

RESOLUTION NO. 2006-390

Adopted by the Sacramento City Council

May 30, 2006

DOCKS AREA ENVIRONMENTAL OVERSIGHT AGREEMENT: INCREASE THE REVENUE AND EXPENSE BUDGET FOR THE PIONEER BRIDGE CAPITAL IMPROVEMENT PROJECT BY \$125,000 AND INCREASE THE EXISTING INDIVIDUAL PROJECT AGREEMENT AMOUNT WITH THE REDEVELOPMENT AGENCY OF THE CITY OF SACRAMENTO BY \$125,000

BACKGROUND

- A. The Redevelopment Agency of the City of Sacramento (the "Agency") may enter into agreements with State agencies under the Polanco Act, State of California Health and safety Code sections 33459-33459.8, and/or pursuant to California Health and Safety Code section 25201.9.
- B. The Agency may take any actions that the Agency determines are necessary and that are consistent with state and federal laws to remedy or remove a release of hazardous substances under, or from a property located in a Redevelopment Project Area if certain conditions are met.
- C. The Docks Area, located on the Sacramento Riverfront and shown in Exhibit A, is a Brownfields site and is located within the Merged Downtown Redevelopment Project Area.
- D. The Agency is interested in redeveloping the Docks Area. In order to facilitate the redevelopment of this site, the Agency would like to enter into an Environmental Oversight Agreement (EOA) with the Department of Toxic Substances Control (DTSC).
- E. The City of Sacramento has an existing capital improvement project (CIP) established for the Docks Area.
- F. The City of Sacramento has an existing Individual Project Agreement with the Redevelopment Agency of the City of Sacramento for the Docks Area CIP.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. After due consideration of the evidence presented, the findings, including the environmental findings regarding this action, as stated in the staff report that accompanies this resolution, are approved.

Section 2. Pursuant to Section 33445 of the Health and Safety Code of the State of California, the City makes the following findings:

- a) The Environmental Oversight Agreement with DTSC is a pre-development activity for the Docks Area and is of benefit to the Merged Downtown Redevelopment Project Area;
- b) There are no other reasonable means of financing the Projects available to the community except for redevelopment area tax increment proceeds;
- c) The use of redevelopment area tax increment proceeds for the Projects will result in the elimination of blighting influences of inadequate, under-capacity and dilapidated infrastructure inside the Project Area and the Projects are consistent with the implementation plan adopted pursuant to Health and Safety Code of the State of California, Section 33490.

Section 3. The City Manager is authorized to increase the revenue and expense budget for the Pioneer Bridge capital improvement project (CIP) (PN: KD41) by \$125,000.

Section 4. The City Manager is authorized to amend the existing individual project agreement (IPA) with the Agency in the amount of \$125,000.

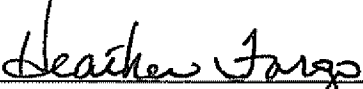
Adopted by the City of Sacramento City Council on May 30, 2006 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell Sheedy, Tretheway, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: None.



Mayor, Heather Fargo

Attest:



Shirley Concolino, City Clerk