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Approved as to Form and Legality

By:

Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2010 - 0055 C.M.S.

AGENCY RESOLUTION AMENDING THE BIENNIAL BUDGET FOR FISCAL YEARS 2009-11 TO REVISE REVENUE PROJECTIONS AND APPROPRIATIONS FOR FISCAL YEAR 2010-2011, AND AMENDING THE BUDGET AND RESOLUTION NOS. 01-85 AND 09-0090 TO PROVIDE FOR A PORTION OF THE PAYMENTS TO THE SUPPLEMENTAL EDUCATIONAL REVENUE AUGMENTATION FUND TO COME FROM THE AGENCY'S ADDITIONAL FIVE PERCENT CONTRIBUTION TO THE LOW AND MODERATE INCOME HOUSING FUND

WHEREAS, the Agency adopted its biennial budget for Fiscal Years 2009-2011 on June 30, 2009, Resolution No. 2009-0072 C.M.S.; and

WHEREAS, the state legislature passed AB 26 4x in July, 2009 as a budget balancing measure, which requires redevelopment agencies, including the Redevelopment Agency of the City of Oakland, to make payments to a Supplemental Educational Revenue Augmentation Fund ("SERAF"); and

WHEREAS, Oakland's required contribution to SERAF would be \$8,497,000 for FY 2010-11; and

WHEREAS, on December 11, 2001, the Redevelopment Agency adopted Resolution Number 01-85 C.M.S. to provide for the deposit annually into the Low and Moderate Income Housing Fund (LMIHF) of an additional amount equal to five percent of the gross tax increment revenues from all redevelopment project areas, if certain conditions are met; and

WHEREAS, payment of the entire SERAF payment from non-housing Agency funds would jeopardize the Agency's ability to carry out other priority redevelopment activities; and

WHEREAS, on October 6, 2009, the Agency approved Resolution No. 2009-0090 C.M.S., amending Resolution No.01-85 by reducing the Agency's annual contribution of funds to the LMIHF for FY 2010-2011 by \$2,607,710 in order to allow this amount to be used to pay a portion of the SERAF, should such payments be required; and

WHEREAS, based on a recent collections and projections from the County on assessed valuations for properties in Oakland's redevelopment project areas, there are revised revenue projections that require adjustments to the Agency budget; now, therefore be it

RESOLVED: That the Agency hereby amends its biennial budget for Fiscal Years 2009-2011 as provided for in Exhibits A, B and C, attached to this Resolution; and be it further

RESOLVED: That the Redevelopment Agency hereby amends Resolution Number 01-85 C.M.S. to reduce the Agency's additional contribution of funds to the LMIHF for FY 2010-11 by an additional \$204,764, for a combined reduction in the amount of \$2,812,474 in order to allow this amount to be used to pay a portion of the SERAF, should such payments be required; and be it further

RESOLVED: That this reduction in the LMIHF, which is authorized solely for the purpose of making the state-required SERAF payment, in no way changes the Redevelopment Agency's commitment to its policy of voluntarily contributing an additional five percent of gross tax increment to the LMIHF in subsequent years when SERAF payments are not required, and that any necessary reductions for FY 2010-11 may be made solely for this purpose; and be it further

RESOLVED: That any savings that may be realized by additional reductions in the share of personnel costs funded by the LMIHF shall be reallocated to the Mortgage Assistance Program (Project L07700) and the Housing Development Program (Project P209310).

