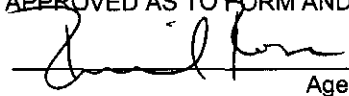


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APPROVED AS TO FORM AND LEGALITY:


Agency Counsel

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**
2006-0067
RESOLUTION No. _____ C.M.S.

**RESOLUTION AUTHORIZING THE AGENCY ADMINISTRATOR
TO ACCEPT AND APPROPRIATE A CLEAN-UP GRANT IN THE
AMOUNT OF \$200,000 FROM THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY UNDER THE
BROWNFIELDS GRANT PROGRAM FOR ENVIRONMENTAL
REMEDiation OF THE FOX COURTS SITE IN THE UPTOWN
AREA**

WHEREAS, the Agency owns real property on the block bounded by San Pablo Avenue, 18th Street, 19th Street, and Telegraph Avenue, adjacent to the Fox Theater (the "Property"), located within the Central District; and

WHEREAS, on December 8, 2005, pursuant to Agency Resolution No. 2005-0067 C.M.S., the Agency entered into a Disposition and Development Agreement ("DDA") with the developer, Resources for Community Development ("RCD"), for the development of Fox Courts, an 80-unit affordable housing project on the Property; and

WHEREAS, pursuant to the terms of the DDA, the Agency is obligated to fund a portion of the remediation of hazardous material contamination on the Property; and

WHEREAS, previous environmental investigations conducted on the Property indicated the presence of soil contamination; and

WHEREAS, the Agency was approved for a clean-up grant in the amount of \$200,000 from the United States Environmental Protection Agency's ("EPA") Brownfields Grant Program (the "EPA Grant"); and

WHEREAS, EPA Grant proceeds will be used for clean-up of the Property; now therefore be it

RESOLVED: That the Agency Administrator is hereby authorized to accept and appropriate the EPA Grant funds in the amount of \$200,000 for environmental remediation of the Property; and be it

FURTHER RESOLVED: That the EPA Grant in the amount of \$200,000 shall be deposited and appropriated to Central District Grant Fund (9215), Capital Improvement Project – Economic Development Organization (94800) into a project to be created; and be it

FURTHER RESOLVED: That the Agency hereby appoints the Agency Administrator or her designee as agent of the Agency in regards to the EPA Grant funds to conduct all negotiations, execute and submit all documents, including but not limited to proposals, applications, agreements, contracts, amendments, modifications, additions, and related actions which may be necessary for the completion of the aforementioned project in accordance with the basic purpose of the project; and be it

FURTHER RESOLVED: That all documents related to these transactions shall be reviewed and approved by Agency Counsel prior to execution, and copies will be placed on file with the Agency Secretary.

IN AGENCY, OAKLAND, CALIFORNIA, SEP 19 2006, 2006

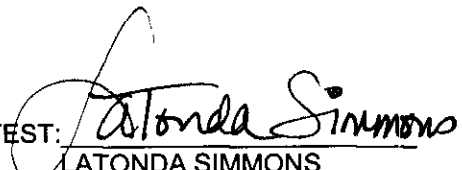
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
CHAIRPERSON DE LA FUENTE -8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST: 
LATONDA SIMMONS
Secretary of the Redevelopment Agency
of the City of Oakland