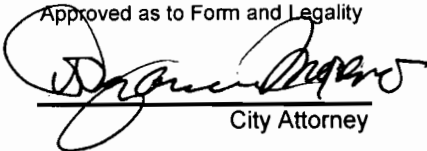


2011 FEB 24 AM 11:29

Approved as to Form and Legality

City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 83272 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE A RUBBERIZED ASPHALT CONCRETE CHIP SEAL GRANT UP TO A MAXIMUM AWARD AMOUNT OF \$500,000.00 FROM THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (KNOWN AS "CALRECYCLE")

WHEREAS, the Public Works Agency has become aware of the opportunity to submit an application to the Department of Resources Recycling and Recovery ("CalRecycle"), formerly known as the California Integrated Waste Management Board, for a Rubberized Asphalt Concrete (RAC) grant up to a maximum award amount of \$500,000.00; and

WHEREAS, funds are available in CalRecycle's Rubberized Asphalt Concrete (RAC) Grant Program to promote the purchase of recycled-content surfacing products derived from waste tires generated in California and to decrease the adverse environmental impacts created by unlawful disposal and stockpiling of waste tires; and

WHEREAS, Oakland has a \$418 million backlog in street resurfacing and this funding can be used to pay for a resurfacing project that will use recycled materials (rubberized concrete chip seals), and would help to reduce the backlog of repairs; and

WHEREAS, the Department of Resources Recycling and Recovery (CalRecycle) administers grants in furtherance of the State of California's (State) efforts to reduce, recycle and reuse solid waste generated in the State thereby preserving landfill capacity and protecting public health and safety and the environment; and

WHEREAS, in furtherance of this authority CalRecycle grant application procedures require, among other things, that an applicant's governing body declare by resolution certain authorizations related to the administration of CalRecycle grants; now, therefore be it

RESOLVED: That the City Administrator on behalf of the City of Oakland is authorized to execute and file an application for a Rubberized Asphalt Concrete Chip Seal Grant up to a maximum award amount of \$500,000.00 from the Department of Resources Recycling and Recovery (CalRecycle); and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is hereby authorized to accept and appropriate any funds received for this project for the purposes described above; and be it

FURTHER RESOLVED: That the City Council hereby appropriates any funds that are received for the Project under the State of California Other Grant Fund (2159) under a project number to be established; and be it

FURTHER RESOLVED: That the City Administrator is authorized to execute all grant documents, including, but not limited to, applications, agreements, amendments and requests for payment, necessary to secure said grant funds and implement the approved grant project; and be it

FURTHER RESOLVED: That the authorizations set forth herein are effective for five (5) years from the date of adoption of this resolution; and be it

FURTHER RESOLVED: That all agreements shall be reviewed and approved by the City Attorney's Office for form and legality prior to execution.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 15 2011, 20

PASSED BY THE FOLLOWING VOTE:

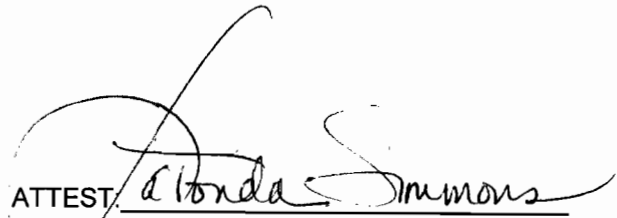
AYES - ~~BROOKS~~, DE LA FUENTE, KAPLAN, ~~KERNIGHAN~~, NADEL, SCHAAF, BRUNNER, and PRESIDENT REID - 6

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Brooks, Kernighan - 2

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