

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**
AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 DEC -3 PM 6:20

TO: Office of the City Administrator
ATTN: Dan Lindheim
FROM: Community and Economic Development Agency
DATE: December 15, 2009

RE: **An Agency Resolution Authorizing Funding In An Amount Not To Exceed \$227,500 Under The Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Program For 1) Pedestrian Scale Lights On Telegraph Avenue Between 40th and 42nd Streets, 2) New Golden Gate District Identification Signs, 3) New Street Trees On Telegraph Avenue From 27th to 34th Streets, 4) Resurfacing The Golden Gate Recreation Center Playground And Basketball Courts, 5) Removal and Redesign Of The KoreaTown/Northgate Banners, And 6) Improvements To The Existing Playground at Mosswood Park, Authorizing A Contribution Of Agency Funds To The City Under The Cooperation Agreement In An Amount Not To Exceed \$147,500 To Construct A Portion Of The Public Improvements Under The Program, And Authorizing The Agency Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures To Implement Projects Under The Program Without Returning To The Agency**

A Resolution Accepting And Appropriating Redevelopment Agency Funds Under The Cooperation Agreement In An Amount Not To Exceed \$147,500 For City Public Improvements Within The Broadway/MacArthur/San Pablo Redevelopment Project Area Under The Neighborhood Projects Initiative Program Including 1) Resurfacing The Golden Gate Recreation Center Playground And Basketball Courts, 2) Installing Street Trees On Telegraph Avenue From 27th To 34th Streets, 3) New Golden Gate District Identification Signs, And 4) Improvements To The Existing Playground at Mosswood Park And Authorizing The City Administrator Make Necessary Expenditures And Enter Into Contracts To Implement Projects Under The Program Without Returning To The City Council

SUMMARY

This item is a request for Redevelopment Agency and City Council approval of two resolutions relating to the allocation of funds for projects under the Broadway/MacArthur/San Pablo Neighborhood Projects Initiative (NPI) program.

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The Agency resolution adopts the Broadway/MacArthur/San Pablo Project Area Committee's (PAC) recommendations for allocating \$227,500 of funding under the NPI program and authorizes the Agency to distribute the program funding awards to private entities through grant agreements, or to the appropriate City department, through the Cooperation Agreement, for project implementation. The Agency resolution also authorizes the Agency/City to make any required expenditures, within the allocated budget for each project, to assist with the implementation of the projects without returning to the Agency/City Council for authorization for each expenditure. The City resolution accepts and appropriates the Agency funds under the Cooperation Agreement to implement the public improvement projects funded through the NPI program.

Projects funded under the NPI program are intended to assist with the elimination of blight within the Redevelopment Project Area.

FISCAL IMPACT

The Redevelopment Agency approved the allocation of \$600,000 from the Broadway/MacArthur/San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) in the Fiscal Year 2007-09 Redevelopment Agency Budget to cover 3 grant cycles of the NPI program for 2007, 2008 and 2009. A total of \$200,000 was allocated for each grant cycle and this report addresses the final \$200,000 budgeted for the 2009 round of the program.

An additional \$27,500 will be re-appropriated from Broadway/ MacArthur/San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Webster Street Traffic Circle Project (S357410) and City Fund (7780), Redevelopment Projects Organization (88669), Webster Street Traffic Circle mirror Project (P357310). These funds were awarded to the Webster Street Traffic Circle project at 38th and Webster Streets under the 2008 NPI Program and the project was deemed infeasible by Public Works. Funds will be reallocated to the 2009 NPI Program for the current round of projects under project numbers to be determined.

This staff report requests the allocation of \$227,500 to specific projects for the 2009 cycle of the NPI program. Staff requests that up to \$147,500 of the total allocation be transferred to the City of Oakland (Oakland Redevelopment Agency Projects Fund 7780) so that the appropriate divisions within CEDA, Public Works and the Office of Parks and Recreation can access the funds to implement projects that involve upgrades to public facilities. The remainder of the program funding, \$80,000, will either be expended by the Agency directly or provided to project sponsors on a reimbursement basis, through grant agreements, for expenditures made for the awarded projects.

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The City of Oakland will be responsible for maintaining all of the improvements to public facilities and infrastructure that are funded under this program.

