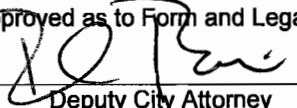


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2012 JUN 28 PM 12:42

Approved as to Form and Legality  
  
Deputy City Attorney

## OAKLAND CITY COUNCIL

Resolution No. 83986 C.M.S.

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**RESOLUTION AUTHORIZING AN AGREEMENT WITH AC TRANSIT TO CONTINUE OPERATING THE CITY OF OAKLAND BROADWAY SHUTTLE FOR TWO ADDITIONAL YEARS, AT AN INITIAL COST OF \$767,040 EACH YEAR, AND AUTHORIZING THE CITY ADMINISTRATOR TO INCREASE THIS CONTRACT AMOUNT FOR EXPANDED SHUTTLE HOURS OR FREQUENCY OF SERVICE USING ANY ADDITIONAL PUBLIC AND PRIVATE GRANTS AND FINANCIAL SUPPORT SECURED WITHIN THE TWO-YEAR TERM OF THE CONTRACT WITHOUT RETURNING TO COUNCIL**

**WHEREAS**, the City of Oakland Broadway Shuttle (“Shuttle”) began operating on July 28, 2010 Monday-Friday 7am-7pm, and expanded in July, 2011 to include Friday and Saturday nighttime service; and

**WHEREAS**, the Shuttle now carries over 14,100 downtown workers, residents and visitors each week; and

**WHEREAS**, the Shuttle promotes economic development activity by connecting major transit stations including BART, Amtrak, the Ferry and AC Transit to office buildings, local businesses and other final destinations; and

**WHEREAS**, the Shuttle improves accessibility and mobility in all of the commercial districts within the Central Business District, including Jack London Square, Chinatown, Old Oakland, City Center, Uptown, Lake Merritt Office District, Valdez Triangle and Koreatown-Northgate; and

**WHEREAS**, the Shuttle supports local businesses, property owners and office tenants in the Central District by encouraging residents, workers and visitors to circulate and explore the businesses in the Central District neighborhoods; and

**WHEREAS**, the Shuttle reduces automobile emissions and improves the environment by replacing downtown automobile trips with transit trips; and

**WHEREAS**, government grants and private funding contributions will cover Shuttle costs during over the next two years; and

**WHEREAS**, on January 5, 2010, the City Council authorized the City Administrator to enter into a contract with AC Transit to operate the Shuttle from July 26, 2010 until July 25, 2012, and wishes to continue such operations; and

**WHEREAS**, the City Council finds that the services provided pursuant to the agreement are of a professional, scientific or technical nature, are temporary in nature, and shall not result in the loss of employment or salary by any person having permanent status in the competitive service; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Administrator or his or her designee to negotiate and execute an agreement with AC Transit to operate the Shuttle for two years beginning on July 26, 2012, at a cost not to exceed \$767,040 per year for current levels of service; and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to accept any additional public and private grants and financial support for the Shuttle without returning to Council, and be it

**FURTHER RESOLVED:** That the City Council hereby authorizes the City Administrator to increase the amount of the AC Transit contract using said funds to reflect increased Shuttle hours and/or frequency of service without returning to Council; and be it

**FURTHER RESOLVED:** That the Office of the City Attorney shall approve the agreements and all such other documents, applications, agreements, and amendments, as to form and legality; and be it

**FURTHER RESOLVED:** That the City Administrator or his or her designee is authorized to take any actions with respect to the Shuttle consistent with this Resolution and its basic purposes.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 17 2012

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, ~~Brunner~~, DE LA FUENTE, ~~Kernighan~~, KERNIGHAN, NADEL, SCHAAF, AND PRESIDENT REID - 6


NOES - 0

ABSENT - Brunner - 1

ABSTENTION - 0

Excused - Kaplan - 1

ATTEST

  
LATONDA SIMMONS  
City Clerk and Clerk of the Council of  
the City of Oakland, California