

# CALIFORNIA CULTURAL AND HISTORICAL ENDOWMENT BOARD RESOLUTION NO. 2012.05

California Cultural and Historical Endowment Board Meeting  
8/23/2012, Agenda Item No. 5.0

2012.05B RESOLUTION APPROVING MATERIAL CHANGE  
for

Oakland Redevelopment Agency:  
Oakland Fox Theater

**WHEREAS**, the CCHE is dedicated to preserving historical and cultural resources; and

**WHEREAS**, CCHE has received an appropriation from Proposition 40, California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002; and

**WHEREAS**, CCHE may distribute funds from Proposition 40 to projects that provide a thread of California's cultural and historical resources; and

**WHEREAS**, the Project listed above meets the objectives of the CCHE program; and

**WHEREAS**, approval of this grant shall be conditioned upon the grantee's compliance with all applicable laws and regulations; and

**WHEREAS**, the Project consists of completing artistic improvements of the theater's historic wraparound building; and

**WHEREAS**, the Board approved funding for this project on 6/22/2010 for finishing historical touches of the interior and exterior of the theater's historic wraparound building; and

**WHEREAS**, the CCHE and the Redevelopment Agency of Oakland, now the City of Oakland, entered into a Grant Agreement on March 31, 2011; and

**WHEREAS**, the term of the Grant Agreement expired on August 31, 2011; and

**WHEREAS**, the grantee has requested a material change from the original work plan that focused on artistic improvements to the historic wraparound to be reimbursed for tenant-commissioned renovations that have already been completed for the leased space occupied by Rudy's Can't Fail Cafe of the wraparound building; and

**WHEREAS**, CCHE finds that the Project is exempt from the California Environmental Quality Act, (CEQA), under Section 15301, Existing Facilities, of the CEQA Guidelines. The Project consists of interior building alterations and remodeling.

**NOW, THEREFORE BE IT RESOLVED** that the CCHE Board approves the material change to allow the grantee to include tenant-commissioned renovations for one leased space occupied by Rudy's Can't Fail Cafe, of the Fox Theater's wraparound building; and

**BE IT FURTHER RESOLVED** that CCHE adopts the information contained in the CCHE Staff Report.

### **Certification**

The undersigned Chair of the CCHE Board of Directors does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the CCHE Board of Directors held 8/23/2012.

**Dated:**

**Signature:** \_\_\_\_\_

**Stacey Aldrich  
Chair, CCHE Board of Directors**