

2009 APR 30 PM 6:44

**REDEVELOPMENT AGENCY
AND THE CITY OF OAKLAND**
AGENDA REPORT

TO: Office of the City/Agency Administrator
ATTN: Dan Lindheim
FROM: Community and Economic Development Agency
DATE: May 12, 2009

RE: **An Agency Resolution (A) Authorizing Funding In An Amount Not to Exceed \$178,141 Under the West Oakland Neighborhood Project Initiative Program For 1) Installation Of A Dog Run at Grove Shafter Park, 2) Landscaping Of West MacArthur Boulevard Between Martin Luther King, Jr. Way And Market Street, 3) Installation Of Security Cameras At 801 West MacArthur Boulevard, 3rd And Lewis Street, And 1680 14th Street, 4) Upgrades To Community Farms At 16th And Center And 1240 18th Street, and 5) Seismic Retrofitting Of The "Black New World" Community Center At 840 Pine Street; (B) Authorizing A Contribution of Agency Funds To The City Under The Cooperation Agreement In An Amount Not To Exceed \$90,000 For City Public Improvements Under The Program; And (C) Authorizing The Agency Administrator To Enter Into Agreements With Project Sponsors And Make Necessary Expenditures to Implement Projects Under The Program Without Returning To The Agency**

A City Resolution Accepting and Appropriating Agency Funds In An Amount Not To Exceed \$90,000 Under The Cooperation Agreement To Implement Public Improvement Projects Funded Through The NPI Project, And 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

SUMMARY

This item is a request for Redevelopment Agency and City Council approval of two resolutions relating to the allocation of funds for projects under the West Oakland Neighborhood Projects Initiative (NPI) program.

The Agency resolution allocates \$178,141 of funding under the NPI program, and authorizes the Agency to distribute the program funding awards to the appropriate City department through the Cooperation Agreement, or to private entities through grant agreements for project

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implementation. The City resolution accepts and appropriates the Agency funds under the Cooperation Agreement to implement the public improvement projects funded through the NPI program (dog park and median landscaping). The resolutions also authorize the Agency/City to make any required expenditures, within the allocated budget of each project, to assist with the implementation of the projects without returning to the Agency/City Council for authorization for each expenditure.

Projects funded under the NPI program are intended to assist with the elimination of blight within the Redevelopment Project Area.

FISCAL IMPACTS

On March 4, 2008, the Redevelopment Agency approved Resolution No. 2008-0011 C.M.S. allocating \$200,000 from the West Oakland Redevelopment Operations Fund and Project (Fund 9590, Project S233510, Org. 88679, Acct. 78811) to establish one year of funding for the West Oakland NPI Program.

This staff report requests the allocation of \$178,141 from the West Oakland NPI fund (Fund 9590, Project T342610) to specific projects for the 2008-09 cycle of the program. Staff requests that up to \$90,000 of the total allocation be transferred to the City of Oakland (Oakland Redevelopment Agency Projects Fund 7780, projects to be determined) so that the appropriate divisions within CEDA, Public Works, and the Office of Parks and Recreation can access the funds to implement the projects that involve upgrades to public facilities. The remainder of the program funding, \$88,141, will either be expended by the Agency directly or be provided to project sponsors on a reimbursement basis, through grant agreements, for expenditures made for the awarded projects.

The remainder of the \$200,000 not distributed to individual projects (\$21,859), shall remain in the West Oakland NPI Program fund.

The City of Oakland will be responsible for maintaining all of the improvements to public facilities and infrastructure that are funded under this program.

BACKGROUND

The Neighborhood Project Initiative (NPI) program is a grant program that funds one-time, small-scale, community-initiated physical improvement projects that currently have no other source of funding. The program is designed to support existing blight reduction and beautification efforts in the West Oakland Redevelopment Project Area and to encourage community participation in the revitalization of the area. The Redevelopment Agency adopted

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the West Oakland NPI program on March 4, 2008 (Resolution 2008-0011 C.M.S.), approving \$200,000 for the first year of the program (Fund 9590, Project T342610).

Under the program guidelines, projects may be located on public and/or privately-owned property within the West Oakland Project Area. Funding requests must be between \$1,000 and \$50,000. Eligible applicants include community organizations, area residents and business owners.

In July 2008 staff issued a "Call for Projects", inviting applications for funding under the West Oakland NPI Program. The West Oakland Project Area Committee (WOPAC) assisted staff in marketing the program by distributing brochures to community organizations active in the Project Area. The applications were reviewed by the City Attorney's Office, Redevelopment staff and a sub-committee of the WOPAC. Of the 12 project applications received, 7 were chosen by WOPAC to recommend for funding.

