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Approved as to Form and Legality

  
City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 82948 C.M.S.

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**RESOLUTION AUTHORIZING THE ASSUMPTION BY EAST OAKLAND COMMUNITY PROJECT, OF A GRANT IN THE AMOUNT OF \$25,000 AWARDED PREVIOUSLY TO MERCY PROPERTIES CALIFORNIA BY THE CITY FOR REPAIRS AND UPKEEP OF THE CITY-OWNED PROPERTY LOCATED AT 1226-73<sup>RD</sup> AVENUE WHICH IS USED FOR HOUSEHOLDS ENROLLED IN THE SHELTER PLUS CARE PROGRAM, AND SUPERSEDING RESOLUTION NO. 81132 C.M.S.**

**WHEREAS**, the City of Oakland owns a 4-unit complex at 1226-73rd Avenue (“the Property”) that is used by the City as part of its homeless programs; and

**WHEREAS**, pursuant to Ordinance No. 12858 C.M.S. passed on February 5, 2008, the City Council authorized a 5-year renewal of the lease agreement with Mercy Properties California (MPC) for the use of the Property to house homeless persons with disabilities through the Department of Housing and Urban Development’s Shelter Plus Care (S+C) program which provides rental assistance and supportive services; and

**WHEREAS**, pursuant to Resolution No. 81132 C.M.S. passed on March 18, 2008, the City also provided a \$25,000 grant to MPC, for needed repairs and for general maintenance at the Property as the City is responsible for structural, mechanical and other major repairs at the Property; and

**WHEREAS**, MPC informed the City early last year that they are not interested in continuing to manage the property for the S+C program because it was not cost effective and the company was moving towards managing larger properties, and requested that the City locate another non profit to assume their responsibility for the property in 2010; and

**WHEREAS**, even though MPC agreed to complete the repairs at the property before turning the property over to another non profit to manage, some of the repairs have not been undertaken; and

**WHEREAS**, City staff solicited East Oakland Community Project, an Oakland-based nonprofit corporation with experience managing emergency and transitional housing facilities, to accept the property management responsibility for the property, undertake the necessary repairs not completed by MPC, and continue to manage the property for the Shelter Plus Care program; and

**WHEREAS,** funds in the amount of \$25,000 from the Community Development Block Grant (CDBG) program allocated to MPC to be used for the repairs at the Property are still available; now, therefore, be it

**RESOLVED:** That the City Council authorizes the assumption by East Oakland Community Project, of a grant in the amount of \$25,000 which was previously awarded to Mercy Properties California for the repair and upkeep of the City-owned property at 1226-73<sup>rd</sup> Avenue; and be it

**RESOLVED:** That EOCP will utilize said funds for repairs at the property and that said funds will be fully expended within six months of contract execution; and be it

**FURTHER RESOLVED:** That the City Council authorizes the City Administrator to enter into a Grant Agreement with East Oakland Community Project for the use of said funds for repairs at the Property, and 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 to complete the repair work and to ensure that the property meets all Health and Safety Code standards; and be it

**FURTHER RESOLVED:** That funds are available from CBDG funds, HUD-CDBG Fund (2108), Dept. of Human Services Organization (78111), Miscellaneous Services Account (53719), CD Reprogramming Project (G10051), and Fostering Family Safe and Healthy Communities Program SC22; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 20 2010, 2010

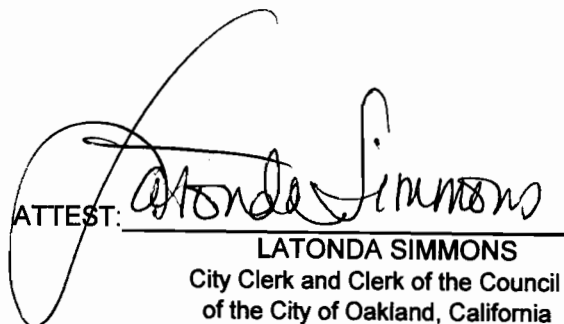
**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER ~ 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

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