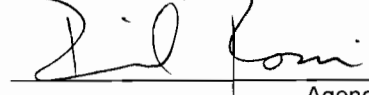


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2009 OCT 29 PM 3:44

APPROVED AS TO FORM AND LEGALITY:

  
\_\_\_\_\_  
Agency Counsel

**REDEVELOPMENT AGENCY  
OF THE CITY OF OAKLAND**

2009 - 0096  
RESOLUTION NO. \_\_\_\_\_ C.M.S.

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**AN AGENCY RESOLUTION AMENDING RESOLUTION 2004-03 C.M.S. TO DECREASE THE AMOUNT OF THE \$4 MILLION GRANT TO THE OAKLAND HOUSING AUTHORITY FOR INFRASTRUCTURE IMPROVEMENTS RELATED TO THE COLISEUM GARDENS HOPE VI HOUSING PROJECT BY \$100,000.00, AND REALLOCATING SUCH FUNDS AS A CONTRIBUTION TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT FOR CONSTRUCTION OF 66<sup>TH</sup> AVENUE STREET IMPROVEMENT PROJECT FROM SAN LEANDRO STREET TO INTERNATIONAL BOULEVARD**

**WHEREAS**, the Redevelopment Agency wishes to fund streetscape improvements to 66<sup>th</sup> Avenue between San Leandro Street and International Boulevard including new lighting, pedestrian improvements, landscaping and pavement (the “66th Avenue Street Improvement Project”) in the Coliseum Redevelopment Project Area; and

**WHEREAS**, the City and the Agency agree that economic development and redevelopment are goals of the Coliseum Redevelopment Projects and that the 66th Avenue Street Improvement Project will improve public safety with lighting, pedestrian improvements, paving and landscaping to alleviate blight and support the establishment of businesses along the street and will complement and enhance economic development efforts in the Coliseum BART station area; and

**WHEREAS**, the Redevelopment Agency authorized an allocation of Agency funding in an amount not to exceed \$4,000,000.00 as a grant to the Oakland Housing Authority to support the development of infrastructure improvements related to the Coliseum Gardens Hope VI Housing Project by Oakland Coliseum Housing Partners in Resolution No. 2004-03 C.M.S. adopted on February 3, 2004; and

**WHEREAS**, the infrastructure improvements for the Coliseum Gardens Hope VI Housing Project have been completed, and the Oakland Housing Authority has agreed that \$100,000.00 of the \$4,000,000.00 grant from the Agency shall be used for the construction and/or administration of the 66<sup>th</sup> Avenue Street Improvement Project in lieu of street paving work on 66<sup>th</sup> Avenue required by the City of Oakland as part of the subdivision approval for the project; and

**WHEREAS**, Agency funds of \$100,000.00 are available for this purpose in the Coliseum Tax Allocation Bond Series 2003 Fund (9453); Capital Improvement Projects Coliseum Organization (94859); Coliseum Gardens Hope VI Infrastructure Project (T248710); and

**WHEREAS**, the City 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 Agency authorized an allocation of Agency funding in an amount not to exceed \$1,188,000.00 to the 66th Avenue Street Improvement Project from the Coliseum Tax Allocation Bond Series 2006B-TE (Tax Exempt) Fund (9455), Capital Improvement Projects Coliseum Organization (94859), 66<sup>th</sup> Avenue Street Improvement Project (P318410) in the approval of its Fiscal Year 2007-2009 Budget in 2007; and

**WHEREAS**, the City of Oakland and Redevelopment Agency are implementing the 2007-09 Agency Budget for the Coliseum Redevelopment Projects, including the 66th Avenue Street Improvement Project, to abate physical and economic blight through the redevelopment of vacant and underutilized properties and the replacement of obsolete infrastructure; now, therefore, be it

**RESOLVED:** That Agency Resolution No. 2004-03 is hereby amended to decrease the amount of the grant to the Oakland Housing Authority for infrastructure improvements related to the Coliseum Gardens Hope VI Housing Project by \$100,000.00; and be it

**FURTHER RESOLVED:** That the Agency Administrator is authorized to contribute an amount not to exceed \$100,000.00 under the Cooperation Agreement to the City of Oakland for the construction and/or administration of the 66th Avenue Street Improvement Project from the Coliseum Tax Allocation Bond Series 2003 Fund (9453); Capital Improvement Projects Coliseum Organization (94859); Coliseum Gardens Hope VI Infrastructure Project (T248710); and be it

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

1. That the funding of the 66th Avenue Street Improvement 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,
2. That due to limited resources and competing projects, the City's Capital Improvement Program ("CIP") has been unable to provide financing for the 66th Avenue Street Improvement Project in the period 2006-2010 and that no other reasonable means of

financing the 66th Avenue Street Improvement 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 66th Avenue Street Improvement Project will assist in the elimination of blight in the Coliseum Project Area by improving the functionality and the aesthetic appeal of the street and replacing deteriorated and obsolete elements of the streetscape; and
4. That the use of tax increment funds from the Coliseum Project Area for the 66th Avenue Street Improvement Project is consistent with the implementation plan adopted for the Coliseum Project Area;

and be it

**FURTHER RESOLVED:** That the Agency Administrator or his designee is hereby authorized to take whatever action is necessary with respect to the 66<sup>th</sup> Avenue Street Improvement Project consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, NOV 17 2009, 20      

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND  
~~CHAPPERSON BRUNNER~~ - 7

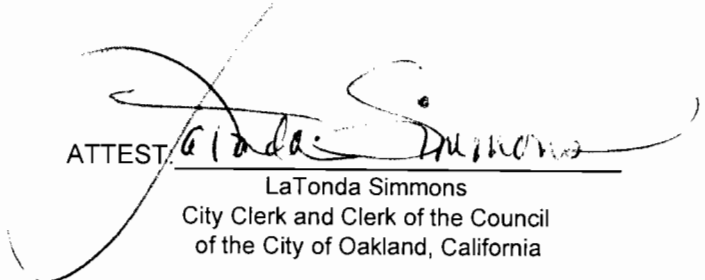
NOES- 0

ABSENT- 0

ABSTENTION - 0

Excused- Brunner- 1

ATTEST:

  
\_\_\_\_\_  
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California