KEY ISSUES AND IMPACTS

A total of 12 applications were submitted under the program from community organizations and area residents. The total combined funding request for all 12 applications was \$384,352. A summary matrix of the submitted applications and the recommended funding allocations is included in this report as *Attachment A*.

Upon submittal, each project application was reviewed by staff for eligibility under redevelopment law and conformance with the West Oakland Redevelopment Plan and Five-Year Implementation Plan. Following staff review, a selection committee, made up of members of the WOPAC, reviewed each application and made recommendations for funding. In total, 7 out of the 12 applications were recommended for either partial or full funding at the November 2008 selection committee meeting. The full WOPAC reviewed and approved the subcommittee's recommendations at their January 14, 2009 meeting.

Among the WOPAC's recommendations is an allocation of \$45,000 for a tree planting project within the W. MacArthur median between MLK Jr. Way and Market Street. This project is an extension of a Broadway/MacArthur/San Pablo NPI planting project along W. MacArthur that ends at the boundary between the two redevelopment project areas. The West Oakland median project will use the same landscape design as that installed in the Broadway/MacArthur/San Pablo redevelopment area. After discussions with staff for the Broadway/MacArthur/San Pablo project, and reviewing the actual costs of that project, staff suggests increasing the allocation for the W. MacArthur median planting project by \$5,000 over the \$45,000 recommended by the West Oakland PAC – for a total of \$50,000. There is room in the NPI overall budget to accommodate this increase, and if not expended, surplus funding will be reprogrammed back into

the West Oakland NPI general project fund for use on future NPI projects. Staff advised the members of WOPAC of the proposed change at their April 8th meeting, and no objections were raised. The resolutions presented with this report reflect the staff recommended funding level.

PROJECT DESCRIPTIONS

The following list is a summary of the WOPAC's recommended funding allocations.

- \$40,000 toward the construction of a dog park in Grove Shafter Park;
- \$45,000 to design and install median landscaping on W. MacArthur between MLK Jr. Way and Market Street, extending median landscape improvements installed through the Broadway/MacArthur/San Pablo NPI Program. As discussed above, based on experience with the same design in the Broadway/MacArthur/San Pablo Redevelopment Area staff recommends increasing the funding level by \$5,000 over that recommended by WOPAC (for a total of \$50,000), which is reflected in the resolutions. WOPAC was informed of the staff recommended change, and made no objections;
- Three community accessible surveillance camera projects totaling \$35,341:
 1. \$9,500 for a surveillance camera equipment upgrade at 801 W. MacArthur;
 2. \$18,341 for camera equipment and installation at 3rd Street and Lewis to monitor illegal dumping; and
 3. \$7,500 for camera equipment and installation at the Oakland Technology Exchange West, located at 1680 14th Street;
- \$12,300 to City Slicker Farms to upgrade two community farm properties located at 16th and Center, and 1240 18th Street with new fencing, shelving, planters, etc.; and
- \$50,000 to cover half the cost of seismic retrofitting of the "Black New World" community center.

Additional information on the project sponsor and the original funding request for each project is provided in *Attachment A*. All of the projects recommended for funding have been reviewed by City staff and comply with California redevelopment law in their provision of public benefit and blight elimination.

Two of the projects recommended for funding are improvements to public property and will therefore be implemented by staff from CEDA, Public Works, and the Office of Parks and Recreation. These projects include upgrades to Grove Shafter Park, and improvements to the public median along W. MacArthur. The Agency plans to transfer the Agency funds allocated for these projects to the City through the Cooperation Agreement between the City and Agency. The total amount of funding to be transferred to the City from the Agency will not exceed \$90,000.

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For the remainder of the projects, the Agency will either make necessary expenditures directly or will enter into a reimbursement grant agreement with the project sponsors..

The Agency and City request authorization for the Agency/City Administrator to make all expenditures necessary to implement the projects, and to negotiate and enter into grant agreements with the project sponsors within the allocated budget for each project. The Agency/City will adhere to all Agency/City requirements for purchasing and contracting including competitive bidding and SLBE/LBE compliance.

SUSTAINABLE OPPORTUNITIES

Environmental: The NPI program will fund neighborhood and corridor beautification projects that include landscaping upgrades and improvements to public parks that will provide more greenery and public recreation opportunities in the Redevelopment Project Area.

Economic: The NPI program will improve the physical and economic health of the Redevelopment Project Area through the elimination of blight.

