

# MISSING EXECUTED LEGISLATION FORM

88717

Resolution / Ordinance Number: \_\_\_\_\_

City Council Meeting Date \_\_\_\_\_ JUN 24 2021 \_\_\_\_\_

Agenda Item No. \_\_\_\_\_ 5.1 \_\_\_\_\_

Recorded Vote \_\_\_\_\_ 6 Ayes, 2 Noes, Reid & Taylor \_\_\_\_\_

**Status of Resolution/Ordinance:**

Filed without signature

No signed version will be filed

Council amended legislation

No signed version will be filed

**Author Contact Information:**

Department \_\_\_\_\_ Finance Department \_\_\_\_\_

Contact Person/Ext. \_\_\_\_\_

Notes (if any)

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**DRAFT**

City Attorney's Office

**OAKLAND CITY COUNCIL**

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

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**RESOLUTION:**

- 1. ADOPTING THE BIENNIAL BUDGET FOR FISCAL YEARS 2021-23 AND APPROPRIATING FUNDS TO COVER EXPENDITURES APPROVED BY SAID BUDGET;**
- 2. CREATING THE GENERAL PURPOSE FUND EMERGENCY RESERVE FUND (FUND 1011) AS DIRECTED BY CITY COUNCIL IN RESOLUTION NO. 88574 C.M.S.; AND**
- 3. AUTHORIZING THE CITY ADMINISTRATOR TO TRANSFER FUNDS BETWEEN DEPARTMENTS, PROGRAMS AND FUNDS AS NECESSARY TO SUPPORT DEPARTMENTAL REORGANIZATION AS SET FORTH IN THE ADOPTED BIENNIAL BUDGET FOR FISCAL YEARS 2021-23.**

**WHEREAS**, Section 801 of the Charter of the City of Oakland requires that the Oakland City Council adopt by resolution a budget of proposed expenditures and appropriations necessary for the ensuing year; and

**WHEREAS**, the City Council has a longstanding policy of adopting a two-year budget; and

**WHEREAS**, Section 806 of the City Charter provides that all monies received by the City shall be deposited in the City Treasury, and no monies shall be disbursed from the treasury without the approval of the City Administrator or of another officer duly authorized by him/her and that no expenditure of City funds shall be made except for the purposes and in the manner specified by an appropriation of the Council; and

**WHEREAS**, the City Council has reviewed departmental and non-departmental budgets in light of revenue estimates for Fiscal Years 2021-23 and has conducted multiple public budget hearings; and

**WHEREAS**, the City Council has carefully considered the proposed budget for Fiscal

Years 2021-23 as set forth in the FY 2021-23 Proposed Policy Budget document; and

**WHEREAS**, the City Council has agreed on modifications to the proposed budget as shown in Exhibits [exhibit numbers TBD], which together with the proposed budget constitute the Fiscal Years 2021-23 Adopted Policy Budget; now therefore be it

**RESOLVED**: That the City Council hereby adopts the proposed budget as modified by Exhibits [exhibit numbers TBD] as the City of Oakland Adopted Policy Budget for Fiscal Years 2021-23; and be it

**FURTHER RESOLVED**: That the City Administrator is authorized to expend City funds in accordance with the laws of the State of California and the City of Oakland, and the City of Oakland FY 2021-23 Adopted Policy Budget attached hereto; and be it

**FURTHER RESOLVED**: That the City Administrator may transfer operating appropriations between activity programs during the fiscal year provided that such funds remain within the departments in which the funds were approved by City Council; and be it

**FURTHER RESOLVED**: That the City Administrator may transfer capital appropriations between the Capital Improvement Program and operating departments to the extent that such transfers are necessary to fund capital-related activities of the operating departments; and be it

**FURTHER RESOLVED**: That the City Administrator may transfer operating appropriations and positions between the Department of Finance and the Department of Transportation, the City Administrator's Office and the Department of Economic and Workforce Development, the Oakland Police Department and the Department of Transportation, the City Administrator's Office and the Department of Animal Services, the City Administrator's Office and the Department of Human Services during Fiscal Years 2021-23 to facilitate the establishment and operations of those organizational units; and be it

**FURTHER RESOLVED**: That the City Administrator is hereby authorized to periodically transfer funds between Departments and completed projects as needed in order to clean-up negative budget balances within the same Fund; and be it

**FURTHER RESOLVED**: That the City Administrator may periodically transfer unexpended funds from the Unclaimed Cash Fund (Fund 7440) to the General Purpose Fund (Fund 1010); and be it

**FURTHER RESOLVED**: That the City Administrator is hereby authorized and directed to calculate all required set-asides and make appropriate adjustments, based on the final adopted budget amendments, as legally required, such as Kid's First!, the Vital Services Stabilization Fund and the 7.5 percent Emergency Reserve; and be it

**FURTHER RESOLVED**: That the City Council authorizes the City Administrator to create Fund 1011- The General Purpose Fund Emergency Reserve Fund in accordance

with City Council Resolution No. 88574 C.M.S.; and be it

**FURTHER RESOLVED:** That the City Administrator must obtain approval from the City Council before (1) substantially or materially altering the relative department allocations of funding set out in the Adopted Policy Budget, (2) substantially or materially changing the levels of service expressly prioritized and funded by the Adopted Policy Budget including but not limited to layoffs and/or freezes that would substantially or materially (a) change levels of service, or (b) affect programs, or (3) eliminates or suspends entire programs funded by the Adopted Policy Budget; and be it

**FURTHER RESOLVED:** That this Resolution shall take effect immediately upon its passage.

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