


Oakland City Attorney's Office

OFFICE

2006 JUN 29 PM 1:21

OAKLAND CITY COUNCIL

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RESOLUTION NO. 80030 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION AUTHORIZING THE CITY OF OAKLAND TO APPLY FOR, ACCEPT, AND APPROPRIATE UP TO FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00) IN FY 2006-07 TRANSPORTATION FUND FOR CLEAN AIR (TFCA) FUNDS FOR THE MACARTHUR BOULEVARD BIKEWAY, PARK BOULEVARD TO LINCOLN AVENUE GAP CLOSURE

WHEREAS, the City of Oakland supports clean air and wishes to take action to enhance air quality within the Bay Area; and

WHEREAS, the Bay Area Air Quality Management District solicited employer proposals for FY 2006-07 Transportation Fund for Clean Air projects that reduce air pollution, pursuant to Health and Safety Code Sections 44225 and 44241; and

WHEREAS, the City of Oakland desires to apply for, accept and appropriate up to \$400,000.00 in funding for the MacArthur Boulevard Bikeway, Park Boulevard to Lincoln Avenue Gap Closure, from the Bay Area Air Quality Management District; and

WHEREAS, the Public Works Agency has requested a waiver of the 1.5% public art fee for this project because TFCA guidelines prohibit the use of grant funds for public art when public art is not a project component; and

WHEREAS, the City of Oakland will provide the required 10 percent local match for the TFCA funds from Bicycle Transportation Account funds totaling \$166,200.00 available in the California Department of Transportation Fund (2140), Traffic Engineering Organization (92246), MacArthur-Park/Lincoln Project (G258810); and \$23,000.00 for design is available in the MTC Transportation Development Act (TDA) Article 3 Fund (2162), Traffic Engineering Organization (92246), MacArthur Boulevard TDA Project (G217410); and

WHEREAS, said funding will allow the City to close the MacArthur Boulevard Bikeway gap between Park Boulevard and Lincoln Avenue, a priority project on the City, County, and Regional bike plans; now, therefore, be it

RESOLVED: That the City Council hereby authorizes the City of Oakland to apply for, accept, and appropriate up to \$400,000.00 in FY 2006-07 TFCA funds to design and construct the MacArthur Boulevard Bikeway, Park Boulevard to Lincoln Avenue Gap Closure; and be it

FURTHER RESOLVED: That if awarded, grant funds totaling up to \$400,000.00 shall be deposited and appropriated into the Bay Area Air Quality Management District Fund (2166), Traffic Engineering Organization (92246), and Project (G258820), to be established; 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 appropriate any additional funds received for the completion of the project; and be it

FURTHER RESOLVED: That the City's 1.5% public art fee is hereby waived; and be it

FURTHER RESOLVED: That should additional funds be received for this project, the City Administrator, or her designee, is hereby authorized to accept and appropriate the same for the purposes described above.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 18 2006, 2006

PASSED BY THE FOLLOWING VOTE:

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

NOES — 0

ABSENT — 0

ABSTENTION — 0

ATTEST:



LATONDA SIMMONS

City Clerk and Clerk of the Council
Of the City of Oakland, California