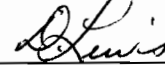


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2010 MAR 11 PM 3:57

APPROVED AS TO FORM AND LEGALITY

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_



City Attorney

**OAKLAND CITY COUNCIL**  
**ORDINANCE NO. 13010 C.M.S.**

---

---

**A CITY ORDINANCE AUTHORIZING THE SALE OF VACANT LAND LOCATED ON 66<sup>TH</sup> AVENUE AT JOE MORGAN WAY, ADJACENT TO THE OAKLAND-ALAMEDA COUNTY COLISEUM COMPLEX IN THE COLISEUM REDEVELOPMENT PROJECT AREA, TO THE REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND FOR \$1,000,000**

**WHEREAS**, the City of Oakland (the "City") owns approximately 2.17 acres of real property located on 66<sup>th</sup> Avenue at Joe Morgan Way, adjacent to the Oakland-Alameda County Coliseum complex in the Coliseum Redevelopment Project Area (the "Property"), more fully described in *Exhibit A*; and

**WHEREAS**, the Redevelopment Agency desires to purchase the Property from the City for redevelopment purposes; and

**WHEREAS**, California Health and Safety Code Section 33220 authorizes any public body, with or without consideration, to sell or convey property to a redevelopment agency to aid in the undertaking of redevelopment projects; and

**WHEREAS**, Health and Safety Code Section 33391 authorizes a redevelopment agency to purchase real property in a project survey area for purposes of redevelopment; and

**WHEREAS**, the City is the Lead Agency for this project for purposes of environmental review under the California Environmental Quality Act of 1970 ("CEQA"); and

**WHEREAS**, the requirements of CEQA, the CEQA Guidelines as prescribed by the Secretary for Resources, and the provisions of the Environmental Review Regulations of the City of Oakland have been met; now, therefore

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

**Section 1.** Pursuant to Ordinance No. 11602 C.M.S., it is determined to be in the best interest of the City to sell the Property by negotiated sale to the Redevelopment Agency, since the Property is undeveloped, located in a redevelopment project area, and the Agency is responsible for promoting redevelopment in Oakland's project areas.

**Section 2.** The City Council hereby authorizes the conveyance of the Property to the Redevelopment Agency for \$1,000,000 in cash.

**Section 3.** The City Administrator, or his designee, is authorized to execute a Quitclaim Deed conveying the Property, and to negotiate and execute any and all other documents necessary to effectuate the sale of the Property.

**Section 4.** Proceeds from the property sale shall be deposited as follows: \$1,000,000 to the General Purpose Fund (1010), Real Estate Services Organization (88639), Surplus Property Account (48111), Surplus Property Disposition Project (P47010), Real Estate Program (PS32).

**Section 5.** The City Council has independently reviewed and considered this environmental determination, and the City Council finds and determines, based on the information in the staff report accompanying this Ordinance, that this action complies with CEQA because this action on the part of the City is exempt from CEQA pursuant to Section 15061(b) (3) (no possibility of significant environmental impact), Section 15183 (projects consistent with a General Plan), and Section 15312 (Surplus Government Property Sales) of the CEQA guidelines.

**Section 6.** The City Administrator, or his designee, shall cause to be filed with the County of Alameda a Notice of Exemption and an Environmental Declaration (California Fish and Game Code Section 711.4) for this action.

**Section 7.** The Manager, Real Estate Services is hereby authorized to take any and all actions necessary, consistent with this Ordinance, to complete the sale of the Property.

**Section 8.** All agreements related to the purchase of this Property 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 9.** This Ordinance shall become effective immediately upon final adoption if it receives six or more affirmative votes; otherwise, it shall become effective upon the seventh day after final adoption.

**MAY 4 2010**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

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

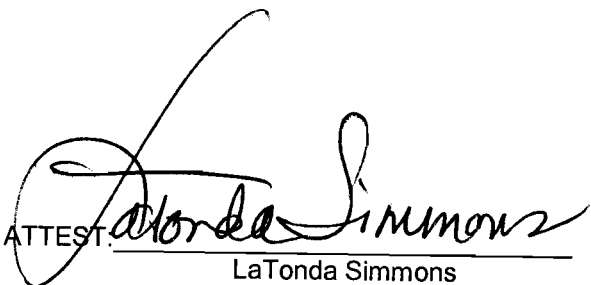
NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused - 1 - DeLaFuente

ATTEST:



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

Introduction Date: APR 20 2010

DATE OF ATTESTATION:

May 21, 2010

EXHIBIT "A"

TOTAL AREA OF PARCEL:

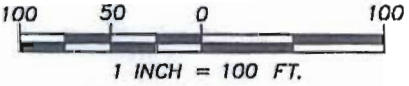
94,598 SQ FT OF GROUND AREA (2.17 ACRES) MORE OR LESS

AREA OF PARCEL EXCLUDING ACFC&WCD EASEMENT:

47,351 SQ FT OF GROUND AREA (1.09 ACRES) MORE OR LESS



All bearings and distances are based on the North American Datum of 1983 (NAD83), Zone III. All distances are grid distances. To convert grid distances to ground distances, multiply expressed distances by 1.0000708.



**TOWILL** | Surveying, Mapping and GIS Services  
1127 Webster Street, Suite 1  
Oakland, CA 94607

Scale: 1"=100'  
Date: Oct. 16, 2009

Legal Description EXHIBIT "B"  
CITY OF OAKLAND, COUNTY OF ALAMEDA  
STATE OF CALIFORNIA

P.N.: 12903-101  
Sheet 1 of 1



## **NOTICE AND DIGEST**

**A CITY ORDINANCE AUTHORIZING THE SALE OF VACANT LAND LOCATED ON 66<sup>TH</sup> AVENUE AT JOE MORGAN WAY, ADJACENT TO THE OAKLAND-ALAMEDA COUNTY COLISEUM COMPLEX IN THE COLISEUM REDEVELOPMENT PROJECT AREA, TO THE REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND FOR \$1,000,000,**

This Ordinance authorizes the sale of City-owned Property to the Oakland Redevelopment Agency for the fair market value of \$1,000,000..