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OAKLAND
Approved as to Form and Legality
2009 NOV 18 PM 5:56
Agency Counsel

REDEVELOPMENT AGENCY OF THE CITY OF OAKLAND

Resolution No. 2009 - 0097 C.M.S.

AGENCY RESOLUTION CONTRIBUTING AND ALLOCATING AN AMOUNT NOT TO EXCEED SIX HUNDRED FIFTY THOUSAND DOLLARS (\$650,000.00) FROM THE WEST OAKLAND REDEVELOPMENT PROJECT TO THE CITY OF OAKLAND UNDER THE COOPERATION AGREEMENT TO FUND THE CONSTRUCTION OF THE WEST OAKLAND TRANSIT VILLAGE 7TH STREET STREETScape IMPROVEMENT PROJECT

WHEREAS, the Agency wishes to fund a portion of the costs for the construction of the West Oakland Transit Village 7th Street Streetscape Improvement Project by the City of Oakland within the boundaries of the West Oakland Redevelopment Project Area; 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 to City public improvements; and

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

WHEREAS, the West Oakland Transit Village 7th Street Streetscape Improvement Project will include lane reconfiguration, traffic signal modifications, paving, sidewalk and curb and gutter work, street furniture and street lighting, construction of a gateway structure and pedestrian mall canopy, landscaping, public art, construction of new ADA ramps and pedestrian crossings; and

WHEREAS, the City Council is consenting to the use of Agency funding for the West Oakland Transit Village 7th Street Streetscape Improvement Project; now, therefore, be it

RESOLVED: That the Redevelopment Agency hereby authorizes a contribution of funds to the City under the Cooperation Agreement in an amount of \$650,000 in West Oakland Redevelopment Project Area funds for the West Oakland Transit Village 7th Street Streetscape Improvement Project; and be it

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

- 1) That the funding of the Project will benefit the West Oakland Redevelopment Project Area by improving the appearance of and pedestrian safety and access on 7th Street; and
- 2) That due to fiscal constraints on the City's general fund and the high number of capital projects competing for limited City funds, the City's Capital Improvement Program budget is unable to provide financing for the Project, and therefore no other reasonable means of financing the Project are available to the City other than Redevelopment Agency funding; and
- 3) That the use of tax increment funds from the West Oakland Project Area for the Project will assist in the elimination of blight by improving the functionality and the aesthetic appeal of the streetscape along 7th Street in the West Oakland Project Area and by replacing deteriorated and obsolete City facilities along the street, and is consistent with the implementation plan adopted for the West Oakland Project Area; and be it

FURTHER RESOLVED: That the Agency hereby allocates and contributes Six Hundred Fifty Thousand Dollars (\$650,000) from the West Oakland Operations Fund (9590), West Oakland Base Reuse Organization (88679), Project (S233510), to the City in Project (G313130) under the Cooperation Agreement to fund the West Oakland Transit Village 7th Street Streetscape Improvements project; and be it

FURTHER RESOLVED: That the Agency hereby authorizes the Agency Administrator, or his or her designee, to take all actions necessary with respect to the Agency funding in accordance with this Resolution and its basic purposes.

IN AGENCY, OAKLAND, CALIFORNIA, DEC 8 2009, 20

PASSED BY THE FOLLOWING VOTE:

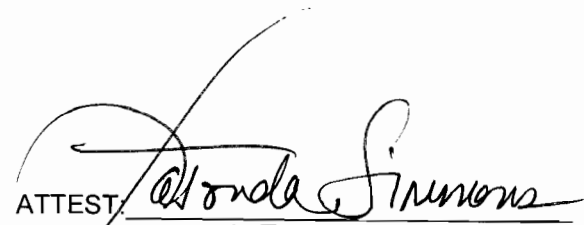
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND CHAIRPERSON
BRUNNER - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST



LaTonda Simmons
Secretary, Redevelopment Agency
of the City of Oakland, California