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OAKLAND

2012 AUG 30 AM 11:38

# AGENDA REPORT

TO: DEANNA J. SANTANA  
CITY ADMINISTRATOR

FROM: Fred Blackwell

SUBJECT: Weatherization Contract Amendments

DATE: August 21, 2012

City Administrator

Date

Approval

8/30/12

COUNCIL DISTRICT: City-Wide

## RECOMMENDATION

Staff recommends that the Council adopt:

A Resolution Amending Resolution Numbers 82636 and 82828 Authorizing The City Administrator To: (1) Accept And Appropriate Additional Grant Funds From The American Recovery And Reinvestment Act Of 2009 ("ARRA") For Up To \$45,000 From The California Community Services And Development Department's Weatherization Assistance Program To Provide Weatherization Services To Low-Income Residents Of Alameda County For A Total Of Up To \$4,026,177 In Grant Funds; And (2) Increase By Up To \$100,000 The Amount Of The Subcontract With The County Of Alameda For Eligible Weatherization Assistance Program Activities For A Total Subcontract Amount Of Up To \$2,084,782.

## OUTCOME

City Council approval of staff's recommendation will enable (a) the City to fully expend its \$3.98 million ARRA-funded grant under the Weatherization Assistance Program, including funds that had been previously reserved for contingencies and (b) the County to obtain reimbursement under the grant for its eligible program expenses in excess of the original contract amount.

## BACKGROUND/LEGISLATIVE HISTORY

As stated in the Staff Report to the CED Committee dated March 9, 2010 (*Attachment A*), under ARRA, the U.S. Department of Energy provided additional WAP funding around the nation in

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order to provide free weatherization services for low-income residents to reduce energy costs. The local nonprofit provider of pre-ARRA WAP services declined to administer the ARRA program funds for this service area (Alameda County excluding Albany, Berkeley and Emeryville). The State of California requested that the City of Oakland take on the ARRA WAP contract for the Alameda County service area.

On March 16, 2010, City Council authorized the City Administrator to apply for, accept and appropriate up to \$4,000,000 in ARRA funds under the Weatherization Assistance Program ("WAP") from the California Community Services and Development Department ("CSD") to provide weatherization services to low-income residents of Alameda County (No. 82636 C.M.S., *Attachment B*). The same resolution also authorized a subcontract with the County of Alameda to administer the program outside of Oakland and authorized grants and loans to property owners under the program without returning to Council. On June 15, 2010, the City Council amended Resolution No. 82636 to also authorize subcontracting with the County to provide weatherization services within Oakland (please see *Attachment C*, Staff Report to CED Committee dated June 8, 2010 and *Attachment D*, Council Resolution No. 82828 C.M.S.).

In June 2010, the City entered into an ARRA WAP grant agreement with CSD for \$3,981,177 and in September 2010, the City entered into an ARRA WAP subcontract with Alameda County for a total of \$1,984,782 to administer the program outside of Oakland and also provide services to single-family residents within Oakland. The City targeted the remaining \$1,996,395 to multi-family affordable housing units within Oakland. The respective allocations for Oakland and the rest of the County service area outside Oakland were determined by CSD based on relative poverty rates.

Although the City's ARRA WAP contract started a year after other providers (due to the transition from the previous Alameda County local provider), the City and County together fully expended the entire grant amount and exceeded production projections, installing measures in 1146 units, including 862 units in Oakland, and providing diagnostic assessments and client education to another 414 households, for a total of 1560 low-income households served. In addition, the City, working in partnership with the San Francisco Mayor's Office of Housing, pioneered an innovative whole-building approach to weatherizing multi-family units, effectively serving more low-income tenants with fewer resources.

## ANALYSIS

The City's budget for its multi-family WAP program included a reserve to cover unanticipated hard costs and other contingencies. The City's actual direct program expenditures came very close to the budgeted amount, making use of the contingency reserve funds unnecessary. However, due in part to increased service delivery to Oakland residents based on high demand, the County overspent its original allocation by about \$100,000. City staff recommends transferring up to \$55,000 (approximately 2.5% of the City's total grant allocation) in unspent

contingency reserve funds to the County to cover its additional eligible WAP costs. CSD may decide to increase the City's ARRA WAP award by up to \$45,000 to cover some or all of the County's remaining shortfall. Any County WAP costs in excess of the total ARRA WAP grant, including any additional funds from CSD, shall be paid with other County sources of funding.

