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OFFICE OF THE CITY CLERK
OAKLAND

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Approved as to Form and Legality


Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2009 - 0046 C.M.S.

AN AGENCY RESOLUTION AUTHORIZING A CONTRIBUTION OF OAK CENTER REDEVELOPMENT AGENCY FUNDS TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$85,000 FOR REHABILITATION OF THE DEFREMERY HOUSE AND TENNIS COURTS AT 1651 ADELIN STREET IN THE OAK CENTER REDEVELOPMENT PROJECT AREA

WHEREAS, the Agency wishes to fund costs for the rehabilitation of the deFremery House and tennis courts at 1651 Adeline Street in the Oak Center Redevelopment Project Area; and

WHEREAS, the City and 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 construction of publicly-owned facilities if the legislative body has consented to such findings and has made certain findings; and

WHEREAS, improvements to public facilities are a redevelopment purpose under Section 33021 of the California Health and Safety Code; and

WHEREAS, a public hearing was held on this funding on March 31, 2009; 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) Office of Parks and Recreation's deFremery Recreation Center (Org. 502232), City Project to be established; and

WHEREAS, the City Council has consented to the use of Agency funding for the deFremery House tennis courts project 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 \$85,000, under the Cooperation Agreement to the City of Oakland for renovations to deFremery House and tennis courts at 1651 Adeline Street; and be it

FURTHER RESOLVED: That \$35,000 in Agency funding will be allocated from the Oak Center Operations Fund (Fund 9552, HCD support Staff Organization 88919, Oak Center Redevelopment Project SO6470) and that \$50,000 in Agency funding will be allocated from the Oak Center Operations Fund (Fund 9552, HCD support Staff Organization 88919, Oak Center Redevelopment Project T260730) for this purpose; and be it

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

1. That the funding of the renovation activities for the deFremery House and tennis courts will benefit the Project Area by enhancing the use of these recreation facilities for residents of the Oak Center Redevelopment Project Area and other surrounding areas by increasing their safety and comfort, and by eliminating blight conditions at the project site; and
2. 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 renovations to deFremery House and tennis courts, and therefore no other reasonable means of financing the project is available to the City other than Redevelopment Agency funding; and
3. That the use of tax increment funds from the Oak Center Project Area for the deFremery House and tennis courts will assist in the elimination of blight in the Oak Center Redevelopment Project Area for the reasons set forth in the staff report accompanying this Resolution; and
4. These renovations to deFremery House and tennis courts are consistent with the Five Year Implementation Plan adopted for the Oak Center Redevelopment Project Area; and be it

FURTHER RESOLVED: That the Agency Administrator or his or her designee is hereby authorized to take whatever action is necessary with respect to Agency funding of the deFremery House and tennis courts project consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, MAR 31 2009, 2009

PASSED BY THE FOLLOWING VOTE:

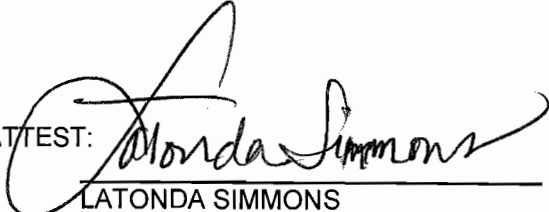
AYES - DE LA FUENTE, KERNIGHAN, NADEL, QUAN, BROOKS, REID, KAPLAN AND CHAIRPERSON BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:


LATONDA SIMMONS

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