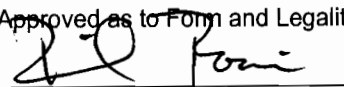


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Approved as to Form and Legality


Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2010 - 0081 C.M.S.

AN AGENCY RESOLUTION AUTHORIZING FUNDING FOR VARIOUS IMPROVEMENT PROJECTS IN AN AMOUNT NOT TO EXCEED \$160,000 UNDER THE CENTRAL CITY EAST NEIGHBORHOOD PROJECT INITIATIVE PROGRAM, AUTHORIZING A CONTRIBUTION OF AGENCY FUNDS TO THE CITY UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$160,000 FOR CITY PUBLIC IMPROVEMENTS UNDER THE PROGRAM, AND AUTHORIZING THE AGENCY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH PROJECT SPONSORS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS FUNDED UNDER THE PROGRAM WITHOUT RETURNING TO THE AGENCY

WHEREAS, the Redevelopment Agency adopted the Central City East Redevelopment Neighborhood Project Initiative (“NPI”) program on January 6, 2009 by Resolution No. 2009-0001 C.M.S. to assist in addressing general blight conditions within the Central City East Redevelopment Project Area, and allocated \$160,000 as the Agency budget authorization for Fiscal Year 2009-2010 for the program; and

WHEREAS, Central City East Redevelopment staff reviewed all applications to the NPI program 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, 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-sponsored 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 under the NPI program pursuant to Section 33445 of the California Health and Safety Code; and

WHEREAS, Redevelopment staff recommends that \$160,000 of NPI program funds be allocated for the following improvements:

- Lighting improvements within San Antonio Park at 1701 East 19th Street (\$10,000);
- Street banners beautification project along East 18th Street and Park Boulevard (\$10,000);
- Retaining wall installation and erosion-prevention planting at East 20th Street above Park Boulevard (\$10,000);
- Fence improvements at F.M. Smith Park at 3rd Avenue and Park Boulevard (\$10,000);
- Drought resistant plantings, erosion mitigating retaining wall installation and fence repair at Morgan Plaza Park on Highland Avenue and East 26th Street (\$10,000);
- Tree planting in existing, vacant tree wells throughout the Central City East Redevelopment Area (\$10,000);
- Various improvements to Cesar Chavez Park on Foothill near 38th Avenue (\$30,000);
- Various improvements to Arroyo Recreation Center at Krause Avenue and 77th Avenue (\$40,000);
- Various improvements to the Elmhurst sub-area along MacArthur Boulevard from 82nd Avenue to Durant Avenue (\$30,000); and

WHEREAS, funding for the improvements identified above will be transferred from Central City East Operations Fund (9540), Central City East Organization (88699), Central City East Public/Private Development Project (S233360) to Project Number to be determined; and

WHEREAS, the Agency Administrator requests authorization to make all required expenditures and 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 recommendations from Redevelopment staff for funding allocations under the Central City East NPI program and authorizes funding for those projects identified above in an amount not to exceed \$160,000; and be it

FURTHER RESOLVED: That the Agency hereby authorizes a contribution of an amount not to exceed \$160,000 in Redevelopment Agency funding from Central City East Operations Fund (9540), Central City East Organization (88699), Central City East Public/Private Development Project (S233360) to the City under the Cooperation Agreement for NPI projects which will provide City public improvements to the Oakland Redevelopment Agency Project Fund (7780) in a Project Number to be established; and be it

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

1. That the funding of improvements to City facilities and public improvements under the NPI Program will benefit the Central City East Redevelopment Project Area by helping to eliminate physical and economic blight within the Project Area for the reasons set forth in the staff report accompanying this Resolution;
2. That due to the fiscal constraints on the City's general fund and the high number of capital projects and public safety projects competing for limited City funds, neither the City's Capital Improvement Program budget nor other City funds are available to provide financing for the City facilities and public improvements authorized for funding under the Central City East NPI program, and therefore no other reasonable means of financing these projects is available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Central City East Redevelopment Project Area for the above projects is consistent with the implementation plan adopted for the Central City East Redevelopment Project; and be it

FURTHER RESOLVED: That the Agency Administrator is authorized to negotiate and execute grant agreements with the applicants and/or project sponsors of the NPI Projects or their affiliates where applicable, for the above improvement projects; and be it

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

IN AGENCY, OAKLAND, CALIFORNIA, JUL 6 2010, 2010

PASSED BY THE FOLLOWING VOTE:

AYES - ~~DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~BRUNNER~~, REID, AND
CHAIRPERSON BRUNNER - 6

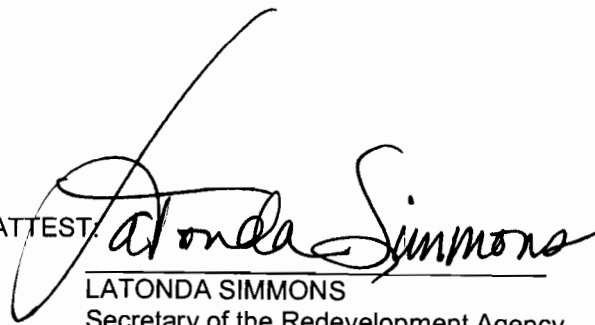
NOES - 0

ABSENT - Brooks - 1

ABSTENTION - 0

Excused - De La Fuente - 1

ATTEST,



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