

OFFICE OF THE CITY CLERK
OF OAKLAND

Oakland City Attorney's Office

2006 AUG 31 PM 4: 27 OAKLAND CITY COUNCIL

RESOLUTION NO. 80125 C. M. S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE GRANT FUNDS FROM THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION RECREATIONAL TRAILS PROGRAM, FOR THE PERALTA HACIENDA HISTORICAL PARK DE ANZA TRAIL UP TO THE AMOUNT OF SEVEN HUNDRED NINETY-TWO THOUSAND DOLLARS (\$792,000.00)

WHEREAS, the "Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users" provides funds to the State of California for Grants to state, local and non-profit organizations to acquire, develop and/or maintain motorized and non-motorized trail purposes; and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the State, setting up necessary procedures governing project application under the program; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the Applicant to certify by resolution the approval of application before submission of said Application to the State; and

WHEREAS, the total estimated project cost for the Peralta Hacienda Historical Park De Anza Trail is \$900,000.00; and

WHEREAS, funds are available for the minimum 12% local match and the balance of the project cost \$108,000.00 from the Capital Improvement Reserve Fund (5510), ADA Transition Plan Project funding (project number to be assigned) -- \$90,000.00; and from the Capital Improvement Fund (5500), Council District 5 Discretionary Project (B00900) -- \$18,000.00.; and

WHEREAS, the applicant will enter into an agreement with the State of California to complete the projects; now, therefore, be it

RESOLVED: that the Oakland City Council hereby:

1. Approves the filing of an application for the Recreational Trails Program for the Peralta Hacienda Historical Park De Anza Trail in an amount up to seven hundred ninety-two thousand dollars (\$792,000.00); and
2. Certifies that the City has or will have available prior to commencement of any work on the projects included in this application, sufficient funds to operate and maintain the

projects; and

3. Certifies that the Grantee has reviewed, understands, and agrees to the General Provisions contained in the Contract shown in the Procedural Guide; and
4. Appoints the City Administrator, or her authorized representative, as agent to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the project provided that such agreements shall be reviewed and approved by the Office of the City Attorney and shall be filed with the Office of the City Clerk; and
5. Agrees to comply with all applicable federal, state, and local laws, ordinances, rules, regulations and guidelines; and be it

FURTHER RESOLVED: that if the application is approved, the City Administrator, or her representative, is authorized to accept and appropriate funds consistent with the approved funding levels within the California Parks and Recreation Fund (2134), Capital Projects – Project Management Organization (92270), and a project to be determined.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 19 2006, 2006

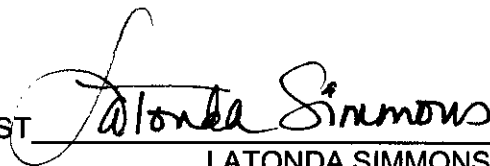
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, REID, QUAN, AND
PRESIDENT OF THE COUNCIL DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST 
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California