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AGENCY RESOLUTION AMENDING THE BIENNIAL BUDGET FOR FISCAL YEARS 2009-11 TO REVISE REVENUE PROJECTIONS AND APPROPRIATIONS FOR FISCAL YEAR 2010-2011, AND AMENDING THE BUDGET AND RESOLUTION NOS. 01-85 AND 09-0090 TO PROVIDE FOR A PORTION OF THE PAYMENTS TO THE SUPPLEMENTAL EDUCATIONAL REVENUE AUGMENTATION FUND TO COME FROM THE AGENCY'S ADDITIONAL FIVE PERCENT CONTRIBUTION TO THE LOW AND MODERATE INCOME HOUSING FUND

EXHIBIT A

(attached)

Exhibit A Budget Adjustments for Tax Increment Revenue and Mandatory Payments FY 2010-2011

	Fund/Project Area	Area										
	9450	9501	9510	9529	9540	9546	6256	9570	9590		9580	
	Coliseum	Acorn	Central District	Broadway/ McArthur/ San Pablo	Central City East	Oak Knoll	Stanford/ Adeline	Oakland Army Base	West Oakland	Total Project Areas	Low/ Moderate Housing	Total Project Areas + LMIHF
BUDGET CHANGES												
Changes in tax increment	(11,157,704)	95,278	2,175,444	(940,107)	(14,295,557)	392,129	(174,140)	(125,498)	(4,330,417)	(28,360,572)		(28,360,572)
Changes in mandatory payments: AB 1290 set-aside SERAF set-aside Annual debt service Mandatory 20% LMIHF set-aside Voluntary 5% LMIHF set-aside	4,142,718 124,666 - 2,231,541 557,888	(53,162) (19,052) (4,765)	(504,771) (367,098) (435,089) (108,772)	188,020 (29,044) - 188,023 47,008	2,859,110 654,535 2,859,111 714,775	(78,420) (47,950) (78,424) (19,606)	9,710 (77,070) 34,830 8,710	25,100 (148,928) - 25,086 6,279	866,090 62,035 - 866,085 216,516	7,497,847 204,764 (77,970) 5,672,112 1,418,033	(204,764) (5,672,112) (1,418,033)	7,497,847 - (77,070) 0
PER ADOPTED BUDGET												
Original FY 2010-2011 tax increment	35,876,350	1,309,430	54,339,200	6,212,540	23,740,050	918,390	174,140	6,381,520	9,052,690	9,052,690 138,004,310		138,004,310
Original mandatory payments: AB 1290 set-aside SERAF set-aside Annual debt service Mandatory 20% LMIHF set-aside Voluntary 5% LMIHF set-aside	(9,881,810) (1,239,370) (6,846,730) (7,175,270) (1,793,820)	(72,070) (261,890) (65,470)	(4,376,010) (2,684,880) (25,838,930) (10,867,840) (2,716,960)	(1,242,510) (247,140) (1,153,410) (1,242,510) (310,630)	(4,748,010) (967,540) (5,123,760) (4,748,010) (1,187,000)	(183,680) (37,730) (183,680) (45,920)	(9,710) (34,830) (8,710)	(1,276,300) (260,080) (1,276,290) (319,080)	(1,810,540) (370,770) (1,810,540) (452,630)	(23,518,860) (5,889,190) (38,962,830) (27,600,860) (6,900,220)	(2,607,710) (7,851,418) 27,600,860 6,900,220	(23,518,860) (8,497,000) (46,814,248)
AS REVISED												
Revised FY 2010-2011 tax increment	24,718,646 1,404,708	1,404,708	56,514,644	5,272,433	9,444,493	1,310,519		6,256,022	4,722,273	109,643,738		109,643,738
Revised mandatory payments: AB 1290 set-aside SERAF set-aside Annual debt service Mandatory 20% LMIHF set-aside Voluntary 5% LMIHF set-aside	(5,739,092) (1,114,704) (6,846,730) (4,943,729) (1,235,932)	(125,232) (280,942) (70,235)	(4,880,781) (3,051,978) (25,838,930) (11,302,929) (2,825,732)	(1,054,490) (276,184) (1,153,410) (1,054,487) (263,622)	(1,888,900) (313,005) (5,123,760) (1,888,899) (472,225)	(262,100) (85,680) (262,104) (65,526)	(77,070)	(1,251,200) (409,008) (1,251,204) (312,801)	(944,450) (308,735) (944,455) (236,114)	(16,021,013) (5,684,526) (39,039,900) (21,928,749) (5,482,187)	(2,812,474) (7,851,418) 21,928,748 5,482,187	(16,021,013) (8,497,000) (46,891,318) 0