BACKGROUND

The Neighborhood Project Initiative (NPI) program is a grant program that funds one-time, small-scale, community-initiated physical improvement projects that currently have no other source of funding. The program is designed to support existing blight reduction and beautification efforts in Broadway/MacArthur/San Pablo Redevelopment Project Area and to encourage community participation in the revitalization of the area. The Redevelopment Agency adopted the Broadway/MacArthur/San Pablo NPI program on February 7, 2006 (Resolution 2006-0005 C.M.S.). A total of \$200,000 is programmed for each annual funding cycle of the program.

Under the program guidelines, projects may be located on public and/or privately-owned property within the Broadway/ MacArthur/San Pablo Redevelopment Project Area. Funding requests must be between \$5,000 and \$75,000. Eligible applicants include community organizations, area residents, business owners, and City departments. To ensure that all the projects are community priorities, all applications submitted by City departments or staff are required to be sponsored by one or more community organizations.

The Agency launched the B/M/SP NPI Program in 2006 and 20 small-scale capital improvement projects have been awarded funding to date. The majority of the projects have been completed and a few are currently under construction. The NPI program is administered jointly by Agency staff and the Broadway/MacArthur/San Pablo Redevelopment Project Area Committee (PAC).

KEY ISSUES AND IMPACTS

Staff issued a Call for Projects to the community for the fourth round of the NPI program in August 2009. The PAC assisted staff in marketing the program by distributing brochures to community organizations active in the Project Area. Applications for funding were due to the Agency on October 1, 2009. A total of 10 applications were submitted under the program by community organizations, area residents, and City departments. The total combined funding request for all 10 applications was \$417,548. A summary matrix of the submitted applications and the recommended funding allocations is included in this report as *Attachment A*.

Upon submittal, each project application was reviewed by staff for eligibility under redevelopment law and conformance with the Broadway/MacArthur/San Pablo Area Redevelopment Plan and Five-Year Implementation Plan. Following staff review, a selection committee, made up of PAC members, reviewed each application and made recommendations for funding. In total, 6 out of the 10 applications were recommended for either full or partial funding at the October 15, 2009 PAC subcommittee meeting. At their November 5, 2009

meeting, the full PAC reviewed and approved the subcommittee's recommendations with minor adjustments to the funding allocations.

PROJECT DESCRIPTIONS

The following list is a summary of the PAC's recommended funding allocations:

- \$75,000 for the purchase and installation of ornamental pedestrian streetlights on Telegraph Avenue between 40th and 42nd Streets;
- \$47,500 for the installation of street trees along Telegraph Avenue between 27th and 34th Streets;
- \$71,300 to resurface the playground and basketball courts at the Golden Gate Recreation Center;
- \$12,700 to design and install new Golden Gate District gateway signage to replace the former bollards that were recently demolished;
- \$5,000 for the removal and re-design of the KoreaTown/Northgate street banners along Telegraph Avenue between 27th and 34th Streets; and
- \$16,000 for improvements to the existing playground at Mosswood Park.

Additional information on the project sponsor and the original funding request for each project is provided in *Attachment A*. All of the projects recommended for funding have been reviewed by City staff and comply with California redevelopment law in their provision of public benefit and blight elimination.

Some of the projects that were recommended for funding are improvements to public property and will be implemented by staff from CEDA, Public Works and the Office of Parks and Recreation. The projects include upgrades to public facilities at Mosswood Park, the Golden Gate Recreation Center, and upgrades to public streets within the Project Area. The one exception is the Telegraph Avenue Pedestrian Lights project which will be implemented by the Telegraph-Temescal Community Benefits District (CBD) and an outside contractor. The CBD has been coordinating with the Public Works Electrical Division on the design and will continue to coordinate with Public Works Electrical for the duration of the project. The Agency will enter into a grant agreement with the Telegraph-Temescal CBD for the construction of this project. For all other projects on public property, the Agency plans to transfer the Agency funds allocated for these projects to the City through the Cooperation Agreement between the Agency and the City. The total amount of funding to be transferred to the City from the Agency will not exceed \$147,500. For the remainder of the projects, the Agency will either make necessary expenditures directly or will enter into reimbursable grant agreements with the project sponsors.

The Agency and City request authorization for the Agency/City Administrator to make all expenditures necessary to implement the projects, and to negotiate and enter into grant agreements with the project sponsors, within the allocated budget for each project. The Agency/City will adhere to all Agency/City requirements for purchasing and contracting including competitive bidding and SLBE/LBE compliance.

