

2023 FEB -6 PM 12: 05

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Approved as to Form and Legality

*Lesley Castro*

City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION NO. 89575 C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE \$10,000,000 IN FUNDS FROM THE STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S REGIONAL EARLY ACTION PLANNING 2.0 HIGHER IMPACT TRANSFORMATIVE ALLOCATION TO SUPPORT TRANSIT ORIENTED DEVELOPMENT AT THE WEST OAKLAND BART STATION.**

**WHEREAS**, the State of California (the "State"), Department of Housing and Community Development ("Department") is authorized to provide up to \$30,000,000 to Eligible Entities listed in Health and Safety Code Section 50515.08, subdivisions (a)(1)-(6) under the Higher Impact Transformative (HIT) Allocation of the Regional Early Action Planning grants program (REAP 2.0) (the "Program"), as detailed in Health and Safety Code Section 50515.08-10; and

**WHEREAS**, the Department issued a Notice of Funding Availability on November 9, 2022 for REAP 2.0 HIT Allocation funds available to Eligible Entities; and

**WHEREAS**, the City of Oakland is an Eligible Entity eligible to submit a Request for Funds pursuant to Health and Safety Code Section 50515.08(c) to develop and accelerate the implementation of the requirements described in Health and Safety Code section 50515.08(c)(1).; and

**WHEREAS**, the City prepared a funding application for the Program that would support affordable housing, utility upgrades, and transportation investments around the West Oakland BART Station; and

**WHEREAS**, the City submitted an application for this program on December 30, 2022; and

**WHEREAS**, the Department shall approve the Request for Funds, subject to the terms and conditions of Eligibility, Guidelines, NOFAs, Program requirements, and the Standard Agreement by and between the Department and REAP 2.0 Grant Recipients; now, therefore, be it

**RESOLVED:** That the City Administrator is hereby authorized and directed to request an allocation of funds not to exceed \$10,000,000, and to accept and appropriate received funds towards pre-development costs for the Mandela Station Affordable development, utility upgrades

for the West Oakland BART Transit Oriented Development, the 7<sup>th</sup> Street Corridor Upgrade, and a Universal Mobility Pilot Program; and be it

**FURTHER RESOLVED:** That said State grant funds will be deposited and appropriated in Grant Fund(s) to be determined, and project number(s) to be determined; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to execute the Request for Funds, on behalf of the City Administrator, as required by the Department for receipt of REAP 2.0 funds; and be it

**FURTHER RESOLVED:** That if the City receives an allocation of REAP 2.0 funds in the authorized amount of \$10,000,000 from the Department pursuant to the above referenced Request for Funds, it represents and certifies that it will use all such funds only for eligible activities as set forth in Health and Safety Code section 50515.08(c)(1), as approved by the Department and in accordance with all REAP 2.0 requirements, guidelines, all applicable state and federal statutes, rules, regulations, and the Standard Agreement executed by and between the City and the Department; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to enter into, execute, and deliver a State of California Standard Agreement for the amount of \$10,000,000, and any and all other documents required or deemed necessary or appropriate to evidence and secure the REAP 2.0 Allocation, the City's obligations related thereto and all amendments the Department deems necessary in accordance with REAP 2.0 and 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's Office and executed copies of each agreement shall be filed with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

FEB 07 2023

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND PRESIDENT FORTUNATO BAS - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

ASHA REED  
City Clerk and Clerk of the Council of the  
City of Oakland, California