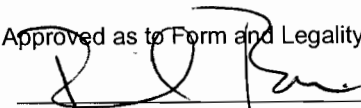


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Approved as to Form and Legality



Deputy City Attorney

OAKLAND CITY COUNCIL

Resolution No. 83328 C.M.S.

A RESOLUTION ACCEPTING AND APPROPRIATING A \$6,551,446 INCREASE IN THE CONTRIBUTION OF REDEVELOPMENT AGENCY FUNDS UNDER THE COOPERATION AGREEMENT FROM \$2,065,000 TO \$8,616,466 FOR THE COLISEUM BART STATION TRANSIT VILLAGE INFRASTRUCTURE PROJECT, AND AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS WITH MOFFATT AND NICHOL IN AN AMOUNT NOT TO EXCEED \$402,314 FOR CIVIL ENGINEERING DESIGN SERVICES AND GOLDEN ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$192,291 FOR LANDSCAPE ARCHITECTURAL DESIGN SERVICES FOR THE PROJECT

WHEREAS, in June 2008 the Redevelopment Agency of the City of Oakland was awarded a State of California Proposition 1C Transit Oriented Development Grant in the amount of \$8,485,000 for the Coliseum BART Station Transit Village Infrastructure Project; and

WHEREAS, on March 4, 2008, the Agency approved Resolution No. 2008-0028 authorizing the Proposition 1C Grant application for the Coliseum BART Station Transit Village Infrastructure Project; and

WHEREAS, the estimated cost of the grant scope as approved by California HCD is \$17,586,466, of which the Agency's commitment is \$8,216,466; and

WHEREAS, the City proposes to allocate \$400,000 for staff costs to administer the Project; and

WHEREAS, the City and Redevelopment Agency entered into a Cooperation Agreement in July 1, 2004, which governs the provision of assistance and the payment of funds between the two agencies; and

WHEREAS, the City has previously accepted \$2,065,000 from the Agency for the Coliseum BART Station Transit Village Infrastructure Project as part of the FY 2009-11 Budget Resolution adoption; and

WHEREAS, the activities supported by the Coliseum BART Station Transit Village Infrastructure Project include two complementary project efforts: the Coliseum Transit Village Streetscape Project and the Coliseum BART Plaza and Pedestrian Improvements Project; and

WHEREAS, the Coliseum Transit Village Streetscape Project includes utility undergrounding on 69th Avenue and Snell Street, new curb, gutters and sidewalks, new bulb-outs and

crosswalks, street trees, streetlights, a neighborhood gateway, off site improvements for housing developments and other eligible activities; and

WHEREAS, the Coliseum BART Plaza and Pedestrian Improvements Project includes ornamental fencing, landscaping and installation of public art along Snell Street, improvement and or replacement of existing perimeter landscaping, retrofitting of existing streetlights, introduction of new streetlights in the BART Plaza to improve visibility and safety in the area and other eligible activities; and

WHEREAS, the City wishes to enter into professional services contracts with Moffatt and Nichol and Golden Associates for design services related to the Project; and

WHEREAS, Council finds that these services are of a professional nature and will be temporary in nature, and that these contracts will not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

RESOLVED: That the City Council hereby consents to and accepts an additional contribution of Agency funds in an amount not to exceed \$6,551,466 under the Cooperation Agreement for the Coliseum BART Station Transit Village Infrastructure Project, for a total contribution of \$8,616,466, and appropriates these funds to the Oakland Redevelopment Agency Projects Fund (7780), Coliseum Org (94859), Coliseum BART Transit Village Infrastructure Project (C366920); and be it

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

- 1) That the funding of the Coliseum BART Station Transit Village Infrastructure Project will benefit the Coliseum Project Area by installing lighting, pedestrian and landscaping improvements to alleviate the substandard street conditions which are a blighting influence in the Coliseum Project Area, and to improve the functionality and the aesthetic appeal of the street and replace deteriorated and obsolete elements of the streetscape and Coliseum BART Station Plaza and Pedestrian Areas;
- 2) That due to limited resources and competing projects, the City's Capital Improvement Program ("CIP") has been unable to provide financing for the Coliseum BART Station Transit Village Infrastructure Project, and therefore no other reasonable means of financing the Coliseum BART Station Transit Village Infrastructure Project are available to the City other than Redevelopment Agency funding;
- 3) That the use of tax increment funds from the Coliseum Project Area for the Coliseum BART Station Transit Village Infrastructure Project is consistent with the implementation plan adopted for the Coliseum Project Area.

and be it

FURTHER RESOLVED: That the City Council hereby authorizes contracts in an amount not to exceed \$402,314 with Moffatt and Nichol for civil engineering design services and in an amount not to exceed \$192,291 to Golden Associates for landscape architectural design services for the Coliseum Transit Village Streetscape Project and the Coliseum BART Plaza and Pedestrian Improvements Project; and be it

FURTHER RESOLVED: That the City Administrator or his designee is hereby authorized to extend, amend and take whatever action is necessary with respect to the Agency funding and these contracts, consistent with this Resolution and its basic purpose.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 3 2011

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, ~~WATSON~~, KERNIGHAN, NADEL, SCHAAF, AND
PRESIDENT REID - 7

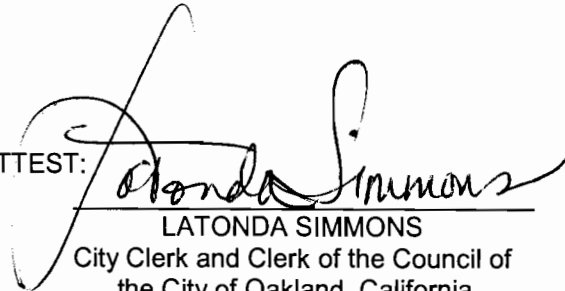
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Kaplan - 1

ATTEST:


LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California