

CITY OF OAKLAND
AGENDA REPORT

OFFICE OF THE CITY CLERK
2006 AUG 31 PM 6:23

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Public Works Agency
DATE: September 12, 2006

RE: **Resolution Authorizing The City Administrator To Accept And Appropriate An Assessment Grant In The Amount Of Two Hundred Thousand (\$200,000) From The United States Environmental Protection Agency Under The Brownfields Grant Program For Assessment of Petroleum Substances In Soil and Groundwater In The Coliseum Area**

Resolution Authorizing The City Administrator To Accept And Appropriate An Assessment Grant In The Amount Of Two Hundred Thousand (\$200,000) From The United States Environmental Protection Agency Under The Brownfields Grant Program For Assessment of Hazardous Substances In Soil and Groundwater In The Coliseum Area

SUMMARY

Staff requests that the Council authorize the City Administrator to accept and appropriate funds from two (2) United States Environmental Protection Agency (EPA) Brownfields Program grants: a petroleum substances assessment grant in the amount of \$200,000 and a hazardous substances assessment grant in the amount of \$200,000. Grant monies will be used for hazardous materials investigations in the vicinity of the Oakland Coliseum Bay Area Rapid Transit (BART) Station (Coliseum BART Area). Specifically, grant funds will be expended on soil and ground water characterization.

The use of the EPA grant funds will further Council Goal # 1, "Develop a Sustainable City", by maximizing socially and environmentally sustainable economic growth, including conserving natural resources.

FISCAL IMPACT

The City is not required to provide matching funds for these grants. Of the \$400,000 EPA grant, \$25,000 will be used for administration of the grants by staff of the Public Works Agency. EPA grant monies will be received on a reimbursement basis and deposited into the Environmental Protection Agency Fund 2125, Environmental Remediation Organization (30683), and in two projects, to be established. Although there is no match requirement, the EPA will not fund departmental or central services overhead costs. As a result, staff estimates over the three-year term of the grants, a total of \$15,000 per grant will not be recovered by the General Purpose Fund.

Item: _____
Public Works Committee
September 12, 2006

BACKGROUND

The City plans to create a transit-oriented development around the Coliseum BART Area. The Coliseum BART Area Plan was updated and approved by the Oakland City Council in June 2003. Because many of the parcels in the area have a history of industrial activity, assessment of environmental concerns is a critical first step toward redevelopment. To help fund the assessment work, the City has applied for and been selected to receive a \$200,000 petroleum substances assessment grant and a \$200,000 hazardous substances assessment grant from the EPA Brownfields Program. The City has received \$1.2 million from previous EPA brownfields grants.

KEY ISSUES AND IMPACTS

The City has prioritized the Coliseum BART Area for redevelopment because it is an important transit node for, and a gateway into, Oakland. Currently, the area includes a mix of industrial and institutional properties. A need exists for consolidated, mixed-use, transit-oriented development. Environmental assessments are a key initial step toward addressing this need. The availability of the Brownfields Grants provides an opportunity to obtain funding for the environmental assessments. The project is projected to start in 2006, but portions of the project may not be initiated until late 2007 when site access agreements are completed.

PROJECT DESCRIPTION

The initial phase of work will consist of collection and analysis of soil and groundwater samples. The data from the characterization sampling will then be reviewed to identify cleanup needs and evaluate remedial solutions. The duration of the project will be between 2006 and 2009.

SUSTAINABLE OPPORTUNITIES

Economic:

The assessment of potential soil and groundwater contamination in the Project Area will assist in the conversion of contaminated and blighted properties to economically productive use.

Environmental:

Identification of soil and groundwater contamination will facilitate cleanup protective of human health and environmental resources. Facilitation of a transit-oriented development will diminish pollution by reducing dependence on the automobile.

Social Equity:

Contractors hired for environmental assessment work will be subject to the City's Local/Small Local Business Enterprise (L/SLBE) Program. Their work will facilitate environmental cleanup, blight-removal and improved housing opportunities in the low-income Coliseum Area.

DISABILITY AND SENIOR CITIZEN ACCESS

The Americans with Disabilities Act and senior citizen access do not apply to this project.

RECOMMENDATION(S) AND RATIONALE

Staff recommends approval of two resolutions authorizing the City Administrator to accept and appropriate (1) a petroleum substances assessment grant from the EPA in the amount of \$200,000 and (2) a hazardous substances assessment grant from the EPA in the amount of \$200,000. These grants will facilitate the transformation of Coliseum BART Area properties into a transit-oriented, mixed-use development that provides housing, services and jobs to the community.