The County completed significantly more units in Oakland, as compared to the rest of the County service area, than originally planned. The City originally allocated \$247,500 to the County for single-family unit production in Oakland, or approximately 12.5% of the County subcontract. Due to effective outreach and high demand in Oakland, the County actually served 89 units in Oakland out of 406 units served countywide, approximately 22% of the County's overall WAP portfolio and 29% of the County's single-family WAP portfolio, well in excess of the allocated funds for Oakland residents.

The following table shows the current breakdown of grant funds and unit production between the City and the County under the ARRA WAP contract:

Administering Agency for WAP	City	County		Total
Program Component	Multi-family in Oakland	Single-family in Oakland	Single- and Multi-family outside Oakland	All program components
Original Allocation	\$1,996,395	\$247,500	\$1,737,282	\$3,981,177
% of Total Contract (allocations determined by CSD)	50.15%	6.22%	43.64%	100%
Amount spent to date	\$1,941,395	\$247,500	\$1,837,282	\$4,026,177
Balance	\$55,000 (unused contingency reserve for hard costs)	(\$100,000) (additional program hard costs)		(\$45,000)
Amount requested from CSD, currently under consideration	\$0	\$45,000		\$45,000
Number of Units Served under WAP	1,154 units (measures installed in 780 units; additional 374 units received assessment and client education)	89 units (measures installed in 82 units; additional 7 units received assessment and client education)	317 units (measures installed in 284 units; additional 33 units received assessment and client education)	1,560 units (measures installed in 1146 units; additional 414 received assessment and client education)

In addition, approximately 55,000 job hours (over 26 FTE) were generated through the community outreach and weatherization activities.

**PUBLIC OUTREACH/INTEREST**

The City and County's WAP has served 1560 households throughout the County, including 1243 in Oakland alone. The City engaged in extensive outreach to potential single-family clients and

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affordable housing developers for its multi-family program. To inform the community about available ARRA WAP resources while creating jobs for Oakland residents, the City subcontracted with local nonprofit organizations to go door-to-door and deliver presentations at community gatherings. Community outreach workers provided information to over 3000 potentially eligible Oakland residents. In addition, the City issued and widely distributed a Notice of Funding Availability and solicited responses from local affordable housing nonprofit developers. Finally, the City also subcontracted with local nonprofit organizations to provide client education to 1,154 multi-family WAP client households regarding energy conservation, healthy housing issues and budget counseling.

### COORDINATION

Over the past two years since the City started developing its Weatherization Assistance Program, the Housing Development unit and Residential Lending and Rehabilitation Services unit of the Housing and Community Development Department have worked closely together to implement a multi-family and single-family WAP. Staff from Contract Compliance, the Equal Access Office, Copy Services, Building Services, Human Services and the Finance and Management Agency have all collaborated with HCD staff to ensure successful implementation of WAP. The City Attorney's Office has reviewed and approved all grant agreements and contracts related to the WAP. The City Attorney's Office and the Budget Office were consulted in the preparation of this report.

### COST SUMMARY/IMPLICATIONS

If this resolution is approved by the City Council, the City's ARRA WAP grant award would increase by up to \$45,000, from \$3,981,177 to up to \$4,026,177, and the City would increase Alameda County's ARRA WAP subcontract by up to \$100,000, from \$1,984,782 to up to \$2,084,782. The \$100,000 increase in the County subcontract would be the total of up to \$45,000 in additional funds from the State and up to \$55,000 in grant funds under the current award previously reserved for hard cost contingencies. This increase of up to \$100,000 in the County subcontract amount would reimburse the County for program expenditures already incurred during the grant construction performance period, which ended July 31, 2012. The City's unspent contingency reserve funds are subject to extensive and highly technical state and federal restrictions on WAP direct program activities. Because the City has reached the administrative cap of 5% on this grant, staff believes the best use of the funds is to reimburse the County for eligible program expenses.

### SOURCE OF FUNDING:

The source of funding for this project is a grant from state funding agency CSD under the U.S. Department of Energy's ARRA-funded Weatherization Assistance Program. The grant is currently \$3,981,177 and has been fully expended. If the resolution is approved, the grant award

may be increased to up to \$4,206,177 to reimburse the County for eligible program expenses already incurred in excess of the current grant amount.

