

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2009 DEC -3

PR 6:19

**REDEVELOPMENT AGENCY  
OF THE CITY OF OAKLAND**

APPROVED AS TO FORM AND LEGALITY:

  
AGENCY COUNSEL

RESOLUTION No. 2010-0002 C.M.S.

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**AGENCY RESOLUTION CONTRIBUTING CENTRAL CITY EAST REDEVELOPMENT FUNDS UP TO THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT FROM THE FOOTHILL BOULEVARD AND SEMINARY AVENUE STREETScape IMPROVEMENT PROJECT FOR THE RESURFACING OF MACARTHUR BOULEVARD FROM 90<sup>TH</sup> AVENUE TO FOOTHILL BOULEVARD**

**WHEREAS**, MacArthur Boulevard from 90th Avenue to Foothill Boulevard is public infrastructure owned and maintained by the City of Oakland, and located within the Central City East Redevelopment Project Area; and

**WHEREAS**, this portion of MacArthur Boulevard is substandard, blighted and in need of resurfacing improvements; and

**WHEREAS**, the City of Oakland is planning resurfacing improvements to this facility (the "Project"), and has requested Redevelopment Agency ("Agency") funding of the Project; and

**WHEREAS**, the proposed resurfacing improvement Project funded by the Redevelopment Agency is consistent with and will further the purposes of the Central City East Redevelopment Plan and its Five-Year Implementation Plan, including but not limited to the elimination of blight; and

**WHEREAS**, the City and Agency agree that improving public infrastructure is one of the goals of the Central City East Redevelopment Project and that the proposed Project will improve the quality of life for residents and businesses throughout the Project Area and will complement and enhance other economic development and redevelopment efforts along the MacArthur corridor; and

**WHEREAS**, the City and 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**, California Government Code 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, structures, and other improvements if the legislative body has consented to such funding and has made certain findings; now, therefore, be it

**RESOLVED:** That the Agency hereby contributes up to \$300,000.00 in Redevelopment Agency funds to the City under the Cooperation Agreement from the Foothill Boulevard and Seminary Avenue Streetscape Improvement Project for the resurfacing of MacArthur Boulevard from 90<sup>th</sup> Avenue to Foothill Boulevard, and be it

**FURTHER RESOLVED:** That Agency funds in an amount not-to-exceed \$300,000.00 is allocated and appropriated to the Foothill Boulevard and Seminary Avenue Streetscape Improvement Project for the Resurfacing of MacArthur Boulevard from 90<sup>th</sup> Avenue to Foothill Boulevard from the Oakland Redevelopment Agency Entity (5), Central City East Operations (9540), Central City East Redevelopment Organization (88699), and Central City East Foothill Boulevard and Seminary Avenue Streetscape Improvement Project (S233373); and be it

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

- That the funding for the Resurfacing of MacArthur Boulevard from 90<sup>th</sup> Avenue to Foothill Boulevard is of benefit to the Central City East Redevelopment Project Area by helping to eliminate blight within in the Project Area by improving public infrastructure that is a blighting influence in the Project Area, improving serious deteriorated physical conditions, improving conditions of public infrastructure that prevent or substantially hinder viable use, and complementing and enhancing other economic development and redevelopment efforts along the MacArthur corridor within the Project Area, and
- That due to fiscal constraints on the City's general fund and the high number of capital projects competing for limited City funds, the City's Capital Improvement Program budget is unable to provide financing for the MacArthur Resurfacing Improvement Project and therefore no other reasonable means of financing are available to the City other than Redevelopment Agency funding, and
- That the use of tax increment funds from the Central City East Project Area for the MacArthur Resurfacing Improvements Project is consistent with the implementation plan adopted for the Central City East Project Area; and be it

**FURTHER RESOLVED:** That the Agency Administrator or his designee is hereby authorized to take whatever actions are necessary with respect to this Project consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, JAN - 5 2010, 2009

**PASSED BY THE FOLLOWING VOTE:**

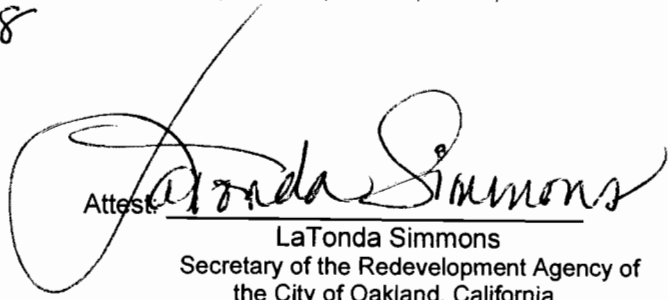
AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND  
CHAIRPERSON BRUNNER -8

NOES- 0

ABSENT- 0

ABSTENTION- 0

Attest:

  
LaTonda Simmons  
Secretary of the Redevelopment Agency of  
the City of Oakland, California