

CITY OF OAKLAND

AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2008 OCT 30 PM 3:37

TO: Office of the City Administrator
ATTN: Dan Lindheim
FROM: Community and Economic Development Agency
DATE: November 12, 2008

RE: **Resolution Authorizing The City Administrator, Or Designee, To Apply For, Accept And Appropriate Up To Seven Hundred Thousand Dollars (\$700,000.00) In Grant Funds From The California Department Of Parks And Recreation Recreational Trails Program For The Fruitvale Avenue To High Street Bridge – Inner Harbor Bay Trail Segment Of The Oakland Waterfront Trail**

SUMMARY

A resolution has been prepared authorizing the City Administrator, or designee, to apply for, accept and appropriate up to \$700,000.00 in grant funds from the California Department of Parks and Recreation Recreational Trails Program for a critical gap closure project on the Oakland Waterfront Bay Trail. The approximately 550 foot long Fruitvale Avenue To High Street Bridge project will link two adjoining segments of Class I (off-street) multi-use bicycle and pedestrian trail completing the trail between the two bridges, as specified in the Regional Bay Trail Plan.

FISCAL IMPACTS

This project is part of the voter-approved Bond Measure DD Waterfront projects and leverages these funds as well as other grant funds to complete the construction. The estimated cost for constructing this project is \$2,000,000.00. Approval of this resolution will allow the City to apply for, accept and appropriate up to \$700,000.00 in grant funding from the California Parks and Recreation Recreational Trails Program to complete this project. Funding will be appropriated to the Recreational Trails Program Fund (2134); Project Delivery Organization (92270); project number to be determined.

BACKGROUND

In accordance to Resolution No. 81021 C.M.S., the Oakland Waterfront Bay Trail project is identified as a high priority on the City's Park Project Prioritization list. Additionally, the project is a priority on the City, County and Regional Bike Plans. The project is located on the 500 mile San Francisco Bay Trail spine along the inner harbor waterfront, and thus is highly eligible for funding. The project was identified as a priority gap closure project on the 2005 Bay Trail Gap Closure Analysis. No other current projects were identified that would so closely meet the Recreational Trail program's funding criteria. The City's adopted priority for selecting park projects for grant opportunities places highest priority on under-funded Measure DD projects.

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KEY ISSUES AND IMPACTS

The primary goal of this project is to extend the Waterfront Bay Trail eastward along the inner Harbor, with the ultimate goal of connecting the Martin Luther King, Jr. Shoreline Park with Jack London Square. Acceptance of these funds responds to the public's interest in completing the waterfront trail, using the voter approved Measure DD funds and various grant funding sources. The inner harbor trail poses various physical challenges to trail development, including extensive remediation, lack of sufficient width for a trail, and dramatic changes in elevation between existing shoreline frontage. Acceptance of these grant funds provides needed supplemental funding to overcome the challenges so that the trail development can continue to progress.

The Fruitvale Avenue to High Street project will be under preliminary design and construction in Winter 2009 and will be completed in Winter 2010.

The City will maintain the new facilities, including paved paths, architectural details, landscaped areas, retaining walls and site furnishings. It is estimated that staff would be required to provide inspection and minor maintenance (staff, vehicle, materials and equipment). Funds are not currently available for the operations and maintenance of this project and staff would need to be drawn from other areas to perform maintenance.

PROJECT DESCRIPTION

The project constructs an approximately 550 foot long structural trail segment that closes a gap to provide a continuous Class I multi-use trail from the Fruitvale Avenue Bridge to the High Street Bridge along the Inner Harbor. Design elements include an on-grade concrete trail, a pile supported structural section of trail, associated landscaping and building screening. Signage and an historic interpretive exhibit may also be included in the project.

SUSTAINABLE OPPORTUNITIES

Economic: Project implementation provides the opportunity to use local contractors that offer employment to Oakland residents, thereby strengthening the local economy. Development of the trail is also expected to benefit Oakland economically, by attracting visitors to our City and providing an attractive local recreational facility for existing and prospective residents.

Environmental: The projects will encourage walking and bicycling, thereby reducing vehicle emissions, noise pollution, and fuel consumption. The City's construction contract guidelines encourage the use of recyclable materials and waste reduction.

Social Equity: This project will provide greater accessibility and safety to persons who depend on walking, bicycling and public transit to access jobs and services, such as low-income and senior citizens, persons with disabilities, and children.

DISABILITY AND SENIOR CITIZEN ACCESS

The Project will comply with the Americans with Disabilities Act, will be reviewed by appropriate regulatory bodies, and will conform to all community requirements related to disability and senior citizen access.

