

 Deputy City Attorney

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OAKLAND CITY COUNCIL

ORDINANCE No. 13068 C.M.S.

AN ORDINANCE AMENDING ORDINANCE NOS. 13061 AND 13062 C.M.S. AUTHORIZING THE SALE OF VARIOUS CITY-OWNED PROPERTIES TO THE REDEVELOPMENT AGENCY, TO REMOVE 250 FALLON STREET AND 600-620 WASHINGTON STREET, AND TO ADD THE 12TH STREET REMAINDER PARCEL

WHEREAS, Council Ordinance Nos. 13061 and 13062 C.M.S., adopted on March 3, 2011, authorized the sale of various City-owned properties to the Redevelopment Agency; and

WHEREAS, on or about March 3, 2011, the City and the Agency entered into a Purchase and Sale Agreement with Leaseback Option (the "Purchase and Sale Agreement") for these properties; and

WHEREAS, Council wishes to remove two properties, 250 Fallon Street and 600-620 Washington Street, from the list of properties proposed for sale; and

WHEREAS, the City is the owner of the 12th Street remainder parcel consisting of about 40,000 square feet of land adjacent to the Lake Merritt Channel in the Central District Redevelopment Project Area ; and

WHEREAS, the City desires to sell and the Redevelopment Agency wishes to purchase the 12th Street remainder parcel from the City for redevelopment purposes; and

WHEREAS, a market value analysis has established the market value of the 12th Street remainder parcel at \$2,500,000; and

WHEREAS, the City is the Lead Agency for this project for purposes of environmental review under the California Environmental Quality Act of 1970 ("CEQA"); and

WHEREAS, the requirements of CEQA, the CEQA Guidelines as prescribed by the Secretary for Resources, and the provisions of the Environmental Review Regulations of the City of Oakland have been met; now, therefore

THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

Section 1. Pursuant to Sections 1 and 8 of Ordinance No. 10142 C.M.S., and Sections 4 and 6 of Ordinance No. 11602 C.M.S., it is determined to be in the best interest of the City to sell the 12th Street remainder parcel by negotiated sale to the

Redevelopment Agency, since the property is located in a redevelopment project area and the Agency is the agency responsible for promoting redevelopment in Oakland's project areas.

Section 2. Ordinance No. 13061 C.M.S. is hereby amended to add the 12th Street remainder parcel to the list of properties authorized for sale, and the City Council hereby authorizes the conveyance of the 12th Street remainder parcel to the Redevelopment Agency for a purchase price of \$2,500,000, payable in cash.

Section 3. Ordinance No. 13061 C.M.S. is hereby amended to remove 250 Fallon Street from the list of properties authorized for sale, and Ordinance No. 13062 C.M.S. is hereby amended to remove 600 Washington Street and 620 Washington Street from the list of properties authorized for sale.

Section 4. The City Administrator is authorized to negotiate and execute an amendment to the Purchase and Sale Agreement to remove 250 Fallon Street and 600-620 Washington Street and add the 12th Street remainder parcel.

Section 5. Proceeds of \$4,140,000 from the sale of the properties shall be deposited in the General Purpose Fund (1010), Real Estate Services Organization (88639), Surplus Property Account (48111), Surplus Property Disposition Project (P47010), Real Estate Program (PS32).

Section 6. The City Council has independently reviewed and considered this environmental determination, and the City Council finds and determines, based on the information in the staff report accompanying this Ordinance, that this action complies with CEQA because this action on the part of the City is exempt from CEQA pursuant to Section 15061(b) (3) (no possibility of significant environmental impact), Section 15183 (projects consistent with a General Plan) of the CEQA guidelines.

Section 7. The City Administrator, or his designee, shall cause to be filed with the County of Alameda a Notice of Exemption and an Environmental Declaration (California Fish and Game Code Section 711.4) for this action.

Section 8. This Ordinance shall be in full force and effect immediately upon its passage as provided by Section 216 of the City Charter if adopted by at least six members of Council, or upon the seventh day after final adoption if adopted by fewer votes.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 7 2011

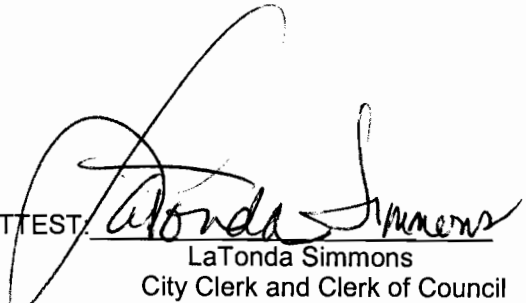
PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, KERNIGHAN, NADEL, SCHAAF, DE LA FUENTE, BROOKS, KAPLAN, AND PRESIDENT REID - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

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

OFFICE OF THE CITY CLERK
CITY OF CHICAGO

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NOTICE AND DIGEST

This Ordinance amends Ordinance Nos. 13061 and 13062 C.M.S. authorizing the sale of various city-owned properties to the redevelopment agency, to remove 250 Fallon Street and 600-620 Washington Street, and to add the 12th Street remainder parcel. This Ordinance directs the proceeds of the sale of the properties shall be deposited in the General Purpose Fund (1010). This Ordinance also makes certain findings in support of its adoption.