility	Public Services Youth Services	\$22,808						\$22,808
36	LifeLong Medical Care: Oakland House Calls Programs	Public Services Health Services	\$35,600						\$35,600

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
37	Main Street Launch	Economic Development/Neighborhood Revitalization - Commercial Corridor Revitalization- Business and Vacancy Directory	\$90,405						\$90,405
38	Main Street Launch	Economic Development Small Business Loan Program/Commercial Lending	\$192,427					\$236,712	\$429,139
39	OCCUR: David E. Glover Education & Technology Center Youth Project	Public Services Computer Training/Youth	\$126,119						\$126,119
40	OCCUR: David E. Glover Education & Technology Center Seniors Project	Public Services Computer Training/Seniors	\$23,945						\$23,945
41	OCCUR: Micro-Enterprise Assistance	Economic Development	\$100,000						\$100,000
42	Overcomers With Hope, Inc.: ADA/Local Code Upgrade	Public Facility Infrastructure Improvements	\$125,000						\$125,000
43	Student Program for Academic & Athletic Transitioning (SPAAT): College & Career Performance Program	Public Service	\$87,807						\$87,807
44	Operation Dignity	HOPWA - Street Outreach to Homeless People Living With HIV/AIDS					\$25,000		\$25,000
45	St. Mary's Center: Winter Emergency Shelter	Public Services Homeless Services	\$44,535						\$44,535

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
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46	urban university: Single Moms at Work Job Training	Public Services Homeless Services	\$44,007						\$44,007
47	urban university: Single Moms at Work Transitional Housing	Public Services Housing Related Services	\$24,500						\$24,500
48	Vietnamese American Community Center of the East Bay: VACCEB Safety & Anti-Crime Project	Public Services Anti Crime Services	\$24,140						\$24,140
49	Vietnamese Community Development Inc. of the East Bay: Oakland Vietnamese Senior Project	Public Services Senior Services	\$15,000						\$15,000
50	Office of Public Works - Bella Vista Park Restrooms	Public Facility Infrastructure Improvement	\$16,263						\$16,263
51	Office of Public Works - F.M. Smith Recreation Center Sump Pump	Public Facility Infrastructure Improvement	\$64,768						\$64,768
52	Office of Public Works - Splash Pad Park Lighting and Bollards	Public Facility Infrastructure Improvement	\$34,811						\$34,811
53	Office of Public Works - Allendale Recreation Center	Public Facility Infrastructure Improvement	\$51,306						\$51,306
54	Office of Public Works - Franklin Recreation Center Heating System	Public Facility Infrastructure Improvement	\$55,000						\$55,000
55	Office of Public Works - Bushrod Park &	Public Facility Infrastructure Improvement	\$70,562						\$70,562

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
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	Recreation Center Improvements								
56	Office of Public Works - Carmen E. Flores Capital Improvements	Public Facility Infrastructure Improvement	\$186,556						\$186,556
57	Office of Public Works - Eastmont Mall Street Scaping/Signage Painting	Public Facility Infrastructure Improvement	\$23,690						\$23,690
<b>Subtotal 2019/20 FUNDS</b>			<b>\$7,511,473</b>	<b>\$850,000</b>	<b>\$2,855,379</b>	<b>\$643,541</b>	<b>\$2,954,193</b>	<b>\$236,712</b>	<b>\$14,814,586</b>

**PRIOR CDBG & HOPWA FUNDING FOR EXTENDED USE IN 2019/20**

**DHCD - Rehabilitation Program/Residential Lending & Community Housing Services**

58	Minor Home Repair City of Oakland /Housing & Community Development	Housing Rehabilitation Services	\$449,863						\$449,863
59	Home Maintenance & Improvement Program City of Oakland /Housing & Community Development	Housing Rehabilitation Services	\$579,100						\$579,700
60	Emergency Home Repair Program City of Oakland /Housing & Community Development	Housing Rehabilitation Services	\$239,271						\$239,271
61	Lead Safe Housing Paint Program City of Oakland /Housing & Community Development	Housing Rehabilitation Services	\$133,977						\$133,977
62	Access Improvement Program/ City of Oakland /Housing &	Housing Rehabilitation Services	306,622						306,622

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
	Community Development								
63	City of Oakland /Housing & Community Development	Homeownership Program	\$151,702						\$151,702
64	HOPWA 2014 Contra Costa County (amend 18/19 agreement)	Capital Improvements & Housing Advocacy Supportive Services					\$57,913		\$57,913
<b>Subtotal Prior CDBG Funds For Extended Use in 2019/20</b>			<b>\$1,860,535</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$57,913</b>	<b>\$0</b>	<b>\$1,918,448</b>

<b>Prior CDBG Allocations - Reprogrammed For Use in 2019/20</b>									
65	DeFremery Park and Recreation Center Oakland Public Works Capital Improvements – (Rebuilding Together Oakland [RTO]Reprogram)	Public Facility Infrastructure Improvement	\$160,451						
66	Redwood Heights Recreation Center (RTO Reprogram)	Public Facility Infrastructure Improvement	\$32,000						
67	Carmen Flores at Josie de la Cruz Park Oakland Public Works Capital Improvements	Public Facility Infrastructure Improvement	\$52,888						
68	Allendale Oakland Public Works Capital (RTO Reprogram)	Public Facility Infrastructure Improvement	\$150,000						

	SPONSOR	PROGRAM	CDBG & CDBG CARRY FORWARD	CDBG RLPI	HOME	ESG	HOPWA	EDI	TOTAL
69	East Oakland Community Project One Time Operational Assistance (Residential Lending Reprogram)	Public Facility Homeless Facility	\$350,000						
70	Bus Rapid Transit/Business Mitigation Assistance Program (2015/16 and 2016/17 funds restored)		\$1,000,000						\$1,000,000
<b>Subtotal Prior CDBG Funds – Restored and Reprogrammed For Use in 2019/20</b>			<b>\$1,745,339</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$745,339</b>
<b>FUND TOTALS</b>			<b>\$11,117,347</b>	<b>\$850,000</b>	<b>\$2,855,379</b>	<b>\$643,541</b>	<b>\$3,012,106</b>	<b>\$236,712</b>	<b>\$18,715,085</b>