

OFFICE OF THE CITY CLERK

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Approved as to form and legality

Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2007-0081 C.M.S.

RESOLUTION AUTHORIZING A CONTRIBUTION OF REDEVELOPMENT AGENCY FUNDS TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$5,064,910 FOR CERTAIN PUBLIC FACILITY AND PARK PROJECTS IN THE CENTRAL DISTRICT, COLISEUM, CENTRAL CITY EAST, AND WEST OAKLAND REDEVELOPMENT PROJECT AREAS

WHEREAS, the Agency wishes to fund costs to assist in the planning and construction of certain public facility and park projects in the Central District, Coliseum, Central City East, and West Oakland Redevelopment Project Areas; and

WHEREAS, the Redevelopment Agency is implementing the FY 2007-09 Agency Budget, including funding of the following projects in the Central District, Coliseum, Central City East, and West Oakland Redevelopment Project Areas:

Project Area	Projects
Central District	Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park
Coliseum	Sobrante Park, Officer Willie Wilkins Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library
Central City East	Cesar Chavez Park Josie De La Cruz Park, Eastmont Library, Elmhurst Library, Melrose Library
West Oakland	Raimondi Park

and

WHEREAS, the City and the 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, improvements to public recreation areas, parks, and open space are redevelopment purposes under Section 33021 of the California Health and Safety Code; and

WHEREAS, a public hearing before the City Council was held on this funding on December 4, 2007; and

WHEREAS, notice of the public hearing was published pursuant to Health and Safety Code Section 33679, and the summary of the funding proposal required by Section 33679 was made available to the public prior to publication of the notice; and

WHEREAS, the Agency will contribute and utilize Agency funds to reimburse the City's Oakland Redevelopment Agency Projects Fund (7780), Engineer Design – Project Management Organization (92270), Chavez ORA Project (C324910), De La Cruz ORA Project (C329510), and City Projects to be established for the Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects; and

WHEREAS, the City Council has consented to the use of Agency funding for the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects pursuant to Section 33445 of the California Health and Safety Code; now, therefore, be it

RESOLVED, That the Agency Administrator is authorized to contribute an amount not to exceed \$5,064,910, including contingencies, under the Cooperation Agreement to the City of Oakland for the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects; and be it

FURTHER RESOLVED: That \$5,064,910 in Agency funding will be allocated as follows:

Central District

Central District TAB Series 2005 Fund (9533), Capital Improvement Project – Economic Development Organization (94800), Central District Public Facilities Capital Project (T314510) - \$1,350,000;

Coliseum

Coliseum Tax Allocation Bond Series 2006B-TE Fund (9455), Capital Improvement Project – Economic Development Organization (94800), Coliseum Public Facilities Project (T315710) - \$449,793 FY 2007-08, \$500,000 FY 2008-09
Coliseum Operations Fund (9450), Coliseum Redevelopment Organization (88659), Coliseum Project (S82600) - \$50,207
Coliseum School Set Aside Fund (9527), Coliseum Redevelopment Organization (88659), Coliseum School Set Aside Project (P210410) - \$500,000;

Central City East

Central City East Tax Allocation Bond series 2006A-TE Fund (9542), Central City East Organization (88699), Central City East Facilities/Infrastructure Project (S233389) -

\$100,000, Central City East Project (S233310) - \$474,000
Central City East Operations Fund (9540), Central City East Organization (88699), Land
Assembly and Relocation Project (S233350) - \$60,000, Central City East Project
(S233310) - \$6,000;

West Oakland

West Oakland Operations Fund (9590), West Oakland Base Reuse Organization (88679),
West Oakland Project (S233510) - \$1,574,910; and be it

FURTHER RESOLVED: That the Agency contribution is appropriated with
contingency funding up to a total amount of \$5,064,910 as set forth in the Oakland
Redevelopment Agency FY 2007-09 Adopted Budget; and be it

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

1. That the funding of the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects will benefit the Central District, Coliseum, Central City East, and West Oakland Redevelopment Project Areas by improving the physical environment for the residents, business and property owners in these Project Areas;
2. That the City's Capital Improvement Program funds have been unable to provide financing for the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects in the period FY 2007- 09, and therefore no other reasonable means of financing the projects is available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Central District, Coliseum, Central City East, and West Oakland Project Areas for the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects will assist in the elimination of blight in their respective Project Areas for the reasons set forth in the staff report accompanying this Resolution; and
4. That the renovation of the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park is consistent with the implementation plans adopted for the Central District, Coliseum, Central City East, and West Oakland Redevelopment Project Areas; and be it

FURTHER RESOLVED: That the Agency Administrator or her designee is hereby authorized to take whatever action is necessary with respect to the Cesar Chavez Park, Josie De La Cruz Park, Malonga Casquelourd Center for the Arts, Jefferson Square Park, Chinese Garden Park, Sobrante Park, Officer Willie Wilkins (Elmhurst) Park, Brookfield Library, Martin Luther King Jr. Library, 81st Avenue Library, Eastmont Library, Elmhurst Library, Melrose Library, and Raimondi Park projects consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, DEC 4 2007, 2007

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, ~~BRUNNER~~, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
CHAIRPERSON DE LA FUENTE -7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brunner - 1

ATTEST:



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