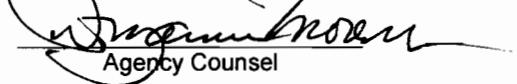


2009 SEP 17 PM 4:20

Approved as to form and legality


Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2009 - 0088 C.M.S.

RESOLUTION AWARDING A CONTRACT FOR THE DEMOLITION OF A STRUCTURE AT THE SOUTHWEST CORNER OF 73RD AVENUE AND FOOTHILL BOULEVARD TO THE LOWEST RESPONSIBLE BIDDER, THOMAS D. EYCHNER, IN AN AMOUNT NOT-TO-EXCEED \$150,000.00 IN ACCORD WITH THE PLANS AND SPECIFICATIONS FOR THE PROJECT AND CONTRACTOR'S BID THEREFOR, AND ALLOCATING CENTRAL CITY EAST REDEVELOPMENT FUNDS TO PAY FOR THE WORK

WHEREAS, the Central City East Redevelopment Plan includes the elimination of blight and unsafe conditions as a goal for the Central City East Project Area; and

WHEREAS, the Redevelopment Agency is implementing projects in the Central City East Redevelopment Project Area as part of the Redevelopment Plan to improve the Project Area; and

WHEREAS, Section 33420 of the California Community Redevelopment Law (Health & Safety Code Sections 33000, et seq.) authorizes the redevelopment agency to clear buildings, structures, or other improvements from any real property acquired; and

WHEREAS, the Agency purchased real property (APN 039-3291-020) located at the southwest corner of 73rd Avenue and Foothill Boulevard (the "Property") within the Central City East Redevelopment Project Area; and

WHEREAS, the Property consists of a 1.22 acre parcel with a vacant structure of 10,700 square feet that is currently blighted and underutilized; and

WHEREAS, the Agency held a bid process for the demolition of the structure on the Property and is recommending the lowest bidder, Thomas D. Eychner, to be the demolition contractor for the demolition of the vacant building; and

WHEREAS, staff requests approval of a contract in an amount not-to-exceed \$150,000.00 with Thomas D. Eychner for the work (\$111,230.00 for the work plus a contingency of \$38,770.00 on an as-needed basis only); and

WHEREAS, pursuant to Oakland Charter Section 902(e), the Agency Administrator finds that this contract is of a professional, scientific or technical and temporary nature, is in the

public interest because of economy or better performance and shall not result in the loss of employment or salary by any person having permanent status in the competitive service; and

WHEREAS, the funding for the demolition is available from the Central City East Tax Allocation Bond Series 2006A-T (Taxable) Bonds Fund (9543), Central City East Organization (88699), Central City East Land Acquisition Project (S233351); now, therefore, be it

RESOLVED: That the Agency awards a contract for demolition of a structure at the southwest corner of 73rd Avenue and Foothill Boulevard to Thomas D. Eychner in accord with plans and specifications for the project and contractor's bid therefore in an amount not-to-exceed \$150,000.00 (\$111,230.00 for the original work and a contingency in the amount of \$38,770.00 as needed); and be it

FURTHER RESOLVED: That the Agency Administrator is authorized to allocate funds from the Central City East Tax Allocation Bond Series 2006A-T (Taxable) Bonds Fund (9543), Central City East Organization (88699), Central City East Land Acquisition Project (S233351) to pay for the work; and be it

FURTHER RESOLVED: That the plans and specifications for the demolition of a structure at the southwest corner of 73rd Avenue and Foothill Boulevard prepared by the City of Oakland Building Official or his designee are hereby approved; and be it

FURTHER RESOLVED: That the contractor shall submit good and sufficient performance and payment bonds covering one hundred percent (100%) of the contract price; and be it

FURTHER RESOLVED: That Agency Counsel shall review and approve all agreements as to form and legality, and a copy shall be placed on file with the Agency Secretary; and be it

FURTHER RESOLVED: That the Agency Administrator or his/her designee is hereby authorized to take whatever action is necessary with respect to the demolition and the contract consistent with this Resolution and its basic purposes.

IN AGENCY, OAKLAND, CALIFORNIA, OCT 6 2009, 2009

PASSED BY THE FOLLOWING VOTE:

AYES - KERNIGHAN, NADEL, QUAN, DE LA FUENTE, ~~BROOKS~~, REID, KAPLAN, AND CHAIRPERSON BRUNNER - 7

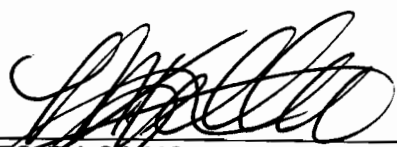
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brooks - 1

ATTEST:


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