

2007 DEC 26 09:10:17

Approved as to Form and Legality

OAKLAND CITY COUNCIL

Deh Bialowy
City Attorney

RESOLUTION No. 81030 C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE ALL CONTRACTS AND AMENDMENTS RELATED TO THE STATE EMERGENCY HOUSING AND ASSISTANCE PROGRAM CAPITAL DEVELOPMENT (EHAPCD) DEFERRED LOANS AWARDED TO THE CITY FOR THE 2004/2005, 2005/2006 AND 2006/2007 PROGRAM YEARS FOR THE REHABILITATION OF EMERGENCY SHELTERS AND TRANSITIONAL HOUSING PROJECTS IN OAKLAND

WHEREAS, the City has applied for EHAPCD funds for three consecutive years; the 2004/05, 2005/06 and 2006/07 program years and has received approximately \$2.7 million from the program; and

WHEREAS, the funds are to be utilized for the rehabilitation of the City's emergency housing and transitional housing facilities; and

WHEREAS, construction of the 2004/2005 program year projects which comprises the rehabilitation of 5 single-family homes started in December 2006, and two of the homes have been completed: and

WHEREAS, the EHAPCD projects are to be completed within two years of the execution of the Standard Agreement with a one-year extension of the completion period provided by the State when necessary; and

WHEREAS, the completion date for the 2004/05 EHAPCD projects is October 20, 2007, and the City has applied for a one-year extension to allow for the completion of the rehabilitation work on three homes; and

WHEREAS, the State is willing to provide the one-year extension to the City, however, the resolutions authorizing the application for and receipt of the EHAPCD deferred loans does not specify that the City Administrator is authorized to enter into amendments or other agreements relating to the EHAPCD projects; and

WHEREAS, the State is requesting that such a resolution is required prior to the execution of the contract amendments; now, therefore, be it

RESOLVED: That the City Council authorizes the City Administrator or her designee to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, modifications, payment requests, and related action with the State as it relates to the EHAPCD deferred loan awards received by the City for the 2004/2005, 2005/2006 and 2006/2007 program years; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, JAN 15 2008, 2008

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
~~PRESIDENT DE LA FUENTE~~ - 7

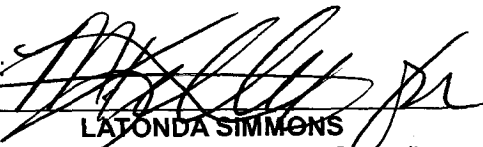
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - De La Fuente - 1

ATTEST:


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