

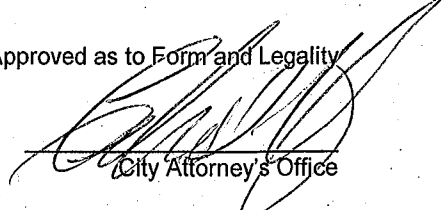
FILED
OF THE CITY CLERK
OAKLAND

JUN 13 PM 2: 34

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OFFICE OF THE CITY CLERK
OAKLAND

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Approved as to Form and Legality



City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 87781 C.M.S.

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO APPLY FOR, ACCEPT, AND APPROPRIATE GRANT FUNDS FROM THE PROPOSITION 68 – CALIFORNIA CULTURAL, COMMUNITY AND NATURAL RESOURCES GRANT FOR THE MOSSWOOD PARK COMMUNITY CENTER PROJECT (NO. 1003625) FOR AN AMOUNT NOT-TO-EXCEED TWO MILLION TWO HUNDRED ONE THOUSAND ONE HUNDRED DOLLARS (\$2,201,100.00).

WHEREAS, Mosswood Park Community Center was destroyed by fire in November 2016; and

WHEREAS, the City intends to rebuild the facility to provide services to the community; and

WHEREAS, approval to pursue the grant will leverage existing funds, obtained through an insurance settlement from the former Recreation Center, to provide a portion of funding needed to implement the new Community Center project; and

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the California Natural Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the California Natural Resources Agency require a resolution certifying the approval of application(s) by the Applicant's governing board before submission of said application(s) to the State; and

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out the project; now, therefore, be it

RESOLVED: That That the City Council hereby approves the filing of an application for the Mosswood Park Community Center Project, and

1. Certifies that said Applicant understands the assurances and certification in the application

2. Certifies that said Applicant has or will have available, prior to commencement of any work on the project included in this application, the sufficient funds to complete the project; and

3. Certifies that if the project is awarded the Applicant has or will have sufficient funds to operate and maintain the project, and

4. Certifies that the project will comply with all provisions of Section 1771.5 of the California Labor Code; and

5. Certifies that the project will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, and disabled access laws, and that prior to commencement of construction all applicable permits will have been obtained; and

6. Certifies that Applicant will work towards the State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1; and

7. Delegates the authority to the City Administrator, or designee, to conduct all negotiations, sign and submit all documents, including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for the completion of the Grant Scope; and thereby be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to apply for, accept, and appropriate grant funds from the Proposition 68 – California Cultural, Community and Natural Resources Program Grant for The Mosswood Park Community Center Project (No. 1003625) For An Amount Not-To-Exceed Two Million Two Hundred One Thousand One Hundred Dollars (\$2,201,100.00); and be it

FURTHER RESOLVED: That the reimbursable grant fund for the Projects listed, if awarded, will be appropriated in a new Award (number to be determined) for the State of California Fund (2159), Capital Projects – Project Management Organization (92270), Project Number (1003625); and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to take all necessary actions with respect to the projects listed above consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: That all agreements will be reviewed and approved for form and legality by the Office of the City Attorney and that a copy of the agreements will be on file with the City Clerk; and be it

FURTHER RESOLVED: That a copy of this Resolution will be transmitted to the State of California Natural Resources Agency and placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUL - 9 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, THAO AND
PRESIDENT KAPLAN — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California