

OFFICE OF THE CITY CLERK

APPROVED AS TO FORM AND LEGALITY:

2007 AUG 20 11:30

AGENCY COUNSEL

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

RESOLUTION NO. 2007-0069 C.M.S.

A RESOLUTION AUTHORIZING FUNDING FOR VARIOUS IMPROVEMENT PROJECTS IN AN AMOUNT NOT TO EXCEED \$200,000 UNDER THE BROADWAY/MACARTHUR/SAN PABLO NEIGHBORHOOD PROJECT INITIATIVE PROGRAM, AUTHORIZING A CONTRIBUTION OF AGENCY FUNDS TO THE CITY UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$185,000 FOR CITY PUBLIC IMPROVEMENTS UNDER THE PROGRAM, AND AUTHORIZING THE AGENCY ADMINSTRATOR TO ENTER INTO AGREEMENTS WITH PROJECT SPONSORS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS FUNDED UNDER THE PROGRAM WITHOUT RETURNING TO THE AGENCY

WHEREAS, the Redevelopment Agency adopted the Broadway/ MacArthur/San Pablo Neighborhood Project Initiative ("NPI") program on February 7, 2006 (Resolution No. 2006-0005 C.M.S.) to assist in addressing general blight conditions within the Broadway/MacArthur/San Pablo Project Area, and allocated \$200,000 as the budget for each grant cycle of the program; and

WHEREAS City staff on behalf of the Agency issued a Call for Projects to the community for the second round of the NPI program in April 2007, and received a number of applications for NPI funding in response; and

WHEREAS, the Broadway/MacArthur/San Pablo Redevelopment Project Area Committee ("PAC") and the PAC's NPI Subcommittee reviewed all applications to the NPI program and made recommendations for funding under the program; and

WHEREAS, under the NPI program guidelines, all improvements proposed to be funded by the program must be submitted to the Agency for review and approval; and

WHEREAS, several of the projects recommended for funding under the NPI program by the PAC include improvements to City-owned property including public parks and streets; and

WHEREAS, under the NPI program guidelines improvements to City-owned property must be implemented by the City of Oakland; and

WHEREAS, the City of Oakland and the 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, the City Council is consenting to the use of Agency funding for the improvements to City-owned property under the NPI program pursuant to Section 33445 of the California Health and Safety Code; and

WHEREAS, the PAC has recommended that \$185,000 of NPI program funds be allocated for the following improvements to City-owned property:

- \$3,000 to plant street trees on Aileen and adjacent to the Golden Gate Library;
- \$46,000 to assist with the renovation of the Bob Mason Baseball Field at the Golden Gate Recreation Center;
- \$36,000 for landscaping and the implementation of a community garden at the Teen Center in Mosswood Park;
- \$50,000 to construct a tot lot in Mosswood Park;
- \$50,000 to renovate the median on West MacArthur Boulevard between Martin Luther King, Jr. Way and Webster Street; and

WHEREAS, the funding for the improvements to City property will be transferred from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) to the Oakland Redevelopment Agency Projects Fund (7780) to the Neighborhood Projects Initiative program under project numbers to be established; and

WHEREAS, the PAC has recommended that the remaining \$15,000 of NPI program funds be allocated for the following improvements within the redevelopment project area to be implemented directly by the Redevelopment Agency and/or the project sponsors:

- \$15,000 for the installation of exterior building lights for pedestrian safety on Telegraph Avenue between 40th and 42nd Streets;

WHEREAS, the above improvement will be funded from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710); and

WHEREAS, the above projects proposed to be funded under the NPI program are consistent with and will further the purposes of the Broadway/MacArthur/San Pablo Redevelopment Plan and its Five-Year Implementation Plan adopted on December 7, 2004 (Resolution No. 2004-66 C.M.S.); and

WHEREAS, the Agency Administrator requests authorization to make all required expenditures and to enter into grant agreements with the project sponsors to implement all the improvements funded by the NPI Program within the project budgets without returning to the Agency for further approval; now therefore be it

RESOLVED: That the Redevelopment Agency hereby adopts the PAC's recommendations for funding allocations under the NPI program and authorizes funding for those improvements identified above; and be it further

RESOLVED: That the Agency hereby allocates \$185,000 in Redevelopment Agency funding from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) under the Cooperation Agreement for the improvements to City-owned property; and be it further

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

1. That the funding of the improvements to City-owned property under the NPI program will benefit the Broadway/MacArthur/San Pablo Redevelopment Project Area, and will assist in the elimination of blighting conditions in the Project Area by addressing needs related to the physical appearance, safety, and needed renovations to those public facilities and by developing new facilities on underutilized public facilities;
2. That since City General Funds or Capital Improvement Program funds have not been allocated to these projects, no other reasonable means of financing the above projects is available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Broadway/MacArthur/San Pablo for the above projects is consistent with the implementation plan adopted for the Broadway/MacArthur/San Pablo;

and be it further

RESOLVED: That for the remaining program funding in the amount of \$15,000 that is not being transferred to the City under the Cooperation Agreement, the Agency hereby authorizes the Agency Administrator to make all required expenditures and to negotiate and enter into grant agreements and other agreements with the project sponsors to

implement all of the improvements funded by the NPI program within the project budgets without returning to the Agency for further approval; and be it further

RESOLVED: That the Agency Administrator or her designee is authorized to take any other actions with respect to the above projects and the NPI program consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, SEP 18 2007, 2007


PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- Kernighan- 1

ABSTENTION- 0

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