

**CITY OF OAKLAND  
COUNCIL AGENDA REPORT**

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2004 MAY 26 AM 10: 07

TO: Office of the City Manager  
ATTN: Deborah Edgerly  
FROM: Community and Economic Development Agency  
DATE: June 8, 2004

RE: **RESOLUTION ACCEPTING AND APPROPRIATING \$1,450,000 IN ALAMEDA COUNTY CONGESTION MANAGEMENT AUTHORITY TRANSPORTATION IMPROVEMENT PROGRAM (CMA TIP) FUNDS FOR PHASE II BROADWAY IMPROVEMENTS AND AUTHORIZING A FUNDING AGREEMENT FOR THE CMA TIP FUNDS.**

**SUMMARY**

The Community and Economic Development Agency (CEDA) is recommending approval of a resolution to accept and appropriate the Alameda County Congestion Management Authority's award of \$1,450,000, and to authorize the City Manager or her designee to enter into a funding agreement with the Congestion Management Authority's Transit Improvement Program to implement the Phase II Broadway Improvements.

The City of Oakland was awarded a \$1,450,000 grant from the CMA TIP to complete Phase II Broadway Improvements in February 2004. This will allow the City to proceed with the second phase of improvements on Broadway. The project includes new sidewalks, benches, bicycle racks, litter containers, news racks, trees and landscaping on Broadway from 11<sup>th</sup> to 13<sup>th</sup> and 15<sup>th</sup> to 17<sup>th</sup> Streets on the east side and 14<sup>th</sup> to 15<sup>th</sup> Streets on the west side. The project is scheduled to start construction in August 2004. Subsequent phases of construction are planned for Broadway from 17<sup>th</sup> to 20<sup>th</sup> Streets, Latham Square, and Telegraph Avenue from 16<sup>th</sup> to 20<sup>th</sup> Streets. Approximately \$9,275,000 in funding has been secured from a combination of \$6,355,000 in Measure B Funds and \$2,920,000 in Agency funds to finance these projects. The Measure B Funds were appropriated in the FY03-05 Capital Improvement Project budget. The \$2,920,000 in Agency funds were appropriated in the FY03-05 budget. .

**FISCAL IMPACTS:**

There are no matching fund requirements for this grant. The acceptance and appropriation of this grant award increases the City's grant revenue by \$1,450,000. The funds will be used to pay for PWA staff costs and the construction required to implement the project. These grant funds will be allocated to the Congestion Mitigation and Air Quality (Fund 2164) for completion of the Phase II Broadway Improvements. The table below lists the funding sources for the Downtown Streetscape Improvement Project.

<b>Funding Source</b>	<b>Note</b>	<b>Amount</b>
<b>Secured</b>		
TEA 21 Funds w/ ORA match	Phase I(14 <sup>th</sup> & Broadway Transit Ctr.) –completed	\$1,200,000
CMA TIP Grant (no match required)	Phase II Sidewalks – target construction start Aug-04	\$1,450,000
Measure B and ORA Funds	Latham Square Redesign, Broadway 17 <sup>th</sup> to 20 <sup>th</sup> , Telegraph 16 <sup>th</sup> to 20 <sup>th</sup> Old Oakland-Washington St. 7 <sup>th</sup> to 9 <sup>th</sup>	\$9,275,000
<b>Total Secured Funding</b>		<b>\$11,925,000</b>

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## **BACKGROUND**

For several years, the City and Agency has planned to build streetscape improvements for the Downtown, along Broadway and Telegraph Avenue. In October 2000, pursuant to Resolution 76083 the City Council approved a Schematic Master Plan for Broadway, which called for new sidewalks, benches, bicycle racks, litter containers, news racks, street light enhancements, BART entry improvements, bus canopies, public art, trees and landscaping. However, neither the City nor the Redevelopment Agency had been able to identify enough funds to improve the entire 20-block corridor of Broadway, from I-880 to Grand Avenue that is described in the Schematic Master Plan. Accordingly, staff began seeking grants and investigating other potential sources of funding.

