

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 SEP -1 PM 12: 27

APPROVED AS TO FORM AND LEGALITY:


DEPUTY CITY ATTORNEY

OAKLAND CITY COUNCIL

RESOLUTION No. 82979 C.M.S.

A CITY RESOLUTION (A) ACCEPTING AND APPROPRIATING AGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$160,265 UNDER THE COOPERATION AGREEMENT FOR 1) THE INSTALLATION OF SPEEDBUMPS AND OUTDOOR LIGHTING ON AND AROUND MILTON STREET, AND 2) TREE PLANTING AND LANDSCAPE IMPROVEMENTS ALONG 27TH STREET, 31ST STREET, 40TH STREET, AND AT VARIOUS LOCATIONS THROUGHOUT THE LONGFELLOW NEIGHBORHOOD FUNDED THROUGH THE WEST OAKLAND NPI PROJECT, AND (B) AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH PROJECT SPONSORS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS UNDER THE PROGRAM WITHOUT RETURNING TO THE CITY COUNCIL

WHEREAS, the Redevelopment Agency of the City of Oakland adopted the West Oakland Neighborhood Project Initiative ("NPI") program on March 4, 2008 (Resolution No. 2008-0011 C.M.S.) to assist in addressing general blight conditions within the West Oakland Project Area; and

WHEREAS City staff on behalf of the Agency issued a Call for Projects to the community for the first round of the NPI program in January 2010, and several proposals were submitted for improvements to City-owned property including public streets and sidewalks; and

WHEREAS, several projects on City-owned property have been recommended for funding under the NPI program by the West Oakland Project Area Committee ("WOPAC") and the WOPAC's NPI Subcommittee; and

WHEREAS, under the NPI program guidelines improvements to City-owned property must be implemented by the City of Oakland; 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, all landscape projects receiving NPI funding under this resolution will be subject to stewardship agreements with individuals or community organizations for the ongoing maintenance of the projects;

WHEREAS, the Redevelopment Agency has authorized \$160,265 of NPI program funds for improvements to City-owned property, which will be transferred from the West Oakland Operations Fund (9590), Redevelopment Projects Organization (88679), West Oakland Project (S233510) to the Oakland Redevelopment Agency Projects Fund (7780), Neighborhood Projects Initiative program under project numbers to be established; now therefore be it

RESOLVED: That the City Council hereby consents to the use of \$160,265 in Redevelopment Agency funding under the West Oakland NPI program for the following City public projects:

- \$29,567 to install speedbumps and outdoor lighting on and around Milton Street;
- \$130,698 for tree planting and landscape improvements to medians and sidewalks along 27th Street, 31st Street, 40th Street, and at various locations throughout the Longfellow neighborhood; and

and be it

FURTHER RESOLVED: That the City Council accepts the \$160,265 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), West Oakland Projects Organization (88679), Projects to be determined; 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 West Oakland 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 West Oakland Redevelopment Project Area for the above projects is consistent with the implementation plan adopted for the West Oakland Redevelopment Project Area;

and be it

FURTHER RESOLVED: That the City Administrator or his designee is authorized to enter into agreements and make necessary expenditures to implement projects funded under the program without returning to the City Council; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 21 2010, 2010

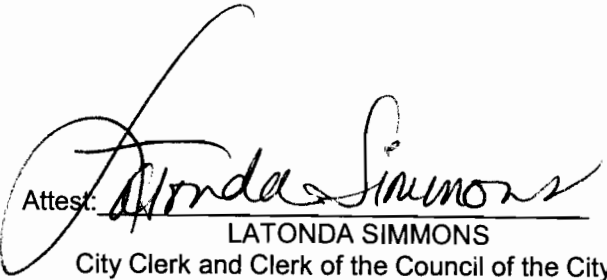
PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- Reid- 1

ABSTENTION- 0

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