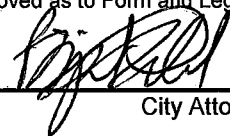


2020 JAN -9 PM 3:47

Approved as to Form and Legality

  
City Attorney

# OAKLAND CITY COUNCIL

RESOLUTION No. 87999 C.M.S.

Introduced by Councilmember \_\_\_\_\_

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**RESOLUTION TO RATIFY CITY COUNCIL'S PRIOR ACTIONS REGARDING THE DISPOSITION OF THE CITY'S PROPERTY AT 1310 OAK STREET (ASSESSOR PARCEL NUMBER 002-0091-001), COMMONLY REFERRED TO AS "THE FIRE ALARM BUILDING," AS A DECLARATION OF SUCH PROPERTY AS "SURPLUS LAND" PURSUANT TO GOVERNMENT CODE SECTION 54221(B)(1)**

**WHEREAS**, the City owns 0.75-acre of land located at 1310 Oak Street (APN 002-0091-001), commonly referred to as "the Fire Alarm Building"; and,

**WHEREAS**, Resolution No.87903 (adopted November 5, 2019) authorized the City Administrator to issue a Notice of Offer pursuant to the California Surplus Land Act ("SLA") for the disposition and development of the Fire Alarm Building; and,

**WHEREAS**, effective January 1, 2020, Assembly Bill 1486 amends the SLA to require local agencies to formally declare agency-owned properties as surplus land prior to taking actions to dispose of such properties and to issue Notices of Availability instead of Offer once disposition actions are commenced; and,

**WHEREAS**, on November 5, 2019, the Council adopted Resolution No. 87903 C.M.S., which authorized the City Administrator to commence actions to dispose of the Fire Alarm Building, without explicitly declaring such Property as surplus land;

**WHEREAS**, in light of AB 1486, the City Administrator has delayed issuance of a Notice of Availability and intends to issue it in January 2020 pursuant to the amended SLA requirements;

**WHEREAS**, Staff recommends that the City Council ratify its prior action of November 5, 2019, as a declaration of the Fire Alarm Building as surplus land to fulfill requirements under the amended SLA; and now therefore, be it,

**RESOLVED:** That the City Council hereby ratifies its action taken on November 5, 2019 as a formal declaration of the Fire Alarm Building as surplus land pursuant to Government Code Section 54221(B)(1);

**RESOLVED:** that the City Council finds and determines, after independent review and consideration, that this action results in no binding commitment by the City to authorize or

advance the disposition of the Fire Alarm Building; will not result in a direct or indirect physical change in the environment; and does not constitute an "approval" of a "project" pursuant to CEQA Guidelines Sections 15004 and 15352; and be it

**FURTHER RESOLVED:** that the City Council authorizes the City Administrator to issue a Notice of Availability for the Fire Alarm Building that is compliant with the amended SLA and the Council's prior authorization in Resolution No. 87903 C.M.S., is so amended.

IN COUNCIL, OAKLAND, CALIFORNIA, JAN 21 2020

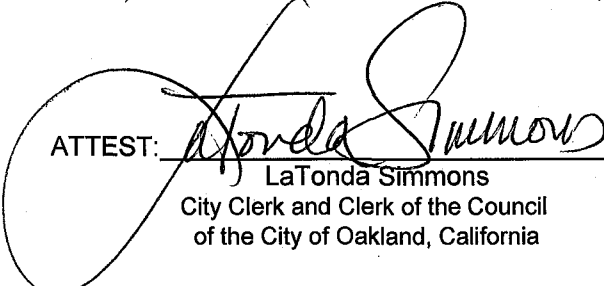
**PASSED BY THE FOLLOWING VOTE:**

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:   
LaTonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California