

2006 NOV -2 AM 11: 34

Approved as to Form And Legality:


Deputy City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 80260 C.M.S.

RESOLUTION AUTHORIZING THE CITY TO ACCEPT AND APPROPRIATE A CONTRIBUTION OF REDEVELOPMENT AGENCY FUNDS UNDER THE COOPERATION AGREEMENT IN AN AMOUNT NOT TO EXCEED \$2,830,000 FOR THE DESIGN, ADMINISTRATION, AND CONSTRUCTION OF THE HEGENBERGER ROAD EAST GATEWAY AND AIRPORT GATEWAY-AIRPORT ACCESS ROAD STREETScape IMPROVEMENT PROJECTS

WHEREAS, the City will be performing work to alleviate general blight caused by the deteriorating infrastructure on Hegenberger Road between San Leandro Street and Interstate 880 and on Airport Access Road (together, the "Gateway Streetscape Improvement Projects") in the Coliseum Redevelopment Project Area; and

WHEREAS, the Redevelopment Agency of the City of Oakland has authorized a contribution of \$2,830,000 to the Gateway Streetscape Improvement Projects; 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, there are sufficient funds for the work in the Agency's Coliseum Tax Allocation Bond Series 2003 Fund (9453), Capital Improvement Projects – Economic Development Organization (94800), Airport Gateway-Airport Access Road Project (T248610), Hegenberger Road East Gateway Project (T248910), and Coliseum ORA TAB Series 2003 Project (P233410); and

WHEREAS, Section 33445 of the California Health and Safety Code authorizes a redevelopment agency to pay for the installation and construction costs of publicly-owned facilities, if the legislative body has consented to such funding and has made certain findings; now, therefore, be it

RESOLVED: That the City Council hereby consents to the use of up to \$2,830,000 in Redevelopment Agency funds for the Gateway Streetscape Improvement Projects, and appropriates such funds to the Gateway Streetscape Improvement Projects; and be it further

RESOLVED: That such funds shall be appropriated as follows:

- An amount not to exceed \$972,399 to the Oakland Redevelopment Agency Projects Fund (7780), Capital Improvement Projects – Street and Structures Organization (92242), Structures and Improvements Account (57311), Airport Gateway-Airport Access Road Project (C82660)
- An amount not to exceed \$139,890 to the Oakland Redevelopment Agency Projects Fund (7780), Capital Improvement Projects – Economic Development Organization (94800), Work Order Expenditures Account (56611), Airport Gateway-Airport Access Road Project (C82660)
- An amount not to exceed \$1,461,628 to the Oakland Redevelopment Agency Projects Fund (7780), Capital Improvement Projects – Street and Structures Organization (92242), Structures and Improvements Account (57311), in a City Project to be established for Hegenberger Road East Gateway
- An amount not to exceed \$256,083 to the Oakland Redevelopment Agency Projects Fund (7780), Capital Improvement Projects – Economic Development Organization (94800), Work Order Expenditures (56611), in a City Project to be established for Hegenberger Road East Gateway

and be it further

RESOLVED: That the City Council hereby finds and determines as follows:

1. That the funding of the Gateway Streetscape Improvement Projects will benefit the Coliseum Redevelopment Project Area by improving the appearance and function of Airport Access Road and Hegenberger Road between San Leandro Street and Interstate 880 in the Coliseum Project Area;
2. That City Capital Improvement Program (“CIP”) funds have been unable to provide financing for the Gateway Streetscape Improvement Projects in the CIP 2005-2010 Adopted Budget, and therefore no other reasonable means of financing the Gateway Streetscape Improvement Projects are available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Coliseum Project Area for the Gateway Streetscape Improvement Projects will assist in attracting new retail and hotel businesses and jobs to the Coliseum Project Area and eliminating economic blight; and
4. That the use of tax increment funds from the Coliseum Project Area for the Gateway Streetscape Improvement Projects is consistent with the implementation plan adopted for the Coliseum Project Area;

and be it further

RESOLVED: That the City Administrator or her designee is hereby authorized to take whatever actions necessary with respect to these Projects consistent with this Resolution and its basic purpose.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 5 2006, 2006

PASSED BY THE FOLLOWING VOTE:

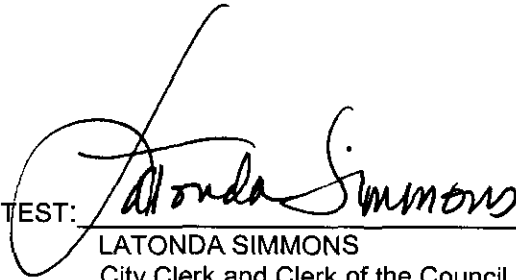
AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



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