

OFFICE OF THE CITY CLERK  
CITY OF OAKLAND

# OAKLAND CITY COUNCIL

*Kathleen Salem Boyd*  
City Attorney

2006 MAY 16 AM 11:29 RESOLUTION No. 79941 C.M.S.

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLAND AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE, ENTER INTO, AND EXECUTE AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE CITY OF OAKLAND AND JETBLUE AIRWAYS CORPORATION, WHICH WILL PROVIDE FOR BUSINESS INCENTIVE PAYMENTS TO JETBLUE AIRWAYS CORPORATION THAT WILL BE EQUIVALENT TO SIXTY (60) PERCENT OF THE SALES TAXES GENERATED BY ITS SINGLE SOURCE PURCHASING AND RESALE BUSINESS LOCATED IN THE CITY OF OAKLAND**

**WHEREAS**, the City Council of the City of Oakland (the "City Council") desires to improve the business climate and facilitate opportunities for new businesses in the City of Oakland; and

**WHEREAS**, the City is actively seeking to expand the revenue base to meet budgetary needs by increasing revenues without incurring additional burdens; and

**WHEREAS**, the City Council wishes to encourage businesses to maintain and expand their operations in the City; and

**WHEREAS**, the City Council finds that the payment proposed pursuant to the agreement authorized hereunder is legal, and presents no recourse liability to the City; now, therefore be it

**RESOLVED:** That all of the recitals herein contained are true and correct and the City Council so finds; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to negotiate and execute an Economic Development Agreement between the City of Oakland and JetBlue Airways Corporation to locate its single source jet fuel purchasing and resale business in the City of Oakland; and be it

**FURTHER RESOLVED:** That the City Council hereby approves business incentive payments to JetBlue Airways Corporation under the contemplated Economic Development Agreement in an amount equivalent to 60% of the sales tax received by the City as a result of purchases of supplies by JetBlue Airways Corporation through its single source purchasing and resale business located in Oakland; and be it

**FURTHER RESOLVED:** That the City Administrator and the Director, Finance and Management Agency, and each such person's duly authorized designee and agent, are hereby authorized and directed, for and in the name and on behalf of the City, conduct all negotiations, to do any and all things and take any and all actions and execute and deliver any and all certificates, agreements and other documents which they may deem necessary or advisable in order to consummate the transactions herein authorized and otherwise to carry out, give effect to and comply with the terms and intent of this Resolution; and be it

**FURTHER RESOLVED:** That this Resolution shall take effect immediately upon its adoption.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 30 2006, 20\_\_\_\_\_

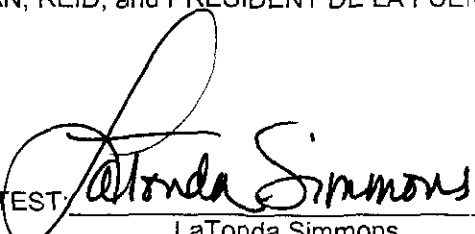
**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST   
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California