

2010 JUN 24 PM 3:30

Approved as to form and legality

D. Miller

ORA Agency Counsel

REVISED

REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND

Resolution No. _____ C.M.S.

AGENCY RESOLUTION AUTHORIZING THE AGENCY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE OAKLAND ARMY BASE AMENDED AND RESTATED MEMORANDUM OF AGREEMENT AMONG THE CITY OF OAKLAND, THE REDEVELOPMENT AGENCY, AND THE PORT OF OAKLAND, TO EXTEND THE AUGUST 7, 2010 DEADLINE FOR THE AGENCY AND THE PORT TO FUND THE WEST OAKLAND COMMUNITY TRUST FUND

WHEREAS, the Oakland Redevelopment Agency ("Agency") established the West Oakland Community Trust Fund (WOCTF) to assist with economic development in West Oakland, the neighborhood most directly impacted by the closure of the Oakland Army Base (OARB); and

WHEREAS, the Amended and Restated Memorandum of Agreement for Oakland Army Base ("City-Port MOA") among the City of Oakland ("City"), the Agency, and the Port of Oakland ("Port") provides that a total of \$4 million could be contributed to the WOCTF, with one half of the WOCTF funding to come from the Port and one half to come from the Agency and the City; and

WHEREAS, the one-half share of the funding attributable to the Agency and the City will be paid by future developers of the Oakland Army Base (OARB) property; and

WHEREAS, the City-Port MOA requires that the Port match contributions made by the OARB developers, up to a maximum of \$2,000,000, if such contributions are made on or before August 7, 2010, but the Port shall have no obligation to contribute to the WOCTF if no OARB developer contributions have been made by August 7, 2010; and

WHEREAS, OARB developers will contribute to the WOCTF only after entering into a development agreement with the Agency and land is conveyed; and

WHEREAS, the Agency does not anticipate entering into a development agreement for the OARB and conveying land prior to August 7, 2010; and

WHEREAS, the City and the Agency wish to negotiate with the Port to amend the City-Port MOA to extend the deadline for contributions to the WOCTF to allow time for the Agency to negotiate and enter into development agreements for the OARB; now therefore, be it

RESOLVED: That the Agency Administrator is hereby authorized to negotiate and execute an amendment to the City-Port MOA to extend the deadline for the Agency and the Port to fund the West Oakland Community Trust Fund, but not to amend any other provisions of the City-Port MOA.

IN AGENCY, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - KERNIGHAN, NADEL, QUAN, DE LA FUENTE, BROOKS, REID, KAPLAN, AND
CHAIRPERSON BRUNNER

NOES -

ABSENT -

ABSTENTION -

ATTEST:

LATONDA SIMMONS
Secretary of the Redevelopment Agency
of the City of Oakland, California

2010 JUN 24 PM 3: 30

REVISED

A. Miller
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

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WHEREAS, the one-half share of the funding attributable to the Agency and the City will be paid by future developers of the Oakland Army Base (OARB) property; and

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WHEREAS, OARB developers will contribute to the WOCTF only after entering into a development agreement with the Agency and land is conveyed; and

WHEREAS, the Agency does not anticipate entering into a development agreement for the OARB and conveying land prior to August 7, 2010; and

WHEREAS, the City and the Agency wish to negotiate with the Port to amend the City-Port MOA to extend the deadline for contributions to the WOCTF to allow time for the Agency

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IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER

NOES -

ABSENT -

ABSTENTION -

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