

CITY OF OAKLAND

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2016 SEP -1 AM 10: 20

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Stephanie Hom
Deputy City Administrator

SUBJECT: Grant for Centro Legal de la Raza to
Support Unaccompanied Minors

DATE: August 10, 2016

City Administrator Approval

Date:

8/31/16

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution To Amend Resolution No. 85905 C.M.S. To Increase The Grant Award To Centro Legal De La Raza By Up To \$100,000 For A Total Grant Amount Not To Exceed \$977,231, Through June 30, 2017, To Help Fund Legal Services To Central American Unaccompanied Children In Oakland That Have Fled To The United States To Escape Violent And Other Oppressive Conditions In Their Countries.

EXECUTIVE SUMMARY

The City Council is being asked to consider a resolution that will authorize the City Administrator to amend an existing grant agreement with Centro Legal de la Raza that will increase the grant amount by up to \$100,000 for a total grant amount not-to-exceed \$977,231. The purpose of the grant agreement is to support legal immigration, child and family welfare, and other services for unaccompanied minors from Central America seeking asylum.

The original grant agreement was executed on November 21, 2014 for a not-to-exceed amount of \$577,231. A first amendment to the grant agreement was executed on November 21, 2015 for an additional amount of \$300,000 making the total not-to-exceed amount of \$877,231. With Council approval of this resolution, a second amendment to the grant agreement will be executed for an additional \$100,000 making the total not-to-exceed amount of \$977,231.

BACKGROUND / LEGISLATIVE HISTORY

On October 21, 2014, the City Council approved Resolution No. 85218 C.M.S. authorizing a grant in the amount of \$577,231 to Centro Legal de la Raza to be used to provide legal services to Central American unaccompanied children in Oakland that have fled to the United States to escape violent and other oppressive conditions in their countries. Subsequently, an amount of \$577,231 was identified and the Grant Agreement between the City of Oakland and Centro Legal de la Raza was entered into on November 21, 2014 and expired on November 20, 2015.

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On June 30, 2015, the City Council approved Resolution No. 85672 C.M.S., which authorized the Fiscal Year 2015-17 biennial budget and appropriated \$300,000 from the Fund 1010 – General Purpose Fund for a legal immigration, child and family welfare, and other support grant to assist unaccompanied minors.

On November 17, 2015, the City of Oakland City Council approved Resolution No. 85905 C.M.S. amending Resolution No. 85218 C.M.S. and authorizing an increase in the grant amount by \$300,000 with a not-to-exceed grant amount of \$877,231 to Centro Legal de la Raza to be used to provide legal immigration, child and family welfare, and other services to Central American unaccompanied children in Oakland that have fled to the United States to escape violent and other oppressive conditions in their countries. Subsequently, the Amendment #1 to the Grant Agreement between the City of Oakland and Centro Legal de la Raza was executed on November 21, 2015 and expires on June 30, 2017.

On June 21, 2016, the City Council approved Resolution No. 86250 C.M.S., which amended the Fiscal Year (FY) 2015-2017 biennial budget through the Mid-Year Budget Process and appropriated up to \$100,000 from the Fund 1010 – General Purpose Fund for a legal support grant to assist unaccompanied minors.

The Oakland Municipal Code 2.07.020 states that, "Notwithstanding any authority granted herein, all grant awards made from money or funds donated, given or granted to the city from any public or private source shall be approved by the City Council regardless of the amount of grant award."

ANALYSIS AND POLICY ALTERNATIVES

The Oakland Unaccompanied Minor Collaborative is led by Centro Legal de la Raza and composed of Centro Legal de la Raza, Catholic Charities of the East Bay, East Bay Sanctuary Covenant, and East Bay Community Law Center. Under the current grant agreement effective November 20, 2014, Centro Legal de la Raza submits a monthly report of the services provided for the previous month and cumulative for the grant agreement to date, in addition to a detailed accounting of how the grant funds are expended.

