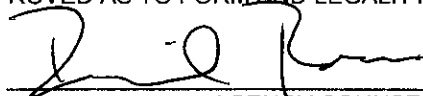


2007 JUN 19 PM 12:25

APPROVED AS TO FORM AND LEGALITY:

BY: 
AGENCY COUNSEL

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

RESOLUTION No. 2007-0062 C.M.S.

REDEVELOPMENT AGENCY RESOLUTION AUTHORIZING A CONTRIBUTION OF AN AMOUNT NOT TO EXCEED \$560,000 FROM THE CENTRAL DISTRICT REDEVELOPMENT PROJECT TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT TO FUND THE CONSTRUCTION OF THE 11TH STREET SIDEWALK IMPROVEMENT PROJECT

WHEREAS, the Five Year Implementation Plan for the Central District Redevelopment Project, adopted on December 7, 2004 (Resolution No. 2004-67 C.M.S.), includes streetscape improvements within the project area; and

WHEREAS, it is necessary to replace an existing sidewalk along 11th Street (the "11th Street Sidewalk Improvement Project") from Clay Street to Broadway within the boundaries of the Central District Redevelopment Project Area; and

WHEREAS, Agency funding for the 11th Street Sidewalk Improvement Project is available in the FY 2005-07 Central District Redevelopment Project Subordinated Tax Allocation Bonds Series 2005 Fund (9533), Capital Improvement Projects Organization (94800), Structures and Improvements Account (57311), Streetscape Master Plan (P128830); and

WHEREAS, the Redevelopment Agency desires to contribute Five Hundred Sixty Thousand Dollars (\$560,000) to fund the estimated construction contract, construction contingency, staff project and construction management and contract compliance costs of the 11th Street Sidewalk Improvement Project; 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; and

WHEREAS, the City Council is consenting to the use of Agency funds for the 11th Street Sidewalk Improvement Project; and

WHEREAS, the Agency agrees that the City is the Lead Agency for the project for purposes of environmental review under the California Environmental Quality Act of 1970 (“CEQA”); and

WHEREAS, the requirements of CEQA, the CEQA Guidelines as prescribed by the Secretary for Resources, and the provisions of the Environmental Review Regulations of the City of Oakland have been satisfied; now, therefore, be it

RESOLVED: That the Agency Administrator hereby authorizes a contribution of Five Hundred Sixty Thousand Dollars (\$560,000) from the Central District Redevelopment Project Subordinated Tax Allocation Bonds Series 2005 Fund (9533), Capital Improvement Projects Organization (94800), Streetscape Master Plan Project (P128830) to the City under the Cooperation Agreement for the 11th Street Sidewalk Improvement Project; and be it

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

1. That the funding of the 11th Street Sidewalk Improvement Project will benefit the Central District Project Area by improving the appearance of, and pedestrian access along 11th Street from Clay Street to Broadway;
2. That no other reasonable means of financing the 11th Street Sidewalk Improvement Project is available to the City other than Redevelopment Agency funding as the City’s Capital Improvement Project Budget has been established; and
3. That the use of tax increment funds from the Central District Project Area for the 11th Street Sidewalk Improvement Project will assist in the elimination of blight by installing needed streetscape improvements and correcting deteriorated conditions along 11th Street in the Central District Project Area, which will improve the aesthetic appearance and functionality of the Project Area, and is consistent with the implementation plan adopted for the Central District Project Area; and be it

FURTHER RESOLVED: That the Agency finds and determines, based on the information in the staff report accompanying this resolution, that the 11th Street Sidewalk Improvement Project is exempt from CEQA pursuant to Section 15301 (operation, repair, or minor alteration of existing structures or facilities) and Section 15302 (replacement or reconstruction of existing structures or facilities) of the CEQA guidelines; and be it

FURTHER RESOLVED: That the Agency hereby authorizes the Agency Administrator, or her designee, to take all actions necessary with respect to the Agency funding of the 11th Street Sidewalk Improvement Project in accordance with this Resolution and its basic purposes.

IN AGENCY, OAKLAND, CALIFORNIA, JUL 17 2007 2007

PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:


LATONDA SIMMONS

Secretary, Redevelopment Agency
of the City of Oakland