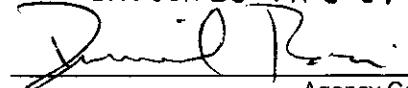


APPROVED AS TO FORM AND LEGALITY:
2003 JUN 26 PM 5:57


Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

RESOLUTION No. 2003-50 C.M.S.

A RESOLUTION AUTHORIZING PAYMENTS OF \$46,500 FOR UTILITY RELOCATION COSTS AND \$353,500 FOR CITY PROJECT ADMINISTRATION COSTS FOR THE FRUITVALE TRANSIT VILLAGE PROJECT, AND AUTHORIZING AN AMENDMENT TO THE REPAYMENT AGREEMENT WITH THE CITY FOR THE PROJECT ADMINISTRATION COSTS

WHEREAS, the Agency wants to authorize \$400,000 for City project administration and utility relocation costs associated with the Fruitvale Transit Village project, including an appropriation of \$46,500 to pay the City share of the costs to relocate utilities including the PG&E gas line along East 12th Street, and to pay \$186,000 to the Office of the City Manager Contract Compliance Division, \$83,750 to the Public Works Agency, and \$83,750 to the Community and Economic Development Agency for project management costs; and

WHEREAS, the Fruitvale Transit Village is within the boundaries of the Coliseum Redevelopment Project Area, and its development will contribute to the Agency's goals and objectives for the Project Area; and

WHEREAS, funds in the amount of \$353,500 are available from Coliseum Area Tax Allocation Bond proceeds, Series 2003, and funds in the amount of \$46,500 are available in the Fiscal Year 2002-2003 Redevelopment Land Sales Proceeds account which can be transferred to the ORA Coliseum Capital Fund for the Fruitvale Transit Village project account for project administration costs for project management and contract compliance monitoring and utility relocation payments; 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; and

WHEREAS, in March 2003, the Redevelopment Agency entered into an Owner Participation Agreement ("Agreement" or "OPA") with the Fruitvale Development

Corporation providing for \$4,000,000 in Agency funding to assist development of the Fruitvale Transit Village project; and

WHEREAS, a mitigated negative declaration for the Fruitvale Transit Village was approved by the Planning Commission on June 17, 1998; now, therefore, be it

RESOLVED: That the Redevelopment Agency hereby appropriates \$46,500 from Coliseum Land Sales Proceeds for utility relocation costs associated with the Fruitvale Transit Village project, and \$353,500 from Coliseum Tax Allocation Bonds, Series 2003, to the City to cover project management and contract compliance costs associated with the Fruitvale Transit Village project; and be it further

RESOLVED: That the Agency Administrator or his or her designee as agent of the Agency is hereby authorized to negotiate and enter into an appropriate amendment to the Repayment Agreement with the City for the Coliseum Redevelopment Project to provide for the additional \$400,000 in project management and construction compliance monitoring and utility relocation costs for the Fruitvale Transit Village project by the Agency; and be it further

RESOLVED: That the Agency Administrator or his designee is authorized to negotiate and execute an amendment to the OPA to provide for Agency reimbursement of \$46,500 in utility relocation costs incurred by the Fruitvale Development Corporation; and be it further

RESOLVED: That all agreements shall be reviewed and approved as to form and legality by Agency Counsel and shall be filed with the Agency Secretary; and be it further

RESOLVED: That the Agency Administrator or his or her designee is hereby authorized to take whatever other action is necessary with respect to the Fruitvale Transit Village consistent with this Resolution and its basic purposes.

IN AGENCY, OAKLAND, CALIFORNIA, JUL 15 2003, 2003

PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
CEDA FLOYD

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