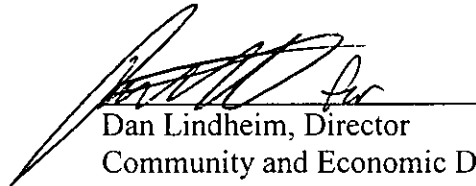
RECOMMENDATIONS AND RATIONALE

Staff recommends approval of the resolution to authorize the City Administrator, or designee, to apply for, accept and appropriate grant funds from the California Department of Parks and Recreation Recreational Trails Program for an amount up to \$700,000.00.

ACTION REQUESTED OF THE CITY COUNCIL

Staff requests that Council approve the resolution.

Respectfully submitted,

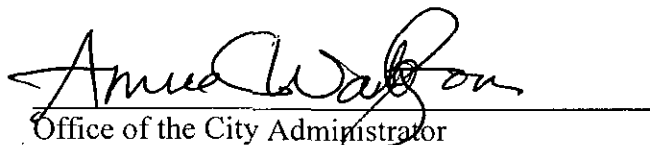


Dan Lindheim, Director
Community and Economic Development Agency

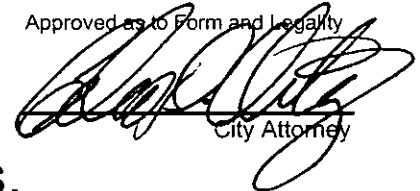
Reviewed by:
Michael J. Neary, P.E., Deputy Director, CEDA
Department of Engineering and Construction

Prepared by:
Diane Tannenwald, CIP Coordinator
Project Delivery Division

APPROVED AND FORWARDED TO
THE PUBLIC WORKS COMMITTEE:



Office of the City Administrator



City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO APPLY FOR, ACCEPT AND APPROPRIATE UP TO SEVEN HUNDRED THOUSAND DOLLARS (\$700,000.00) IN GRANT FUNDS FROM THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION RECREATIONAL TRAILS PROGRAM FOR THE FRUITVALE AVENUE TO HIGH STREET BRIDGE – INNER HARBOR BAY TRAIL SEGMENT OF THE OAKLAND WATERFRONT TRAIL

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WHEREAS, the Fruitvale Avenue to High Street Bridge – Inner Harbor Bay Trail segment the Oakland Waterfront Trail (Project) is a priority on the City and Regional Bike Plans and listed on the 2005 San Francisco Bay Trail Gap Closure Analysis; and

WHEREAS, the “Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users” provides funds to the State of California for Grants to federal, state, local and non-profit organizations to acquire, develop and/or maintain motorized and non-motorized trail Projects; and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the State, setting up necessary procedures governing Project Application under the program; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the Applicant to certify by resolution the approval of Application(s) before submission of said Application(s) to the State; and

WHEREAS, the Applicant will enter into a Contract with the State of California to complete the Project(s); now, therefore, be it

RESOLVED: that the Oakland City Council hereby:

1. Approves the filing of an Application for the Recreational Trails Program; and
2. Certifies that the Project is consistent with the Applicant’s general plan or the equivalent planning document; and
3. Certifies that said Applicant has or will have available prior to commencement of any work on the Project(s) included in this Application, sufficient funds to operate and maintain the Project(s); and
4. Certifies that the Applicant has reviewed, understands, and agrees to the General Provisions contained in the Contract shown in the Procedural Guide; and

5. Appoints the City Administrator, or his/her designee, as agent to conduct all negotiations, execute and submit all documents, including, but not limited to Applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the Project.
6. Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines; and be it

FURTHER RESOLVED: That if the funding is approved, said funding will be appropriated to the California Parks and Recreation (2134); Project Delivery Capital Organization (92270), under a project number to be established for the Fruitvale Avenue to High Street Bridge – Inner Harbor Bay Trail segment of the Oakland Waterfront Trail; and that the City of Oakland has additional funds from the following source: Bond Measure DD (Fund 5320) and can finance 100 percent of the Project; and be it

FURTHER RESOLVED: That the City Administrator, or designee, is authorized, on behalf of the City of Oakland, to negotiate, apply for, accept, submit and execute all documents, including, but not limited to, applications, permits, contracts, amendments, payment requests, and related actions for the completion of this Project; and be it

FURTHER RESOLVED: That should additional funds be received for this Project, the City Administrator, or designee, is authorized on behalf of the City of Oakland, to negotiate, apply for, accept, appropriate, submit and execute all documents, including but not limited to, grant applications, contracts, amendments, payment requests, and related actions for the completion of this Project without return to Council; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
 LaTonda Simmons
 City Clerk and Clerk of the Council
 of the City of Oakland, California