SUSTAINABLE OPPORTUNITIES

Economic: The NPI program funds neighborhood and corridor beautification projects that will include landscaping upgrades and improvements to public parks that will provide more greenery and public recreation opportunities in the Redevelopment Project Area.

Environmental: The NPI program improves the physical and economic health of the Redevelopment Project Area through the elimination of blight.

Social Equity: The goal of this program is to improve quality of life amenities to low income residents in the surrounding community by reducing blight and providing upgrades to public facilities, including recreation centers and public parks within the redevelopment project area.

DISABILITY AND SENIOR CITIZEN ACCESS

Any new construction or improvements implemented as a result of a grant award from the NPI program will be required to comply with city, state, and federal ADA requirements.

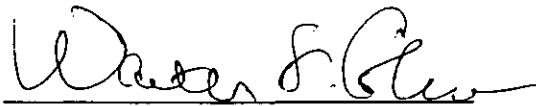
RECOMMENDATION AND RATIONALE

Staff recommends that the Agency accept the Broadway/MacArthur/San Pablo Redevelopment Project Area Committee's recommendations for projects to be funded under the NPI program as shown in *Attachment A*. Staff also recommends that the Agency and City Council approve the transfer of up to \$147,500 from the Agency to the City, through the Cooperation Agreement, to allow City staff to implement improvements to public facilities and streets. For the remainder of the grants awards, which total \$80,000, staff recommends that the Agency be authorized to make direct expenditures or enter into grant agreements with the project sponsors to reimburse them for expenses related to the private projects authorized under this program.

ACTION REQUESTED OF THE CITY COUNCIL

It is requested that the attached Agency and City resolutions be approved, accepting the Broadway/MacArthur/San Pablo Redevelopment PAC's recommendations for projects funded under the NPI program, and authorizing a contribution of Agency funds to the City under the Cooperation Agreement in an amount not to exceed \$147,500 for City staff to implement some of the projects under the program. In addition, it is requested that the Agency be authorized to make direct expenditures and to enter into grant agreements with the project sponsors to implement projects funded by the NPI program, without returning to the Agency/City Council.

Respectfully submitted,



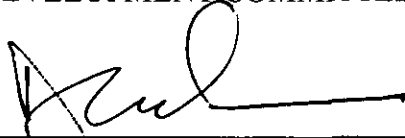
Walter S. Cohen, Director

Community and Economic Development
Agency

Reviewed By: Gregory Hunter, Deputy Director
Economic Development and Redevelopment

Prepared by:
Christine Lebron, Urban Economic Analyst II
Redevelopment Division

APPROVED AND FORWARDED TO THE
THE COMMUNITY AND ECONOMIC
DEVELOPMENT COMMITTEE:



Office of the Agency Administrator

Attachment A: 2009 B/M/SP NPI Application Summary

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CED Committee
December 15, 2009

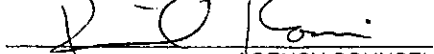
Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Program

