


**OAKLAND CITY COUNCIL**

RESOLUTION NO. **78346** **C.M.S.**

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND



INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

2004 JAN 29 PM 6:41

**RESOLUTION AUTHORIZING APPLICATION AND ACCEPTANCE OF \$17,706 IN METROPOLITAN TRANSPORTATION FUNDED SERVICES AND PAYMENT OF MATCHING FUNDS IN THE AMOUNT OF \$7,294 FOR THE PAVEMENT MANAGEMENT TECHNICAL ASSISTANCE PROGRAM**

**WHEREAS**, the Transportation Equity Act for the 21<sup>st</sup> Century (TEA 21) (Public Law 105-178, June 9, 1998) and the TEA 21 Restoration Act (Public Law 105-206, July 22, 1998) continue the Surface Transportation Program (23 U.S.C. § 133); and

**WHEREAS**, the Pavement Technical Assistance Program (P-TAP) provision of TEA 21 provides funding for consulting services to assist local jurisdictions with implementation of their pavement management systems; and

**WHEREAS**, pursuant to TEA 21, and the regulations promulgated thereunder, eligible project sponsors wishing to receive Surface Transportation Program P-TAP grants for a project shall submit an application first with the appropriate metropolitan transportation planning organization (MPO), for review and inclusion in the MPO's Pavement Technical Assistance Program (P-TAP); and

**WHEREAS**, the Metropolitan Transportation Commission (MTC) is the MPO for the San Francisco Bay region; and

**WHEREAS**, the Metropolitan Transportation Commission (MTC) retains consulting firms to service the P-TAP; and

**WHEREAS**, the City of Oakland has been selected to receive the Surface Transportation Program P-TAP grant; and

**WHEREAS**, this grant is intended for P-TAP consultant services to assist project sponsors in implementing their pavement management systems; and

**WHEREAS**, MTC requires the following:

- 1) the commitment of necessary local matching funds of at least 11.5%; and
- 2) that the sponsor understands that the Surface Transportation Program funding is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded with Surface Transportation Program funds; and
- 3) the sponsor to complete the project within 120 days from the start of the project; and

**WHEREAS**, the required local funds of \$7,294 are available in Fund 2211, Organization 92480, Account 54930, Project C235010, Program IN04; now, therefore, be it

**RESOLVED:** That the City Council of the City of Oakland by its adoption of this resolution does hereby authorize the City Manager, or her designee, to execute and file an application and accept \$17,706 in Metropolitan Transportation Commission funded services and pay the local matching funds to the Metropolitan Transportation Commission in the amount of \$7,294 for technical assistance in the update of the City of Oakland's pavement management system; and be it

**FURTHER RESOLVED:** That the City Council of the City of Oakland by adopting this resolution does hereby state that:

- 1) The City of Oakland will provide \$2,294 in local matching funds from existing fiscal year 2003-04 funds; and
- 2) The City of Oakland will provide \$5,000 in additional funds to complete the Pavement Management System Update; and
- 3) The City of Oakland understands that the Surface Transportation Program P-TAP funding for the project is fixed (\$17,706), and that any cost increases must be funded by the City of Oakland from local matching funds, and that the City of Oakland does not expect any cost increases to be funded with Surface Transportation Program funds; and

**FURTHER RESOLVED:** That a copy of this resolution will be transmitted to the MTC; and be it

**FURTHER RESOLVED:** That the MTC is requested to support the project described in the resolution and to program the project, if approved; and be it

**FURTHER RESOLVED:** That this resolution has been approved by the Office of the City Attorney as to form and legality, and a copy is on file in the Office of the City Clerk.

**FEB 17 2004**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

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

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



CEDA FLOYD

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