**FISCAL IMPACT:**

The additional funds that may be awarded by CSD would increase the City's grant award by up to \$45,000 from \$3,981,177 to up to \$4,026,177. The additional funds would be appropriated to Fund 2612, Project G414810 and used to reimburse the County for eligible program expenses. In addition, the City would be increasing the County's subcontract by up to an additional \$55,000 from the City's unspent contingency reserve funds, for a total of up to \$100,000.

**SUSTAINABLE OPPORTUNITIES**

***Economic:*** These funds will reimburse the County for the costs of installing health and safety and weatherization measures in single-family housing stock occupied by low-income households in Oakland and providing energy conservation education and budget counseling to those clients. These energy efficient improvements enhance and maintain the condition of Oakland housing stock while reducing energy costs for low-income individual families.

***Environmental:*** The County's WAP services have reduced the energy consumption of 89 single-family households in Oakland through diagnostic assessments, installation of energy efficient measures and energy conservation education, resulting in more efficient usage of our existing natural resources and a reduction in carbon emissions.

***Social Equity:*** Improving housing conditions and reducing energy costs for low-income residents is a means of achieving greater social equity.

For questions regarding this report, please contact Lin Chin, Program Analyst II, at (510) 238-6225.

Respectfully submitted,



Fred Blackwell, Assistant City Administrator

Reviewed by:

Michele Byrd, Director  
Department of Housing and Community Development

Jerry Jai, WAP Program Manager

Margaretta Lin, Special Projects Director

Loyd Ware, Manager  
Residential Lending & Rehabilitation Services

Prepared by:

Lin Chin, Program Analyst II  
Housing & Community Development

- Attachment A: Staff report to CED Committee, March 10, 2010
- Attachment B: Council Resolution No. 82636 C.M.S.
- Attachment C: Staff Report to CED Committee, June 8, 2010
- Attachment D: Council Resolution No. 82828 C.M.S.

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September 11, 2012

CITY OF OAKLAND



CITY HALL • 1 FRANK H. OGAWA PLAZA • OAKLAND, CALIFORNIA 94612

Office of the City Administrator  
Dan Lindheim  
City Administrator

(510) 238-3301

March 9, 2010

Community Economic Development Committee  
Oakland, California

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND  
2010 FEB 25 PM 7:58

Chairperson Dela Fuente and Members of the Committee:

**RE:** Report and Resolution Authorizing the City Administrator, On Behalf of the City of Oakland, to Apply for, Accept and Appropriate Grant Funds from the American Recovery and Reinvestment Act of 2009 (Federal Government's "Stimulus Package") for Up to \$4 Million from the California Community Services Department's Weatherization Assistance Program for the Purpose of Providing Weatherization Services to Low-Income Residents

**SUMMARY**

Under the American Recovery and Reinvestment Act of 2009 ("ARRA" or Federal Government's "Stimulus Package"), the U.S. Department of Energy has provided additional funds for weatherization assistance programs ("WAP") around the nation in order to provide grants for low-income residents to weathcrize their homes. The nonprofit agency that has been operating the WAP for Oakland and other parts of Alameda County, Spectrum, was awarded an allocation of \$3.9 million in ARRA funds to provide weatherization services. Through an agreement with the State of California, Spectrum has rehnquished the administration of the ARRA funds. The State of California has requested that the City of Oakland consider administering the ARRA funds for Oakland. Staff has been working with the State and Alameda County to develop a plan to administer the WAP funds--the City of Oakland would serve as the

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lead agency and administer funds for Oakland residents while Alameda County would be a subcontractor and administer funds for the rest of the County. Staff recommends the submission of an application to the State for up to \$4 million for the purpose of providing weatherization services to low-income residents.

#### **FISCAL IMPACT**

The grant application for WAP will be for up to \$4 million. The funds will be appropriated to a new Fund and new Projects to be established in the Housing and Community Development Division in CEDA.

