OAKLAND CITY COUNCIL

RESOLUTION No. __ 79018

2004 DEC 29 PHYSAL ZIEUR

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE FUNDS FROM UNION PACIFIC RAILROAD IN THE AMOUNT OF \$579,000 AND FROM THE OAKLAND ARMY BASE IN THE AMOUNT OF \$70,000 FOR THE IMPLEMENTATION OF THE LION CREEK RESTORATION PROJECT AT COLISEUM GARDENS PARK

WHEREAS, the Public Works Agency, Watershed Improvement Program has agreed to undertake the Lion Creek Restoration Project at Coliseum Gardens Park in coordination with the Oakland Housing Authority's housing redevelopment project at Coliseum Gardens; and

WHEREAS, the City Council has directed staff to implement the Lion Creek Restoration Project per Council Resolution No. 78750 on July 20, 2004 authorizing the expenditure of \$500,000 in Measure DD funds on the implementation of this project and Council Resolution No. 78816 on September 21, 2004 authorizing staff to apply for \$500,000 in grant funds from the Habitat Conservation Grants Program of the California State Department of Parks and Recreation for the implementation of this project; and

WHEREAS, Alameda County Flood Control and Water Conservation District has agreed to contribute in-kind services to the project in the form of demolition of the existing culvert, a service which is valued at approximately \$300,000; and

WHEREAS, Watershed Improvement Program staff have identified and negotiated to receive \$579,000 in mitigation funding from Union Pacific Railroad and \$70,000 in mitigation funding from the Oakland Army Base for construction costs of the Lion Creek Restoration Project; and

WHEREAS, these mitigation funds were generated from projects, independent of the City, that destroyed seasonal wetland areas; and

WHEREAS, regulations governing the expenditure of these mitigation funds stipulate the funds must be used to recreate habitat type similar to that which was destroyed; and

WHEREAS, the Lion Creek Restoration Project is located in an appropriate environment to create the required habitat; and

WHEREAS, these mitigation funds are needed in order to guarantee adequate funding for the implementation of the Lion Creek Restoration Project; and

WHEREAS, these mitigation funds serve as matching funds for a grant application Watershed Program staff have submitted to the California Department of Parks and Recreation for \$500,000; and

WHEREAS, the implementation of the Lion Creek Restoration Project will advance Mayor/City Council goals and objectives: #2 (Develop a Sustainable City), #3 (Improve Oakland Neighborhoods), #6 (Maintain and Enhance Oakland's Physical Assets), and #7 (Inspire Creativity and Civic Engagement); now, therefore be it

RESOLVED: that the City Council authorizes the City Administrator or her designee to accept and appropriate \$579,000 in mitigation funding, to be set up in Watershed Program Organization 30685 and Miscellaneous Grant Fund 2999, from Union Pacific Railroad for the implementation of the Lion Creek Restoration Project; and be it

FURTHER RESOLVED: that the City Council authorizes the City Administrator or her designee to accept and appropriate \$70,000 in mitigation funding from the Oakland Army Base for the implementation of the Lion Creek Restoration Project.

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IN COUNCIL, OAKLAND, CALIFORNIA,, 20	
PASSED BY THE FOLLOWING VOTE:	
AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN and PRESIDENT DE LA FUENTE-	7
NOES-	·
EXCUSED 1 - WAN	
ABSTENTION-	
ABSENT - 8 ATTEST: Wonda Simmons	
Interior City Clerk and Clerk of the Council	

of the City of Oakland, California



