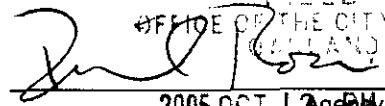


APPROVED AS TO FORM AND LEGALITY:

OFFICE OF THE CITY CLERK

2005 OCT 1 3 04 PM '05

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**

RESOLUTION No. 2005-0062 C.M.S.

**RESOLUTION AUTHORIZING THE CONTRIBUTION AND
APPROPRIATION OF REDEVELOPMENT AGENCY FUNDS TO THE
CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT IN
THE AMOUNT OF \$25,000 FOR THE TEMPORARY STREET
LIGHTING CHANGE PROJECT ON 69TH, 70TH AND 71ST AVENUES
BETWEEN INTERNATIONAL BOULEVARD AND SAN LEANDRO
STREET IN THE COLISEUM REDEVELOPMENT PROJECT AREA**

WHEREAS, the Redevelopment Agency wishes to fund the costs of providing temporary street lighting changes on 69th, 70th, and 71st Avenues between International Boulevard and San Leandro Street (the "Coliseum Area Temporary Street Lighting Change Project") in the Coliseum Redevelopment Project Area; and

WHEREAS, the City of Oakland and the Redevelopment Agency are implementing the 2005-2007 Agency Budget for the Coliseum Redevelopment Project Area, including the Coliseum Area Temporary Street Lighting Change Project, to retain businesses and residents and improve the residential edge of the Coliseum Redevelopment Project Area; and

WHEREAS, the City and the Redevelopment Agency are jointly implementing projects such as the Coliseum Area Temporary Street Lighting Change Project as part of the Coliseum Redevelopment Plan to temporarily install street lighting changes in the Coliseum Redevelopment Project Area; and

WHEREAS, the City and Agency agree that economic development and redevelopment are goals of the Coliseum Redevelopment Project Area and that the Coliseum Area Temporary Street Lighting Change Project will support police actions in the project area with temporary 6-month street lighting changes and will complement and enhance economic development efforts; 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 the 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 Redevelopment Agency has authorized an allocation of Agency funding in the amount of \$25,000, including contingency, to the Coliseum Area Temporary Street Lighting Change Project from the Oakland Redevelopment Agency Entity (5), Coliseum Operations Fund (9450), Coliseum Redevelopment Organization (88659), Miscellaneous Services Account (53719), Coliseum Staff Project (S82600), Coliseum Program (SC12). in the approval of its Fiscal Year 2003-2005 Budget in 2003; and

WHEREAS, there are sufficient funds in the Oakland Redevelopment Agency Entity (5), Coliseum Operations Fund (9450), Coliseum Redevelopment Organization (88659), Miscellaneous Services Account (53719), Coliseum Staff Project (S82600), Coliseum Program (SC12.) for this purpose; and

WHEREAS, the Agency will contribute and transfer Agency tax increment funds prior to start of work as follows:

- \$17,172 for material to funding code:
City Entity (1), Oakland Redevelopment Agency Fund (7780), Electrical Projects Organization (92228), Electrical and Plumbing Supplies Account (52511), Coliseum Staff Project (S82600), Electrical & Energy Efficiency Program (IN07)
- \$ 7,828 for labor to funding code:
City Entity (1), Oakland Redevelopment Agency Fund (7780), Electrical Projects Organization (92228), Work Order Expenditures Account (56611), Coliseum Staff Project (S82600), Electrical & Energy Efficiency Program (IN07)

and

WHEREAS, the Oakland Police Department has provided a written statement agreeing to the temporary change in lighting level and agreeing to the change being restored to the original lighting level after six months; and

WHEREAS, the Coliseum Area Temporary Street Lighting Change Project is for a limited duration of six months after which the lighting will be restored to the original lower wattage, in compliance with City of Oakland's Street Lighting Warrants; and

WHEREAS, the City Council is consenting to the use of Agency funding for the Coliseum Area Temporary Street Lighting Change Project pursuant to Section 33445 of the California Health and Safety Code; now, therefore, be it

RESOLVED: That the Agency hereby allocates \$25,000 in Redevelopment Agency funds, including contingency, for the Coliseum Area Temporary Street Lighting Change Project and appropriates such funds to the Coliseum Area Temporary Street Lighting Change Project; and be it further

RESOLVED: That such funds shall be placed into the City Project established for the Coliseum Area Temporary Street Lighting Change Project; and be it further

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

1. That the funding of the Coliseum Area Temporary Street Lighting Change Project will benefit the Coliseum Redevelopment Project Area by temporarily changing the existing street lighting to support police action in the Coliseum Redevelopment Project Area;
2. That the City's Capital Improvement Program ("CIP") and Landscape and Lighting Assessment District ("LLAD") do not have funds to support police actions this fiscal year, unlike in previous years when LLAD funds were able to support about 12 light changes for police actions, and that therefore no other reasonable means of financing the Coliseum Area Temporary Street Lighting Change Project are available to the City other than Redevelopment Agency funding;
3. That the use of tax increment funds from the Coliseum Redevelopment Project Area for the Coliseum Area Temporary Street Lighting Change Project will assist in the elimination of blight in the Coliseum Redevelopment Project Area by a temporary change in the existing lighting on 69th, 70th and 71st Avenues between International Boulevard and San Leandro Street that will aid in reducing the incidence of crime, enhance the nighttime ingress and egress of residents, and support the retention of existing lessees; and
4. That the use of tax increment funds from the Coliseum Redevelopment Project Area for the Coliseum Area Temporary Street Lighting Change Project is consistent with the implementation plan adopted for the Coliseum Redevelopment Project Area;

and be it further

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

IN AGENCY, OAKLAND, CALIFORNIA, NOV 01 2005, 2005

PASSED BY THE FOLLOWING VOTE:

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

NOES- *Ø*

ABSENT- *Ø*

ABSTENTION- *Ø*

ATTEST: *-8*

Latonda Simmons
LATONDA SIMMONS
Agency Secretary