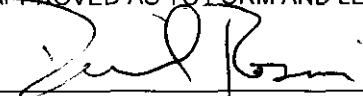


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

APPROVED AS TO FORM AND LEGALITY:

~~03 MAR 17 AM 3:18~~  
03 MAR 20 PM 4:32 JKL

  
Deputy City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. 77737 C.M.S.

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**RESOLUTION AUTHORIZING THE PARTICIPATION IN, ACCEPTANCE AND APPROPRIATION OF \$350,000 IN SUSTAINABLE COMMUNITIES GRANT PROGRAM FUNDS THROUGH THE CALIFORNIA POLLUTION CONTROL FINANCING AUTHORITY FOR THE TECHNICAL STUDIES OF THE COLISEUM TRANSIT VILLAGE, CONSENTING TO THE USE OF REDEVELOPMENT AGENCY MATCHING FUNDS FOR THE PROJECT, AND AUTHORIZING AN AMENDMENT TO THE REPAYMENT AGREEMENT WITH THE REDEVELOPMENT AGENCY TO ACCEPT SUCH FUNDS**

**WHEREAS**, the City of Oakland was awarded \$350,000 in State funds through the California Pollution Control Financing Authority (CPCFA) Sustainable Communities Grant and Loan (SCGL) program to partially fund a \$423,000 financial feasibility study, schematic parking designs and park and creek planning of a transit oriented development known as the "Coliseum Transit Village", or the "project"; and

**WHEREAS**, Task 1 of the these technical studies for the project is to produce the financial feasibility, market and fiscal analysis, traffic analysis, and financing plan of a residential and retail transit village on the existing Coliseum BART surface parking, Task 2 is to produce the alternative schematic designs and costs for the Coliseum BART parking replacement, and Task 3 is to produce the Coliseum Gardens Park and Lions Creek planning, design, and cost estimates; and

**WHEREAS**, the CPCFA requires the City of Oakland to identify \$48,000 in matching funds to complete Task 3 of the project; and

**WHEREAS**, should the final costs of Task 1 and Task 2 be less than the CPCFA approved amount, the CPCFA will reimburse this surplus amount of up to \$48,000 to the City; and

**WHEREAS**, the \$423,000 for technical studies of the project will come from the following sources: \$350,000 to come from the California Pollution Control Financing Authority Sustainable Grant, up to \$48,000 from Redevelopment Agency matching funds, and up to \$25,000 from an Economic Development Administration grant; and

**WHEREAS**, the City is the lead project sponsor, the Oakland Housing Authority is a co-sponsor for Task 3, and BART is a partner for Tasks 1 and 2; and

**WHEREAS**, the proposed technical studies are the next step to the development of a transit oriented development at the Coliseum BART station area, is within the boundaries of the Coliseum Redevelopment Project Area and its development will contribute to the Redevelopment Agency's goals and objectives for the Project Area; and

**WHEREAS**, the City and the Redevelopment Agency have entered into a Repayment Agreement for the Coliseum Redevelopment Project providing for the provision of funding and services by the City and the Agency to support redevelopment activities in the Coliseum Project Area; now, therefore, be it

**RESOLVED**: That City Council hereby authorizes the acceptance of and allocates funding in the amount of \$350,000 from the California Pollution Control Financing Authority Sustainable Communities Grant, authorizes the participation in the SCGL Grant program, accepts and allocates up to \$48,000 from the Coliseum Redevelopment Project Area (Project S82600) as local matching funds, and allocates up to \$25,000 from the Economic Development Administration grant (Project G183810) to the technical studies of the Coliseum Transit Village project; and be it further

**RESOLVED**: That the City Council hereby consents to the use of Redevelopment Agency matching funds for the project; and be it further

**RESOLVED**: That the Council hereby finds and determines as follows:

1. That the project will benefit the Coliseum Project Area by assisting to implement a transit oriented development with a development of a higher density, mixed use infill development near transportation options and civic spaces, eliminating blight in public areas of the Project Area;
2. That no other reasonable means of financing the local match for the project are available to the City;
3. That the use of tax increment funds from the Coliseum Project Area for the project will assist in the elimination of blight and is consistent with the implementation plan adopted for the Coliseum Project.

and be it further

**RESOLVED**: That the City Manager is hereby authorized to negotiate and enter into an appropriate amendment to the Repayment Agreement with the Redevelopment Agency for the Coliseum Redevelopment Project to provide for the matching Agency funding of the project; and be it further

**RESOLVED**: That the City Council hereby appoints the City Manager or his or her designee as agent of the City to conduct all negotiations and to execute and submit all documents including, but not limited to, applications, agreements, amendments, and payment requests, and to take related actions, including appropriating funds to the appropriate projects, which may be necessary with respect to the technical studies of the Coliseum

Transit Village project in conformance with this Resolution and its basic purposes; and be it further

**RESOLVED:** That a copy of this Resolution will be transmitted to the CPCFA and placed on file with the City Clerk.


IN COUNCIL, OAKLAND, CALIFORNIA, APR 15 2003 2003

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, ~~QUAN~~, NADEL, QUAN, REID, WAN AND PRESIDENT  
DE LA FUENTE - 7

NOES- ~~0~~  
~~Excused~~ Chang - 1  
ABSENT-

ABSTENTION- ~~0~~

ATTEST   
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California