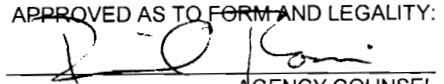


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APPROVED AS TO FORM AND LEGALITY:

AGENCY COUNSEL

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**

2010-0007
RESOLUTION No. _____ C.M.S.

AN AGENCY RESOLUTION AUTHORIZING FUNDING IN AN AMOUNT NOT TO EXCEED \$227,500 UNDER THE BROADWAY/MACARTHUR/SAN PABLO NEIGHBORHOOD PROJECTS INITIATIVE PROGRAM FOR 1) PEDESTRIAN SCALE LIGHTS ON TELEGRAPH AVENUE BETWEEN 40TH AND 42ND STREETS, 2) NEW GOLDEN GATE DISTRICT IDENTIFICATION SIGNS, 3) NEW STREET TREES ON TELEGRAPH AVENUE FROM 27TH TO 34TH STREETS, 4) RESURFACING THE GOLDEN GATE RECREATION CENTER PLAYGROUND AND BASKETBALL COURTS, 5) REMOVAL AND REDESIGN OF THE KOREATOWN/NORTHGATE BANNERS, AND 6) IMPROVEMENTS TO THE EXISTING PLAYGROUND AT MOSSWOOD PARK, AUTHORIZING A CONTRIBUTION OF AGENCY FUNDS TO THE CITY UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$147,500 TO CONSTRUCT A PORTION OF THE PUBLIC IMPROVEMENTS UNDER THE PROGRAM, AND AUTHORIZING THE AGENCY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH PROJECT SPONSORS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS UNDER THE PROGRAM WITHOUT RETURNING TO THE AGENCY

WHEREAS, the Redevelopment Agency adopted the Broadway/ MacArthur/San Pablo Neighborhood Projects Initiative ("NPI") program on February 7, 2006 (Resolution No. 2006-0005 C.M.S.) to assist in addressing general blight conditions within the Broadway/MacArthur/San Pablo Project Area, and allocated \$200,000 for each grant cycle of the program as part of the Fiscal Year 2007-2009 Agency budget; and

WHEREAS, City staff on behalf of the Agency issued a Call for Projects to the community for the fourth round of the NPI program in August 2009, and received a number of applications for NPI funding in response; and

WHEREAS, the Broadway/MacArthur/San Pablo Redevelopment Project Area Committee ("PAC") and the PAC's NPI Subcommittee reviewed all project applications and made recommendations for funding under the program; and

WHEREAS, under the NPI program guidelines, all improvements proposed to be funded by the program must be submitted to the Agency for review and approval; and

WHEREAS, several of the projects recommended for funding under the NPI program by the PAC include improvements to City-owned property including public parks and streets; and

WHEREAS, under the NPI program guidelines improvements to City-owned property must be implemented by the City of Oakland unless an agreement is otherwise reached between the City and project sponsor; and

WHEREAS, the City of Oakland 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 City Council is consenting to the use of Agency funding for improvements to City-owned property under the NPI program pursuant to Section 33445 of the California Health and Safety Code; and

WHEREAS, the PAC has recommended that \$147,500 of NPI program funds be allocated for the following improvements on City-owned property within the Project Area to be implemented by the City:

- \$71,300 to resurface the playground and basketball courts at the Golden Gate Recreation Center;
 - \$47,500 for the installation of street trees along Telegraph Avenue between 27th and 34th Streets;
 - \$12,700 to design and install new Golden Gate District identification signage;
 - \$16,000 for improvements to the existing playground at Mosswood Park;
- and

WHEREAS, the funding for the improvements to City property will be transferred from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) to the Oakland Redevelopment Agency Projects Fund (7780) to the Neighborhood Projects Initiative program under project numbers to be established for each project; and

WHEREAS, the PAC has recommended that the remaining \$80,000 of NPI program funds be allocated for the following improvements within the Project Area to be implemented directly by the Redevelopment Agency and/or the project sponsors:

- \$75,000 for the purchase and installation of ornamental pedestrian lights on Telegraph Avenue between 40th and 42nd Streets;
- \$5,000 for the removal and re-design of the KoreaTown/Northgate street banners; and

WHEREAS, the funding for the improvements to be implemented by the Agency will be transferred from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) to new project numbers to be established for each project within the same Fund and Organization; and

WHEREAS, an additional \$27,500 will be reprogrammed from Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Webster Street Traffic Circle Project (S357410) to the 2009 NPI Program for the current round of projects under project numbers to be determined.

WHEREAS, the projects proposed to be funded under the 2009 cycle of the NPI program are consistent with and will further the purposes of the Broadway/MacArthur/San Pablo Redevelopment Plan and its Five-Year Implementation Plan adopted on December 8, 2009 ; and

WHEREAS, the Agency Administrator requests authorization to make all required expenditures and to enter into grant agreements with the project sponsors to implement all the improvements funded by the NPI Program within the project budgets without returning to the Agency for further approval; now therefore be it

RESOLVED: That the Redevelopment Agency hereby adopts the PAC's recommendations for funding allocations under the NPI program and authorizes funding in the amount of \$227,500 for those improvements identified above; and be it further

RESOLVED: That the Agency hereby allocates \$147,500 in Redevelopment Agency funding from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) under the Cooperation Agreement for improvements to City-owned property;

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

1. That the funding of the improvements to City-owned property under the NPI program will benefit the Broadway/MacArthur/San Pablo Redevelopment Project Area, and will assist in the elimination of blighting conditions in the Project Area by addressing needs related to the physical

appearance, safety, and needed renovations to those public facilities and by developing new facilities on underutilized public facilities;

2. That due to fiscal constraints in the City's general fund and the high number of capital projects for limited City funds, the City's Capital Improvement Program budget is unable to provide financing for these projects, and therefore no other reasonable means of financing the above projects is available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Broadway/MacArthur/San Pablo for the above projects is consistent with the Implementation Plan adopted for the Broadway/MacArthur/San Pablo Redevelopment Project;

and be it further

RESOLVED: That for the remaining program funding in the amount of \$80,000 that is not being transferred to the City under the Cooperation Agreement, the Agency hereby authorizes the Agency Administrator to make all required expenditures and to negotiate and enter into grant agreements and other agreements with the project sponsors to implement all of the improvements funded by the NPI program within the project budgets without returning to the Agency for further approval; and be it further

RESOLVED: That the Agency Administrator or his designee is authorized to take any other actions with respect to the above projects and the NPI program consistent with this Resolution and its basic purpose.

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

PASSED BY THE FOLLOWING VOTE:

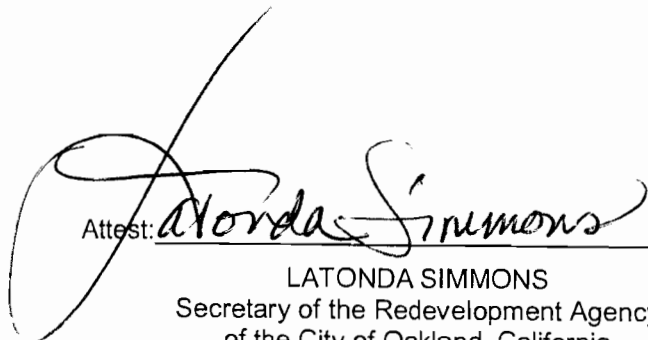
AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
CHAIRPERSON BRUNNER -- 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

Attest:



LATONDA SIMMONS
Secretary of the Redevelopment Agency
of the City of Oakland, California