ACTION REQUESTED OF THE CITY COUNCIL

It is recommended that the City Council authorize the City Administrator or her designee to accept and appropriate EPA grant funds for environmental site assessment in the Coliseum BART Area.

Respectfully submitted,


RAUL GODINEZ II, P.E.

Director, Public Works Agency

Reviewed by:

Brooke A. Levin

Assistant Director of Public Works

Department of Facilities and Environment

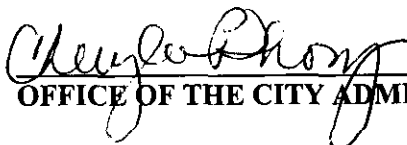
Prepared by:

Mark Gomez

Environmental Program Supervisor

Environmental Services Division

APPROVED AND FORWARDED TO THE
PUBLIC WORKS COMMITTEE:


OFFICE OF THE CITY ADMINISTRATOR

Item: _____
Public Works Committee
September 12, 2006

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney

2006 AUG 31 PM 6:23
RESOLUTION No. _____ C.M.S.
Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE AN ASSESSMENT GRANT IN THE AMOUNT OF \$200,000 FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY UNDER THE BROWNFIELDS GRANT PROGRAM FOR ASSESSMENT OF PETROLEUM SUBSTANCES IN SOIL AND GROUNDWATER IN THE COLISEUM AREA

WHEREAS, the City of Oakland (City) has solicited financial support from the United States Environmental Protection Agency (EPA) for its brownfields-related efforts; and

WHEREAS, the EPA has offered the City of Oakland \$200,000 to assist in the assessment of petroleum substances in soil and groundwater in the Coliseum area; and

WHEREAS, the proposed project will assist the City in redeveloping neglected properties, addressing contamination in the Coliseum area, strengthening protection of public health and improving communication with Oakland residents; now, therefore be it

RESOLVED: That the City Council hereby approves acceptance of an EPA grant in the amount of \$200,000 for assessment of petroleum substances in soil and groundwater in the Coliseum area; and be it

FURTHER RESOLVED: That the City Council acknowledges approximately \$15,000 in departmental or central services overhead costs will not be recovered by the General Purpose Fund; and be it

FURTHER RESOLVED: That the City Council authorizes the City Administrator or her designee to execute an agreement with the EPA for the allocation of grant funds provided that said agreement shall be reviewed and approved by the City Attorney's Office and shall be filed with the City Clerk's Office; and be it

FURTHER RESOLVED: That the City Council authorizes an increase in estimated revenue and the appropriation of grant funds to be received on a reimbursement basis and deposited into the Environmental Protection Agency Fund 2125, Environmental Remediation Organization (30683), in a project to be established upon execution of the agreement with the EPA; and be it

FURTHER RESOLVED: That the City Administrator or her designee is hereby authorized to approve any subsequent amendments or extensions of said agreement, provided that such amendments or extensions shall be approved by the City Attorney's Office and shall be filed with the City Clerk's Office. Should additional grant funds be received, the City Administrator is hereby authorized to appropriate same for the purposes described above.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

OAKLAND CITY COUNCIL


City Attorney

FILED
OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION NO. _____ C.M.S.

2006 AUG 31 PM 6:26

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE AN ASSESSMENT GRANT IN THE AMOUNT OF \$200,000 FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY UNDER THE BROWNFIELDS GRANT PROGRAM FOR ASSESSMENT OF HAZARDOUS SUBSTANCES IN SOIL AND GROUNDWATER IN THE COLISEUM AREA

WHEREAS, the City of Oakland (City) has solicited financial support from the United States Environmental Protection Agency (EPA) for its brownfields-related efforts; and

WHEREAS, the EPA has offered the City of Oakland \$200,000 to assist in the assessment of hazardous substances in soil and groundwater in the Coliseum area; and

WHEREAS, the proposed project will assist the City in redeveloping neglected properties, addressing contamination in the Coliseum area, strengthening protection of public health and improving communication with Oakland residents; now, therefore be it

RESOLVED: That the City Council hereby approves acceptance of an EPA grant in the amount of \$200,000 for assessment of hazardous substances in soil and groundwater in the Coliseum area; and be it

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IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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