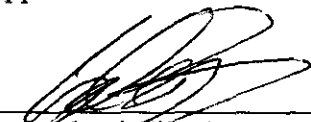


FILED
OFFICE OF THE CITY CLERK
OAKLAND


Oakland City Attorney's Office

2005 OCT 27 PM 6:56

OAKLAND CITY COUNCIL

RESOLUTION NO. 79589 C. M. S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS UP TO THE AMOUNT OF \$100,000.00 FROM THE TIRE-DERIVED PRODUCT (TDP) GRANT PROGRAM OF THE CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY INTEGRATED WASTE MANAGEMENT BOARD (CIWMB) FOR RECYCLED RUBBER SURFACING AT SELECTED PARK PLAYGROUNDS AND TOT LOTS

WHEREAS, Senate Bill 876 (Escutia, Statutes of 2000, Chapter 838) authorizes the California Integrated Waste Management Board to establish a grant program to provide opportunities to divert waste tires from landfill disposal, prevent illegal tire dumping, and to promote markets for recycled-content waste tire products; and

WHEREAS, the California Integrated Waste Management Board has been delegated the responsibility for the administration of the program within the State, setting up necessary procedures governing application by California cities, counties, city and county, special districts or political subdivisions thereof, and qualifying California Indian tribes; and

WHEREAS, said procedures established by the California Integrated Waste Management Board require the applicant to certify by resolution approval of the application before submission of said application to the State; and

WHEREAS, if awarded a grant, the applicant will enter into an agreement with the State of California for development of the project; and

WHEREAS, the City Council has selected a list of playground and tot lot projects to use the grant funds if they meet the requirements of the grant program; now therefore be it

RESOLVED: that the City Council of the City of Oakland authorizes the submittal of an application to the California Integrated Waste Management Board for a FY 2005/2006 Tire-Derived Product (TDP) Grant Program; and be it

FURTHER RESOLVED: that The City Administrator of the City of Oakland, or her

designee, is hereby authorized and empowered to apply for and accept the grant and execute in the name of the City of Oakland all necessary applications, contracts, agreements, amendments and payment requests hereto for the purposes of securing grant funds and to implement and carry out the purposes specified in the grant application 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 be it

FURTHER RESOLVED: that the City Administrator of the City of Oakland or her designee, is authorized to allocate the grant funds to the projects that meet the requirements of the grant program from the City Council selected list of projects up to the maximum approved grant amount; and be it

FURTHER RESOLVED: That if the Application is approved, the City Administrator is authorized to accept and appropriate funds consistent with the project and funding level.

NOV 15 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

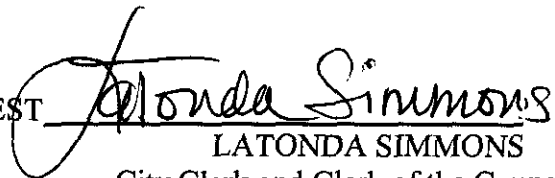
PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSTENTION- 0

ATTEST


LATONDA SIMMONS

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