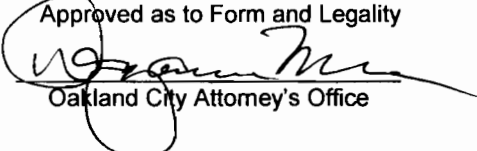


FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality


Oakland City Attorney's Office

2010 MAY 13 PM 6:34

OAKLAND CITY COUNCIL

RESOLUTION No. 82794 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE PROPOSITION 84: SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION BOND ACT – NATURE EDUCATION FACILITIES PROGRAM GRANT FUNDS IN AN AMOUNT UP TO FOURTEEN MILLION DOLLARS (\$14,000,000), SEVEN MILLION DOLLARS (\$7,000,000.00) EACH, FOR THE LAKE MERRITT ROTARY NATURE CENTER EXPANSION AND THE DUNSMUIR HELLMAN HISTORIC ESTATE PARK NATURE EDUCATION CENTER IMPROVEMENT PROJECTS

WHEREAS, the 2006 Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act established the Nature Education Facilities Program to award funds on a competitive basis to eligible development projects that educate visitors and inspire environmental stewardship of California's environmental resources; and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility by the Legislature of the State of California for the administration of the Statewide Nature Education Facilities Program, setting up necessary procedures governing the application; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of application(s) before submission of said application(s) to the State; and

WHEREAS, the applicant will enter into a contract with the State of California to complete the project, as defined in the grant scope; and

WHEREAS, the City of Oakland has identified the Lake Merritt Rotary Nature Center Expansion and the Dunsmuir Hellman Historic Estate Nature Education Center as eligible projects to compete for Nature Education Facilities Program funds; now therefore be it

RESOLVED: That the City Council approves the filing of an application for the Lake Merritt Rotary Nature Center Renovation and the Dunsmuir House Nature Education Center, and

- Certifies that the City has or will have available, prior to commencement of any work on the Project(s) included in the grant Application(s), the sufficient funds to complete the Project(s), should the funds be awarded; and

- Certifies that the applicant has or will have sufficient funds to operate and maintain the project(s); and
- Certifies that the Applicant has reviewed, understands, and agrees to the provisions contained in the Contract shown in the Grant Administration Guide; and
- Certifies that this project is consistent with the applicable city or county, or appropriate planning document, as the case may be; and
- Delegates the authority to the City Administrator, or his 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 project; and
- Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines; and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is hereby authorized and directed to apply for, accept, and appropriate an amount up to fourteen million dollars (\$14,000,000) in grant funds, seven million dollars (\$ 7,000,000.00) each, for the Lake Merritt Rotary Nature Center Expansion and the Dunsmuir Hellman Historic Estate Nature Education Center from the State of California Department of Parks and Recreation Statewide Nature Education Facilities Program, and to take whatever actions necessary with respect to the projects listed above consistent with this Resolution and its basic purpose; and be it

FURTHER RESOLVED: That if the grant is awarded, new project numbers will be established for each project funded by the grant under the State Department of Parks and Recreation Fund (No. 2134) for a capital improvement project; 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, Department of Parks & Recreation, and placed on file with the City Clerk.


IN COUNCIL, OAKLAND, CALIFORNIA, JUN 1 2010, 2010

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and
PRESIDENT BRUNNER - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

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