

 City Attorney

 FILED
 OFFICE OF THE CITY CLERK
 OAKLAND

OAKLAND CITY COUNCIL

2010 SEP 30 PM 6:12

RESOLUTION No. 83025 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE A COOPERATIVE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR A MAJOR EXHIBITION AT THE OAKLAND MUSEUM OF CALIFORNIA REGARDING THE SAN FRANCISCO BAY AND ITS BRIDGES PURSUANT TO MITIGATION MEASURES REQUIRED OF THE STATE OF CALIFORNIA AS PART OF CONSTRUCTION OF A NEW EAST SPAN OF THE SAN FRANCISCO-OAKLAND BAY BRIDGE AND, FURTHER, AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A GRANT AGREEMENT WITH THE OAKLAND MUSEUM OF CALIFORNIA FOUNDATION TO ADMINISTER THE GRANT FUNDS IN THE AMOUNT OF \$1.5 MILLION AND FULFILL THE REQUIREMENTS OF THE COOPERATIVE AGREEMENT AND RELATED SCOPE OF SERVICES.

WHEREAS, the California Department of Transportation is constructing a seismic safety project for a new San Francisco-Oakland Bay Bridge that includes replacement and demolition of the historic east span; and

WHEREAS, pursuant to the National Historic Preservation Act, the State is required to implement measures to mitigate the construction project's effects on historic properties, one of which is a major exhibition highlighting the natural and cultural history of the San Francisco Bay; and

WHEREAS, the Oakland Museum of California has the curatorial expertise, experience, and collections to implement the exhibition on the occasion of the opening of the new San Francisco-Oakland Bay Bridge in 2013 or 2014 and has been in discussion with CalTrans on the scope of services and deliverables for the exhibition and related programs and is prepared to undertake the organization of the exhibition with support of a \$1.5 million grant from Cal Trans to be paid over a four-year period from 2010 to 2014; and

WHEREAS, per the terms of the State code requirements, CalTrans is required to enter into an agreement for the mitigation measures with a municipal agency and, therefore, the \$1.5 million grant must come through the City of Oakland; and

WHEREAS, exhibition development and presentation responsibilities at the Museum are typically supported and overseen by the Oakland Museum of California Foundation and, similar to other agreements between the City and the Foundation, the CalTrans funds can be transferred through a Grant Agreement to the Foundation for performance of the obligations related to the exhibition implementation and scope of services; now, therefore be it

RESOLVED: that the City Administrator will be authorized to execute a Cooperative Agreement with the California Department of Transportation for a major exhibition at the Oakland Museum of California regarding the San Francisco Bay and its bridges pursuant to

mitigation measures required of the State of California as part of construction of a new east span of the San Francisco-Oakland Bay Bridge; and be it

FURTHER RESOLVED: that the City Administrator will be authorized to enter into a Grant Agreement with the Oakland Museum of California Foundation to administer the grant funds in the amount of \$1.5 million and to fulfill the requirement of the Cooperative Agreement and related scope of services.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 19 2010 , 20

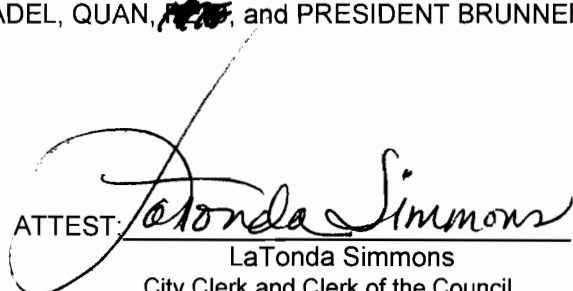
PASSED BY THE FOLLOWING VOTE:

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

NOES - 0

ABSENT - 0

ABSTENTION - Reid - 1

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