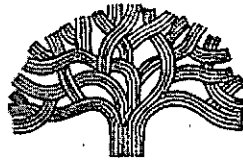


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CITY OF OAKLAND

Memo

To: Members of the City Council

From: Councilmember Lynette Gibson McElhaney and Councilmember Dan Kalb

Date: December 4, 2014

Re: Friendly Amendment from to Ordinance Updating and Revising The City's Real Property Acquisition And Disposition Laws on the Council Agenda of December 9th, 2014

Dear Colleagues,

It is critical that we as Councilmembers use our designated oversight to protect our City's assets. In an effort to ensure that decisions over the City's assets are evaluated and vetted thoroughly, we request that the Council only authorize staff and the City Administrator with the ability to sell property that is valued at \$25,000 or less without Council approval. We believe that the size of the land is not relevant, but that the value of the property is what deems its worth to the City.

Additionally, in order to be consistent with the proposed language in the Housing Element, we propose a small addition in language for greater clarification, which is already required by the Surplus Lands Act.

Sincerely,



Councilmember Lynette Gibson McElhaney



Councilmember Dan Kalb

2.42.050 Process for selling City real property

Add: Paragraph before Section A

Prior to soliciting bids from other entities, the City will first directly contact developers, including nonprofit housing providers, to offer them priority for 90 days to negotiate for purchase of the property for development of housing where at least 25% of the units are affordable to persons of low or moderate income.

D. Administrative authority. Notwithstanding the above, the City Administrator or his or her designee is delegated the full and complete authority to sell City real property in any of the following circumstances:

1. The sale is required by an agency of the state or federal government;
2. ~~The real property is undeveloped and less than 5,000 square feet in land area;~~
3. The real property has a fair market value of ~~\$100,000~~ \$25,000 or less; or
4. The real property was formerly owned by the Redevelopment Agency of the City of Oakland (the "Redevelopment Agency") or the Oakland Redevelopment Successor Agency ("ORSA"), and the Redevelopment Agency or ORSA governing body delegated the authority to sell the real property to the administrative staff of the respective agency by resolution.

The City Administrator or his or her designee is authorized to negotiate and execute all documents necessary for the sale of such real property and take other actions necessary to complete such sale. No further City Council action is required for such sales.