


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE REALLOCATION OF UP TO TWENTY EIGHT MILLION DOLLARS (\$28,000,000.00) OF MEASURE KK BOND PROCEEDS FROM VARIOUS OAKLAND PUBLIC WORKS INFRASTRUCTURE PROJECTS TO THE DEPARTMENT OF TRANSPORTATION FOR THE CITYWIDE STREET RESURFACING PROJECT (PROJECT 1001293) AND THE STREETSCAPES/COMPLETE STREET CAPITAL PROJECT (PROJECT 1003348)

WHEREAS, on November 8, 2016, Oakland voters approved, by more than two-thirds vote, the City of Oakland 2016 Infrastructure Bond ordinance (“Measure KK”), which authorized the issuance of up to \$600 Million in General Obligation Bonds to fund various City of Oakland infrastructure and affordable housing projects; and

WHEREAS, Section 2(C) of the 2016 Infrastructure Bond ordinance requires that City Council identify how projects that will be financed with Measure KK bond proceeds (1) address social and geographic equity, (2) address improvements to the City’s existing core capital assets, (3) maintain or decrease the City’s existing operations and maintenance costs, and (4) address improvements to energy consumption, resiliency and mobility prior to each bond issuance; and

WHEREAS, on June 19, 2017, in compliance with Section 2(C) of the 2016 Infrastructure Bond ordinance, the City Council passed Resolution No. 86773 C.M.S., which authorized the use of Measure KK, Series 2017A-1 and 2017A-2 bond proceeds to finance multiple capital improvement projects and identified how each project addressed social and geographic equity, addressed improvements to the City’s existing core capital assets, maintained or decreased the City’s existing operations and maintenance costs, and addressed improvements to energy consumption, resiliency and mobility; and

WHEREAS, on July 25, 2017, the City Council passed Resolution No. 86817 C.M.S., which approved the issuance and sale of the 2017A-1 and 2017A-2 bond series in an aggregate principal amount not to exceed \$125 Million; and

WHEREAS, on August 17, 2017, the City of Oakland issued General Obligation Bond, Measure KK, Series 2017A-1 in an aggregate principal amount of \$62,735,000 and General Obligation Bond, Measure KK, Series 2017A-2 in an aggregate principal amount of \$55,120,000; and

WHEREAS, the adopted Fiscal Year 2017-19 budget appropriated Measure KK, Series 2017A-1 bond proceeds in the amount of \$62,585,000 to Fund 5330 to finance various capital improvement projects approved for funding with Measure KK bond proceeds; and

WHEREAS, on December 5, 2019, in compliance with Section 2(C) of the 2016 Infrastructure Bond ordinance, the City Council passed Resolution No. 87981 C.M.S., which authorized the use of Measure KK, Series 2020B-1 and 2020B-2 bond proceeds to finance multiple capital improvement and affordable housing projects and identified how each project addressed social and geographic equity, addressed improvements to the City's existing core capital assets, maintained or decreased the City's existing operations and maintenance costs, and addressed improvements to energy consumption, resiliency and mobility; and

WHEREAS, on December 5, 2019, the City Council passed Resolution No. 87980 C.M.S., which approved the issuance of the Series 2020B-1 and 2020B-2 bond series in an aggregate principal amount not to exceed \$190 Million; and

WHEREAS, on February 13, 2020, the City of Oakland issued General Obligation Bond, Measure KK, Series 2020B-1 in an aggregate principal amount of \$140,010,000 and General Obligation Bond, Measure KK, Series 2020B-2 in an aggregate principal amount of \$44,880,000; and

WHEREAS, the adopted Fiscal Year 2020-21 mid-cycle budget appropriated Measure KK, Series 2020B-1 bond proceeds in the amount of \$65,851,807 to Fund 5332 to finance various capital improvement projects approved for funding with Measure KK bond proceeds; and

WHEREAS, the Measure KK bond proceeds have been spent on capital improvement projects at varying rates over the past few years; and

WHEREAS, to date, approximately \$75.5 million in bond funds has been spent by the Department of Transportation ("DOT") on transportation improvement projects, and an additional \$14.1 million has been encumbered in contracts; and

WHEREAS, to date, approximately \$14.5 million in bond funds has been spent by the Oakland Public Works Department (OPW) on facilities projects, and an additional \$3 million has been encumbered in contracts; and

WHEREAS, OPW seeks to reallocate bond funds currently allocated for facilities projects to DOT for transportation improvement projects to accelerate the spending of bond proceeds; and

WHEREAS, DOT's paving program is ready and able to spend additional bond funds to accelerate rehabilitation of the city's streets; and

WHEREAS, this reallocation of funds will not slow the completion of any planned facilities projects and takes current project schedules into account; and