2009 NPI Applications

Project Title	Grant Request	Funding Allocation	Project Applicant	Sponsor	Location	Funding Request Description	Improvements Funded
Faces, A Community Build: Giving Golden Gate Playground a New Face	\$15,000	\$0	Maria Beddia	Bonna Billick/Billick Rock Art	San Pablo Avenue at 63rd Street (Corridor walkway between Golden Gate Elementary School and Golden Gate Playground)	Funding for community workshop, artist cost and supplies for public art mosaic project.	Project not funded
Pedestrian Scale Lights for Telegraph Avenue (Phase 2)	\$75,000	\$75,000	Steven Tiffin, Temescal Telegraph Business Improvement District	Temescal Telegraph Business Improvement District	Telegraph Avenue from 40th to 42nd Streets	Funding for decorative pedestrian street lights.	Funded in full
KoreaTown /Northgate CBD Banners	\$16,290	\$5,000	Darlene Drapkin, KoreaTown Northgate CBD	KoreaTown/Northgate CBD	Telegraph Avenue from 27th to 34th (20th to 27th is in the Central District Project Area)	Funding for removal of 2008 NPI funded banners, design, and installation of new banners.	Banner removal and 3 community workshops with facilitator to create community-supported new design
Golden Gate District Safer Streets Initiative	\$74,000	\$0	Idan A. Levin	San Pablo Arts District Fund	San Pablo Avenue between 53rd and 67th Streets (multiple locations)	Funding for surveillance cameras along San Pablo Avenue.	Project not funded
Golden Gate District Art Installation and Sign	\$22,425	\$0	Idan A. Levin or Tracey Snelling	San Pablo Arts District Fund	5500 San Pablo Avenue	Funding for Oak/Art Land arts district neon sign on private property.	Project not funded
Trees on Telegraph Avenue	\$60,000	\$47,500	Lyrae Foster & Pete Vollman	City of Oakland Public Works, Tree Division (Contact Mitch Thomson)	Telegraph Avenue between 27th and 34th Streets	Funding for up to 40 street trees along Telegraph Avenue.	Street trees
No Koreatown/Take the Banners Down	\$2,933	\$0	Akilah Zainabu-El/Gene Hazzard	Oakland Black Caucus	Telegraph Avenue between 27th and 34th Streets	Funding to remove KoreaTown-Northgate banners installed with 2008 NPI grant.	Project not funded
Golden Gate Recreation Center Playground Resurfacing	\$71,300	\$71,300	Mark Hall, OPR	City of Oakland Parks and Recreation/Golden Gate Recreation Center Advisory Council	Golden Gate Recreation Center	Funding to resurface playground and ball court at Golden Gate Recreation Center.	Funded in full
Mosswood "Green" Teen Center and Tot Lot Fencing	\$67,950	\$16,000	Mark Hall, OPR	City of Oakland Parks and Recreation	Mosswood Park	\$51,850 to complete construction of Teen Center and \$16,100 to fence in the existing playground	Improvements to existing Mosswood playground
Golden Gate District Signs	\$12,650	\$12,700	Larry Benson	SPAGGIA	San Pablo Avenue at 53rd, Stanford, and 67th Street	Funding for neighborhood gateway signage for the Golden Gate neighborhood to replace bollards which were recently demolished	Funded in full
Total:	\$417,548	\$227,500					

ED.
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APPROVED AS TO FORM AND LEGALITY:


AGENCY COUNSEL

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

RESOLUTION No. _____ C.M.S.

AN AGENCY RESOLUTION AUTHORIZING FUNDING IN AN AMOUNT NOT TO EXCEED \$227,500 UNDER THE BROADWAY/MACARTHUR/SAN PABLO NEIGHBORHOOD PROJECTS INITIATIVE PROGRAM FOR 1) PEDESTRIAN SCALE LIGHTS ON TELEGRAPH AVENUE BETWEEN 40TH AND 42ND STREETS, 2) NEW GOLDEN GATE DISTRICT IDENTIFICATION SIGNS, 3) NEW STREET TREES ON TELEGRAPH AVENUE FROM 27TH TO 34TH STREETS, 4) RESURFACING THE GOLDEN GATE RECREATION CENTER PLAYGROUND AND BASKETBALL COURTS, 5) REMOVAL AND REDESIGN OF THE KOREATOWN/NORTHGATE BANNERS, AND 6) IMPROVEMENTS TO THE EXISTING PLAYGROUND AT MOSSWOOD PARK, AUTHORIZING A CONTRIBUTION OF AGENCY FUNDS TO THE CITY UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$147,500 TO CONSTRUCT A PORTION OF THE PUBLIC IMPROVEMENTS UNDER THE PROGRAM, AND AUTHORIZING THE AGENCY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH PROJECT SPONSORS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS UNDER THE PROGRAM WITHOUT RETURNING TO THE AGENCY

WHEREAS, the Redevelopment Agency adopted the Broadway/ MacArthur/San Pablo Neighborhood Projects Initiative ("NPI") program on February 7, 2006 (Resolution No. 2006-0005 C.M.S.) to assist in addressing general blight conditions within the Broadway/MacArthur/San Pablo Project Area, and allocated \$200,000 for each grant cycle of the program as part of the Fiscal Year 2007-2009 Agency budget; and

WHEREAS, City staff on behalf of the Agency issued a Call for Projects to the community for the fourth round of the NPI program in August 2009, and received a number of applications for NPI funding in response; and

WHEREAS, the Broadway/MacArthur/San Pablo Redevelopment Project Area Committee ("PAC") and the PAC's NPI Subcommittee reviewed all project applications and made recommendations for funding under the program; and

WHEREAS, under the NPI program guidelines, all improvements proposed to be funded by the program must be submitted to the Agency for review and approval; and

WHEREAS, several of the projects recommended for funding under the NPI program by the PAC include improvements to City-owned property including public parks and streets; and