As of June 30, 2016, the Oakland Unaccompanied Minor Collaborative has accomplished the following using City of Oakland grant funds:

- Served **1091** unaccompanied children (UACs) and/or families with young children who reside in Oakland and who fled violence in Central America by providing a free legal consultation by an immigration attorney. Young families with children who reside in Oakland are defined as having at least one parent with at least one child under the age of 18,
- Served **667** UACs and/or families with young children who reside in Oakland by providing free full legal representation in potential asylum or Special Immigrant Juvenile Status cases, and
- Provided **40** immigration legal clinics at schools, churches, and/or community centers in Oakland, in partnership with the Oakland Unified School District (OUSD).

Attorneys from the collaborative staff the expedited children's removal docket at the San Francisco Immigration Court once a week during morning and afternoon dockets. And the collaborative partners meet on a quarterly basis to review services provided and ensure coordination of services.

With the additional amount of funding of up to \$100,000 for the FY 2016-17, Centro Legal de la Raza agrees to ensure that the following deliverables are achieved within one year by the Oakland Unaccompanied Minor Collaborative:

- To serve an additional **100** (in addition to the current agreement of 790) UACs and/or families with young children who reside in Oakland and who fled violence in Central America will receive a free legal consultation by an immigration attorney. Young families with children who reside in Oakland will be defined as at least one parent with at least one child under the age of 18,
- To serve an additional **80** (in addition to the current agreement of 530) UACs and/or families with young children who reside in Oakland will receive free full legal representation in with any potential asylum or Special Immigrant Juvenile Status case, and
- To provide an additional **six** (in additional to the current agreement of 36) immigration legal clinics will be held at schools, churches, and/or community centers in Oakland.

Attachment A includes a summary of the services provided under the grant agreement for the period November 2014 to date, additional scope of work and budget to be provided with the additional \$100,000 that is the subject of this report and resolution, as submitted by Centro Legal de la Raza.

A competitive proposal process was not conducted for this grant award to Centro Legal de la Raza for legal services for unaccompanied minors. Resolution No. 85218 C.M.S., approved in October 2014, authorized the initial grant amount of \$577,231 to Centro Legal de la Raza to be used to provide legal services to Central American unaccompanied children in Oakland. City Council's approval of subsequent grant amounts of \$300,000 (for FY 2015-17) and \$100,000 (for FY 2016-17 Midcycle) was identified for legal services for unaccompanied minors. Staff will conduct a competitive proposal process if the City Council so requires.

FISCAL IMPACT

As of June 30, 2016, approximately \$749,700 has been expended against the grant agreement not-to-exceed amount of \$877,231. The current remaining balance is \$127,531. The adoption of the attached resolution would increase this balance by \$100,000.

The FY 2016-17 Mid-Cycle Adopted Budget includes a \$100,000 appropriation in the General Purpose Fund (1010), Non-Departmental Organization (90591), Contract Contingencies Account (54011), Legal Support for Unaccompanied Minors Project (A490815), One-Time Revenue and Expenditures Appropriations Program (1TYM) for a legal support grant to assist unaccompanied minors.

PUBLIC OUTREACH / INTEREST

No outreach for the proposed policy action beyond the standard City Council agenda noticing procedures was conducted.

COORDINATION

This report has been reviewed by the City's Controller's Bureau and Office of the City Attorney.

SUSTAINABLE OPPORTUNITIES

Economic: There are no direct economic opportunities associated with this report.

Environmental: There are no direct environmental opportunities associated with this report.

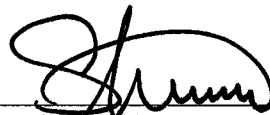
Social Equity: The approval of the resolution supports the provision of legal representation for unaccompanied minors in Oakland from Central America seeking asylum.

