



City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AMENDING RESOLUTION NUMBERS 88030 C.M.S. AND 88162 C.M.S., WHICH AMONG OTHER THINGS AUTHORIZED THE ACCEPTANCE AND APPROPRIATION OF ONE-MILLION, SIX-HUNDRED AND FIFTY-SEVEN THOUSAND, TWO-HUNDRED AND ONE DOLLARS AND SIXTY-FIVE CENTS (\$1,657,201.65) IN STATE OF CALIFORNIA, EQUITY ACT GRANT FUNDING, AND SIX MILLION, FIVE HUNDRED SEVENTY-SIX THOUSAND SEVEN HUNDRED AND FIVE DOLLARS AND SEVENTY-SIX CENTS (\$6,576,705.76) IN STATE OF CALIFORNIA, OFFICE OF THE GOVERNOR "GO-BIZ" EQUITY ACT GRANT FUNDS TO:

AUTHORIZE THE CITY ADMINISTRATOR OR HIS DESIGNEE TO AWARD SAID GRANT FUNDS TO LOCAL EQUITY LICENSEES AND APPLICANTS TO BE DETERMINED AND WITHOUT RETURN TO CITY COUNCIL: (A) IN AN AMOUNT UP TO FIFTY THOUSAND DOLLARS (\$50,000) PER GRANT TO FUND THE RECRUITMENT, TRAINING, AND RETENTION OF A QUALIFIED AND DIVERSE WORKFORCE; AND (B) AT A CUMULATIVE GRANT AMOUNT FOR THE ABOVE-MENTIONED AWARDS NOT TO EXCEED ONE MILLION DOLLARS (\$1,000,000)

WHEREAS, the City of Oakland (City) conducted the nation's first race and equity analysis of the cannabis industry and adopted the nation's first Equity Program in the Spring of 2017 with the goal of promoting equitable ownership and employment opportunities in the cannabis industry to address the disproportionate impacts of the war on drugs in marginalized communities of color; and

WHEREAS, the members of the California Legislature have recognized the need for equity grant funding to support local jurisdictions' equity programs; and

WHEREAS, state funding has been provided to the Bureau of Cannabis Control to provide grant funds to local governments pursuant to the Budget Act of 2019, Item 1111-490-Reappropriation; and

WHEREAS, the City has adopted and operates a local equity program for commercial cannabis activity; and

WHEREAS, the City applied for grant funding through the Bureau of Cannabis Control's Local Equity Grant Funding program in August 2019 in order to further its Equity Program; and

WHEREAS, the Bureau of Cannabis Control has approved the City of Oakland to receive funding in the amount of \$1,657,201.65 (BCC equity grant); and

WHEREAS, additional funding has been provided by the Governor's Office of Business and Economic Development (Go-Biz) to provide grant funds to local governments pursuant to AB 97 (Stats. 2019, Ch.40); and

WHEREAS, in March 2020 the City applied for grant funding from Go-Biz through the Cannabis Equity Grants Program for Local Jurisdictions; and

WHEREAS, Go-Biz has awarded the City \$6,576,705.76 to assist local equity applicants and licensees gain entry to and successfully operate in the state's regulated cannabis marketplace as employees or business owners; and

WHEREAS, the City will use the BCC equity grant to assist local equity applicants and licensees through its equity program to gain entry to and successfully operate in the state's regulated cannabis marketplace; and

WHEREAS, the State Legislature has identified reducing barriers to employment in the regulated cannabis industry as key to ensuring that the cannabis industry reflects the state's population and that those most harmed by cannabis criminalization have an opportunity to participate in the regulated marketplace; and

WHEREAS, on February 4, 2020 the City Council adopted Resolution 88030 to accept and appropriate the BCC equity grant and on June 16, 2020 the City Council adopted Resolution 88162 to accept and appropriate the Go-Biz equity grant to implement various strategies, including workforce development; and

WHEREAS, the City received the BCC equity grant in April 2020 and pursuant to the grant's requirements, the City must award grant funds to eligible grantees within a year of the City's receipt of such funds; and

WHEREAS, Resolution 88030 and 88162 provided that following the review and approval by the Oakland Workforce Development Board (Board), a cumulative amount of \$1,000,000 would be used by the Oakland Workforce Development Board (Board) to assist local equity applicants and local equity licensees by engaging Oakland cannabis businesses on employment needs and developing cannabis specific workforce opportunities that will help such applicants and licensees; and

WHEREAS, the State funding agencies have clarified that funding for the recruitment , training and retention of a qualified and diverse workforce must go directly to equity-owned

businesses and that the City's proposed use of the portion of the funds to be reviewed and approved by the Board would not be in compliance with the aforementioned grants; now therefore be it

RESOLVED: That Resolutions Number 88030 C.M.S (Resolution 88030) and 88162 C.M.S. (Resolution 88162) are hereby amended to authorize the City Administrator or his designee to award BCC and Go-Biz equity grant funds to local equity licensees and applicants to be determined and without return to City Council for the recruitment, training, and retention of a qualified and diverse workforce, in an amount up to fifty thousand dollars (\$50,000) per grant and in a cumulative amount not to exceed one million thousand dollars (\$1,000,000); and be it

FURTHER RESOLVED: That Resolutions 88030 and 88162 are further amended to remove the requirement that the above-mentioned portion of the grant awards must be reviewed and approved by the Oakland Workforce Development Board; and

FURTHER RESOLVED: That the City Administrator or his designee is hereby authorized, without returning to Council, 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 for the above-referenced grant awards; and be it

FURTHER RESOLVED: That the City Administrator's Office will provide the public with updates on grant disbursement via the City's website and annual BCC and Go-Biz grant reporting requirements; and be it

FURTHER RESOLVED: That the City Administrator or his designee is authorized to take any other action necessary consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR,
THAO AND PRESIDENT KAPLAN

NOES –

ABSENT –

ABSTENTION –

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