

  
City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AMEND THE EMERGENCY PROFESSIONAL SERVICES AGREEMENT WITH HOUSING CONSORTIUM OF THE EAST BAY (HCEB) FOR THE PROVISION OF EMERGENCY SHELTER SERVICES TO INDIVIDUALS AT HIGH RISK OF SERIOUS ILLNESS OR DEATH DUE TO COVID-19 TO EXTEND THE TERM OF THE AGREEMENT THROUGH JUNE 30, 2022.**

**WHEREAS**, on March 1, 2020, the Alameda County Public Health Department declared a local emergency due to the spread of the “infectious, contagious, or communicable disease” COVID-19 (coronavirus) in Alameda County, pursuant to Health & Safety Code section 101080; and

**WHEREAS**, on March 4, 2020, Governor Gavin Newsom declared a state of emergency in the State of California, due to the spread of COVID-19 in the state, pursuant to California Government Code section 8625; and

**WHEREAS**, on March 7, 2020, the City Administrator, in his capacity as the Director of the Emergency Operations Center (EOC), issued a proclamation of local emergency due to the spread of COVID-19 in Oakland; and

**WHEREAS**, on March 12, 2020, the City Council ratified the proclamation of local emergency as required by Oakland Municipal Code 8.50.050.C; and

**WHEREAS**, in March 2020, the State of California awarded a grant in the amount of \$3,239,728.32 to the City of Oakland to invest in COVID-19 prevention and containment efforts for temporary shelters, including but not limited to, medically indicated services and supplies, such as testing and handwashing stations and enhancements to existing shelter facilities, to reduce the spread of COVID-19 among the homeless population (“Emergency COVID-19 Funding”); and

**WHEREAS**, on March 26, 2020, the Interim City Administrator, under his emergency authority as the EOC Director, executed a grant agreement with State of California for receipt of the \$3,239,728.32 in Emergency COVID-19 Funding and the funds were deposited into State Fund (2159), Community Housing Services Organization (78411), Project (1005303), COVID Response Program (CV19) ; and

**WHEREAS**, pursuant to Section 1.80 of California Assembly Bill 74 (Budget Act of 2019), the grant funds had to be encumbered by June 30, 2020 and must be fully expended by June 30, 2022; and

**WHEREAS**, pursuant to Oakland Municipal Code section 2.04.020(F) and (G), the City Administrator is authorized to enter into contracts for professional, technical or specialized services, goods, materials and supplies that she/he deems necessary for the “immediate preservation of the public peace, health or safety . . . without advertising or previous specific action by the City Council”; and

**WHEREAS**, on June 19, 2020, the City Administrator entered into an emergency professional services agreement with the Housing Consortium of the East Bay in an amount not to exceed Two Million Dollars (\$2,000,000) to provide food, shelter, health services, site management, safety/security, and other necessities of daily living at the Home Base emergency shelter site in order to reduce the spread of COVID-19 among the homeless population; and

**WHEREAS**, the emergency professional services agreement with Housing Consortium of the East Bay is funded by the Emergency COVID-19 Funding the City received from the State in March 2020 and \$409,000 of the original grant amount awarded to Housing Consortium of the East Bay remains available to fund the emergency professional service agreement through June 30, 2022;

**WHEREAS**, Housing Consortium of the East Bay also received, by separate grant agreement, an award of Measure Q funds and Emergency Solutions Grant-COVID (ESG-CV) funds totaling \$1,210,559 to provide food, shelter, health services, site management, safety/security, and other necessities of daily living at the Home Base emergency shelter site in order to reduce the spread of COVID-19 among the homeless population; and

**WHEREAS**, the Measure Q funding, ESG-CV funding and the remaining \$409,000 in Emergency COVID-19 funding together would allow Housing Consortium of the East Bay to provide these much-needed homeless services at the Homebase site through June 30, 2022; and

**WHEREAS**, staff would like to extend the term of the emergency professional services agreement with Housing Consortium of the East Bay through June 30, 2022 so that the remaining \$409,000 in State COVID funds can be used in conjunction with the Measure Q and ESG funds to continue the operation of the emergency shelter for individuals at risk of serious illness of death from COVID through June 30, 2022; now, therefore, be it

**RESOLVED:** That the City Administrator is authorized to amend the emergency professional services agreement with the Housing Consortium of the East Bay to extend the term through June 30, 2022; and be it

**FURTHER RESOLVED:** That \$409,000 to fund the agreement through June 30, 2022 is budgeted and available in the State Fund (2159), Community Housing Services Organization (78411), Project (1005303), COVID Response Program (CV19) in the amount of \$409,000; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to conduct all negotiations; execute and submit all documents, including but not limited to applications,

agreements, amendments, modifications, payment requests; and to take related actions necessary to carry out the basic purpose of this resolution; and be it

**FURTHER RESOLVED:** That prior to execution, the agreement shall be reviewed and approved as to form and legality by the City Attorney and an executed copy of the agreement shall be filed with the City Clerk.

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IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

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

NOES –

ABSENT –

ABSTENTION –

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