



Celso Ortiz (Oct 28, 2020 13:26 PDT)

City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCILMEMBER [IF APPLICABLE]

STAFF RECOMMENDS THAT THE CITY COUNCIL ADOPT A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO (1) APPLY FOR, ACCEPT, AND APPROPRIATE GRANT FUNDS IN AN AMOUNT NOT-TO-EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000.00) FROM THE ENVIRONMENTAL PROTECTION AGENCY (EPA) SAN FRANCISCO BAY WATER QUALITY IMPROVEMENT FUND (SFBWQIF) TO IMPLEMENT THE COURTLAND CREEK RESTORATION PROJECT (PROJECT), AND (2) ENTER INTO A GRANT AGREEMENT WITH THE EPA TO IMPLEMENT THE PROJECT (NO. 1005340).

WHEREAS, on November 5, 2002 Oakland voters passed Measure DD, The Oakland Trust for Clean Water and Safe Parks, a \$198,250,000 general obligation bond; and

WHEREAS, the Courtland Creek Restoration Project in Courtland Creek Park (Project), is a prioritized project on the list of Council-adopted Measure DD Creek Restoration Projects; and

WHEREAS, the City has initiated design of the Project that will stabilize and restore three open creek sections that flow above-ground through Courtland Creek Park to improve water quality, flood control, habitat, safety, and community benefit features; and

WHEREAS, the Project has secured funding to date from Measure DD in the amount of \$530,000.00, and from a California Department of Water Resources (DWR), Urban Streams Restoration Program (USRP) Proposition 68 grant in the amount of \$1,000,000.00; and

WHEREAS, the City applied for and on September 13, 2020, was awarded a federal grant from the U.S. Environmental Protection Agency, Region 9 (EPA), San Francisco Bay Water Quality Improvement Fund (SFBWQIF) (No. 98T15701) in the amount of one million five hundred thousand dollars (\$1,500,000.00) for the Project; and

WHEREAS, the grant requires a cost share match of \$1,500,000.00 that will be provided by Measure DD Fund (5322), Creek Restoration and Courtland Creek Restoration projects (1001190 and 1005340), in the amount of \$500,000.00, and in DWR

USRP State Grant funds in State of California Fund (2159), CP Project Management Org (92270), Courtland Creek Project (1005340), and in a new Award (number to be determined), in the amount of \$1,000,000.00; now, therefore, be it

RESOLVED: That pursuant and subject to all the terms and provisions of United States Environmental Protection Agency Region 9 (EPA) San Francisco Bay Water Quality Improvement Fund Fiscal Year 2020, Funding Opportunity Number EPA-R9-SFBWQIF-20-21, Catalog of Federal Domestic Assistance Number 66.126, the City Council authorizes the City Administrator, or designee, to apply for, accept, and appropriate federal grant funds from the EPA, SFBWQIF in an amount not to exceed one million five hundred thousand dollars (\$1,500,000.00); and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized and directed to execute the EPA Grant Agreement Number 98T15701 issued under federal Assistance Program 66.126 – San Francisco Bay Water Quality Improvement Fund – and awarded to the City on September 13, 2020, and be it

FURTHER RESOLVED: That the City Administrator, or designee, is hereby authorized to approve any subsequent amendments to or extensions of said agreement, provided that such amendments or extensions shall be approved for form and legality by the City Attorney and a copy shall be kept on file with the City Clerk; and be it

FURTHER RESOLVED: That federal grant funds for the Project will be deposited and appropriated in a new Award (number to be determined), Environmental Protection Agency Fund (2125), Watershed and Stormwater Division Organization (30245), and in Courtland Restoration Project (1005340).

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

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

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
Acting City Clerk and Clerk of the Council
of the City of Oakland, California