#### **KEY ISSUES AND IMPACTS**

Funded at \$5 billion nationally and \$185,811,061 statewide, the ARRA WAP provides grants of \$6,500 per unit to eligible low-income residents to conduct basic weatherization services that would result in reduced energy costs and environmental benefits. Eligible residents must have incomes at or below 200% of the 2009 Federal Poverty Income Guidelines and Definition of Income. Weatherization services include a comprehensive series of energy efficiency measures that encompass the building envelope, its heating and cooling systems, its electrical system, and electricity consuming appliances. The WAP analysis takes a whole-house approach, which maximizes a unit's energy efficiency and energy cost savings.

The State of California was allocated \$186 million in ARRA WAP funds and provided formula allocations to jurisdictions in California. Spectrum, a nonprofit based in Hayward, has been operating the WAP serving Oakland and other parts of Alameda County, with the exception of Emeryville, Berkeley and Albany where the local jurisdictions administer the WAP. Spectrum was allotted \$3.9 million in ARRA funds to enhance their existing programs.

Based upon issues that arose regarding the administration of the ARRA WAP funds, Spectrum decided to relinquish its administration of the ARRA WAP funds. The Governor's office notified the City of Oakland about the situation and requested assistance to ensure that the WAP funds designated for Oakland and other parts of Alameda County would be utilized effectively. Staff has been engaged in planning efforts with the Alameda County Community Development Agency and the State to develop a joint plan for the City and County to administer the \$3.9 million in ARRA WAP funds, which are required to be expended by March 31, 2012.

The State is required to complete 30% of its overall total of project units by September 2010. The State estimates weatherizing approximately 43,000 units throughout the state, needing to complete approximately 13,000 by September 2010.

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The State, based upon the poverty rates in Oakland compared to the other parts of the County service area, is allocating 55.4% of the ARRA WAP funds for Oakland (\$2.16 million) and the remainder of 44.6% to the County (\$1.74 million).

#### PROGRAM DESCRIPTION

Given the need to expend the ARRA WAP funds expeditiously, servicing the needs of low-income residents for weatherization work and for jobs generation, the City of Oakland is prioritizing the use of its ARRA WAP funds for multi-family affordable housing projects and single family housing units. The City's Housing and Community Development staff will oversee the use of the ARRA WAP funds, which will be provided as loans and grants of up to \$6,500 per unit for affordable multifamily property rehabilitation, owner-occupied rehabilitations and single-family acquisition and rehabilitations.

The ARRA WAP funds will be used to augment and leverage other existing affordable housing programs for multifamily rehabilitation, owner-occupied rehabilitation, and single-family site acquisition and rehabilitation, such as those already funded through the affordable housing Notice of Funding Availability (NOFA), the Neighborhood Stabilization Program (NSP), and the City's homeowner rehabilitation programs. Other potential programs to augment and leverage WAP funds include the State Energy Program (SEP), (for which the City of Oakland was awarded funds in early February 2010), and the Department of Energy Energy Efficiency and Conservation Block Grant Program (EECBG) (which the City applied for in December 2009 with awards expected to be announced shortly).

The County's program design is to utilize its ARRA WAP funds in two years.

#### SUSTAINABLE OPPORTUNITIES

**Economic:** These funds will improve and maintain the affordable housing inventory in Oakland by reducing energy costs.

**Environmental:** The use of the ARRA WAP will improve the energy efficiency of the City's existing affordable housing stock, resulting in more efficient usage of our existing natural resources.

**Social Equity:** Improving affordable housing is a means of achieving greater social equity. Oakland's neighborhood-level environment will be improved by rehabilitating underused and blighted buildings. The proposed projects will preserve and improve affordable housing for low income individuals.

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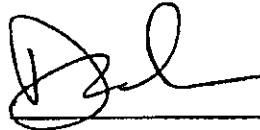
**DISABILITY AND SENIOR CITIZEN ACCESS**

Projects receiving the ARRA WAP funds will include units for seniors and persons with disabilities. The State's Title 24 and the Americans with Disabilities Act require consideration of persons with disabilities in design and construction of housing. These requirements include accessible units and facilities. Furthermore, all developers receiving City or Agency funds are required to effectively market housing units to the disabled community.

**RECOMMENDATIONS AND RATIONALE**

Staff recommends that the Council adopt the resolution authorizing the City Administrator to apply for, accept, and appropriate grant funds from the California Department of Community Services and Development's Weatherization Assistance Program for up to \$4 million for the purpose of providing weatherization services to low-income residents in Oakland and other parts of Alameda County, with the exception of Berkeley, Albany, and Emeryville.

