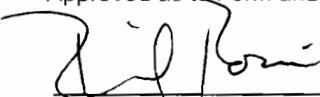


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Approved as to Form and Legality:



City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82417 C.M.S.

Introduced by Councilmember _____

A CITY RESOLUTION ACCEPTING AND APPROPRIATING A CONTRIBUTION OF REDEVELOPMENT AGENCY FUNDS UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$100,000.00 FOR THE CONSTRUCTION OF 66TH AVENUE STREET IMPROVEMENT PROJECT FROM SAN LEANDRO STREET TO INTERNATIONAL BOULEVARD

WHEREAS, the City will be performing work to alleviate blight including new lighting, pedestrian improvements, landscaping and pavement on 66th Avenue between San Leandro Street and International Boulevard (the "66th Avenue Street Improvement Project") in the Coliseum Redevelopment Project Area; and

WHEREAS, the Redevelopment Agency of the City of Oakland has authorized a contribution of \$100,000.00 to the 66th Avenue Street Improvement Project from funds previously allocated to the Coliseum Gardens Hope VI Housing Project; and

WHEREAS, there are sufficient funds in the Coliseum Tax Allocation Bond Series 2003 Fund (9453); Capital Improvement Projects Coliseum Organization (94859); Coliseum Gardens Hope VI Infrastructure Project (T248710); and

WHEREAS, the City and the Redevelopment 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, the City has accepted and appropriated \$1,188,000.00 of Redevelopment Agency funds for the 66th Avenue Street Improvement Project as part of the fiscal year 2007-2009 Redevelopment Agency budget; and

WHEREAS, the City has authorized and accepted \$530,300.00 of Federal Surface Transportation funds in Resolution No. 80017 C.M.S. on July 18, 2006, and \$700,000.00 of Federal Surface Transportation funds in Resolution No. 81676 C.M.S. on November 18, 2008, for the 66th Avenue Street Improvement Project; and

WHEREAS, the City has authorized and accepted \$387,115.00 in Transportation Fund for Clean Air funds in Resolution No. 81095 C.M.S. on March 4, 2008, for the 66th Avenue Street Improvement Project; now, therefore, be it

RESOLVED: That the City hereby accepts Agency funds in an amount not to exceed \$100,000.00 under the Cooperation Agreement for the 66th Avenue Street Improvement Project, and appropriates them to Oakland Redevelopment Agency Projects Fund (7780), Capital Improvement Projects Coliseum Organization (94859), in a project to be determined; and be it

FURTHER RESOLVED: That the City Council hereby finds and determines as follows:

1. That the funding of the 66th Avenue Street Improvement Project will benefit the Coliseum Project Area by installing lighting, pedestrian and landscaping improvements to alleviate the substandard street conditions which are a blighting influence in the Coliseum Project Area,
2. That due to limited resources and competing projects, the City's Capital Improvement Program ("CIP") has been unable to provide financing for the 66th Avenue Street Improvement Project in the period 2006-2010 and that no other reasonable means of financing the 66th Avenue Street Improvement Project are available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Coliseum Project Area for the 66th Avenue Street Improvement Project will assist in the elimination of blight in the Coliseum Project Area by improving the functionality and the aesthetic appeal of the street and replacing deteriorated and obsolete elements of the streetscape; and
4. That the use of tax increment funds from the Coliseum Project Area for the 66th Avenue Street Improvement Project is consistent with the implementation plan adopted for the Coliseum Project Area;

and be it

FURTHER RESOLVED: That the City Administrator or his designee is hereby authorized to take any action with respect to the 66th Avenue Street Improvement Project consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 17 2009, 20

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
~~PRESIDENT BRUNNER~~ - 7

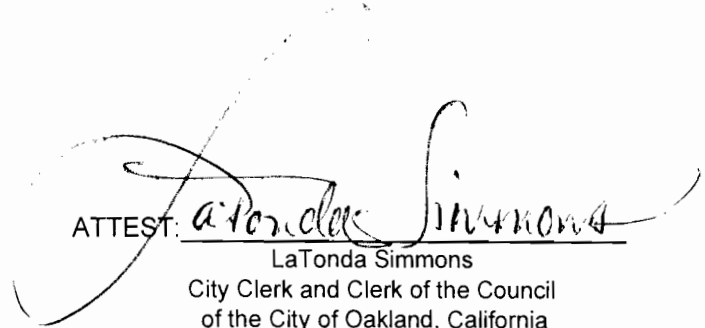
NOES- 0

ABSENT- 0

ABSTENTION - 0

Excused- Brunner - 1

ATTEST:


LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California