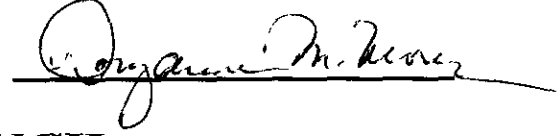


OFFICE OF THE CITY CLERK



2007 MAR 15 PM 2:05 OAKLAND CITY COUNCIL

RESOLUTION No. 80506 C.M.S.

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO APPLY FOR, ACCEPT AND APPROPRIATE GRANT FUNDS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) FROM THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION LAND AND WATER CONSERVATION FUND GRANT FOR THE WATERFRONT TRAIL PROJECT AT CRYER SITE**

**WHEREAS**, the Congress under Public Law 88-578 has authorized the establishment of a federal Land and Water Conservation Fund Grant-in-Aid program, providing Matching funds to the State of California and its political subdivision for acquiring lands and developing Facilities for public outdoor recreation purposes; and

**WHEREAS**, the California Department of Parks and Recreation is responsible for administration of the program in the State, setting up necessary rules and procedures governing Applications by local agencies under the program; and

**WHEREAS**, said adopted procedures established by the State Department of Parks and Recreation require the Applicant to certify by resolution the approval of Applications and the availability of eligible Matching funds prior to submission of said Applications to the State; and

**WHEREAS**, the proposed Waterfront Trail Project at Cryer Site (Project) is consistent with the Statewide Comprehensive Recreation Resources Plan *California Outdoor Recreation Plan – 2002*; and

**WHEREAS**, the Project must be compatible with the land use plans of those jurisdictions immediately surrounding the Project; and

**WHEREAS**, the City of Oakland (“Applicant”) desires to apply for a Land and Water Conservation Fund (LWCF) grant and submit the Application Package to be released by the State Department of Parks and Recreation for the LWCF Program; and

**WHEREAS**, staff has determined that the dollar-for-dollar matching funds required by the grant will be provided for by previously allocated public and private funds and through in-kind donations accepted and approved by LWCF as the basis of LWCF grant funding; now, therefore, be it

**RESOLVED:** That the City Council approves the filing of an Application for LWCF assistance; and be it

**FURTHER RESOLVED:** That the City Administrator, or her designee, is hereby authorized and directed to apply for, accept, and appropriate grant funds from the State of California Department of Parks and Recreation LWCF for the 2007 Program Year, and be it

**FURTHER RESOLVED:** That the City of Oakland has Matching funds from the following source(s): Measure DD bond funds and can finance 100 percent of the Project, half of which shall be reimbursed; and be it

**FURTHER RESOLVED:** That the City of Oakland certifies that the Project is compatible with the land use plans of those jurisdictions immediately surrounding the Project; and be it

**FURTHER RESOLVED:** That the City Council appoints the City Administrator, as agent of the Applicant, to conduct all negotiations and execute and submit all documents, including, but not limited to, Applications, contracts, amendments, payment requests, and compliance with all applicable current state and federal laws which may be necessary for the completion of the aforementioned Project; and be it

**FURTHER RESOLVED:** That a copy of this Resolution will be transmitted to the State of California, Department of Parks & Recreation, and placed on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, APR 3 2007, 2007

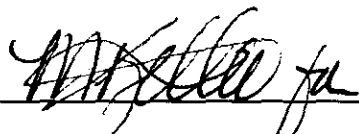
**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, ~~NISSK~~, QUAN, REID, AND  
PRESIDENT DE LA FUENTE, - 7

NOES- 0  
ABSENT- 0

ABSTENTION- 0  
Excused - Nadel - 1

ATTEST:



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