ACTION REQUESTED OF THE CITY COUNCIL

It is recommended that the City Council approve the Resolution to Amend Resolution No. 85905 To Increase The Grant Award To Centro Legal De La Raza By Up To \$100,000 For A Total Grant Amount Not To Exceed \$977,231, Through June 30, 2017, To Help Fund Legal Services To Central American Unaccompanied Children In Oakland That Have Fled To The United States To Escape Violent And Other Oppressive Conditions In Their Countries.

For questions regarding this report, please contact Stephanie Hom, Deputy City Administrator at (510) 238-7542.

Respectfully submitted,



Stephanie Hom
Deputy City Administrator
City Administrator's Office

Attachments (2):

- A. Centro Legal de la Raza Proposal Dated August 4, 2016
- B. Resolution To Amend Resolution No. 85905 To Increase The Grant Award To Centro Legal De La Raza By Up To \$100,000 For A Total Grant Amount Not To Exceed \$977,231, Through June 30, 2017, To Help Fund Legal Services To Central American Unaccompanied Children In Oakland That Have Fled To The United States To Escape Violent And Other Oppressive Conditions In Their Countries

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Finance Committee
September 13, 2016



Centro Legal de la Raza

*Working for Justice
Strengthening Community
Since 1969*

August 4, 2016

Deputy City Administrator Stephanie Hom
City of Oakland, Office of the City Administrator
1 Frank H. Ogawa Plaza, 3rd Floor
Oakland, CA 94612

Dear Ms. Hom,

We are writing on behalf of the Oakland Unaccompanied Minor and Migrant Family Collaborative to thank the city of Oakland for the recently approved \$100,000 by the City Council to continue to support Oakland immigrant children and families. We are extremely grateful to you and to the city of Oakland for your support and quick action in helping to make Oakland a national leader in responding to the humanitarian crisis that has resulted in an unprecedented influx of unaccompanied minors and refugee families fleeing horrific violence from Mexico and Central America and coming to live with long term Oakland resident family members.

According to the Office of Refugee Resettlement, during FY2015 there were 295 unaccompanied children released to sponsors in Alameda County, with the majority residing in Oakland. In just the first seven months of FY2016, already 391 children have been released to sponsors in Alameda County, with the majority again settling in Oakland. Similarly, as reported by the United States Customs and Border Patrol, there has been a 171% increase in the number of migrant families who came between October 2015 and January 2016 (24,616) from the same period the prior year (9,090). Many of these refugees have reunited and now reside with family members who have long made Oakland their home. Oakland Unified School District (OUSD) reports that we have over 800 recently arrived immigrant children registered in our school system.

Thanks to the November 2014 - November 2015 grant from the city of Oakland for \$577, 231 for legal services for unaccompanied minors and migrant families, we were able to staff the collaborative with 5 full-time immigration attorneys, 2 paralegals, and a Children Services Mobilization Manager who assisted in connecting children to Oakland based programs and support services. We are deeply appreciative of the \$300,000 that the collaborative was granted for services from November 2015 to June 2017. Thanks to this funding we have:

- provided **1091** legal consultations to Oakland children and mothers;
- provided full scope representation to **667** Oakland children and mothers; and
- held **40** clinics in partnership with the OUSD.

It is worth noting that these numbers are well above the initial scope of work, which was:

- 790 legal consultations;
- 530 full scope representations; and
- 36 clinics in partnership with OUSD clinics.

There is thus no doubt that Oakland's investment in the safety and future of these families has been an incredible tale of success. Indeed, over 400 Oakland children and mothers that we represented have already been granted asylum. In the next year these folks will become lawful permanent residents. With newly obtained legal status and lawful authorization to work, these families have already begun to meaningfully contribute to Oakland's growing economy. Just like generations of family members that came before them, they will now become part of the fabric of this city, and will continue contribute to its success. Within five years they will be fully integrated into our communities as United States citizens.

We are grateful that the city of Oakland has now approved \$100,000 for the fiscal year starting July 1, 2016 and we will use this funding to continue to provide critical legal representation for Oakland's children and families. We will use this funding to provide an additional 100 consultations, 80 full scope representations, and 6 clinics in partnership with the OUSD.

