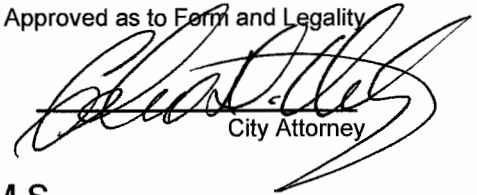


FILED
OFFICE OF THE CITY CLERK
OAKLAND
2009 MAR 26 PM 6:54

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

RESOLUTION No. 81916 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY OF OAKLAND TO ACCEPT AND APPROPRIATE ONE HUNDRED AND TWENTY FIVE THOUSAND DOLLARS (\$125,000.00) IN 2008-09 TRANSPORTATION FUND FOR CLEAN AIR GRANT FUNDS FOR THE OAKLAND BAY TRAIL GAP CLOSURE PROJECT (FRUITVALE BRIDGE TO PARK STREET BRIDGE)

WHEREAS, AB 434 (Sher; Statutes of 1991) and AB 414 (Sher, Statutes of 1995) permit the Bay Area Air Quality Management District to collect a fee of up to \$4.00 per vehicle per year for the Transportation Fund for Clean Air (TFCA) and related programs to reduce emissions from motor vehicles; and

WHEREAS, the Alameda County Congestion Management Agency (CMA) has been designated by the Bay Area Air Quality Management District as program manager in Alameda County for the annual allocation of TFCA program funds; and

WHEREAS, no local match is required for TFCA Program Manager funds; and

WHEREAS, the City of Oakland applied for \$125,000.00 in 2008-09 TFCA funds for the Oakland Bay Trail Gap Closure Project (Fruitvale Bridge to Park Street Bridge) for a project that will improve air quality; and

WHEREAS, the Community and Economic Development Agency has requested a waiver of the 1.5% public art fee for this project because TFCA guidelines restrict funding use to project implementation; now, therefore, be it

RESOLVED: That the City Council hereby authorizes acceptance and appropriation of \$125,000.000 in 2008-09 Transportation Fund for Clean Air grant funds for the Oakland Bay Trail Gap Closure (Fruitvale Bridge to Park Street Bridge); and be it

FURTHER RESOLVED; That said \$125,000.000 funds for the Oakland Bay Trail Gap Closure (Fruitvale Bridge to Park Street Bridge) be deposited into the Transportation Fund for Clean Air Fund (2166) and appropriated to the Project Management Capital Organization (92270), and a new project number will be established; and be it

FURTHER RESOLVED: That the City Administrator or his 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 appropriate any additional grant funds received for the completion of this project.

IN COUNCIL, OAKLAND, CALIFORNIA, APR 21 2009, 20

PASSED THE FOLLOWING VOTE:

AYES – BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT BRUNNER – 8

NOES – 0

ABSENT – 0

ABSTENTION – 0

ATTEST:



Lajonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California