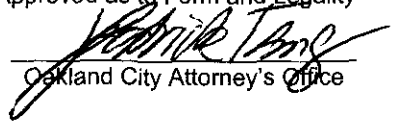


OFFICE OF THE CITY CLERK  
OAKLAND

2006 FEB -1 PM 3: 27

Approved as to Form and Legality

  
Oakland City Attorney's Office

OAKLAND CITY COUNCIL

79777

Resolution No. \_\_\_\_\_ C.M.S.

Introduced by Councilmember \_\_\_\_\_

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE \$1,844,000.00 OF PROPOSITION 42 (TRANSPORTATION CONGESTION IMPROVEMENT ACT) FUNDS FOR LOCAL STREET AND ROAD REHABILITATION IN FISCAL YEAR 2005-06 AND APPROPRIATE \$520,000 OF ACTIA/ MEASURE B FUNDS IN FISCAL YEARS 2005-06 AND 2006-07 FOR THE SPEED BUMP PROGRAM**

**WHEREAS**, a portion of the sales tax on gasoline was dedicated to transportation as approved by voters with the passage of Proposition 42 in 2002; and

**WHEREAS**, Proposition 42 revenues are projected to total \$1.3 billion statewide for fiscal year 2005-06; and

**WHEREAS**, the City of Oakland's allocation of Proposition 42 revenues for local street and road rehabilitation is \$1,844,000 for fiscal year 2005-06; and

**WHEREAS**, \$520,000.00 of the Proposition 42 revenues was allocated to the speed bump program during the Fiscal Year 2005-07 budget process; and

**WHEREAS**, the funds dedicated to local streets and roads from Proposition 42 must be spent on local street and road rehabilitation; and

**WHEREAS**, ACTIA / Measure B funds are available to replace the Proposition 42 funds allocated to the speed bump program for Fiscal Years 2005-07; and

**WHEREAS**, the Proposition 42 funds will be used to reduce the City's current backlog of street maintenance needs; and

**WHEREAS**, the ACTIA / Measure B funds will be used to fund the City's speed bump program; and

**WHEREAS**, the primary objective of street rehabilitation is to provide a well maintained and safe travel path for all travelers, including motor vehicles, pedestrians, bicyclists, and people with mobility impairments; and

**WHEREAS**, the rehabilitation of Oakland streets is consistent with the City Council Budget Goal to provide for clean well maintained and accessible streets, sidewalks, facilities, amenities, parks, recreational facilities, and trees; and

**WHEREAS**, the Proposition 42 funds must be spent before June 30, 2007; now, therefore, be it

**RESOLVED**: That the City of Oakland City Administrator, or her designee, is authorized to appropriate \$520,000.00 of ACTIA / Measure B funds (Fund 2211) for the speed bump program (Organization 92246, Project C159830); and be it

**RESOLVED**: That the City of Oakland City Administrator, or her designee, is authorized to accept and appropriate said funds to the Traffic Congestion Relief Fund (2141), Heavy Paving Organization (92480), Street Resurfacing Project; and be it

**FURTHER RESOLVED**: That the City Administrator, or her designee, is authorized on behalf of the City of Oakland, to execute and submit all documents, payment requests and related actions, as well as to accept and appropriate any additional funds received from Proposition 42 revenues for local street and road rehabilitation.

**MAR - 7 2006**

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2006

**PASSED BY THE FOLLOWING VOTE:**

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID, CHANG, AND  
~~PRESIDENT DE LA FUENTE~~ → *C*

NOES - *Ø*

ABSENT - *Ø*

ABSTENTION - *Ø*

*Excused - Reid,  
DeLaFuente-2*

ATTEST: *Latonda Simmons*  
LATONDA SIMMONS  
City Clerk and Clerk of the Council of  
the City of Oakland, California