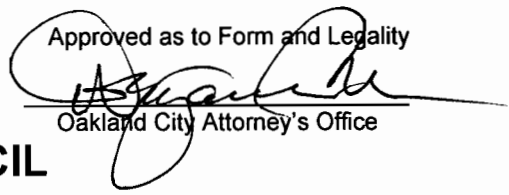


2011 APR 27 PH 12:55

Approved as to Form and Legality

  
Oakland City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION No. 83367 C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HIS/HER DESIGNEE, TO APPLY FOR, ACCEPT, AND APPROPRIATE PROPOSITION 84: SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION BOND ACT - 2008 STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM GRANT FUNDS IN AN AMOUNT NOT-TO-EXCEED FIVE MILLION DOLLARS (\$5,000,000.00) FOR EACH OF SIX PROPOSED PROJECTS:**

- **BROOKDALE PARK IMPROVEMENT & TEEN CENTER EXPANSION,**
- **DURANT MINI-PARK IMPROVEMENT,**
- **GOLDEN GATE RECREATION CENTER RENOVATION & EXPANSION,**
- **LINCOLN SQUARE PARK IMPROVEMENT & RECREATION CENTER EXPANSION,**
- **RAINBOW RECREATION CENTER EXPANSION & TEEN CENTER, AND**
- **TASSAFARONGA RECREATION CENTER EXPANSION**

**WHEREAS,** the Open Space, Conservation, and Recreation (OACAR) Element of the Oakland General Plan is the official policy document guiding the management of open land, natural resources, recreation services and parks in Oakland; and

**WHEREAS,** the City of Oakland established FY2009-2011 Park Prioritization Project List to serve as the implementation plan for funding opportunities and complete park capital improvement projects; and

**WHEREAS,** the City Council has independently reviewed and evaluated the project list and has determined that the projects and this action are exempt from the California Environmental Quality Act, Cal. Pub. Res. Code § 21000, et seq., pursuant to, without limitation, each as a separate and independent basis, CEQA Guidelines section 15303, 15332 and 15183; and

**WHEREAS,** the State Department of Parks and Recreation has been delegated the responsibility by the Legislature of the State of California for the administration of the Statewide Park Program, setting up necessary procedures governing the Application; and

**WHEREAS,** said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of application(s) before submission of said application(s) to the State; and

**WHEREAS,** the applicant will enter into a contract with the State of California to complete the grant scope project; now, therefore, be it

**RESOLVED:** That the City Council approves the filing of an application for Brookdale Park Improvement & Teen Center Expansion, Durant Mini-Park Improvement, Golden Gate Recreation Center Renovation and Expansion, Lincoln Square Park Improvement & Expansion, Rainbow Recreation Center Expansion & Teen Center, Tassafaronga Recreation Center Expansion and Site Improvement; and

- Certifies that the City has or will have available, prior to commencement of any work on the Project(s) included in the grant Application(s), the sufficient funds to complete the Project(s) should the grant be awarded; and
- Certifies that the applicant has or will have sufficient funds to operate and maintain the project(s) should the grant be awarded; and
- Certifies that the Applicant has reviewed, understands, and agrees to the provisions contained in the Contract shown in the Procedural Guide of each individual grant program; and
- Delegates the authority to the City Administrator, or his designee, to conduct all negotiations, sign and submit all documents, including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for the completion of the grant scope; and
- Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.

**FURTHER RESOLVED:** That the City Administrator, or his designee, is hereby authorized and directed to apply for, accept, and appropriate an amount not-to-exceed five million dollars (\$5,000,000.00) in grant funds for each project from the State of California Department of Parks and Recreation for the Statewide Park Grant Program and to take whatever actions necessary with respect to the projects listed above consistent with this Resolution and its basic purpose; and be it

**FURTHER RESOLVED:** That if the grant is awarded, new project numbers will be established for each project funded by the grant under the State Department of Parks and Recreation Fund (No. 2134) for a capital improvement project; and be it

**FURTHER RESOLVED:** That all agreements will be reviewed and approved for form and legality by the Office of the City Attorney and that a copy of the agreements will be on file with the City Clerk; and be it

**FURTHER RESOLVED:** That a copy of this Resolution will be transmitted to the State of California, Department of Parks & Recreation, and placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 17 2011, 2011


AYES- BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, and  
PRESIDENT REID - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:

  
La Tonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California