

APPROVED AS TO FORM AND LEGALITY

  
FAITH HUI (Jan 15, 2016 16:56:47 PST)

CITY ATTORNEY'S OFFICE

## OAKLAND CITY COUNCIL

RESOLUTION NO. 91090 C.M.S.

---

**ADOPT A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE 1991 DELEGATED MAINTENANCE AGREEMENT BETWEEN THE CITY AND CALIFORNIA DEPARTMENT OF TRANSPORTATION TO INCLUDE MAINTENANCE ACTIVITIES RELATED TO THE OAKLAND ALAMEDA ACCESS PROJECT; AND MAKING CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS**

**WHEREAS**, the California Department of Transportation (Caltrans) has collaborated with the Alameda County Transportation Commission (ACTC), the project sponsor, and the City of Oakland (City) on the design of the Oakland Alameda Access Project (OAAP); and

**WHEREAS**, the Oakland Alameda Access Project's improvements will simplify I-880 freeway access; better connect the cities of Oakland and Alameda; and improve safety and reduce vehicle traffic on local streets in Chinatown, Jack London District, and Downtown; and

**WHEREAS**, the OAAP's improvements will change the ramp terminus for the Northbound I-880 Jackson Street on-ramp with the construction of a horseshoe connector between Posey Tube and Jackson Street, a widening of the Northbound I-880 Oak Street off-ramp, and removal of Northbound I-880 Broadway off-ramp; and

**WHEREAS**, the OAAP's improvements are recommended in the Oakland Downtown Transportation & Parking Plan (2003), Let's Bike Oakland Plan (2019), and the Final Downtown Oakland Specific Plan (2024); and

**WHEREAS**, an Agreement For Maintenance of State Highways in the City of Oakland between Caltrans and the City was executed on August 23, 1991, covering specific areas within the Caltrans right-of-way; and

**WHEREAS**, Caltrans requires that the superseding Agreement between Caltrans and the City of Oakland be amended to assign and expand maintenance responsibilities along State Route 260, Postmile R1.89, area: to include but not limited to the removal of persons experience homelessness in compliance with all applicable federal, state, and local laws and the maintenance of the pedestrian/bike path on the approach to the Webster Tube; and

**WHEREAS**, Caltrans requires that the superseding Agreement between Caltrans and the City of Oakland be executed before the OAAP can satisfy requirements for a construction contract advertisement; now, therefore, be it

**WHEREAS**, pursuant to Oakland Charter Article V, Section 504 (1), the City Administrator, when directed by the Council, may represent the City in intergovernmental relations and negotiate contracts for joint governmental actions, subject to Council approval: and

**WHEREAS**, Caltrans certified an Environmental Impact Report for the Oakland Alameda Access Project on August 20, 2021, and that approval of the amended Delegated Maintenance Agreement is within the scope of that environmental review and does not constitute a new discretionary project under CEQA; now, therefore, be it

**RESOLVED:** That the City Administrator be hereby authorized to negotiate and execute a Project Specific Maintenance Agreement for the OAAP; and be it

**FURTHER RESOLVED:** That nothing in this Resolution or the amended Delegated Maintenance Agreement shall be construed to expand the City's liability beyond that expressly provided in the Agreement or to require the City to perform activities inconsistent with applicable law; and be it

**FURTHER RESOLVED:** That the City Council finds that Caltrans certified an Environmental Impact Report for the Oakland Alameda Access Project on August 20, 2021, and that approval of the amended Delegated Maintenance Agreement is within the scope of that environmental review and does not constitute a new discretionary project under CEQA;” and be it

**FURTHER RESOLVED:** That a copy of the Amended Delegated Maintenance Agreement will be on file in the City Clerk's Office and will be approved for form and legality by the Office of the City Attorney.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE: **MAR 16 2026**

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND  
PRESIDENT JENKINS - 8 Ayes

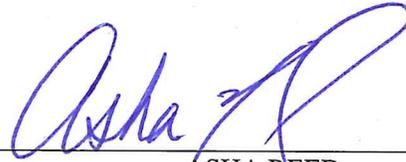
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 0

ATTEST:



ASHA REED

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