Social Equity: The goal of this program is to improve quality of life amenities to low income residents in the surrounding community by reducing blight and providing upgrades to public facilities, including community centers and public parks within the redevelopment project area. In addition, improvements to community gardens give area residents better access to fresh organic produce that is otherwise unavailable within the Project Area.

DISABILITY AND SENIOR CITIZEN ACCESS

Any new construction or improvements that are implemented as a result of a grant award from the NPI programs will be required to comply with city, state, and federal ADA requirements.

RECOMMENDATIONS AND RATIONALE

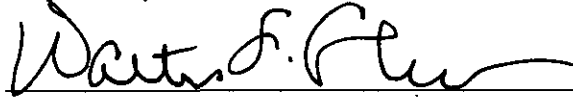
Staff recommends that the Agency accept the West Oakland Redevelopment Project Area Committee's recommendations for projects to be funded under the NPI program as shown in ***Attachment A***, with the exception of an adjustment increasing the funding amount recommended by the WOPAC for the W. MacArthur median planting from \$45,000 to \$50,000. Staff also recommends that the Agency and City Council approve the transfer of up to \$90,000 from the Agency to the City, through the Cooperation Agreement, to allow City staff to implement the improvements to public facilities and streets. For the remainder of the grant awards, which total \$88,141, staff recommends that the Agency be authorized to make direct expenditures or enter into grant agreements with the project sponsors to reimburse them for expenses related to the projects authorized under this program.

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ACTION REQUESTED OF THE REDEVELOPMENT AGENCY/CITY COUNCIL

It is requested that the attached Agency and City resolutions regarding the funding of NPI projects be approved, including the authorization of a contribution of Agency funds to the City under the Cooperation Agreement in an amount not to exceed \$90,000 for City staff to implement two of the projects under the NPI program. In addition, it is requested that the Agency and City be authorized to make direct expenditures and to enter into grant agreements with the project sponsors to implement projects funded by the NPI program, without returning to the Agency/City Council.

Respectfully submitted,

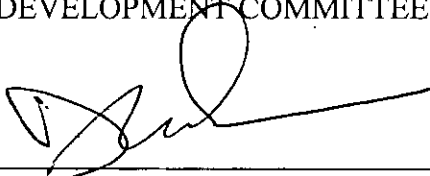


Walter S. Cohen, Director
Community and Economic Development Agency

Reviewed By: Gregory Hunter, Deputy Director
Economic Development and Redevelopment

Prepared by:
Hui-Chang Li,
Urban Economic Analyst I

APPROVED AND FORWARDED TO
THE COMMUNITY AND ECONOMIC
DEVELOPMENT COMMITTEE:



Office of the City/Agency Administrator

Attachments:
Attachment A: 2008 West Oakland NPI Application Summary

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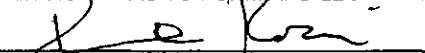
Attachment A
West Oakland Neighborhood Projects Initiative Program 2008-09
2008 NPI Applications

