


City Attorney

OFFICE OF THE CITY CLERK

2007 JUN 29 PM 6:42

OAKLAND CITY COUNCIL

RESOLUTION No. 80740 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR THE CALIFORNIA TIRE-DERIVED PRODUCT GRANT IN THE AMOUNT OF \$100,000.00, EXECUTE ALL NECESSARY GRANT RELATED DOCUMENTS AND ACCEPT AND APPROPRIATE THE GRANT FUNDS TO THE CITYWIDE SIDEWALK REPAIR PROGRAM

WHEREAS, on the 23rd day of August 2005, by Resolution No. 79428 C.M.S., the City Council approved a Citywide Rubber Sidewalk Repair Pilot Program; and

WHEREAS, the first year of the pilot program is complete; and

WHEREAS, the completed pilot program resulted in installation of rubber sidewalk at fourteen school sites for a total cost of \$489,933.55; and

WHEREAS, the property owners will be notified when repairs are proposed at locations adjacent to private property; and

WHEREAS, staff compared initial cost of rubber sidewalk and concrete sidewalk and found that the initial cost of rubber sidewalk is greater than concrete sidewalk, but will work with other cities with similar pilot programs to evaluate the effectiveness of the product; and

WHEREAS, seven agencies using the Rubber Sidewalk Pilot Program were benchmarked, and their results indicate ongoing evaluation of the effectiveness of rubber sidewalk; and

WHEREAS, it is anticipated that the cost for the rubber sidewalk for the first year will be approximately \$520,000.00 for 130 locations; and

WHEREAS, \$420,000.00 out of the \$520,000.00 of the anticipated cost will come from sidewalk repair funds, and additional \$100,000.00 will be required; and

WHEREAS, the City will benefit through application of grants available for using the rubber material for sidewalk, and that the City may experience cost savings in the long run for using rubber sidewalk; and

WHEREAS, there is a California Tire-Derived Product (TDP) Grant Program offered through the California Integrated Waste Management Board (CIWMB) to which City staff will apply for a maximum allowed amount of \$100,000.00 per grant of the rubber sidewalk; and

WHEREAS, Senate Bill 876 Escutia, Statutes of 2000, Chapter 838) authorizes the California Integrated Waste Management Board to establish a grant program 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, including 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, procedures established by the CIWMB require jurisdiction-applicants to certify by resolution the approval of the jurisdiction's governing authority for submittal of a grant application before submission of said application to CIWMB; and

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

WHEREAS, the rubber sidewalk is environmentally friendly and complies with codes and local ordinances; now, therefore, be it

RESOLVED: That the City Administrator is authorized to submit an application to the California Integrated Waste Management Board for Tire-Derived Product (TDP) Grant Program, accept and appropriate received grant funds for the Citywide Sidewalk Repair Program. The City Administrator of the City of Oakland, or her designee is hereby authorized and empowered to 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.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 17 2007, 2007

PASSED BY THE FOLLOWING VOTE:

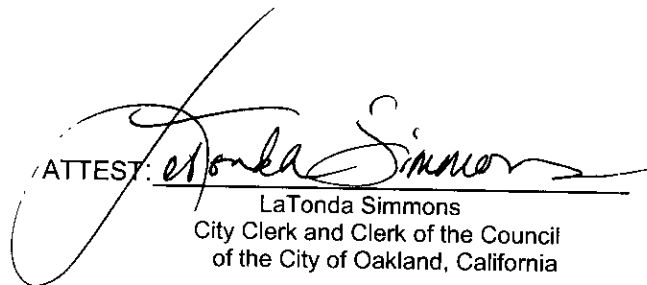
AYES-BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

ATTEST:



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