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OFFICE OF THE CITY CLERK  
OAKLAND

APPROVED AS TO FORM AND LEGALITY:

2008 OCT 30 PM 3:44

AGENCY COUNSEL

REDEVELOPMENT AGENCY  
OF THE CITY OF OAKLAND

RESOLUTION NO. 2008-0097 C.M.S.

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**AGENCY RESOLUTION ALLOCATING AND CONTRIBUTING UP TO \$91,000 IN REDEVELOPMENT AGENCY FUNDS TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT AS MATCHING FUNDS FOR A METROPOLITAN TRANSPORTATION COMMISSION HOUSING INCENTIVE PROGRAM GRANT TO FUND THE 66<sup>TH</sup> AVENUE STREETScape IMPROVEMENT PROJECT**

**WHEREAS**, the City of Oakland (the "City") submitted an application to the Metropolitan Transportation Commission (MTC) for funding and expects to receive a Transportation for Livable Communities Housing Incentive Program capital grant (the "Grant") in the additional amount of \$700,000 for the 66<sup>th</sup> Avenue Streetscape Improvement Project (the "Project"); and

**WHEREAS**, the Grant requires a minimum local match of 11.5 percent of the total project cost, or up to \$91,000; and

**WHEREAS**, the proposed Project is within the boundaries of the Coliseum Redevelopment Project Area and its development will contribute to the Agency's goals and objectives for the Project Area; and

**WHEREAS**, the Project includes the following improvements:

- Streetlights
- New landscaping
- Bulb-outs at two intersections, Leona Creek Drive and Lion Way at 66<sup>th</sup> Avenue
- Crosswalks at the stated intersections;
- Bicycle lanes if feasible; and

**WHEREAS**, the Project will be of benefit to the Coliseum Project Area and the immediate neighborhood in which the Project is located, there are no other reasonable means of financing the Project available to the City other than the Redevelopment Agency, and the

**WHEREAS**, the Redevelopment Agency wishes to fund the local match for the Project in an amount not to exceed \$91,000; and

**WHEREAS**, the Project's matching fund of \$91,000 will be allocated from the Redevelopment Agency Coliseum Project Area Tax Allocation Series 2006 Bond Fund (9455); and

**WHEREAS**, the City and the 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 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; now therefore be it

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

- 1) That the funding of the Project will benefit the Coliseum Redevelopment Project Area by improving the appearance of and pedestrian safety and access on 66<sup>th</sup> Avenue; and
- 2) That due to fiscal constraints on 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 the local match for the Project, and therefore no other reasonable means of financing the local match for the Project are available to the City other than Redevelopment Agency funding; and
- 3) That the use of tax increment funds from the Coliseum Project Area for the Project will assist in the elimination of blight by improving the functionality and the aesthetic appeal of the streetscape along 66<sup>th</sup> Avenue in the Coliseum Project Area and replacing deteriorated and obsolete City facilities along the streetscape, and is consistent with the implementation plan adopted for the Coliseum Project Area; and be it

**FURTHER RESOLVED:** That the Agency hereby allocates and contributes to the City of Oakland under the Cooperation Agreement \$91,000 from Coliseum Redevelopment Tax Allocation Bond Series 2006 Fund (9455), Capital Improvement Project-Economic Development Organization (94800), 66<sup>th</sup> Avenue Streetscape Project (T315310) as a local match for the MTC grant; and be it

**FURTHER RESOLVED:** That the Agency Administrator, or his or her designee, is hereby authorized to take all actions necessary with respect to the Agency funding of the Project in accordance with this Resolution and its basic purposes.

IN AGENCY, OAKLAND, CALIFORNIA, NOV 18 2008, 2008


**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, ~~ROSS~~, AND  
CHAIRPERSON DE LA FUENTE - 7

NOES- 0

ABSENT- *Reed* - 1

ABSTENTION- 0

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