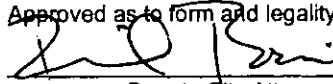
Respectfully submitted,



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Dan Lindheim  
City Administrator

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OFFICE OF THE CITY CLERK  
OAKLAND  
2010 FEB 25 PM 7:58

Approved as to form and legality  
  
Deputy City Attorney

**OAKLAND CITY COUNCIL**

Resolution No. 62888 C.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (FEDERAL GOVERNMENT'S "STIMULUS PACKAGE") FOR UP TO \$4,000,000 FROM THE CALIFORNIA COMMUNITY SERVICES DEPARTMENT'S WEATHERIZATION ASSISTANCE PROGRAM TO PROVIDE WEATHERIZATION SERVICES TO LOW-INCOME RESIDENTS OF ALAMEDA COUNTY, AUTHORIZING A SUBCONTRACT WITH THE COUNTY OF ALAMEDA TO ADMINISTER THE PROGRAM OUTSIDE OF OAKLAND, AND AUTHORIZING GRANTS AND LOANS TO PROPERTY OWNERS FOR THE PROGRAM WITHOUT RETURNING TO COUNCIL**

**WHEREAS**, it is anticipated that the federal government will award grant funds in the amount of approximately \$787,000,000 from the American Recovery and Reinvestment Act of 2009 ("ARRA" or "Stimulus Package") to state and local governments to stimulate the economy by creating and preserving jobs; and

**WHEREAS**, the City of Oakland may be eligible to receive a portion of the grant funds; and

**WHEREAS**, due the urgent economic conditions, the federal government is releasing information on an ongoing basis regarding application deadlines and the criteria for funding and the types of programs, projects that will qualify for the funding and the Mayor, City Administrator and the City Council wish to be in the best posture (1) to be apprised of and updated regarding developments regarding the Stimulus Package and the City's options, (2) to prepare and complete and revise as necessary timely grant applications, and (3) to obtain the maximum amount of grant funds for which the City of Oakland may be eligible; and

**WHEREAS**, the City learned that funds are available from the California Community Services Department's Weatherization Assistance Program ("WAP") and the City wishes to apply for a grant from the Stimulus Package for said purpose; now therefore be it

**RESOLVED:** That the City Council hereby authorizes the City Administrator or his designee to apply for, accept and appropriate up to \$4,000,000 in grant funds from the ARRA under the WAP in order to provide grants or loans of up to \$6,500 per unit for the weatherization of multi-family or single-family affordable housing for low-income residents in Alameda County, and to partner with Alameda County's Community Development Agency for their administration of ARRA WAP funds for low-income residents in other parts of Alameda County, with the exception of Berkeley, Albany, and Emeryville; and be it

**FURTHER RESOLVED:** That, should the City receive an award of such funds, the City Council hereby appropriates up to \$4,000,000 in such funds to a new fund and projects to be determined; and be it

**FURTHER RESOLVED:** That the City Administrator is authorized to negotiate and enter into a subcontract with the County of Alameda for their administration of ARRA WAP funds for low-income residents in other parts of Alameda County; and be it

**FURTHER RESOLVED:** That the City Administrator or his designee is authorized to make grants and loans under the WAP to property owners for the weatherization of multi-family or single-family affordable housing for low-income residents in Oakland, and negotiate and enter into grant contracts or loan contracts for this purpose without returning to Council; and be it

**FURTHER RESOLVED:** That the City Administrator or his designee is authorized to adopt program mles and guidelines with respect to the WAP consistent with this Resolution; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to take any other action with respect to the grant and the WAP consistent with this Resolution and its basic purpose; and be it

**FURTHER RESOLVED:** That prior to execution, all contracts and agreements shall be reviewed and approved for form and legality by the Office of the City Attorney and a final copy shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 16 2010

**PASSED BY THE FOLLOWING VOTE:**

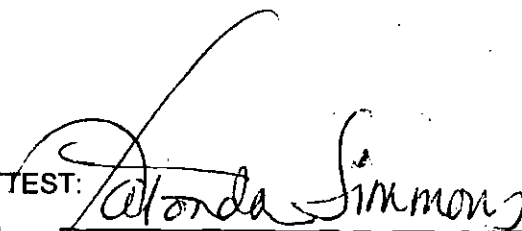
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND  
PRESIDENT BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:

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

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OAKLAND

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CITY OF OAKLAND



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Office of the City Administrator  
Dan Lindheim  
City Administrator

(510) 238-3301

June 8, 2010

Community Economic Development Committee  
Oakland, California

Chairperson De La Fuente and Members of the Committee:

**RE:** Report and Resolution Amending Resolution No. 82636 C.M.S. Authorizing a Subcontract with the County of Alameda to Administer the California Community Services and Development Department's Weatherization Assistance Program Outside of Oakland, to Allow for the Use of Funds Within Oakland

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**SUMMARY**

On March 16, 2009, the City Council passed Resolution No. 82636 C.M.S. (*Attachment A*) authorizing the City Administrator to apply for, accept and appropriate grant funds from the American Recovery and Reinvestment Act of 2009 (Federal Government's "Stimulus Package") for up to \$4,000,000 from the California Community Services and Development Department's Weatherization Assistance Program (ARRA WAP) to provide weatherization services to low-income residents of Alameda County and authorizing a subcontract with Alameda County to administer the program outside of Oakland. Staff requests approval of a resolution amending Resolution No. 82636 C.M.S. to allow for the use of funds within Oakland.

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## FISCAL IMPACT

Contingent upon the City's receipt of ARRA WAP funds, the subcontract with Alameda County to provide weatherization services to low-income residents within Oakland will be for an amount not to exceed \$250,000 and will come from ARRA WAP funds allocated to serve Oakland residents (\$2,160,000 total).

## KEY ISSUES AND IMPACTS

As stated in the Staff Report to the Community Economic Development Committee dated March 9, 2010 (*Attachment B*), the State, based upon the poverty rates in Oakland compared to other parts of the County service area, is allocating 55.4% of the ARRA WAP funds for Oakland (up to \$2,160,000) and the remainder of 44.6% to the County (up to \$1,740,000). The City will serve as lead agency and administer funds for Oakland residents while Alameda County will be a subcontractor and administer funds for the rest of the service area.

As previously reported, the City plans on directing the majority of ARRA WAP funds allocated to serve Oakland residents toward multi-family affordable housing projects, such as those already funded through the affordable housing Notice of Funding Availability (NOFA). However, the City would also like to allocate \$250,000 of these funds to provide weatherization services to single-family homes in Oakland.

The County of Alameda is focusing its ARRA WAP-funded program design on single-family homes in the service area outside of Oakland. The City has an existing contract with the County of Alameda to administer the City's Minor Home Repair Program for single-family homes within Oakland. Because the County is already targeting its ARRA WAP services toward single-family homes, including training staff on weatherization measures and procedures specifically appropriate for single-family housing stock, and because the City has an existing successful relationship with the County to administer residential repair services to single-family homes in Oakland, staff believes that subcontracting with the County to provide ARRA WAP services to single-family homes within Oakland is the most expedient way to serve those low-income residents. City staff will continue to focus on providing ARRA WAP services to low-income multi-family affordable housing residents.

The subcontract with the County to provide ARRA WAP to low-income single-family households in Oakland would be for an amount not to exceed \$250,000 for the period commencing upon execution of the City's ARRA WAP contract with the State and ending March 30, 2012, the end of the ARRA WAP grant period. The contract would be contingent upon the City's receipt of the ARRA WAP grant from the State.

**SUSTAINABLE OPPORTUNITIES**

**Economic:** These funds will improve and maintain the single-family housing stock in Oakland by providing for the installation of health and safety and weatherization measures and reducing energy costs for low-income residents.

**Environmental:** The use of the ARRA WAP will improve the energy efficiency of the City's existing single-family housing stock, resulting in more efficient usage of our existing natural resources.

**Social Equity:** Improving housing conditions and reducing energy costs for low-income residents is a means of achieving greater social equity.

**DISABILITY AND SENIOR CITIZEN ACCESS**

Low-income residents receiving ARRA WAP services will include seniors and persons with disabilities. The State's Title 24 and the Americans with Disabilities Act require consideration of persons with disabilities in design and construction of housing. These requirements include accessible units and facilities.