WHEREAS, under the NPI program guidelines improvements to City-owned property must be implemented by the City of Oakland unless an agreement is otherwise reached between the City and project sponsor; and

WHEREAS, the City of Oakland 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 Council is consenting to the use of Agency funding for improvements to City-owned property under the NPI program pursuant to Section 33445 of the California Health and Safety Code; and

WHEREAS, the PAC has recommended that \$147,500 of NPI program funds be allocated for the following improvements on City-owned property within the Project Area to be implemented by the City:

- \$71,300 to resurface the playground and basketball courts at the Golden Gate Recreation Center;
 - \$47,500 for the installation of street trees along Telegraph Avenue between 27th and 34th Streets;
 - \$12,700 to design and install new Golden Gate District identification signage;
 - \$16,000 for improvements to the existing playground at Mosswood Park;
- and

WHEREAS, the funding for the improvements to City property will be transferred from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) to the Oakland Redevelopment Agency Projects Fund (7780) to the Neighborhood Projects Initiative program under project numbers to be established for each project; and

WHEREAS, the PAC has recommended that the remaining \$80,000 of NPI program funds be allocated for the following improvements within the Project Area to be implemented directly by the Redevelopment Agency and/or the project sponsors:

- \$75,000 for the purchase and installation of ornamental pedestrian lights on Telegraph Avenue between 40th and 42nd Streets;
- \$5,000 for the removal and re-design of the KoreaTown/Northgate street banners; and

WHEREAS, the funding for the improvements to be implemented by the Agency will be transferred from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) to new project numbers to be established for each project within the same Fund and Organization; and

WHEREAS, an additional \$27,500 will be reprogrammed from Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Webster Street Traffic Circle Project (S357410) to the 2009 NPI Program for the current round of projects under project numbers to be determined.

WHEREAS, the projects proposed to be funded under the 2009 cycle of the NPI program are consistent with and will further the purposes of the Broadway/MacArthur/San Pablo Redevelopment Plan and its Five-Year Implementation Plan adopted on December 8, 2009 ; and

WHEREAS, the Agency Administrator requests authorization to make all required expenditures and to enter into grant agreements with the project sponsors to implement all the improvements funded by the NPI Program within the project budgets without returning to the Agency for further approval; now therefore be it

RESOLVED: That the Redevelopment Agency hereby adopts the PAC's recommendations for funding allocations under the NPI program and authorizes funding in the amount of \$227,500 for those improvements identified above; and be it further

RESOLVED: That the Agency hereby allocates \$147,500 in Redevelopment Agency funding from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) under the Cooperation Agreement for improvements to City-owned property;

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

1. That the funding of the improvements to City-owned property under the NPI program will benefit the Broadway/MacArthur/San Pablo Redevelopment Project Area, and will assist in the elimination of blighting conditions in the Project Area by addressing needs related to the physical

appearance, safety, and needed renovations to those public facilities and by developing new facilities on underutilized public facilities;

2. That due to fiscal constraints in the City's general fund and the high number of capital projects for limited City funds, the City's Capital Improvement Program budget is unable to provide financing for these projects, and therefore no other reasonable means of financing the above projects is available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Broadway/MacArthur/San Pablo for the above projects is consistent with the Implementation Plan adopted for the Broadway/MacArthur/San Pablo Redevelopment Project;

and be it further

RESOLVED: That for the remaining program funding in the amount of \$80,000 that is not being transferred to the City under the Cooperation Agreement, the Agency hereby authorizes the Agency Administrator to make all required expenditures and to negotiate and enter into grant agreements and other agreements with the project sponsors to implement all of the improvements funded by the NPI program within the project budgets without returning to the Agency for further approval; and be it further

RESOLVED: That the Agency Administrator or his designee is authorized to take any other actions with respect to the above projects and the NPI program consistent with this Resolution and its basic purpose.

