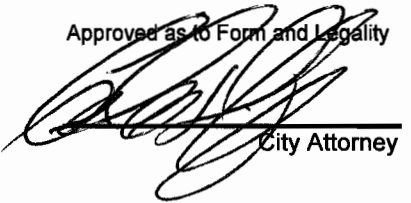


FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

**OAKLAND CITY COUNCIL**

  
City Attorney

2012 JUN 28 PM 12:36

RESOLUTION No. 84015 C.M.S.

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

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE UP TO FIVE MILLION SEVEN HUNDRED TWELVE THOUSAND FOUR HUNDRED FIFTY-THREE DOLLARS (\$5,712,453.00) OF FEDERAL HIGHWAY ADMINISTRATION AND STATE PROPOSITION 1B FUNDS FOR THE SEISMIC RETROFIT OF HEGENBERGER ROAD OVERHEAD (PROJECT NO. C347110)**

**WHEREAS**, the City completed the construction documents for the Seismic Retrofit of Hegenberger Road Overhead Project (Project No. C347110) and requested authorization to proceed with construction from the California Department of Transportation (Caltrans); and

**WHEREAS**, on April 16, 2012, Caltrans approved the construction phase of the project; and

**WHEREAS**, in order to comply with the grant fund requirements, a construction contract for this project must be awarded before August 16, 2012; now, therefore, be it

**RESOLVED:** That the City Administrator is authorized to accept and appropriate up to Five Million Seven Hundred Twelve Thousand Four Hundred Fifty-Three Dollars (\$5,712,453.00) of Federal Highway Administration and State Proposition 1B funds for the Seismic Retrofit of Hegenberger Road Overhead (Project No. C347110); and be it

**FURTHER RESOLVED:** That the City of Oakland, by adopting this resolution, does hereby agree that this project will comply with the funding requirements as set forth in the grant funding agreement; and be it

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

**FURTHER RESOLVED:** That the City Administrator is authorized to negotiate grant terms, execute, modify, amend and extend agreements, make expenditures, and take all other actions with respect to the grant funding and this project in accordance with this resolution and its basic purposes; and be it

**FURTHER RESOLVED:** That should additional funds be received for this project, such funds are hereby appropriated to the above named accounts, and the City Administrator is hereby authorized to accept the same for the purposes described above.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 17 2012

**PASSED BY THE FOLLOWING VOTE:**

AYES - BROOKS, ~~BRUNNER~~, DE LA FUENTE, ~~KAPLAN~~, KERNIGHAN, NADEL, SCHAAF and  
PRESIDENT REID ~ 6

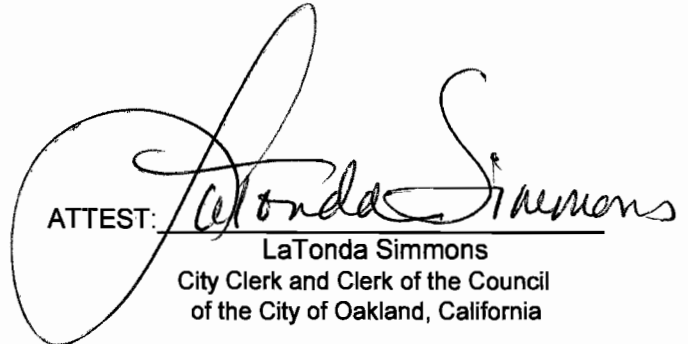
NOES - 0

Abstain - Brunner - 1

ABSTENTION - 0

Excused - Kaplan - 1

ATTEST:



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