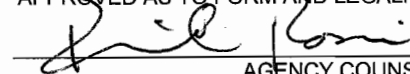


FILED
OFFICE OF THE CITY CLERK
OAKLAND
2008 JUN 12 PM 6:08

APPROVED AS TO FORM AND LEGALITY:

AGENCY COUNSEL

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**

RESOLUTION NO. 2008-0072 C.M.S.

**AN AGENCY RESOLUTION CONTRIBUTING CENTRAL CITY EAST
REDEVELOPMENT FUNDS IN THE AMOUNT OF \$800,000 TO THE
CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT FOR
EXTERIOR RENOVATION IMPROVEMENTS TO THE FREMONT
POOL FACILITY AT 4559 FOOTHILL BOULEVARD**

WHEREAS, the Fremont Pool Facility is a public facility owned and operated by the City of Oakland, and located within the Central City East Redevelopment Project Area at 4559 Foothill Boulevard; and

WHEREAS, the Fremont Pool is blighted and in need of various exterior and interior improvements; and

WHEREAS, the proposed improvements of exterior painting, landscaping, lighting, hardscape treatments, and other miscellaneous exterior improvements to the Fremont Pool (the "Fremont Pool Improvements Project") funded by the Redevelopment Agency are consistent with and will further the purposes of the Central City East Redevelopment Plan and its Five-Year Implementation Plan, including but not limited to the elimination of blight; and

WHEREAS, the City and Agency agree that improving public facilities is one of the goals of the Central City East Redevelopment Project and that the proposed Fremont Pool Improvements Project will improve the quality of life for residents and businesses throughout the Project Area and will complement and enhance other economic development and redevelopment efforts along the Foothill corridor; and

WHEREAS, the City and 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 installation cost or construction of publicly-owned facilities, if the legislative body has consented to such funding and has made certain findings; and

WHEREAS, Section 33679 of the California Health and Safety Code provides that, prior to the use of tax increment funds for improvements to a public building, the legislative body must hold a noticed public hearing and make available to the public a summary of the proposed funding; and

WHEREAS, the City Council has held a public hearing and is consenting to the use of Agency funding for the Central City East Fremont Pool Improvements Project pursuant to Sections 33445 and 33679 of the California Health and Safety Code; now, therefore, be it

RESOLVED: That the Agency hereby allocates up to \$800,000 in Redevelopment Agency funds for the Fremont Pool Improvements Project, and appropriates such funds to the Fremont Pool Improvements Project; and be it further

RESOLVED: That Agency funds in an amount not to exceed \$168,000 is allocated and appropriated to the Fremont Pool Improvements Project from the Oakland Redevelopment Agency Entity (5), Central City East Operations (9540), Central City East Redevelopment Organization (88699), and Central City East Rehab Staffing Project (S233390); and be it further

RESOLVED: That Agency funds in an amount not to exceed \$100,000 is allocated and appropriated to the Fremont Pool Improvements Project from the Oakland Redevelopment Agency Entity (5), Central City East Operations (9540), Central City East Redevelopment Organization (88699), and Central City East Tenant Improvement Program (S233320); and be it further

RESOLVED: That Agency funds in an amount not to exceed \$100,000 is allocated and appropriated to the Fremont Pool Improvements Project from the Oakland Redevelopment Agency Entity (5), Central City East Operations (9540), Central City East Redevelopment Organization (88699), and Central City East Façade Improvement Program (S233330); and be it further

RESOLVED: That Agency funds in an amount not to exceed \$245,000 is allocated and appropriated to the Fremont Pool Improvements Project from the Oakland Redevelopment Agency Entity (5), Central City East Operations (9540), Central City East Redevelopment Organization (88699), and Central City East Repayment Agreement (S233310); and be it further

RESOLVED: That Agency funds in an amount not to exceed \$187,000 is allocated and appropriated to the Fremont Pool Improvements Project from the Oakland Redevelopment Agency Entity (5), Central City East Operations (9540), Central City East Redevelopment Organization (88699), and Central City East Assembly and Relocation Program (S233350); and be it further

RESOLVED: That the Agency hereby finds and determines as follows:

1. That the funding of the Fremont Pool Improvements Project will benefit the Central City East Redevelopment Project Area by improving a dilapidated public facility that is a blighting influence in the Central City East Project Area and enhancing recreational facilities for residents of the Project Area;

2. That due to fiscal constraints on the City's general fund and the high number of capital projects competing for limited City funds, the City's Capital Improvement Program budget is unable to provide financing for the Fremont Pool Facility and therefore no other reasonable means of financing are available to the City other than Redevelopment Agency funding;

3. That the use of tax increment funds from the Central City East Project Area for the Fremont Pool Project will assist in the elimination of blight in the Central City East Project Area by improving serious dilapidated and deteriorated physical conditions, improving conditions at the facility that prevent or substantially hinder the viable use of the facility, and complementing and enhancing other economic development and redevelopment efforts along the Foothill corridor within the Project Area; and

4. That the use of tax increment funds from the Central City East Project Area for the Fremont Pool Improvements Project is consistent with the implementation plan adopted for the Central City East Project Area; and be it further

RESOLVED: That the Agency Administrator or her designee is hereby authorized to take whatever actions necessary with respect to this Project consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, JUL 15 2008, 2008

PASSED BY THE FOLLOWING VOTE:

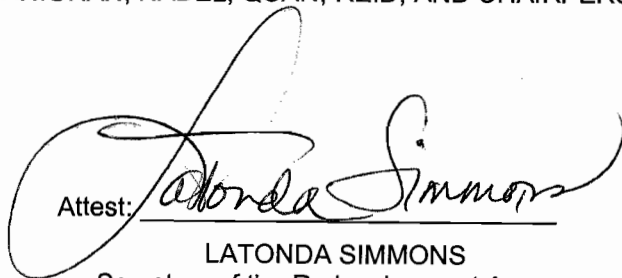
AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND CHAIRPERSON DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

Attest:



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