	Project Title	Grant Request	Funding Allocation	Project Applicant	Sponsor	Project Location	Funding Request Description	Funded Items
1	Grove Shafter Dog Park	\$40,000	\$40,000	Julie Clemons	Oakland Dog Owners Group	MLK Jr. Way & 36th Street	To enclose part of Grove Shafter Park for use as two off-leash areas: one for large dogs and one for small dogs.	Fully Funded
2	West MacArthur Median Landscaping	\$50,000	\$50,000	Noe Noyola	Market Street Corridor Neighborhood Association	Wes MacArthur between MLK Jr. Way and Market Street	Median landscaping and neighborhood identity signage on W MacArthur between MLK Jr. Way and Market St. (Note: WOPAC approved \$45,000, staff recommends \$50,000. WOPAC advised - no objections)	Fully Funded
3	MacArthur Surveillance Safety Initiative	\$9,500	\$9,500	John Kinkade	West Street Watch	801 West MacArthur	Camera equipment upgrade for neighborhood-monitored surveillance on West and W MacArthur	Fully Funded
4	South Prescott Anti-Dumping/Anti-Prostitution Initiative	\$18,341	\$18,341	David Carter	South Prescott Neighborhood Association	3rd Street & Lewis	Installation of recording cameras to catch illegal dumpers and discourage prostitution	Fully Funded
5	Security Cameras for the Oakland Technology Exchange West and Willow Park	\$7,500	\$7,500	Bruce Buckelew	Oakland Technology Exchange West	1680 14th Street	Security Camera	Fully Funded
6	Planning for the West Oakland Walk with matching funds for the striping of 14th Street bikeway	\$30,000	\$0	Philip Banta	Philip Banta & Associates Architecture	Includes 14th Street, 18th Street and Wood Street	Concept design for West Oakland Walk with construction of 14th Street bikeway from Wood Street to Mandela Parkway	Not Funded
7	City Slicker Farms Community Farms Upgrade	\$12,300	\$12,300	Barbara Finnin	City Slicker Farms	Center Street Farm at 16th and Center and Ralph Bunche School Nursery at 1240 18th Street	Upgrading of two community market farms (new fence, shelving, planters, windows, graffiti removal, etc.)	Fully Funded
8	Urban Releaf's Greening West Oakland with 600 Trees	\$50,000	\$0	Jaimini Parekh	Urban Releaf	Within Project Area TBD	Planting of 600 trees throughout West Oakland Redevelopment Project Area while engaging local youth and community in environmental stewardship	Fully Funded
9	Pride of Our Block, A Historical Markers Project	\$47,863	\$0	Eiko Sugi	Lower Bottoms Neighborhood Association	TBD (Possibly: 7th&Peralta; 1256 Center; 16th & Center; 1485 8th St; 1658 12th Street)	Historical markers for the Peralta-Mandela-7th Street Triangle	Not Funded
10	Public Mural Arts Gallery at DeFremery Park Skate Area	\$40,000	\$0	Sam Mulberry	Friends of DeFremery Center	18th Street and Poplar	Public mural arts gallery at DeFremery Park	Not Funded
11	West Oakland Student Murals Restoration Project	\$28,848	\$0	Jumoke Hodge	West Oakland Education Task Force	OUSD Truancy Center, McClymonds Educational Complex, Cole Middle School, Prescott Elementary School	Mural restoration project of four existing murals on four Oakland Unified Schools	Not Funded
12	Black New World Community Center Facility Upgrade	\$50,000	\$50,000	Letitia Ntofon	Village Bottoms CDC	840 Pine Street	Seismic retrofitting of the "Black New World" community center so that it meets the City's occupancy code.	Fully Funded
	Total:	\$384,352	\$178,141					

FILED
OFFICE OF THE CITY CLERK
OAKLAND

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APPROVED AS TO FORM AND LEGALITY:


AGENCY COUNSEL

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

RESOLUTION No. _____ C.M.S.

AN AGENCY RESOLUTION (A) AUTHORIZING FUNDING IN AN AMOUNT NOT TO EXCEED \$178,141 UNDER THE WEST OAKLAND NEIGHBORHOOD PROJECT INITIATIVE PROGRAM FOR 1) INSTALLATION OF A DOG RUN AT GROVE SHAFTER PARK, 2) LANDSCAPING OF WEST MACARTHUR BOULEVARD BETWEEN MARTIN LUTHER KING, JR. WAY AND MARKET STREET, 3) INSTALLATION OF SECURITY CAMERAS AT 801 WEST MACARTHUR BOULEVARD, 3RD AND LEWIS STREET, AND 1680 14TH STREET, 4) UPGRADES TO COMMUNITY FARMS AT 16TH AND CENTER AND 1240 18TH STREET, AND 5) SEISMIC RETROFITTING OF THE "BLACK NEW WORLD" COMMUNITY CENTER AT 840 PINE STREET; (B) AUTHORIZING A CONTRIBUTION OF AGENCY FUNDS TO THE CITY UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$90,000 FOR CITY PUBLIC IMPROVEMENTS UNDER THE PROGRAM; AND (C) AUTHORIZING THE AGENCY ADMINISTRATOR TO ENTER INTO AGREEMENTS WITH PROJECT SPONSORS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS UNDER THE PROGRAM WITHOUT RETURNING TO THE AGENCY

WHEREAS, the Redevelopment Agency adopted the West Oakland 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 allocated \$200,000 for a one-year grant cycle of the program as part of the Fiscal Year 2007-2009 Agency budget; 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 July 2008, and received a number of applications for NPI funding in response; and

WHEREAS, the West Oakland Redevelopment Project Area Committee ("WOPAC") and the WOPAC's NPI Subcommittee 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, several of the projects recommended for funding under the NPI program by the WOPAC include improvements to City-owned property including public parks and streets; and

WHEREAS, under the NPI program guidelines improvements to City-owned property must be implemented by the City of Oakland; 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 under the NPI program pursuant to Section 33445 of the California Health and Safety Code; and

WHEREAS, the WOPAC has recommended that \$85,000 of NPI program funds be allocated for the following improvements to City-owned property:

- \$40,000 for construction for a dog park in Grove Shafter Park;
- \$45,000 to design and install median landscaping on West MacArthur Blvd. between Martin Luther King Jr. Way and Market Street; and