AGENCY RESOLUTION AMENDING THE BIENNIAL BUDGET FOR FISCAL YEARS 2009-11 TO REVISE REVENUE PROJECTIONS AND APPROPRIATIONS FOR FISCAL YEAR 2010-2011, AND AMENDING THE BUDGET AND RESOLUTION NOS. 01-85 AND 09-0090 TO PROVIDE FOR A PORTION OF THE PAYMENTS TO THE SUPPLEMENTAL EDUCATIONAL REVENUE AUGMENTATION FUND TO COME FROM THE AGENCY'S ADDITIONAL FIVE PERCENT CONTRIBUTION TO THE LOW AND MODERATE INCOME HOUSING FUND

EXHIBIT B

(attached)

Exhibit B Budget Reductions - Non-Personnel Costs

Fund		Decrease/ (increase)	Fund	Org	Project	Account
9450	Coliseum					
	Miscellaneous costs - unspecified projects Commercial security services Contract contingencies - unspecified projects Professional services - unspecified projects Carryover - commercial security services	1,248,959 100,000 500,000 400,000 100,000	9450 9450 9450 9450 9450	88659 88659 88659 88659 88659	\$82600 \$354010 \$82600 \$82600 \$354010	52921 53719 54011 54930 78811
	Carryover - unspecified projects	438,913	9450	88559	S82600	78811
	COLISEUM	2,787,872				
9501	Acorn					
	Contract contingencies - unspecified projects	200,261	9501	88679	S00400	54011
	ACORN	200,261				
9510	Central District					
	Miscellaneous costs - Marketing Transfer from fund balance	100,000 1,571,440	9510 9510	88712/63011 08111	S00800 0000000	52921 49112
	CENTRAL DISTRICT	1,671,440				
9527	School Set-Aside					
	81st Avenue Library - carryforward 81st Avenue Library - appropriate carryforward	250,000 (250,000)	9527 9527	88659 88659	P210410 T274510	78811 57212
	SCHOOL-ASIDE	-				
9529	Broadway/MacArthur/San Pablo					
	Miscellaneous costs - unspecified projects	478,386	9529	88669	P187510	52921
	BROADWAY/MACARTHUR/SAN PABLO	478,386				
9533	Central District TAB 2005					
	Oakland Ice Center - carryforward Uptown Garage - improvements	(100,000) 100,000	9533 9533	94800 94800	P131230 P128670	78811 57212
	CENTRAL DISTRICT TAB 2005	-				
9540	Central City East - Operating					

Exhibit B Budget Reductions - Non-Personnel Costs

E		Decrease/	F 1	0	D	A
Fund		(increase)	Fund	Org	Project	Account
	Miscellaneous costs - unspecified projects	75,000	9540	88699	0000000	53719
	Miscellaneous costs - public safety	125,000	9540	88699	T367410	53719
	Melrose/Bancroft Streetscape - carryforward	3,309,758	9540	88699	S233377	78811
	Repayment agreement	113,256	9540	92228	S233310	78811
	14th Ave Streetscape - carryforward	1,096,428	9540	88699	S233374	78811
	Transfer from fund balance	834,837	9540	08111	0000000	49112
	CENTRAL CITY EAST - OPERATING	5,554,279		580656		
9543	Central City East - Capital					
	Land acquisition	3,394,564	9543	88699	S233351	57120
	Professional services - Melrose/Bancroft Project	(3,394,564)	9543	88699	S400310	54930
	Land acquisition	1,096,428	9543	88699	S233351	57120
	Professional services - 14th Ave Streetscape	(1,096,428)	9543	88699	S400310	54930
	CENTRAL CITY EAST - CAPITAL	-				
9546	Oak Knoll					
	Miscellaneous operating expenditures	(273,934)	9546	88699	S315110	52921
	OAK KNOLL	(273,934)				
9559	Stanford/Adeline					
	Transfer from fund balance	77,070	9559	08111	0000000	78811
	STANFORD/ADELINE	77,070				
9570	Oakland Army Base					
	Miscellaneous costs - Bay Bridge Gateway	13,140	9570	88559	P235310	52921
	Miscellaneous costs - Army Base Redevelopment	18,798	9570	88679	S235320	52921
	Street construction - North Gateway	272,130	9570	886 7 9	S235321	57411
	OAKLAND ARMY BASE	304,068				
9590	West Oakland					
	Contract contingencies - West Oakland repayment	2,020,223	9590	88679	S233510	54011
	WEST OAKLAND	2,020,223				

