

OAKLAND CITY COUNCIL

RESOLUTION NO. 78818 C. M. S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

04 SEP -1 PM 1:54

D. More

**CLEAN WATER, CLEAN AIR, SAFE PARKS AND COASTAL PROTECTION ACT OF
2002**

A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT, AND APPROPRIATE GRANT FUNDS FROM THE CALIFORNIA CULTURAL AND HISTORICAL ENDOWMENT PROGRAM UNDER STATE OF CALIFORNIA PROPOSITION 40 (CLEAN WATER, CLEAN AIR, SAFE PARKS AND COASTAL PROTECTION ACT OF 2002), FOR PERALTA HACIENDA HISTORICAL PARK IN THE AMOUNT OF THREE MILLION FIVE HUNDRED THOUSAN DOLLARS (\$3,500,000).

WHEREAS, the people of the State of California have enacted the CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002, which provides funds to the State of California for grants to eligible Applicants; and

WHEREAS, the California State Library has been delegated the responsibility for the administration of the Cultural and Historical Endowment Program setting up necessary procedures, and

WHEREAS, said procedures established by the State Library Services require the Applicant's Governing Body to certify by resolution the approval of the Application before submission of said Application to the State, and

WHEREAS, matching funds are available in existing project funds that have already been allocated to Peralta Hacienda, and

WHEREAS, the Applicant will enter into a Contract with the State of California for the Project; now, therefore, be it

RESOLVED that the Oakland City Council hereby:

1. Approves the filing of an Application for local assistance funds from California Cultural and Historical Endowment Program under the California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002 for the Peralta Hacienda Historical Park Project for the amount of three million five hundred thousand dollars (\$3,500,000); and

2. Certifies that the Applicant has or will have sufficient funds to operate and maintain the Project; and
3. Certifies that the Applicant has reviewed, understands, and agrees to the General Provisions contained in the Contract shown in the Procedural Guide; and
4. Certifies that the Grantee has or will have available, prior to commencement of any work on the Project, the Match; and
5. Certifies that the Project conforms to the recreation element of any applicable city or county general plan; and
6. 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, 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 be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 21 2004, 20

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, BROOKS, NADEL, REID, WAN, ~~QUAN~~ AND
 PRESIDENT DE LA FUENTE - 7

NOES- 0

ABSTENTION- 0

Excused - Quan - 1

ATTEST *CEDA FLOYD*
 CEDA FLOYD
 City Clerk and Clerk of the Council
 of the City of Oakland, California