In October 2001, staff applied for \$3 million in State Transportation Improvement Program (STIP) funds to help pay for additional Broadway improvements. Because the improvements include bus, BART, and other transit enhancements, the project was identified as the "Downtown Oakland Intermodal Transit Center Project." In August 2001, the Alameda County Congestion Management Agency (CMA) decided to include Oakland's proposal in the draft list of STIP projects for FY 2002.

In January 2003, the CMA Board adopted additional criteria for prioritizing projects. Top priority was assigned to projects with a completed design that were ready to go to construction within six months. After staff provided several updates to the CMA, the CMA Board approved funding in February 2004 of the Phase II Broadway Improvement project in the amount of \$1,450,000. The project includes sidewalk replacement, benches, bicycle racks, litter containers, trees and landscaping on Broadway from 11<sup>th</sup> to 13<sup>th</sup> and 15<sup>th</sup> to 17<sup>th</sup> Streets on the east side and from 14<sup>th</sup> to 15<sup>th</sup> Street on the west side. The project is scheduled to start construction in August 2004.

Subsequent phases of construction are planned for Broadway from 17<sup>th</sup> to 20<sup>th</sup> Streets, Latham Square and Telegraph Avenue from 16<sup>th</sup> to 20<sup>th</sup> Streets. Approximately \$9,275,000 in funding will come from a combination of \$6,355,000 in Measure B Funds and \$2,920,000 in Agency funds to finance these projects. The Measure B Funds were appropriated in the 03-05 Capital Improvement Project budget. The \$2,920,000 in Agency funds were appropriated in the FY03-05 budget.

Currently, the Public Works Agency, with the assistance of civil engineering and landscape architectural firms are completing construction drawings for several phases of downtown streetscape projects. Phase II Broadway Improvement drawings are currently being packaged for bidding. Four other bid packages are planned to be completed by late spring of 2005.

## **KEY ISSUES AND IMPACTS**

The acceptance and appropriation of these funds will provide the City with additional funds to complete the Downtown Streetscape Improvement Project. A list of the Downtown Streetscape Improvement Projects with a schedule attached is listed below:

<b>PROJECT</b>	<b>SCHEDULE</b>	<b>FUNDING SOURCE</b>
<b>Phase II Broadway (11<sup>th</sup>-17<sup>th</sup> St.)</b>		<b>CMA TIP</b>
Design Complete	Mar 04	
Construction	Aug 04	
<b>Phase III Broadway (17<sup>th</sup> to 20<sup>th</sup> St.)</b>		<b>Measure B/Agency</b>
Design Complete	Jan 05	
Construction	Aug 05	
<b>Latham Square Re-Design</b>		<b>Measure B/Agency</b>
Design Complete	Jan 05	
Construction	Aug 05	
<b>Telegraph Streetscapes (16<sup>th</sup> to 20<sup>th</sup> St.)</b>		<b>Measure B/Agency</b>
Design Complete	Mar 05	
Construction	Aug 05	
<b>Old Oakland</b>		<b>Measure B/Agency</b>
Design Complete	Aug 04	
Construction	Mar 05	

The construction drawings are complete for the Phase II Broadway Improvements and are currently being packaged for bidding. Bidding is anticipated to be complete in June 2004. A recommendation for Council authorization of a construction contract is planned for July 2004. Construction is anticipated to start in August of 2004 and be completed by January 2005.

#### **SUSTAINABLE OPPORTUNITIES**

*Economic:* This project will support long-term efforts to create a vibrant pedestrian shopping district in the Latham Square, Telegraph and Broadway area and benefit neighborhood serving retail.

*Social Equity:* This project will promote pedestrian activity in the downtown and provide visual, human scale amenities and public art for each passerby. The contractor will achieve the local and small local business participation goals.

*Environmental:* Recycled content materials will be incorporated into the project.

#### **DISABILITY AND SENIOR ACCESS**

The streetscape improvements will meet all applicable State and Federal regulations regarding accessibility.