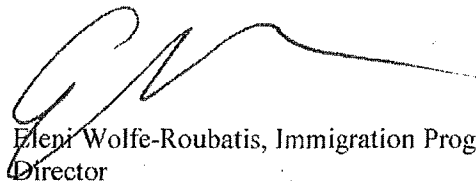
Because funding from the city of Oakland does not cover all legal services for Oakland children and families, we have worked hard on leveraging funding from the state of California and from private foundations to supplement Oakland funding. We have also successfully leveraged Alameda County resources that were allocated for mental health services as all of the children and families have fled horrific violence that included daily rapes, beatings, and death threats. Without the additional \$100,000 from the city of Oakland, however, our collaborative will be unable to maintain these critical services.

We, and the communities we represent, express our sincerest gratitude to the Oakland City Council for approving this additional \$100,000 of funding to allow us to continue providing these vital legal services to Oakland children and families. We trust that the city will continue to renew its commitment to this population, and we thank the city for being a national leader in showing the country that welcoming immediate and extended family members of a city's long term residents is not only the right thing to do, but also makes our communities prosper as whole.

Sincerely,



Paul R. Chavez, Executive Director
Centro Legal de la Raza
3400 E. 12th Street
Oakland, CA 94601
Phone: 510-274-2411
Email: pchavez@centrolegal.org



Eleni Wolfe-Roubatis, Immigration Program
Director
Centro Legal de la Raza
3400 E. 12th Street
Oakland, CA 94601
Phone: 510-437-9111
Email: eleni@centrolegal.org

Additional Scope of Work

With \$100,000 of additional support from the City of Oakland for the purpose of this contract, Centro Legal de la Raza agrees to ensure that the following additional deliverables are achieved within one year by the Oakland Unaccompanied Minor Collaborative. The Oakland Unaccompanied Minor Collaborative will be led by Centro Legal de la Raza and composed of Centro Legal de la Raza, Catholic Charities of the East Bay, East Bay Sanctuary Covenant and East Bay Community Law Center. As a collaborative the following will occur:

Additional Deliverables/Outcomes:

- An additional 100 (in addition to the already agreed upon 790) unaccompanied minors (UACs) and/or families with young children who reside in Oakland and who fled violence in Central America will receive a free legal consultation by an immigration attorney. Young families with children who reside in Oakland will be defined as at least one parent with at least one child under the age of 18.
- An additional 80 (in addition to the already agreed upon 530) UACs and/or families with young children who reside in Oakland will receive free full legal representation in with any potential asylum or Special Immigrant Juvenile Status case
- An additional 6 (in addition to the already agreed upon 36) immigration legal clinics will be held at schools, churches, and/or community centers in Oakland.

**Centro Legal de la Raza: Oakland Unaccompanied Minor
Grant 2016/2017 (\$100,000)**

EXPENSES

Personnel

Immigration Program Director @ .1 FTE	7,200.00
Immigration Staff Attorney @ 1 FTE	59,000.00
Childrens' Coordinator @ .18 FTE	9,306.00
Benefits @ 18%	13,591.08
Total Personnel	89,097.08

Operations

General Liability Insurance	1,686.12
Professional Liability Insurance	1,641.89
Office Equipment	1,493.52
Rent & Utilities	4,932.50
Telecommunications	1,148.90
Total Operations	10,902.92

TOTAL EXPENSES	100,000.00
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FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality


City Attorney

2016 SEP 1 AM 10:53
OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION TO AMEND RESOLUTION NO. 85905 TO INCREASE THE GRANT AWARD TO CENTRO LEGAL DE LA RAZA BY UP TO \$100,000 FOR A TOTAL GRANT AMOUNT NOT TO EXCEED \$977,231, THROUGH JUNE 30, 2017, TO HELP FUND LEGAL SERVICES TO CENTRAL AMERICAN UNACCOMPANIED CHILDREN IN OAKLAND THAT HAVE FLED TO THE UNITED STATES TO ESCAPE VIOLENT AND OTHER OPPRESSIVE CONDITIONS IN THEIR COUNTRIES