**RECOMMENDATIONS AND RATIONALE**

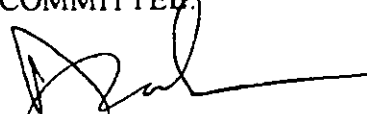
Staff recommends that the Council adopt the resolution amending Resolution No. 82636 C.M.S. to allow for the use of ARRA WAP funds for single-family homes within Oakland

Respectfully submitted,



\_\_\_\_\_  
Margareta Lin  
Deputy City Administrator

APPROVED AND FORWARDED TO THE  
COMMUNITY ECONOMIC DEVELOPMENT  
COMMITTEE



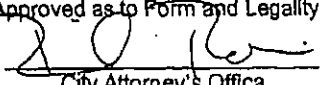
\_\_\_\_\_  
Office of the City Administrator

**Attachments A and B**

Item #: \_\_\_\_\_  
CED  
June 8, 2010



Approved as to Form and Legality

  
City Attorney's Office**OAKLAND CITY COUNCIL**Resolution No. 82828 C.M.S.

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**RESOLUTION AMENDING RESOLUTION NO. 82636 C.M.S.  
AUTHORIZING A SUBCONTRACT WITH THE COUNTY OF  
ALAMEDA TO ADMINISTER THE CALIFORNIA COMMUNITY  
SERVICES AND DEVELOPMENT DEPARTMENT'S  
WEATHERIZATION ASSISTANCE PROGRAM OUTSIDE OF  
OAKLAND, TO ALLOW FOR THE USE OF FUNDS WITHIN  
OAKLAND**

**WHEREAS**, the City Council previously passed Resolution No. 82636 C.M.S. authorizing the City Administrator, on behalf of the City of Oakland, to apply for, accept and appropriate a grant from the American Recovery and Reinvestment Act of 2009 (Federal Government's "Stimulus Package") for up to \$4,000,000 from the California Community Services and Development Department's Weatherization Assistance Program ("ARRA WAP") for the purpose of providing weatherization services to low-income residents and authorizing a subcontract with Alameda County to administer the program outside of Oakland; and

**WHEREAS**, the State's allocation of WAP funds to serve low-income residents in other parts of Alameda County is an amount up to \$1,740,000 and, contingent on the City's receipt of those grant funds as lead agent, the City intends to subcontract with the Alameda County Community Development Agency to administer those funds for the purpose of providing weatherization services outside of Oakland; and

**WHEREAS**, the City also desires to enter into a subcontract with the Alameda County Community Development Agency for an amount not to exceed \$250,000 to provide ARRA WAP services to low-income residents within Oakland; and

**WHEREAS**, the total amount of the City's subcontract with the Alameda County Community Development Agency to provide WAP services will be for an amount not to exceed \$1,990,000, with not more than \$1,740,000 allocated to serve low-income residents outside Oakland and not more than \$250,000 allocated to serve single-family homes within Oakland; now, therefore, be it

**RESOLVED:** That the City Council hereby amends Resolution No. 82636 C.M.S. to authorize the City Administrator or his designee to enter into a subcontract with the Alameda County Community Development Agency, contingent upon receipt of WAP funds from the State, for an amount not to exceed \$250,000 to provide ARRA WAP services to low-income residents within Oakland; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to conduct negotiations, execute documents, and take any other action with respect to the subcontract and projects consistent with this Resolution and its basic purpose; and be it

**FURTHER RESOLVED:** That prior to execution, all contracts and agreements shall be reviewed and approved for form and legality by the Office of the City Attorney and a final copy shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 15 2010

PASSED BY THE FOLLOWING VOTE:


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

NOES - 0

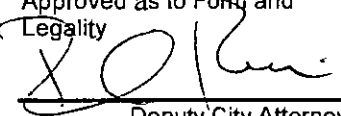
ABSENT - 0

ABSTENTION - 0

ATTEST:

  
CRYSTAL BINGHAM  
City Clerk and Clerk of the Council of  
the City of Oakland, California

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Approved as to Form and  
Legality  
  
