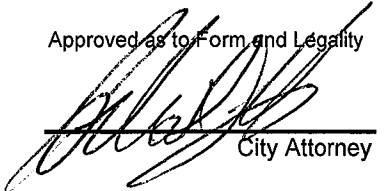


**FILED**  
**OFFICE OF THE CITY CLERK**  
**OAKLAND**  
**OAKLAND CITY COUNCIL**

**RESOLUTION No. 85956 C.M.S.**

**2015 DEC 29 PM 4:38**

Introduced by Councilmember \_\_\_\_\_

  
\_\_\_\_\_  
City Attorney

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE UP TO FOUR MILLION SIX HUNDRED EIGHTY THREE THOUSAND DOLLARS (\$4,683,000.00) IN ACTIVE TRANSPORTATION PROGRAM FUNDS ASSIGNED TO THE CALIFORNIA TRANSPORTATION COMMISSION FOR THE 19<sup>TH</sup> STREET BART TO LAKE MERRITT URBAN GREENWAY PROJECT, AND; COMMIT MATCHING FUNDS OF UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000.00)**

**WHEREAS**, in 2013-15 the City of Oakland (“City”) engaged in a public planning process for 20<sup>th</sup> Street between Broadway and Harrison to address deficiencies in pedestrian and bicycle circulation from the BART and the Broadway spine to Lake Merritt; and

**WHEREAS**, a conceptual design of this project incorporates widened sidewalks, bus boarding islands and enhanced transit stop access, protected bike lanes and landscaping, while preserving adequate automobile circulation; and

**WHEREAS**, the City wishes to fund the final design and construction of these improvements; and

**WHEREAS**, the City submitted an application to the California Transportation Commission (“CTC”) for Four Million Six Hundred Eighty Three Thousand Dollars (\$4,683,000.00) in funding for the 19<sup>th</sup> Street BART to Lake Merritt Urban Greenway Project (“Project”) in the Active Transportation Program (ATP); and

**WHEREAS**, the CTC recommended award of these funds in an action on October 21, 2015; and

**WHEREAS**, the City is authorized to submit an application for ATP funding; and

**WHEREAS**, there is no legal impediment to the City making applications for the funds; and

**WHEREAS**, there is no pending or threatened litigation that might in any way adversely affect the proposed Project, or the ability of the City to deliver such Project; and

**WHEREAS**, the City authorizes its City Administrator or designee to execute and file an application with CTC for funding for the Project as referenced in this resolution; and

**WHEREAS**, the City wishes to accept grant funds and allocate local matching funds; now therefore be it

**RESOLVED**, that City is authorized to submit an application for the Project; and be it

**FURTHER RESOLVED**, that there is no legal impediment to the City making applications for the funds; and be it

**FURTHER RESOLVED**, that there is no pending or threatened litigation that might in any way adversely affect the proposed Project, or the ability of the City to deliver such Project; and be it

**FURTHER RESOLVED**, that City authorizes its City Administrator or designee to execute and file an application with the CTC for the Project as referenced in this resolution; and be it

**FURTHER RESOLVED**, that the City accepts the ATP grant funds to complete the Project; and be it;

**FURTHER RESOLVED**, that the City Council hereby consents to the use of up to One Hundred Thousand Dollars (\$100,000.00) in matching funds for the 19<sup>th</sup> Street BART to Lake Merritt Urban Greenway Project from the Measure B Local Streets and Roads (Fund 2211), Grants Matching Funds (Project Number C370010); and be it

**FURTHER RESOLVED**, that the City Council hereby authorizes the application, acceptance and appropriation of grant proceeds in an amount not to exceed \$4,554,000 to be appropriated to Federal Grants (Fund 2116), Transportation Planning and Funding (Org 30275), project number to be established; and be it

**FURTHER RESOLVED**, that should additional funds be received for this Project in FY 2015/17, the City Administrator or designee is hereby authorized to accept and appropriate the same for the purposes described above; and be it

**FURTHER RESOLVED**, that the City Council hereby authorizes the City Administrator or designee to negotiate grant terms, execute, modify, amend and extend agreements, allocate revenue, make expenditures, and take all other actions with respect to the ATP grants and these Projects in accordance with this Resolution and its basic purposes; and be it

**FURTHER RESOLVED**, that a copy of this resolution will be placed on file with the City Clerk.

**JAN 19 2016**

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

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, ~~REED~~, AND PRESIDENT GIBSON MCELHANEY - 7

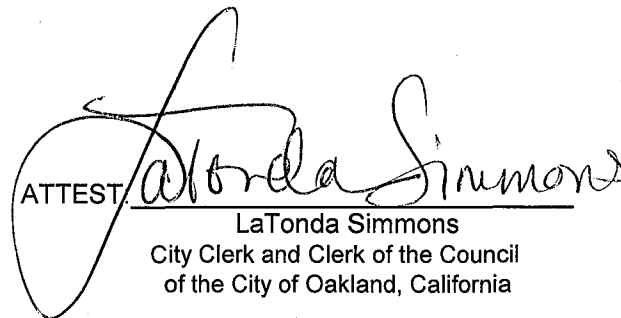
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reed - 1

ATTEST

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