

FILED
OFFICE OF THE CITY CLERK
OAKLAND
INTRODUCED BY COUNCILMEMBER _____
2003 OCT -2 PM 1:49

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

ORDINANCE NO. _____ C. M. S.

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AND SALE AGREEMENT TO PURCHASE A PORTION OF THE REAL PROPERTY LOCATED AT 1414 73rd AVENUE FROM LAWRENCE P. DAVENPORT FOR A TOTAL AMOUNT NOT TO EXCEED \$80,000 INCLUDING CLOSING COSTS.

WHEREAS, the City of Oakland's International Boulevard Streetscape Project appears in the Five Year Capital Improvement Program CIP 2002/07 and will consist of a decorative metal fence, new sidewalk, curbs and groundcover along with a landmark monument feature that will be installed on the corner of International Boulevard. New street trees and pedestrian scale streetlights will also be installed to supplement the existing streetlights; and

WHEREAS, the International Boulevard Streetscape Project requires the acquisition of a improved 1,765 square foot portion of a larger 7,685 square foot property located at the intersection of 42nd Avenue and International Boulevard and shown in Exhibit "A"; and

WHEREAS, Lawrence P. Davenport is the owner of the property located at 1414 73rd Avenue; and

WHEREAS, the necessary property rights have been appraised and an offer to acquire the property rights at its appraised fair market value of \$76,000 **has** been made to the property owner; and

WHEREAS, the property owner has agreed to sell the necessary property rights to the City at its appraised fair market value of \$76,000.

WHEREAS, the funding for the acquisition of the necessary property rights is available in the International Boulevard/MacArthur Street Improvement Project (Fund 1010, Org. 92242, Acct. 57111, Project Number C167610).

THE COUNCIL OF THE CITY OF OAKLAND DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. The City Manager, or his designee, is authorized to enter into a Purchase and Sales Agreement to purchase a portion of the real property located at 1414 73rd Avenue from Lawrence P. Davenport for a total amount not to exceed \$80,000 including closing costs, the legal description of which is set forth in Exhibit "A"; attached hereto and incorporated herein.

SECTION 2. The funding for the acquisition of the necessary property rights is available from Fund 1010, Org. 92241, Acct. 57111, Project Number C167610.

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SECTION 3. The Manager of Real Estate Services or such other City Manager designee, as the City Manager may determine, is hereby authorized to take all actions as may be required to carry out the intent of terms of the Purchase and Sales Agreement and this Ordinance.

SECTION 4. The Purchase and Sales Agreement for the purchase of these property rights shall be approved as to form and legality by the City Attorney's Office and a copy shall be filed with the Office of the City Clerk.

SECTION 5. This Ordinance shall take effect immediately upon its passage

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2003
PASSED BY **THE** FOLLOWING VOTE

AYES BROOKS, BRUNNER, CHANG, NADEL, REID, QUAN, WAN, AND
 PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST _____
CEDA FLOYD
City Clerk **and** Clerk of **the** Council
of the City of Oakland, California

By

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OAKLAND

NOTICE AND DIGEST OCT -2 PM 1:49

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO ENTER INTO A PURCHASE AND SALE AGREEMENT TO PURCHASE A PORTION OF THE REAL PROPERTY LOCATED AT 1414 73rd AVENUE FROM LAWRENCE P. DAVENPORT FOR A TOTAL AMOUNT NOT TO EXCEED \$80,000 INCLUDING CLOSING COSTS

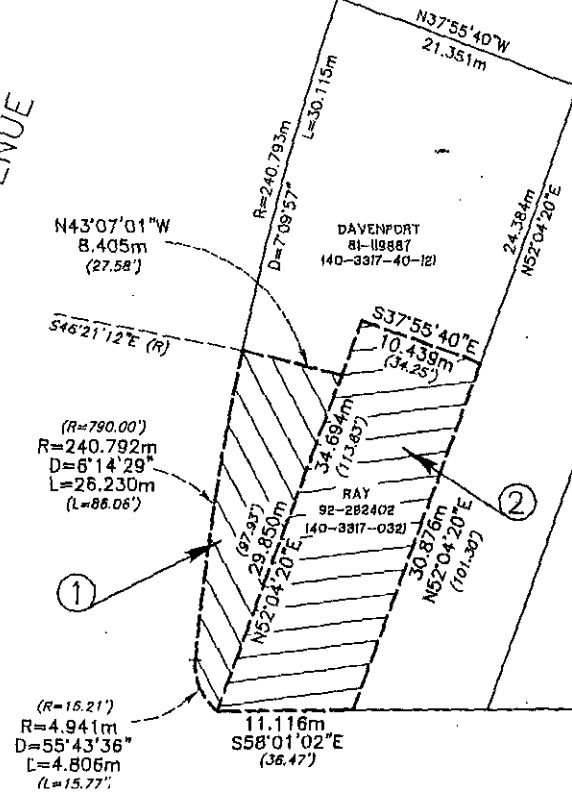
An Ordinance authorizing the City Manager to enter into a Purchase and Sales Agreement to purchase a portion of property located at 1414 73rd Avenue, which is required for the International Boulevard Streetscape Project. The City of Oakland is undertaking the redesign of this major transit connection with emphasis on neighborhood commercial revitalization. The Project is designed to create a positive identity for East Oakland by removing the appearance of blight and establishing a streetscape framework to support revitalization.

The acquisition of this Property is consistent with the overall objective of the City's revitalization of International Boulevard. The Property consists of an improved 1,765 square feet portion of a larger parcel located at the southeast corner of International Boulevard and 73rd Avenue. The property owner has agreed to sell the property at its appraised fair market value of \$76,000.

PARCEL NO.	GRANTOR	AREAS (SQUARE METERS)				REMARKS	R.E.D. NUMBER AND ADDRESS
		TOTAL	R/W	REM.	EXCESS		
1	Davenport, Lawrence p.	714	184	550		Roadway Esmt	
2	Ray, Emily	342	342	0		Roadway Esmt	

73rd AVENUE

74th AVENUE



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EXHIBIT "A"

RIGHT OF WAY REQUIREMENTS

CITY OF OAKLAND PUBLIC WORKS AGENCY DESIGN AND CONSTRUCTION DEPARTMENT	INTERNATIONAL BLVD.	SCALE: 1:400
	APPRAISAL MAP	DATE: 8-06-01
PROJECT NO. _____		SHEET NO.