Deputy City Attorney

2012 AUG 30 3:31 PM 11:38 AM

## OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

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**RESOLUTION AMENDING RESOLUTION NO. 82636 C.M.S. TO AUTHORIZE THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE ADDITIONAL GRANT FUNDS FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 ("ARRA") IN THE AMOUNT OF \$45,000 FROM THE CALIFORNIA COMMUNITY SERVICES AND DEVELOPMENT DEPARTMENT'S WEATHERIZATION ASSISTANCE PROGRAM TO PROVIDE WEATHERIZATION SERVICES TO LOW-INCOME RESIDENTS OF ALAMEDA COUNTY, AND TO AUTHORIZAN INCREASE OF UP TO \$100,000 IN THE AMOUNT OF THE SUBCONTRACT WITH THE COUNTY OF ALAMEDA FOR ELIGIBLE WEATHERIZATION ASSISTANCE PROGRAM ACTIVITIES**

**WHEREAS**, the City Council previously passed Resolution No. 82636 C.M.S. authorizing the City Administrator, on behalf of the City of Oakland, to apply for, accept and appropriate a grant from the American Recovery and Reinvestment Act of 2009 ("ARRA") for up to \$4,000,000 from the California Community Services and Development Department's ("CSD") Weatherization Assistance Program ("WAP") for the purpose of providing weatherization services to low-income residents, and authorizing a subcontract with Alameda County for up to \$1,990,000 to provide WAP services; and

**WHEREAS**, the City entered into a grant agreement with CSD for \$3,981,177 effective June 15, 2010, to provide WAP services in Alameda County, excluding Berkeley, Albany and Emeryville; and

**WHEREAS**, the City allocated \$1,996,395 in WAP grant funds for weatherization of multi-family affordable housing units within Oakland; and

**WHEREAS**, the City entered into a subcontract with Alameda County for the remaining \$1,984,782 to both administer the program in the program service area outside of Oakland and provide WAP services to eligible single-family households within Oakland; and

**WHEREAS**, the County has completed all its single-family and multi-family WAP projects and requires an additional \$100,000 in grant funds to reimburse eligible direct program costs incurred during the grant performance period; and

**WHEREAS**, the City has completed all its multi-family WAP projects and has approximately \$55,000 in unspent WAP direct program funds previously reserved for multi-family project contingencies, representing 2.75% of the City's overall multi-family WAP budget; and

**WHEREAS**, the City desires to reallocate up to \$55,000 in unspent contingency reserve funds to the County to reimburse the County's eligible direct program costs in excess of its original WAP allocation; and

**WHEREAS**, CSD has communicated to the City that it now desires to increase the City's WAP grant agreement by an additional \$45,000 to pass through to the County to cover the County's remaining eligible program costs in excess of the original grant amount; and

**WHEREAS**, the City desires to ensure that as much WAP funding as possible is invested locally in the delivery of weatherization services to local low-income residents and the creation of local greenjobs in Oakland and the rest of Alameda County; now, therefore be it

**RESOLVED:** That the City Council hereby amends Resolution No. 82636 C.M.S. to authorize the City Administrator to accept and appropriate an additional \$45,000 in ARRA grant funds from CSD's WAP to provide weatherization services to low-income residents of Alameda County; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to negotiate and execute an amendment to the WAP grant agreement with CSD increasing the City's WAP grant by \$45,000 from \$3,981,177 to \$4,026,177; and be it

**FURTHER RESOLVED:** That the City Council hereby appropriates the additional \$45,000 in WAP funds from CSD to Fund 2612, Project G414810; and be it

**FURTHER RESOLVED:** That the City Council hereby further amends Resolution No. 82636 C.M.S. to authorize the City Administrator to negotiate and execute an amendment to the WAP subcontract with the County by up to \$100,000 from \$1,984,782 to up to \$2,084,782 for delivery of WAP services to County service area residents; and be it

**FURTHER RESOLVED:** That the increase of up to \$100,000 in the amount of the County WAP subcontract shall be the sum of \$45,000 in additional grant funds from CSD awarded to the City for the purpose of passing through to the County and up to \$55,000 in unspent City WAP multi-family funds previously reserved for direct program contingencies; and be it

**FURTHER RESOLVED:** That the City Administrator or her designee is authorized to execute such documents and take any other actions with respect to the WAP grant and the County subcontract consistent with this Resolution and its basic purpose; and be it

**FURTHER RESOLVED:** That prior to execution, all contract and agreements and amendments thereto shall be reviewed and approved for form and legality by the Office of the City Attorney and a final copy shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID

NOES -

ABSENT -

ABSTENTION -

ATTEST: \_\_\_\_\_  
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California