WHEREAS, on October 21, 2014, the City of Oakland City Council approved Resolution No. 85218 C.M.S. authorizing a grant not to exceed \$577,231 to Centro Legal de la Raza to be used to provide legal immigration, child and family welfare, and other services to Central American unaccompanied children in Oakland that have fled to the United States to escape violent and other oppressive conditions in their countries; and

WHEREAS, Resolution No. 85218 authorized the City Administrator to identify and appropriate unbudgeted monies to fund this grant; and

WHEREAS, the City Administrator identified and appropriated \$577,231 in qualified funds for this grant since its enactment; and

WHEREAS, on June 30, 2015, the City Council approved Resolution No. 85672 C.M.S., which authorized the Fiscal Year 2015-2017 biennial budget and appropriated up to \$300,000 from the Fund 1010 – General Purpose Fund for a legal support grant to assist unaccompanied minors; and

WHEREAS, on November 17, 2015, the City of Oakland City Council approved Resolution No. 85905 C.M.S. amending Resolution No. 85218 C.M.S. and authorizing an increase in the grant amount by \$300,000 with a not to exceed amount of \$877,231 to Centro Legal de la Raza to be used to provide legal immigration, child and family welfare, and other services to Central American unaccompanied children in Oakland that have fled to the United States to escape violent and other oppressive conditions in their countries; and

WHEREAS, on June 21, 2016, the City Council approved Resolution No. 86250 C.M.S., which amended the Fiscal Year 2015-2017 biennial budget through the Mid-Year Budget Process and appropriated up to \$100,000 from the Fund 1010 – General Purpose Fund for a legal support grant to assist unaccompanied minors; and

WHEREAS, the Grant Agreement between the City of Oakland and Centro Legal de la Raza was entered into on November 21, 2014 and expires on June 30, 2017; and

WHEREAS, the Oakland Municipal Code 2.07.020 states that, “Notwithstanding any authority granted herein, all grant awards made from money or funds donated, given or granted to the city from any public or private source shall be approved by the City Council regardless of the amount of grant award”; and

WHEREAS, Centro Legal de la Raza is the lead agency for the Oakland Collaborative for Unaccompanied Minors and the collaborative includes Centro Legal de la Raza, Catholic Charities of the East Bay, East Bay Sanctuary Covenant, and East Bay Community Law Center; and

WHEREAS, on behalf of the collaborative, Centro Legal de la Raza has proposed deliverables using the additional \$100,000 in funding as follows:

- An additional 100 unaccompanied minors (UACs) and/or families with young children who reside in Oakland and who fled violence in Central America will receive a free legal consultation by an immigration attorney. Young families with children who reside in Oakland will be defined as at least one parent with at least one child under the age of 18,
- An additional 80 UACs and/or families with young children who reside in Oakland will receive free full legal representation in with any potential asylum or Special Immigrant Juvenile Status case, and
- An additional 6 immigration legal clinics will be held at schools, churches, and/or community centers in Oakland; now, therefore be it

RESOLVED, that the Oakland City Council hereby amends Resolution No. 85905 C.M.S. and authorizes the City Administrator to amend the grant agreement between the City of Oakland and Centro Legal de la Raza to increase the grant amount up to \$100,000 for a total grant amount not to exceed \$977,231, through June 30, 2017, to help fund legal immigration, child and family welfare, and other services to Central American unaccompanied children in Oakland that have fled to the United States to escape violent and other oppressive conditions in their countries; and be it

FURTHER RESOLVED, that the City Attorney shall review and approve the amended grant agreement hereunder for form and legality prior to its execution and a copy shall be placed on file in the office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLAN, KALB, KAPLAN, REID and
PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

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