WHEREAS, the reallocations identified in this Resolution do not change the manner in which the projects authorized for funding by Resolution Nos. 86773 and 87981 C.M.S. address social and geographic equity, address improvements to the City's existing core capital assets, maintain or decrease the City's existing operations and maintenance costs, and address improvements to energy consumption, resiliency and mobility; and

WHEREAS, the Measure KK bonds funds that are reallocated from OPW to DOT by this resolution will be returned to OPW following issuance and sale of the third series of Measure KK bonds; and

WHEREAS, staff requests that City Council authorize the reallocation of up to \$26.5 million in Measure KK bonds proceeds from various Public Works facilities projects to the Department of Transportation Citywide Street Resurfacing project (Project 1001293) and up to 1.5 million in Measure KK bonds proceeds from various Public Works facilities projects to the Department of Transportation Streetscapes/Complete Street Capital project (Project 1003348) for a total reallocation of Measure KK bond proceeds from OPW to DOT in an amount not to exceed \$28 million; and

WHEREAS, staff recommends that the \$28 million to be reallocated to DOT come from the following OPW facilities projects:

Project number	Project	Up to Reallocation amount	Reason funds available
1003440	3 Branch Library Renovation	\$1,500,000	Project design scope revisions requested by the Library. Project in design, will not need construction dollars until 2022.
1003443	Head Start – Arroyo Viejo Remodel	\$25,000	Remaining funds upon project completion
1003442	Head Start – Brookfield Upgrade	\$88,000	Remaining funds upon project completion
1003445	Head Start – Manzanita Ctr. Renovation	\$28,000	Remaining funds upon project completion
1003451	Main Library Improvements	\$904,000	Project design scope revisions requested by the Library. Project in design, will not need construction dollars until 2022.
1003435	Fire Station #4 Feasibility/Design	\$750,000	Project in Planning Phase. Will not need full design budget until 2022
1004856	Hoover Library	\$280,000	Project in Planning phase. Will not need full construction budget until 2022
1004858	Main Library – New Facility Feasibility Study	\$500,000	Project in Planning phase. Will not need full project budget until 2022
1004859	Main Library Renovation– Phase 2	\$1,800,000	Project in Design Phase. Will not need construction budget until 2022
1004864	West Oakland Library Improvements-Ph. 2	\$1,500,000	Project on hold per Library Dept.
1004848	Arroyo Viejo Recreation Center Renovations	\$2,600,000	Project in Planning Phase. Will not need construction budget until 2022

1004849	Brookdale Recreation Center Expansion	\$1,660,000	Project in Planning phase. Will not need construction budget until 2022
1001412	Caldecott Trailhead	\$400,000	Finishing design. Won't need full construction budget until 2022
1004851	Digital Arts & Culinary Academy	\$1,300,000	In Design Phase. May not need full construction budget until 2022
1004857	Lincoln Rec. Center Expansion/Renovation	\$960,000	In Design Phase. Will not need full design budget until 2022
1003625	Mosswood Comm. Center	\$3,940,000	In Design Phase. Construction funds not needed until 2022
1004863	San Antonio Rec. Ctr & HS Improvements	\$1,650,000	In Planning Phase. Will not need full project budget until 2022
1004852	E. Oakland Sr. Ctr. Renovation	\$1,560,000	In Planning Phase. Will not need full project budget until 2022
1004865	W. Oakland Sr. Ctr Renovation	\$600,000	In Design Phase. Will not need full project budget until 2022
1004984	Downtown Oakland Sr. Ctr. Renovation	\$1,000,000	In Design Phase. Will not need construction budget until 2022
1004978	E. Oakland Sport Ctr. – Outdoor Pool	\$1,500,000	In Planning Phase. Will not need full project budget until 2022
1004854	Fire Station 29 & Training Complex Master Plan	\$3,500,000	In Planning Phase. Will not need full project budget until 2022
TOTAL		\$28,045,000	

now, therefore, be it

RESOLVED: That the City Council hereby approves the reallocation of up to \$26.5 million in Measure KK bonds proceeds from the above-identified Public Works facilities projects to the Department of Transportation Citywide Street Resurfacing project (Project 1001293) and up to 1.5 million in Measure KK bonds proceeds from the above-identified Public Works facilities projects to the Department of Transportation Streetscapes/Complete Street Capital project (Project 1003348) for a total reallocation of Measure KK bond proceeds from OPW to DOT in an amount not to exceed \$28 million; and be it

FURTHER RESOLVED: That the total amount of the Measure KK bond proceeds being reallocated from the approved Public Works facilities projects shall be replaced upon issuance and sale of the of the third series of Measure KK bonds; and be it

FURTHER RESOLVED, that this resolution shall be effective immediately upon passage.

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IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO, AND PRESIDENT
FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California