

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**

RESOLUTION NO. 2003-47 C.M.S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2003 JUN 26 PM 12: 25

**A RESOLUTION AUTHORIZING THE OAKLAND BASE REUSE
AUTHORITY (OBRA) TO ADMINISTER FUNDS RECEIVED
FROM THE CALIFORNIA DEPARTMENT OF
TRANSPORTATION FOR ENVIRONMENTAL REMEDIATION
PURPOSES**

WHEREAS, the Oakland Redevelopment Agency ("Agency"), in conjunction with the Oakland Base Reuse Authority ("OBRA") and the City of Oakland ("City") and the Port of Oakland ("Port") filed legal actions against the California Department of Transportation ("CalTrans") and the Federal Highway Administration ("FHWA") in State and federal courts regarding the conveyances of interests in certain parcels of land at the Oakland Army Base; and

WHEREAS, the Agency along with OBRA, the City and the Port, reached a settlement with CalTrans and FHWA on a portion of the two lawsuits whereby CalTrans agreed to pay Eleven Million, Six Hundred Thousand Dollars (\$11,600,000) ("CalTrans' money") for the use of approximately 26 acres of land at the Oakland Army Base for the Oakland-San Francisco Bay Bridge retrofit project; and

WHEREAS, the Agency has previously approved the development of a Memorandum of Agreement ("MOA") with and among the City, OBRA and the Port that expresses the intention of the parties to equally split the CalTrans' money between the Agency, City, and OBRA (50%) and the Port (50%); and

WHEREAS, the MOA further expresses the intention of the parties that the unfunded costs of remediation of environmental conditions at the Army Base be evenly split between OBRA and ORA (50%) and the Port (50%) and it has been estimated that the unfunded cost of such cleanup is approximately Eleven Million, Two Hundred Thousand Dollars (\$11,200,000); and

WHEREAS, the Agency took action at its meeting of June 3, 2003 to commit to providing the funds necessary to implement and complete the environmental remediation at the Oakland Army Base; and

WHEREAS, it is in the best interests of the Agency, as OBRA's successor in interest, that the Agency's share of the CalTrans' money be administered by OBRA for the remediation of hazardous materials at the Army Base; **now, therefore, be it**

RESOLVED: That OBRA is hereby authorized to handle and administer the Agency's portion of the CalTrans' money, if any, for the remediation of hazardous materials at the Oakland Army Base and reasonably related activities.

JUL 15 2003

IN AGENCY, OAKLAND, CALIFORNIA, _____, 2000

PASSED BY THE FOLLOWING VOTE:


AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN, and CHAIRPERSON DE LA FUENTE -8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:


CEDA FLOYD
Secretary of the Redevelopment Agency
of the City of Oakland