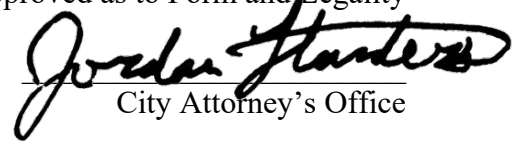


Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION (A) ACCEPTING A DONATION OF REAL PROPERTY ON LONGCROFT DRIVE (APN 48D-7277-32), FROM MAGON C. PATEL AND MARILYN HALL PATEL, TO THE CITY OF OAKLAND; (B) AUTHORIZING THE EXPENDITURE OF AN AMOUNT NOT TO EXCEED \$10,000 FOR ASSOCIATED CLOSING COSTS AND FEES; AND (C) MAKING CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS

WHEREAS, City of Oakland (“City”) residents, Magon C. Patel and Marilyn Hall Patel (“Owner”), have offered to make a donation of a parcel of land to the City; and

WHEREAS, the real property is a vacant hillside parcel of 5985 square feet on Longcroft Drive, Oakland, CA 94603 (APN 48D-7277-32) (the “Property”) in a residential zoning district; and

WHEREAS, Section 2.04.160, *et seq.*, of the Oakland Municipal Code authorizes the City to acquire gifts and donations over \$50,000 by Resolution; and

WHEREAS, the fair market value of the Property is approximately \$60,000-\$70,000; and

WHEREAS, closing costs and fees associated with the donation are estimated at an amount not to exceed \$10,000; and

WHEREAS, Staff recommends that the City accept the donation so that it can be marketed for sale for affordable housing development and/or to generate revenue for the City’s general fund; now therefore, be it

RESOLVED: That the above recitals are integral to this Resolution and are incorporated herein; and be it

FURTHER RESOLVED: The City Council hereby finds and determines that this transaction is exempt from CEQA pursuant to CEQA Guidelines Section 15061(b)(3) because the donation authorized by this Resolution will not have a direct or reasonably foreseeable indirect physical change in the environment; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City to accept the Property from Owner; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the expenditure of an amount not to exceed \$10,000 to cover associated closing costs and fees using funds budgeted in General Fund (1010), Real Estate Organization (85231), Surplus Property Project (1000235), and Real Estate Program (PS32); and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, or her designee, to negotiate and execute agreements and grant deeds with Owner for the donation of the Property, and to take any other action with respect to the donation of the Property consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO, AND PRESIDENT KAPLAN

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
Acting City Clerk and Clerk of the Council
of the City of Oakland, California