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Approved as to Form and Legality

  
Deputy City Attorney

## OAKLAND CITY COUNCIL

Resolution No. 81133 C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR, ACCEPT AND APPROPRIATE UP TO TWO HUNDRED AND FORTY FIVE THOUSAND DOLLARS (\$245,000) FROM THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) COMMUNITY-BASED TRANSPORTATION PLANNING GRANT FUNDS FOR THE INTERNATIONAL BOULEVARD CORRIDOR TRANSIT-ORIENTED DEVELOPMENT PLAN FOR THE SAN ANTONIO, FRUITVALE AND ELMHURST NEIGHBORHOODS**

**WHEREAS**, the City of Oakland (“City”) wishes to submit an application to the California Department of Transportation (“Caltrans”) for up to \$245,000 in funding for a Community-Based Transportation Planning Grant for the International Boulevard Corridor Transit-Oriented Development Plan, for the San Antonio, Fruitvale and Elmhurst neighborhoods (“Project”); and

**WHEREAS**, Caltrans grant procedures require applicants to certify by resolution the approval of the application, and the identification of a designated City representative who will sign acceptance of the grant if awarded; and

**WHEREAS**, the regulations for the Community-Based Transportation Planning Grant allows the City to name a sub-recipient of the grant, and in doing so, relieves the City from subsequent bidding requirements for third party contracts, per 46 CFR, Part 18, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments; and

**WHEREAS**, the City has named as a sub-recipient of the grant the Transportation and Land Use Coalition (“TALC”), a certified 501(c)3 non-profit corporation, within the scope of work for the Project, due to TALC’s unique position as a “partnership of 90 groups working for a sustainable and socially just Bay Area,” and will collaborate with that organization for outreach to the residents and merchants of International Boulevard, particularly in the neighborhoods of San Antonio, Fruitvale, and Elmhurst; and

**WHEREAS**, the proposed Project meets the criteria of the Grant program to “support livable/sustainable community concepts, with a transportation or mobility objective and promote community identity and quality of life” through its scope of work to produce zoning changes, design concepts, streetscape improvements and

plans for potential infill sites along the International Boulevard corridor, produced with the active participation of the residents, institutions and the merchants in the neighborhoods of San Antonio, Fruitvale and Elmhurst; and

**WHEREAS**, the intended result of the proposed Project is to give the residents of the International Boulevard corridor an opportunity to guide redevelopment, and to plan for the streetscape improvements on the corridor; and

**WHEREAS**, the Project is supported by the Metropolitan Transportation Commission, the Association of Bay Area Governments, AC Transit, the East Bay Asian Youth Center and other local community-based organizations; and

**WHEREAS**, the requirements of the California Environmental Quality Act of 1970 ("CEQA"), the CEQA Guidelines as prescribed by the Secretary of Resources, and the provisions of the Environmental Review Regulations of the City of Oakland have been satisfied, and the requirements of the National Environmental Policy Act ("NEPA") must be addressed prior to funding; now, therefore, be it

**RESOLVED:** That the City Council hereby authorizes the City Administrator or her designee to execute and file an application to Caltrans for an amount up to \$245,000 in funding for a Community-Based Transportation Planning Grant for the International Boulevard Corridor Transit-Oriented Development Plan, for the San Antonio, Fruitvale and Elmhurst neighborhoods, to accept such funding if awarded, and to appropriate such funding for requisite planning activities associated with the Project to California Department of Transportation Grant Fund (to accept such funding if awarded, and to appropriate such funding for requisite planning activities associated with the Project to California Department of Transportation Fund (2140), Administrative & Planning Services Org (92210), project to be determined; and be it

**FURTHER RESOLVED:** That should additional funds be received for the Project, the City Administrator, or her designee, is hereby authorized to accept and allocate the same for the purposes described above; and be it

**FURTHER RESOLVED:** That, if awarded, the City will include the Project as a formal work element in the City's overall work program; and be it

**FURTHER RESOLVED:** That there is no legal impediment to the City making applications for the funds; and be it

**FURTHER RESOLVED,** that there is no pending or threatened litigation that might in any way adversely affect the proposed Project, or the ability of the City to deliver such a Project; and be it

**FURTHER RESOLVED:** That a copy of this resolution will be transmitted to Caltrans in conjunction with the filing of the Grant application; and be it

**FURTHER RESOLVED:** That all documents shall be reviewed and approved by the Office of the City Attorney prior to execution, and all copies will be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 18 2008

**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