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OFFICE OF THE CITY CLERK  
OAKLAND

2009 DEC -3 PM 6:21

APPROVED AS TO FORM AND LEGALITY

*[Signature]*  
Office of the City Attorney

## OAKLAND CITY COUNCIL

RESOLUTION No. 82446 C.M.S.

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**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR GRANT FUNDS OF UP TO TEN MILLION DOLLARS (\$10,000,000) FROM THE U.S. DEPARTMENT OF ENERGY'S COMPETITIVE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (COMPETITIVE EECBG) UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (FEDERAL "STIMULUS PACKAGE") TO FUND ENERGY RETROFIT PROJECTS OF PUBLIC AND AFFORDABLE HOUSING BUILDINGS**

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**WHEREAS**, it is anticipated that the U.S. Government will award grant funds in the amount of approximately \$787 million dollars from the American Recovery and Reinvestment Act of 2009 (Federal Government's "Stimulus Package") to state and local governments to stimulate the economy by creating and preserving jobs, and

**WHEREAS**, the City of Oakland is eligible to receive a portion of the grants funds; and

**WHEREAS**, due to the urgent economic conditions, the federal government is releasing information on an ongoing basis regarding application deadlines and the criteria for funding and the types of programs and projects that will qualify for the funding and the Mayor, City Administrator and the City Council wish to be in the best posture (1) to be apprised of and updated regarding developments regarding the Stimulus Package and the City's options and (2) to prepare, complete and revise as necessary timely grant applications and (3) to obtain the maximum amount of grant funds for which the City of Oakland may be eligible; and

**WHEREAS**, the City learned that funds are available from the U.S. Department Of Energy's Competitive Energy Efficiency and Conservation Block Grant (Competitive EECBG) program and the City wishes to apply for a grant from the Stimulus Package for said purpose; now therefore be it

**RESOLVED:** that the City Council hereby authorizes the City Administrator or his designee to apply for, accept and appropriate up to \$10,000,000 in grant funds from the American Recovery and Reinvestment Act of 2009 (Federal "Stimulus Package") in order to fund energy retrofit

projects of public and affordable housing buildings operating in partnership with the Oakland Unified School District and the Oakland Housing Authority; and be it

**FURTHER RESOLVED:** that the City Council hereby authorizes the City Administrator to conduct negotiations, execute documents, and take any other action with respect to the grant and projects consistent with this Resolution and its basic purpose; and be it

**FURTHER RESOLVED:** that prior to execution, all contracts and agreements shall be reviewed and approved for form and legality by the Office of the City Attorney and a final copy shall be placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, DEC 8 2009

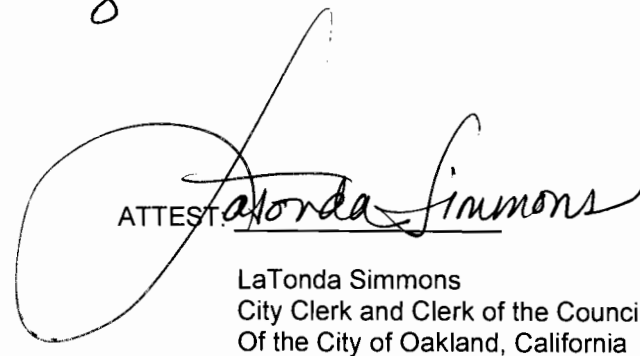
PASSED BY THE FOLLOWING VOTE:

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

NOES- 0

ABSENT- 0

ABSTENTION 0

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