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OAKLAND

2015 JUL -2 AM 10:59

# OAKLAND CITY COUNCIL

RESOLUTION No. 85709 C.M.S.

  
City Attorney

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

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR  
DESIGNEE TO NEGOTIATE AND ENTER INTO AN AGREEMENT  
WITH THE CITY OF EMERYVILLE FOR COST-SHARING OF A  
SEWER PROJECT ON POWELL STREET IN EMERYVILLE FOR  
THE AMOUNT NOT-TO-EXCEED FOUR HUNDRED THOUSAND  
DOLLARS (\$400,000.00)**

**WHEREAS**, Emeryville and Oakland own and operate wastewater collection systems which deliver wastewater to EBMUD's interceptor system; and

**WHEREAS**, Emeryville has awarded a construction contract in the amount of \$1,541,000 to the firm of Precision Engineering for the 2013/14 and 2014/15 Sanitary Sewer Rehabilitation (Project EPW 105-13) which among other areas, includes the rehabilitation of approximately 1480 feet of sewer main on Powell Street within the Emeryville city limits between the Emeryville/Oakland city boundary; and

**WHEREAS**, the rehabilitation of the Powell Street sewer main requires upsizing of 550 feet of an existing 10-inch line to a 14-inch line and upsizing 930 feet of an existing 16-inch line to a 22-inch line in order to accommodate upstream wet weather flows from the City of Oakland; and

**WHEREAS**, Oakland's flow contribution into Emeryville's sewer system is approximately 46% of total flows, according to recent regional studies; and

**WHEREAS**, Emeryville and Oakland desire to enter into a cost-sharing agreement to equitably share in the costs of the rehabilitation of the Powell Street sewers that serve both Oakland and Emeryville; and

**WHEREAS**, Oakland and Emeryville agree that Oakland's share of sewer rehabilitation project costs, including engineering and administration is in the amount not-to-exceed \$400,000; therefore, be it:

**WHEREAS**, there are sufficient funds in existing appropriations from the Sewer Service Charge (Fund 3100) which will be transferred to a project to be determined to cover the cost-sharing agreement; therefore, be it

**RESOLVED:** That the City Administrator, or designee, is authorized to negotiate and enter into an agreement with the City of Emeryville for cost-sharing of the Powell Street Sewer Rehabilitation in Emeryville for the amount not-to-exceed Four Hundred Thousand Dollars (\$400,000) in accordance with this resolution; and be it

**FURTHER RESOLVED:** That the City Administrator, or designee, is authorized to transfer existing appropriated funds from the Sewer Service Charge (Fund 3100) up to Four Hundred Thousand Dollars (\$400,000) (Project No. C490510) to pay for the above cost-sharing agreement.

JUL 21 2015

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES - ~~BROOKS~~, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID and PRESIDENT GIBSON MCELHANEY -7

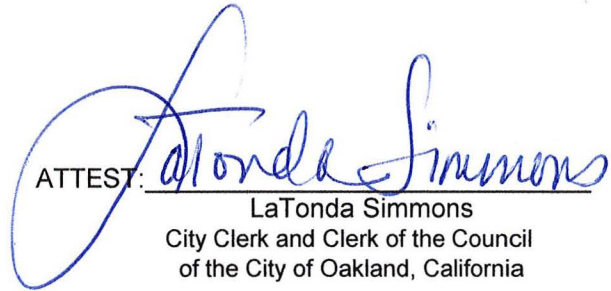
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brooks - 1

ATTEST:



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