WHEREAS, based on past experience with similar projects, staff recommends increasing the funding of the median landscaping project to \$50,000; 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 Neighborhood Projects Initiative Project (T342610) to the Oakland Redevelopment Agency Projects Fund (7780), Neighborhood Projects Initiative Program under project numbers to be established; and

WHEREAS, the WOPAC has recommended that the remaining \$88,141 of NPI program funds be allocated for the following improvements within the Project Area to be implemented directly by the Redevelopment Agency and/or the project sponsors:

- Three community accessible surveillance camera projects totaling \$35,341:
 1. \$9,500 for a surveillance camera equipment upgrade at 801 W. MacArthur;
 2. \$18,341 for camera equipment and installation at 3rd Street and Lewis to monitor illegal dumping; and

3. \$7,500 for camera equipment and installation at the Oakland Technology Exchange West, located at 1680 14th Street;
- \$12,300 to City Slicker Farms to upgrade two community farm properties located at 16th and Center, and 1240 18th Street with new fencing, shelving, planters, etc.; and
- \$50,000 to cover half the cost of seismic retrofitting of the "Black New World" community center; and

WHEREAS, the funding for the improvements to be implemented by the Agency will be transferred from the West Oakland Operations Fund (9590), Redevelopment Projects Organization (88679), West Oakland Neighborhood Projects Initiative Project (T342610) to new project numbers to be established for each project within the same Fund and Organization; and

WHEREAS, the projects proposed to be funded under the 2008 cycle of the NPI program are consistent with and will further the purposes of the West Oakland Redevelopment Plan and its Five-Year Implementation Plan adopted on November 18, 2008 (Resolution No. 2008-0098 C.M.S.); and

WHEREAS, the Agency Administrator requests authorization to make all required expenditures and to 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 WOPAC's recommendations for funding allocations under the NPI program, with the exception of a \$5,000 increase in the funding allocation for the median landscaping project as noted above, and authorizes funding for those improvements identified above; and be it further

RESOLVED: That the Agency hereby allocates \$90,000 in Redevelopment Agency funding from the West Oakland Operations Fund (9590), Redevelopment Projects Organization (88679), West Oakland Neighborhood Projects Initiative Project (T342610) under the Cooperation Agreement for improvements to City owned property; and be it further

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

1. That the funding of the improvements to City-owned property under the NPI program 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 for the remaining program funding in the amount of \$88,141 that is not being transferred to the City under the Cooperation Agreement, the Agency hereby authorizes the Agency Administrator to make all required expenditures and to negotiate and enter into grant agreements and other agreements with the project sponsors to implement all of the improvements funded by the NPI program within the project budgets without returning to the Agency for further approval; and be it further

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

IN AGENCY, OAKLAND, CALIFORNIA, _____, 2009

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

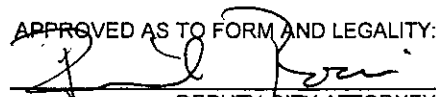
Attest: _____

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

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OFFICE OF THE CITY CLERK
OAKLAND

2009 APR 30 PM 6:44

APPROVED AS TO FORM AND LEGALITY:


DEPUTY CITY ATTORNEY

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

A RESOLUTION ACCEPTING AND APPROPRIATING REDEVELOPMENT AGENCY FUNDS UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$90,000 FOR CITY PUBLIC IMPROVEMENTS WITHIN THE WEST OAKLAND REDEVELOPMENT PROJECT AREA UNDER THE NEIGHBORHOOD PROJECT INITIATIVE PROGRAM, AND AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO AGREEMENTS AND MAKE NECESSARY EXPENDITURES TO IMPLEMENT PROJECTS FUNDED 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 allocated \$200,000 for a one-year grant cycle of the program as part of the Fiscal Year 2007-2009 Agency budget; 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 July 2008, and several proposals were submitted for improvements to City-owned property including public parks and streets; 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, the Redevelopment Agency has authorized \$90,000 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 Neighborhood Projects Initiative Project (T342610) 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 \$90,000 in Redevelopment Agency funding under the West Oakland NPI program for the following City public projects:

- \$40,000 for construction for a dog park in Grove Shafter Park;
- \$50,000 to design and install median landscaping on West MacArthur Blvd. between Martin Luther King Jr. Way and Market Street

and be it further

RESOLVED: That the City Council accepts the \$90,000 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), Project 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, _____, 2009

PASSED BY THE FOLLOWING VOTE:

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

NOES-

ABSENT-

ABSTENTION-

Attest: _____

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