

**CITY OF OAKLAND
COUNCIL AGENDA REPORT**

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OFFICE OF THE CITY CLERK
OAKLAND

2005 JUN 27 PM 4:02

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Community and Economic Development Agency and Public Works Agency
DATE: February 8, 2005

RE: REPORT ON THE STATUS OF MEASURE DD – THE OAKLAND TRUST FOR CLEAN WATER AND SAFE PARKS GENERAL OBLIGATION BOND PROGRAM; A RESOLUTION AUTHORIZING THE MODIFICATION OF THE MEASURE DD EXPENDITURE PLAN AUTHORIZED BY CITY COUNCIL RESOLUTION 77965; A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH FRIENDS OF OAKLAND PARKS AND RECREATION FOR ADMINISTRATIVE SUPPORT SERVICES TO THE MEASURE DD COMMUNITY COALITION IN AN AMOUNT NOT TO EXCEED TWENTY THREE THOUSAND SEVEN HUNDRED AND FIFTY TWO DOLLARS (\$23,752) FOR A TOTAL NOT TO EXCEED AMOUNT OF THIRTY NINE THOUSAND SEVEN HUNDRED AND FIFTY ONE DOLLARS (\$39,751) AND A RESOLUTION AUTHORIZING THE APPLICATION, ACCEPTANCE AND APPROPRIATION OF NINE MILLION DOLLARS FROM THE CALIFORNIA COASTAL CONSERVANCY FOR WATER QUALITY IMPROVEMENTS ASSOCIATED WITH THE LAKE MERRITT 12TH STREET IMPROVEMENT PROJECT AND ONE MILLION DOLLARS FOR LAKE MERRITT WATER QUALITY TECHNOLOGIES

SUMMARY

This report provides an update on the Measure DD (Oakland Trust for Clean Water and Safe Parks) bond program and recommends the following resolutions and actions:

- Resolution authorizing the modification of the Measure DD expenditure plan adopted by City Council in Resolution 77965 specific to the Lake Merritt Channel.
- Resolution amending the professional services contract with Friends of Oakland Parks and Recreation to provide administrative support services to the Measure DD Community Coalition from January 2005 to July 2006.
- Resolution authorizing the application for, acceptance, and appropriation of up to 10 million dollars from the California Coastal Conservancy for water quality and habitat improvements associated with the Lake Merritt Water Quality project and the 12th Street Improvement project.
- Approval of specific projects and budget allocations within the Lake Merritt System-wide Improvements category.

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- Approval to defer design work associated with improving the Lake Merritt Sailboat House until issuance of Series B and allocate \$1 million of the \$1.25 million in funds appropriated to this project to the Municipal Boathouse project and \$0.2 million to the Lake Merritt Bike/Pedestrian Path project to supplement their current project budget allocations.

Measure DD authorized \$198.25 million in general obligation bonds for Lake Merritt (\$88.25 million), Estuary Waterfront Access, Parks and Cleanup (\$53 million), Lake Merritt Channel projects (\$27 million), Recreation Facilities (\$20 million), and Creeks (\$10 million). Council has previously authorized spending the \$198.250 million in three consecutive series, Series 2003A, Series 2006B, and Series 2010C. Exhibit A lists Measure DD Series A legislated projects completed, underway, and to be completed in Series B and C.

The Measure DD Series A bond was sold in July 2003 (\$71,450,000) with the expectation that 85% of the \$70,579,000 appropriated to projects would be spent or encumbered by July 2006.

The majority of projects are progressing on or ahead of schedule and within budget. However, several projects have real estate and regulatory permitting issues that will likely extend their completion beyond July 2006. These projects include construction of the Bay Trail under the Fruitvale Bridge, construction of the Bay Trail on parcels adjacent to the three bridges, and securing easements for the Bay Trail on the Gallagher and Burk and Hanson Aggregate sites just south of the High Street Bridge.

