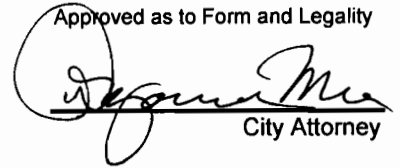


FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality


City Attorney

2010 JUN 10 PM 1:28 **OAKLAND CITY COUNCIL**

RESOLUTION No. 82860 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HIS DESIGNEE, TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS FROM THE SAN FRANCISCO BAY TRAIL REGIONAL DEVELOPMENT PROGRAM, FOR UP TO FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) FOR THE FRUITVALE AVENUE TO HIGH STREET GAP CLOSURE SEGMENT OF THE OAKLAND WATERFRONT BAY TRAIL

WHEREAS, the San Francisco Bay Trail Project, administered by the Association of Bay Area Governments, provides San Francisco Bay Trail Regional Development Program funds to local jurisdictions on a competitive basis for development of waterfront trail projects throughout the nine-county Bay region; and

WHEREAS, the City of Oakland is an eligible applicant and desires to apply for, accept and appropriate up to \$400,000.00 in FY 2010-11 San Francisco Bay Trail Regional Development Program funds, for the purpose of appropriating said funding to the Bay Trail Fund (2159), Project Delivery Organization (92270) for the Fruitvale Avenue to High Street Gap Closure segment of the Oakland Waterfront Bay Trail; and

WHEREAS, said funding will further the City's and Regional Bay Trail's objective of providing a continuous multi-use trail along the Oakland waterfront in the inner harbor; and

WHEREAS, appropriation of this funding will supplement Measure DD Bond funds for this project and allow for the project to proceed to construction as planned; now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator, or his designee, to apply for, accept and appropriate up to \$400,000.00 in FY 2010-11 San Francisco Bay Trail Regional Development Program funds, for the Fruitvale Avenue to High Street Gap Closure segment of the Oakland Waterfront Bay Trail; and be it

FURTHER RESOLVED: That said funding will be appropriated to the Bay Trail Fund (2159), Project Delivery Organization (92270) under project numbers to be established and that the City of Oakland has additional funds from the following source: Bond Measure DD (Fund 5321) and can finance 100 percent of the Project; and be it

FURTHER RESOLVED: That the City of Oakland certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is authorized, on behalf of the City of Oakland, to negotiate, apply for, accept, submit and execute all documents, including, but not limited to, applications, contracts, amendments, payment requests, and related actions for the completion of this project without return to Council; and be it

FURTHER RESOLVED: That should additional funds become available and/or received for this project, the City Administrator, or his designee, is hereby authorized to accept and appropriate the same for the purposes described above without return to Council; and be it

FURTHER RESOLVED: That a copy of this Resolution will be transmitted to the Association of Bay Area Governments, San Francisco Bay Trail Regional Development Program, and another copy of this resolution be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 6 2010

PASSED BY THE FOLLOWING VOTE:

AYES - ~~BRUNNER, DE LA FUENTE~~, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER — 6

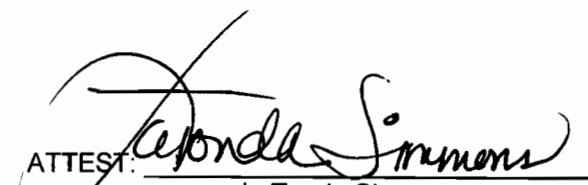
NOES - 0

ABSENT - Brooks - 1

ABSTENTION - 0

Excused - De La Fuente - 1

ATTEST:


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