Exhibit B Budget Reductions - Non-Personnel Costs

Fund		Decrease/ (increase)	Fund	Org	Project	Account
9580	Low Moderate Income Housing Fund					
	Reduce funding for low/moderate housing activities Reduce funding for homebuyer program	6,020,226 1,000,000	9580 9580	88929 88989	P209310 L07700	58312 58312
	LOW MODERATE INCOME HOUSING	7,020,226				

19,839,891

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EXHIBIT C

(attached)

EXHIBIT C Personnel Changes

	FY 2010-11 Adopted FTE	FY 2010-11 Amended FTE	Change FTE	% Change FTE
Mayor Subtotal (All Positions)	1.65	1.65		0%
City Council				
Senior Council Policy Analyst	1.95	-	(1.95)	
Subtotal (All Positions)	9.71	7.76	(1.95) (1.95)	-20%
City Administrator				
Subtotal (All Positions)	11.61	11.61		0%
City Attorney				
Subtotal (All Positions)	12.85	12.85	<u>-</u>	0%
City Clerk				
Subtotal (All Positions)	2.31	2.31	-	0%
Finance & Management Supervising Accountant - Position Frozen and				
Not Funded for FY 2010-2011 only	1.00		(1.00)	
Subtotal (All Positions)	5.10	4.10	(1.00)	-20%
Human Services				
Subtotal (All Positions)	4.15	4.15		0%
Police Services				
Subtotal (All Positions)	17.18	17.18		0%
Public Works				
Street Maintenance Leader	3.00	2.00	(1.00)	
Subtotal (All Positions)	8.00	7.00	(1.00)	-13%

EXHIBIT C Personnel Changes

	FY 2010-11 Adopted FTE	FY 2010-11 Amended FTE	Change FTE	% Change FTE
Community and Economic Development				
Account Clerk I	1.00	0.50	(0.50)	
Administrative Analyst II	2.10	1.96	(0.14)	
Community Development Program Coordinator	1.00	-	(1.00)	
Development/Redevelopment Program Manager	6.33	6.93	0.60	
Housing Development Coordinator IV	2.65	3.65	1.00	
Planner III	1.25	2.00	0.75	
Planner IV	1.20	-	(1.20)	
Program Analyst I	0.28	1.28	1.00	
Program Analyst II	1.00	-	(1.00)	
Program Analyst III	2.25	2.25	-	
Program Analyst PPT	0.40	-	(0.40)	
Real Estate Agent	4.25	2.36	(1.89)	
Special Events Coordinator	2.00	1.00	(1.00)	
Student Trainee, PT	4.50	4.00	(0.50)	
Urban Economic Analyst I	4.00	2.00	(2.00)	
Urban Economic Analyst II	5.00	4.00	(1.00)	
Urban Economic Analyst III	10.65	12.00	1.35	
Urban Economic Analyst IV	9.00	6.72	(2.28)	
Urban Economic Coordinator	6.60	5.00	(1.60)	
Subtotal (All Positions)	97.68	87.87	(9.81)	-10%
Total Authorized Personnel	171.24	157.48	(13.76)	8%