The following exhibits are attached, and provide detailed project information:

- Exhibit A Project Status Summary
- Exhibit B Project Schedules
- Exhibit C Original 2003 Project Expenditure Plan
- Exhibit C-1 Revised Project Expenditure Plan
- Exhibit D Budget Tracking/Summary of Project Expenditures to Date
- Exhibit E Lake Merritt System-wide Improvement Project Options and Recommendations
- Exhibit F Grant Applications/Funding Requests Summary
- Exhibit G Studio One Interim Program Costs

Staff recommends that Council accept this status report, approve the proposed resolutions reappropriating Measure DD funds for the Lake Merritt Channel projects; approve an amendment to the existing professional services agreement with Friends of Oakland Parks and Recreation; and authorize application of Coastal Conservancy funds for the Lake Merritt Water Quality project and the 12th Street project.

FISCAL IMPACT

There is no fiscal impact to the City's General Fund associated with this status report and requested actions.

Measure DD authorized the issuance of general obligation bonds in the amount of \$198.25 million for the purpose of financing repair, construction and improvement of certain amenities at Lake Merritt, the Lake Merritt Channel, the Oakland Estuary waterfront, creeks, and other cultural and recreational facilities throughout Oakland. The total cost to fully implement all projects described under the Measure is approximately \$362 million. Since this number was calculated in 2003, the construction cost inflation rate has risen from 3% annually to over 6%, so the funding gap has increased. To fully implement all the projects under the bond measure, the City will need to aggressively pursue outside grant funds as well as state and federal appropriations. This will be especially true for projects that would be undertaken in outlying years, due to cost increases associated with inflation. However, the significant local commitment demonstrated by this successful bond measure places the City in a strong position to obtain outside funding. In the event that additional funding is not raised, the project Scope of Work will be revised to reflect available funds from Measure DD only. If this funding is not adequate to complete a reasonable project, staff would return to City Council with recommendations for reducing the scope of work or reprogramming of funds among the Measure DD projects.

Actions requested of City Council involving Measure DD funds include approval of the following:

- Resolution authorizing the modification of the Measure DD expenditure plan adopted by City Council in Resolution 77965 specific to the Lake Merritt Channel. Funds are available in the Measure DD Capital Improvement – Clean Water, Safe Parks Fund (Fund 5320) 7th Street Flood Control Structure (Project C244510) for the reappropriations suggested for the Lake Merritt Channel category of Measure DD.
- Resolution amending the professional services contract with Friends of Oakland Parks and Recreation to provide continued administrative services support to the Measure DD Community Coalition from January 2005 to July 2006. The proposed amendment will increase the value of the contract by \$23,752 from \$14,999 to a total contract amount of \$39,750. Funds are available in the Measure DD Capital Improvement – Clean Water, Safe Parks Fund (Fund 5320) Measure DD Administration (Project C241510) to pay for costs associated with providing support to the Measure DD Community Coalition.
- Resolution authorizing the application for, acceptance, and appropriation of \$10 million from the California Coastal Conservancy for water quality and habitat improvements associated with the Lake Merritt Water Quality project and the 12th Street Improvement

- project. Funds received from the California Coastal Conservancy will be appropriated to the State of California Grants – Other Fund (Fund 2159) as related projects to Lake Merritt 12th Street (Project C241610) and Lake Merritt Water Quality (Project C241710).
- Specific projects and budget allocations within the Lake Merritt System-wide Improvements category. Funds are available in the Measure DD Capital Improvement – Clean Water, Safe Parks Fund (Fund 5320), Lake Merritt Systemwide Improvements (Project C242110) for Series A projects recommended to be funded as a part of the Lake Merritt Systemwide Improvement Project. Funds for Series B projects will be appropriated as a part of the Series B issuance.
 - Defer design work associated with improving the Lake Merritt Sailboat House until issuance of Series B and allocate \$1 million of the \$1.25 million in funds appropriated to this project to the Municipal Boathouse project and \$0.2 million to the Lake Merritt Bike/Pedestrian Path project to supplement their current project budget allocations. Funds are available in the Measure DD Capital Improvement – Clean Water, Safe Parks Fund (Fund 5320) Lake Merritt Sailboat House (Project C242010) for re-appropriation to the Municipal Boathouse and Lake Merritt Bike/Pedestrian Path projects.

