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APPROVED AS TO FORM AND LEGALITY



CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 89223 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO 1) APPLY FOR GRANT FUNDS FROM THE STATE OF CALIFORNIA BUDGET ACT OF 2021 (SB 129) BUILDING FORWARD: LIBRARY AND INFRASTRUCTURE GRANT PROGRAM; AND 2) ACCEPT AND APPROPRIATE SAID FUNDS IN AN AMOUNT NOT TO EXCEED \$2,368,000 THROUGH FISCAL YEAR 2025-2026 TO FUND THE AFRICAN AMERICAN MUSEUM AND LIBRARY AT OAKLAND (AAMLO) PROTECTION AND ENHANCEMENT PROJECT; AND 3) APPLY FOR, ACCEPT AND APPROPRIATE FUTURE GRANT FUNDS FOR SAID PROJECT WITHIN THE GRANT TERM, WITHOUT RETURN TO COUNCIL

WHEREAS, the Legislature and Governor of the State of California have provided funds for the Building Forward: Library and Infrastructure Grant Program; and

WHEREAS, the California State Library has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the California State Library require a resolution certifying the approval by the Oakland City Council prior to execution of the grant agreement; and

WHEREAS, the City of Oakland intends to apply for grant funding from the California State Library for the capital improvements as part of the AAMLO Protection & Enhancement Project; and

WHEREAS, the City of Oakland, if selected, will enter into an agreement with the State of California to carry out the project; and

WHEREAS, the City of Oakland proposes to implement the AAMLO Protection & Enhancement Project, which will upgrade AAMLO's fire suppression and security systems, make various repairs to protect against water damage, replace the aged HVAC system, and repair damage caused by termites and dry rot, all of which will protect AAMLO's important reference library, archival collection, and museum gallery for future generations; and

WHEREAS, the City of Oakland has the legal authority and is authorized to enter into a funding agreement with the State of California; and

WHEREAS, grant funds will make life safety and critical maintenance and infrastructure improvements at AAMLO; and

WHEREAS, staff recommends that the City Council accept and appropriate funds in an amount not to exceed \$2,368,000 for the fiscal year (FY) 2021-2022 through 2025-2026 end of the grant cycle; and

WHEREAS, the required grant match funds of \$2,368,000 are available and previously appropriated for capital improvements to AAMLO in Projects 1005845, 1004864, and 1003308; and

WHEREAS, the City Administrator has determined that the project will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, the California Labor Code, disabled access laws, and, that prior to commencement of the project, all applicable permits will have been obtained; now, therefore, be it

RESOLVED: That pursuant to all of the terms and provisions of the California Budget Act of 2021, the City Administrator is hereby authorized and directed to prepare and file an application for funding with the California State Library, and take such other actions necessary or appropriate to obtain grant funding; and be it

FURTHER RESOLVED: That the City Council hereby accepts and appropriates grant funds from the California State Library Building Forward: Library and Infrastructure Grant Program in an amount not to exceed \$2,368,000; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to apply for and accept future grant funds from the grantor California State Library for the AAMLO Protection & Enhancement Project during the grant term of FY 2021-2022 through FY 2025-2026 without return to Council, and the Council hereby appropriates such additional funds received from the grantor within the grant term; and be it

FURTHER RESOLVED: That the grant funds received by City shall be appropriated in the California Library Services Fund (2148), Organization 61211, Project and Program to be determined; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized and directed to execute the funding agreement with the California State Library and any amendments thereto; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized and directed to submit any required documents, funding requests, and reports required to obtain grant funding; and be it

FURTHER RESOLVED: That City Council certifies, based on the determination of the City Administrator, that the project will comply with any laws and regulations including, but not

limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, the California Labor Code, disabled access laws, and, that prior to commencement of the project, all applicable permits will have been obtained.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUN 07 2022

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, ~~WILLIAMS~~ REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS - 7

NOES - 0
ABSENT - *Wapler*
ABSTENTION - 0

ATTEST:



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