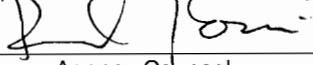


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 SEP -3 AM 9:11

Approved as to form and legality


Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2009 - 0086 C.M.S.

AGENCY RESOLUTION CONTRIBUTING WEST OAKLAND REDEVELOPMENT FUNDS TO THE CITY UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$24,000 FOR THE PURCHASE AND INSTALLATION OF TRASH CANS ALONG MANDELA PARKWAY

WHEREAS, Mandela Parkway is a thoroughfare in West Oakland, and is located primarily in the West Oakland Redevelopment Project Area; and

WHEREAS, the Parkway includes a landscaped median with pathways that are enjoyed by pedestrians, joggers and dog walkers; and

WHEREAS, Friends Of Mandela Parkway (FOMP) is a community-based volunteer organization that conducts monthly walk-throughs of the Parkway to pick up litter and note problems and maintenance issues along the landscaped pathways, which are then reported to the appropriate City departments; and

WHEREAS, FOMP has noted that litter and dog waste collect among the Parkway's landscaping and along the paths, creating a blight that dampens visitors' enjoyment of the open space; and

WHEREAS, the installation of regularly placed trash cans along the Parkway's pedestrian median offers a reasonable mitigation to the blighting effects of litter and dog waste; and

WHEREAS, the West Oakland Project Area Committee (WOPAC) has endorsed a request from FOMP for redevelopment funding for the purchase and installation of trash cans along Mandela Parkway within the West Oakland redevelopment project area; 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 the improvements to City-owned property pursuant to Section 33445 of the California Health and Safety Code; and

WHEREAS, the funding for the improvements to City property 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), Org. 88679, Project P233610; now, therefore, be it

RESOLVED: That the Agency hereby allocates \$24,000 in Redevelopment Agency funding from the West Oakland Operations Fund (9590), Redevelopment Projects Organization (88679), West Oakland Project (P233610) under the Cooperation Agreement for the purchase and installation of trash cans along Mandela Parkway; and be it further

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

1. That the funding of trash cans along the City-owned Mandela Parkway 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 enjoyment of public spaces;
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 this project, and therefore no other reasonable means of financing the above project 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 project is consistent with the implementation plan adopted for the West Oakland Redevelopment Project Area; and be it further

RESOLVED: That the Agency hereby authorizes the Agency Administrator or his designee to take any necessary actions with respect to this funding and project consistent with this Resolution and its basic purposes.

IN AGENCY, OAKLAND, CALIFORNIA, SEP 22 2009

PASSED BY THE FOLLOWING VOTE:

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

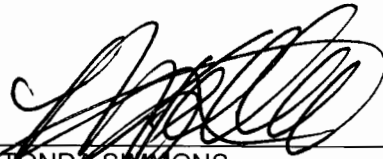
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - De la Fuente - 1

ATTEST:



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