Measure DD provides capital improvement funding for a variety of projects including renovation and expansion of parkland, renovation of buildings, construction of a new sports center, new lighting and traffic signals, and acquisition of new open space and land for a waterfront trail. Projects are being designed to meet a high standard of energy efficiency and maintenance sustainability including use of durable, long lasting materials. In order to maintain the appearance and operation of these new and renovated facilities, a significant increase in maintenance funding will be needed as these improvements come on line. California law prohibits the use of general obligation bond funds such as Measure DD for ongoing maintenance or operating expenses, so another source must be identified before the first projects are completed in summer 2006. The estimated costs of these maintenance needs will be provided to City Council as part of the FY 05-07 budget process.

BACKGROUND

On November 5, 2002, Oakland voters overwhelmingly passed by an 80% percent margin Measure DD, (Oakland Trust for Clean Water and Safe Parks). The measure allows the City to sell bonds in order to raise funds for a variety of parks, clean-water protection and youth recreation projects. This significant local commitment is integral to the City's capability to obtain outside funding by providing matching funds. The projects were identified in the bond measure enabling Ordinance 12435 by the following five categories:

- Lake Merritt restoration and water quality improvements - \$88.25 million;
- Estuary waterfront access parks and clean up - \$53 million;
- Lake Merritt-to-Oakland Estuary connection (Lake Merritt Channel) - \$27 million;

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- Youth and public recreation facilities - \$20 million; and
- Creeks and waterways restoration and acquisition - \$10 million.

Of the \$198.25 million, current approved expenditures are as follows:

<u>Expenditure Description</u>	<u>Amount</u>	<u>% of Bond</u>
Direct Costs		
Land Acquisition, and Construction	\$135,801,250	68.5
Project Delivery	\$ 49,562,500	25.0
Public Art	\$ 2,973,750	1.5
Total Direct Costs	\$188,337,500	95%
Indirect Costs		
Program Staff	\$5,160,186	2.6
Contract Services	\$1,700,000	1.2
Cost of Bond Issuance	\$ 822,000	0.4
Contract Compliance (1½% of 75% of bond)	\$2,230,314	1.0
Total Indirect Costs	\$9,912,500	5%
Grand Total	\$198,250,000	100%

KEY ISSUES AND IMPACTS

The Measure DD Series A bond was sold in July 2003 with the expectation that 85% of the funds would be spent or encumbered by July 2006. The majority of projects are progressing on or ahead of schedule and within budget. Exhibit A provides an overview of project progress in a matrix format and is updated monthly by staff.

The key issues and impacts associated with Measure DD Series 2003A projects are highlighted by funding category, current funding allocation and scope of work as follows:

- Lake Merritt Projects

12th Street - \$9,500,000 - Design

Staff is working with the California Coastal Conservancy on a grant request to be reviewed by the Coastal Conservancy Board in May 2005 for up to nine million dollars in additional project funding. Coastal Conservancy has verbally committed to provide grant funding for the project using a portion of their proceeds from the State of California Proposition 50 water bond.

Funding from the Coastal Conservancy is necessary to fully implement the scope of work for 12th Street as envisioned by the Lake Merritt Master Plan. Without Coastal Conservancy funding, the project would not have enough money to construct the proposed bridges over the Channel, construct wetland habitat areas, or provide public access from the Lake to the Channel. Staff is working with the Lake Merritt Breakfast Club to initiate a capital campaign to extend the Necklace of Lights through the 12th Street area of the Lake. A presentation was given to the Club on January 27, 2005 to begin the process.

Water Quality - \$2,000,000

Along with the 12th Street project, application is being made to the State Coastal Conservancy for \$1 million of Proposition 50 funds to implement further water quality technologies at Lake Merritt.

Municipal Boathouse - \$6,500,000

A Request for Proposals to assist the City in obtaining a restaurant concessionaire for the facility was released on December 31, 2004, with a pre-proposal conference held at the boathouse on January 14, 2005. Proposals are due February 15, 2005. Project goals for the building as noted in the Lake Merritt Master Plan state that the selected restaurateur will participate financially in the completion of building interiors associated with the restaurant operation. The restaurateur may also be eligible for funding through the Federal Historic Tax credits program. Several East Bay Rotary Clubs have joined together to raise up to \$120,000 towards the Municipal Boathouse entry staircase which will celebrate Rotary Club's centennial birthday. An official announcement of the gift will come on February 23, 2005 at a formal presentation in front of the Municipal Boathouse. Staff will be working with the Rotary Clubs to define the final project scope and mechanism for accepting the gift of funds.

