

2012 OCT 12 AM 11:06

  
Deputy City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 84039 C.M.S.

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**RESOLUTION CHANGING THE DEFINITION OF “RESIDENT” IN THE ARMY BASE COMMUNITY JOBS POLICY TO MEAN AN INDIVIDUAL DOMICILED IN THE CITY FOR AT LEAST SIX MONTHS AND AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND, IF NECESSARY, EXECUTE AMENDMENTS TO ALL RELEVANT ARMY BASE DEVELOPMENT AGREEMENTS TO EFFECTUATE THIS CHANGE IN DEFINITION OF “RESIDENT”**

**WHEREAS**, the definition of a “Resident” in the current Army Base Community Jobs Policy means an individual domiciled in the City for at least fourteen days; and

**WHEREAS**, numerous City leaders and community stakeholders expressed concerns about the short timeframe for qualifying as a resident towards meeting an employer’s 50% local hiring goal; and

**WHEREAS**, the new definition of “Resident” does not exclude any individual from applying for and obtaining employment on the Army Base project; now, therefore be it

**RESOLVED:** That the definition of “Resident” in the Army Base Community Jobs Policy shall mean an individual domiciled in the City for at least six months prior to the date that such individual is hired or assigned to perform the applicable work, with the word “domiciled” as defined by Section 349(b) of the California Election Code; and be it

**FURTHER RESOLVED:** That a formerly incarcerated individual domiciled in the City prior to incarceration who returns to Oakland upon release shall qualify as a resident when such individual is domiciled in Oakland for a total of six months, including his or her time as a resident immediately prior to being incarcerated and immediately after being released from prison; and be it

**FURTHER RESOLVED:** That the City Administrator is hereby authorized to negotiate – and if necessary, execute amendments to - all relevant Army Base development agreements to effectuate this change in the definition of “Resident;” and be it

**FURTHER RESOLVED:** That, prior to execution, the City Attorney must approve as to form any amendments to the Army Base development agreements made in accordance with this Resolution, and a copy shall be filed with the City Clerk.

OCT 02 2012

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

PASSED BY THE FOLLOWING VOTE:

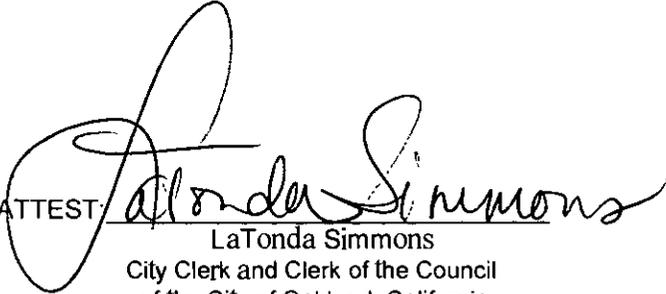
AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST

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