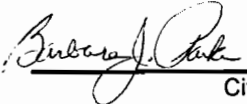


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney

82132

RESOLUTION No. _____ C.M.S.

2009 JUL -2 PM 7:57

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO ENTER INTO A FINANCIAL ASSISTANCE AGREEMENT WITH THE STATE WATER RESOURCES CONTROL BOARD AND TO ACCEPT AND APPROPRIATE THREE MILLION FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$3,450,000) FROM THE STATE WATER RESOURCES CONTROL BOARD FUNDS FOR REMOVAL OF STORMWATER POLLUTANTS AT LAKE MERRITT AND THE OAKLAND ESTUARY WITH FUNDS RECEIVED THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA)

WHEREAS, the City of Oakland is authorized to enter into a financial assistance agreement with the State of California and the State Water Resources Control Board with funds received through the ARRA; and

WHEREAS, the City of Oakland authorizes the City Administrator, or his designee, to sign the financial assistance agreement, and any amendments thereto; and

WHEREAS, the City of Oakland agrees and further does authorize the City Administrator or his designee to certify that the City of Oakland has and will comply with all applicable federal and state statutory and regulatory requirements related to any financial assistance funds received; and

WHEREAS, the City of Oakland has applied for \$3,450,000 from the State Water Resources Control Board State Clean Water Revolving Fund for the removal of stormwater pollutants at Lake Merritt and the Oakland Estuary; and

WHEREAS, the Removal of Stormwater Pollutants at Lake Merritt and the Oakland Estuary Project integrates stormwater treatment elements which are eligible for funding including stormwater separators, inlet inserts, inlet baskets, booms, sea curtains, and public outreach; and

WHEREAS, the activities in the agreement will help meet Council goals to develop a sustainable city and to foster livable neighborhoods; and

WHEREAS, the project elements funded by this grant will improve water quality at Lake Merritt and the Oakland Estuary and comply with current trash removal and stormwater quality regulations; now, therefore be it

RESOLVED: that the City Council hereby approves application and acceptance of \$3,450,000 in grant money and approves the appropriation of this money to the California Water Resource Board Fund (2136), Watershed and Stormwater Management Organization (88345), and a project to be created; and be it

FURTHER RESOLVED: that the City Council authorizes the City Administrator or his designee to enter into an agreement to accept the grant funds provided that said agreement shall be reviewed and approved by the City Attorney's Office and shall be filed with the Office of the City Clerk; and be it

FURTHER RESOLVED: that the City Administrator or her designee is hereby authorized to approve any subsequent amendments or extensions of said agreement, provided that such amendments or extensions shall be approved by the City Attorney's Office and shall be filed with the Office of the City Clerk. Should additional grant funds be received, the City Administrator is hereby authorized to appropriate the same for the purposes described above.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 7 2009, 20

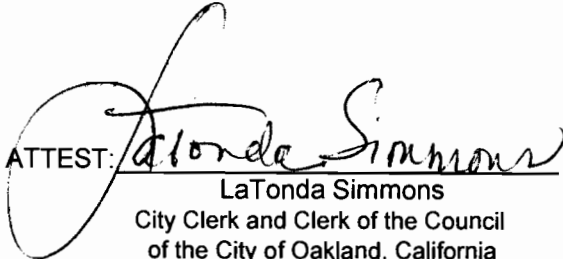
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~REID~~ and PRESIDENT BRUNNER - 7

NOES - 0

ABSENT - Reid - 1

ABSTENTION - 0

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