

FILED
OFFICE OF THE CITY CLERK
OAKLAND
APPROVED AS TO FORM AND LEGALITY:
2005 MAR 31
Deputy City Attorney

OAKLAND CITY COUNCIL
RESOLUTION No. 79166 C.M.S.

RESOLUTION ACCEPTING A TRANSPORTATION FOR LIVABLE COMMUNITIES (TLC) GRANT FOR \$2,200,000 FROM THE METROPOLITAN TRANSPORTATION COMMISSION (MTC), ACCEPTING \$159,000 IN MATCHING FUNDS FROM THE REDEVELOPMENT AGENCY UNDER THE COOPERATION AGREEMENT, AND APPROPRIATING SUCH FUNDS TO FUND THE REVIVE CHINATOWN PEDESTRIAN-ORIENTED IMPROVEMENTS PROJECT

WHEREAS, the City of Oakland (the "City") is receiving a Transportation for Livable Communities (TLC) grant in the amount of \$2,200,000 from the Metropolitan Transportation Commission (MTC) for the Revive Chinatown Pedestrian-oriented Improvements Project; and

WHEREAS, the MTC grant requires a local match of \$477,000; and

WHEREAS, the City and the Redevelopment Agency entered into a Cooperation Agreement on July 1, 2004, which generally governs the provision of assistance and the payment of funds between the two agencies, including Redevelopment Agency financial contributions and other assistance to support City public improvements; and

WHEREAS, Section 33445 of the California Health and Safety Code authorizes a redevelopment agency to pay for the cost of installation or construction of publicly-owned facilities, if the legislative body has consented to such funding and has made certain findings; and

WHEREAS, the Redevelopment Agency has authorized \$159,000 as a local match for the MTC grant, which will be transferred from the Redevelopment Agency Central District funds, 1986 Bond fund (9504), Capital Improvement Project-CEDA Organization (94800), Downtown Capital Project Support (P130620), Contract Contingencies Account (54011) to Public Works Agency Project fund (7780); and

WHEREAS, local funds in the amount of \$138,000 was approved as part of FY 04-05 CIP budget and will be transferred from Measure "B" Pedestrian Streetscape Safety Elements funds (2212), Bicycle and Pedestrian Projects (C165720), Capital Improvement Projects - Streets and Structures Organization (92242), Contract Contingencies Account (54011), to the Revive

Chinatown Pedestrian-Oriented Improvements Project under a project number to be established; and

WHEREAS, additional local funds in the amount of \$180,000 are being requested as part of FY 05-06 CIP budget development process to fund the project and if these funds are not approved, the scope of the project will be reduced or another source of funding will be sought; and

WHEREAS, the City of Oakland desires to accept and appropriate the TLC and Redevelopment Agency funds for the Revive Chinatown Pedestrian-oriented Improvements Project; now therefore be it

RESOLVED: That the City Administrator is authorized to accept \$2,200,000 in Transportation for Livable Communities (TLC) grant fund (2163) from the Metropolitan Transportation Commission (MTC) and appropriate such fund under a project number to be established; and be it

FURTHER RESOLVED: That the City Council hereby consents to the use of \$159,000 in Redevelopment Agency funds as matching fund for the grant, accepts such funds under the Cooperation Agreement, and appropriates such funds to City repayment account in fund 7780; and be it

FURTHER RESOLVED: That the City Council hereby finds and determines as follows:

1. That the funding of the Revive Chinatown Pedestrian-oriented Improvements Project will benefit the Central District Project Area by improving the appearance, pedestrian safety and access at key intersections in Chinatown;
2. That no other reasonable means of financing the Revive Chinatown Pedestrian-oriented Improvements Project are available to the City other than Redevelopment Agency funding; and
3. That the use of tax increment funds from the Central District Project Area for Revive Chinatown Pedestrian-oriented Improvements Project will assist in the elimination of blight in the Central District by installing pedestrian bulb-outs and scramble signals at four of the busiest intersections, and installing pedestrian countdown signals and high visibility crosswalks at twelve surrounding intersections in Chinatown, and is consistent with the implementation plan adopted for the Central District Project Area;

and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator or her designee to negotiate grant terms, appropriate revenue, make expenditures, and take all other actions with respect to the MTC grant and this project in accordance with this resolution and its basic purposes; and be it

FURTHER RESOLVED: That should additional funds be received for this project, the City Administrator, or her designee, is hereby authorized to accept and appropriate the same for the purposes described above; and be it

FURTHER RESOLVED: That all documents shall be reviewed and approved by the City Attorney's Office prior to execution, and all copies will be placed on file with the City Clerk.

APR 19 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST:


LATONDA SIMMONS

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