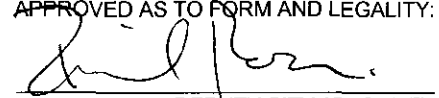


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2004 MAY 26 AM 10: 07

APPROVED AS TO FORM AND LEGALITY:

  
DEPUTY CITY ATTORNEY

## OAKLAND CITY COUNCIL

RESOLUTION NO. 78618 C. M. S.

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**RESOLUTION ACCEPTING AND APPROPRIATING \$1,450,000 IN ALAMEDA COUNTY CONGESTION MANAGEMENT AUTHORITY TRANSPORTATION IMPROVEMENT PROGRAM (CMA TIP) GRANT FUNDS FOR PHASE II BROADWAY STREETScape IMPROVEMENTS, AND AUTHORIZING A FUNDING AGREEMENT FOR THE CMA TIP FUNDS**

**WHEREAS**, the City of Oakland wishes to receive transportation grant funds for a project known as the "Phase II Broadway Streetscape Improvement Project"; and

**WHEREAS**, the City of Oakland applied for \$3 million to the Alameda County Congestion Management Authority (CMA) for the Downtown Oakland Intermodal Transit Project and was awarded \$1,450,000 in CMA Transportation Improvement Program (TIP) funds to fund the Phase II Broadway Streetscape Improvement Project; and

**WHEREAS**, the CMA's award requires a resolution from the public entity's governing board authorizing the acceptance and appropriation of funds and identifying the individual authorized to enter into an agreement and carry out the project; and

**WHEREAS**, the City of Oakland is a public entity within the jurisdiction of the CMA, has an approved plan and is therefore, an eligible project sponsor for the CMA TIP funds; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Manager or her designee to accept and appropriate transportation funds for CMA TIP funding in the amount of \$1,450,000 to the Congestion Mitigation and Air Quality Fund #2164, for the Phase II Broadway Streetscape Improvement Project; and be it further

**RESOLVED:** That the City of Oakland has independently reviewed and considered this environmental determination, and the City finds and determines that this action complies with CEQA because this action on the part of the City is exempt from CEQA pursuant to section 15301 of the CEQA guidelines; and be it further

**RESOLVED:** That the City Council hereby designates the City Manager or her designee as the individual authorized to enter into an agreement and carry out the project; and be it further

**RESOLVED:** That the City Manager or her designee is authorized to negotiate and execute a funding agreement with CMA for the TIP funds; and be it further

**RESOLVED:** That the City Manager or her designee is hereby authorized to execute documents, administer the CMA TIP grant, and take whatever other action is necessary and appropriate with respect to the project and the CMA TIP funds consistent with this Resolution and its basic purpose; and be it further

**RESOLVED:** That a copy of this Resolution will be placed on file with the City Clerk.

**JUN 15 2004**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2004


**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND  
PRESIDENT DE LA FUENTE 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:   
CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California