IN AGENCY, OAKLAND, CALIFORNIA, _____, 2010

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

Attest: _____

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

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 DEC -3 PM 6:20

APPROVED AS TO FORM AND LEGALITY:


DEPUTY CITY ATTORNEY

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

A RESOLUTION ACCEPTING AND APPROPRIATING REDEVELOPMENT AGENCY FUNDS UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$147,500 FOR CITY PUBLIC IMPROVEMENTS WITHIN THE BROADWAY/ MACARTHUR/ SAN PABLO REDEVELOPMENT AREA UNDER THE NEIGHBORHOOD PROJECTS INITIATIVE PROGRAM, INCLUDING 1) RESURFACING THE GOLDEN GATE RECREATION CENTER PLAYGROUND AND BASKETBALL COURTS, 2) INSTALLING STREET TREES ON TELEGRAPH AVENUE FROM 27TH TO 34TH STREETS, 3) NEW GOLDEN GATE DISTRICT IDENTIFICATION SIGNS, AND 4) IMPROVEMENTS TO THE EXISTING PLAYGROUND AT MOSSWOOD PARK, AND AUTHORIZING THE CITY ADMINISTRATOR TO MAKE NECESSARY EXPENDITURES AND ENTER INTO CONTRACTS TO IMPLEMENT PROJECTS UNDER THE PROGRAM WITHOUT RETURNING TO THE CITY COUNCIL

WHEREAS, the Redevelopment Agency of the City of Oakland adopted the Broadway/MacArthur/San Pablo Neighborhood Projects Initiative ("NPI") program on February 7, 2006 (Resolution No. 2006-0005 C.M.S.) to assist in addressing general blight conditions within the Broadway/MacArthur/San Pablo Project Area, and allocated \$200,000 for each grant cycle of the program as part of the Fiscal Year 2007-2009 Agency budget; and

WHEREAS, City staff on behalf of the Agency issued a Call for Projects to the community for the second round of the NPI program in August 2009, and the City submitted several proposals for improvements to City-owned property including public parks and streets; and

WHEREAS, several projects on City-owned property have been recommended for funding under the NPI program by the Broadway/MacArthur/San Pablo Project Area Committee ("PAC") and the PAC's NPI Subcommittee; and

WHEREAS, under the NPI program guidelines improvements to City-owned property must be implemented by the City of Oakland unless an agreement is otherwise reached between the City and project sponsor; 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 cost of installation or construction of publicly-owned facilities, if the legislative body has consented to such funding and has made certain findings; and

WHEREAS, the Redevelopment Agency has authorized \$147,500 of NPI program funds for improvements to City-owned property, which will be transferred from the Broadway/MacArthur/ San Pablo Tax Allocation Bond Series 2006-TE Fund (9537), Redevelopment Projects Organization (88669), Broadway/MacArthur/San Pablo Neighborhood Projects Initiative Project (T314710) to the Oakland Redevelopment Agency Projects Fund (7780) to the Neighborhood Projects Initiative program under project numbers to be established; and

WHEREAS, an additional \$27,500 will be reprogrammed from City Fund (7780), Redevelopment Projects Organization (88669), Webster Street Traffic Circle Project (P357310) to the 2009 NPI Program for the current round of projects under project numbers to be determined; now therefore be it

RESOLVED: That the City Council hereby consents to the use of \$147,500 in Redevelopment Agency funding under the Broadway/MacArthur/San Pablo NPI program for the following City public projects:

- \$71,300 to resurface the playground and basketball courts at the Golden Gate Recreation Center;
- \$47,500 for the installation of street trees along Telegraph Avenue between 27th and 34th Streets;
- \$12,700 to design and install new Golden Gate District identification signage;
- \$16,000 for improvements to the existing playground at Mosswood Park;

and be it further

RESOLVED: That the City Council accepts the \$147,500 in Redevelopment Agency funds under the Cooperation Agreement for the above projects and appropriates such funds to the City repayment account in Oakland Redevelopment Agency Projects Fund (7780); and be it further

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

1. That the funding of the above projects will benefit the Broadway/MacArthur/San Pablo Redevelopment Project Area, and will assist in the elimination of blighting conditions in the Project Area by addressing needs related to the physical appearance, safety, and needed renovations to

those public facilities and by developing new facilities on underutilized public facilities;

2. That due to fiscal constraints in 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 these projects, and therefore no other reasonable means of financing the above projects is available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Broadway/MacArthur/San Pablo Redevelopment Project for the above projects is consistent with the Implementation Plan adopted for the Broadway/MacArthur/San Pablo Redevelopment Project;

and be it further

RESOLVED: That the City Administrator or his designee is hereby authorized to award, negotiate, and enter into contracts and take any other actions with respect to the above projects consistent with this Resolution and its basic purpose without returning to the City Council.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2010

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

Attest: _____
LATONDA SIMMONS
City Clerk and Clerk of the Council of the City of Oakland,
California