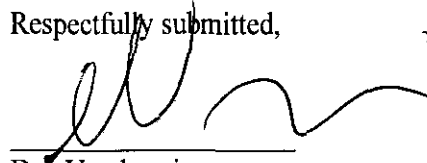
#### **RECOMMENDATION AND RATIONALE**

Staff recommends that the Council approve the resolution. By acceptance and appropriation of the CMA TIP grant award, the City will have additional resources to complete streetscape improvement projects.

**ACTION REQUESTED OF THE COUNCIL**

Staff requests approval of the resolution to accept and appropriate the Alameda County Congestion Management Authority's grant award of \$1,450,000, and to authorize the City Manager or her designee to enter into a funding agreement with the CMA TIP to implement the Phase II Broadway Improvements.


Respectfully submitted,



Dan Vanderpriem,  
Redevelopment Director, Community &  
Economic Development Agency

Prepared by:  
George Durney, Project Manager  
Downtown Redevelopment Area

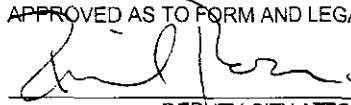
APPROVED AND FORWARDED  
TO THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE:

  
OFFICE OF THE CITY MANAGER

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

2004 MAY 26 AM 10: 07

APPROVED AS TO FORM AND LEGALITY:

  
DEPUTY CITY ATTORNEY

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C. M. S.

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**RESOLUTION ACCEPTING AND APPROPRIATING \$1,450,000 IN ALAMEDA COUNTY CONGESTION MANAGEMENT AUTHORITY TRANSPORTATION IMPROVEMENT PROGRAM (CMA TIP) GRANT FUNDS FOR PHASE II BROADWAY STREETScape IMPROVEMENTS, AND AUTHORIZING A FUNDING AGREEMENT FOR THE CMA TIP FUNDS**

**WHEREAS**, the City of Oakland wishes to receive transportation grant funds for a project known as the "Phase II Broadway Streetscape Improvement Project"; and

**WHEREAS**, the City of Oakland applied for \$3 million to the Alameda County Congestion Management Authority (CMA) for the Downtown Oakland Intermodal Transit Project and was awarded \$1,450,000 in CMA Transportation Improvement Program (TIP) funds to fund the Phase II Broadway Streetscape Improvement Project; and

**WHEREAS**, the CMA's award requires a resolution from the public entity's governing board authorizing the acceptance and appropriation of funds and identifying the individual authorized to enter into an agreement and carry out the project; and

**WHEREAS**, the City of Oakland is a public entity within the jurisdiction of the CMA, has an approved plan and is therefore, an eligible project sponsor for the CMA TIP funds; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Manager or her designee to accept and appropriate transportation funds for CMA TIP funding in the amount of \$1,450,000 to the Congestion Mitigation and Air Quality Fund #2164, for the Phase II Broadway Streetscape Improvement Project; and be it further

**RESOLVED:** That the City of Oakland has independently reviewed and considered this environmental determination, and the City finds and determines that this action complies with CEQA because this action on the part of the City is exempt from CEQA pursuant to section 15301 of the CEQA guidelines; and be it further

**RESOLVED:** That the City Council hereby designates the City Manager or her designee as the individual authorized to enter into an agreement and carry out the project; and be it further

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**RESOLVED:** That the City Manager or her designee is authorized to negotiate and execute a funding agreement with CMA for the TIP funds; and be it further

**RESOLVED:** That the City Manager or her designee is hereby authorized to execute documents, administer the CMA TIP grant, and take whatever other action is necessary and appropriate with respect to the project and the CMA TIP funds consistent with this Resolution and its basic purpose; and be it further

**RESOLVED:** That a copy of this Resolution will be placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2004

**PASSED BY THE FOLLOWING VOTE:**

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

NOES-

ABSENT-

ABSTENTION-

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**COMMUNITY & ECONOMIC  
DEVELOPMENT CMTE**

**JUN 8 2004**

ATTEST:

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