System-wide Improvements - \$3,350,000

This project provides funding to improve and renovate maintenance facilities, landscaping, docks, restrooms, furnishings, and signage and has become known as the Lake Merritt System Wide Project. City Council appropriated \$3,350,000 for this project in June 2003. Exhibit E contains staff recommendations for allocation of these funds to various specific projects based upon input from the community, city staff and elected officials. Priority was given to projects that supplement and enhance other Measure DD projects, address immediate health and safety concerns, or have received exceptional community support. Once approved, design and construction of these projects can be incorporated into existing projects or be independently initiated with completion concurrent with the master schedule established for all projects in Series 2003A, 2006B, and 2010C.

El Embarcadero Greenlink - \$2,000,000

Friends of Lakeview Library have met several times since the initiation of concept design for this project and have requested staff to incorporate the expansion concept for the Lakeview Library as set forth in the Draft Oakland Library Master Plan. Staff will continue to work with Friends of the Lakeview Library and Oakland Public Library staff as the project moves forward.

- Oakland Waterfront Projects

The Waterfront Trail project involves land acquisition and trail construction on 19 of the 40 sites along the Estuary in Series A of Measure DD. Several of the sites are privately or Port owned, and negotiations for trail easements are ongoing. The United States Army Corps of Engineers (Army Corps) controls the Tidal Canal, which borders many of the sites from Park Street to High Street. Originally, this area was dry land, and Alameda was a peninsula. Beginning in 1875, the Army Corps of Engineers condemned a strip of land and dug a canal, making Alameda into an island. Consistent with the San Francisco Bay Trail Project, the Estuary Plan and, most recently, the Oakland Waterfront Trail Feasibility Study, the preferred route is proposed as close to the water's edge as possible. The trail would likely be on new piers that would run out into the water and around the bridges. The waterside route would allow trail users an uninterrupted path away from street traffic. Going into the Tidal Canal, however, requires an encroachment license from the Army Corps.

The Army Corps has licensed many encroachments into the Tidal Canal, including docks and other structures. Many more structures were constructed without licenses, especially in Alameda. In 2000, the Army Corps issued a moratorium on new encroachment licenses and began a long-range planning process for the Tidal Canal to address identified contamination issues and consequent liability issues. Despite the moratorium, the Army Corps granted two encroachment licenses in 2002.

The Army Corps has stated that their goal is to "get out of the landlord business" and transfer ownership of the Canal, preferably to the cities of Oakland and Alameda. The Army Corps has stated that the moratorium on new encroachment licenses is still in effect, and that they will not allow the Waterfront Trail to encroach into the Canal unless the City accepts transfer of the land. They are currently sampling the soil and testing it for contaminants in order to determine what remediation would be necessary prior to any land transfer. There is no funding identified or appropriated for remediation work and relocation associated with physical encroachments.

City staff has been working with the Army Corps to find an acceptable approach to providing access to the Tidal Canal and move forward with construction of the Oakland Waterfront Bay Trail. Land transfer issues such as liability, maintenance, unlicensed encroachments, and toxic soil issues have been discussed but are not resolved. The City has hired an engineering firm to study the different options for constructing a trail around the bridges. At the time of this report, a

preferred trail design is being selected, and a formal application for an encroachment license is being submitted. If a license is indeed formally denied, the City is planning to appeal this decision through political channels. Until property rights are obtained, design of the trail around the bridges will pause at the schematic design level.

In addition to the Tidal Canal issue, the City and its consultants will be working closely with the United States Coast Guard and Alameda County (owner and operator of the bridges) to successfully address concerns and objections pertaining to trail routing under the bridges including navigability and safety.

Despite these challenges, design work is continuing at many locations. Hood Design has been hired to prepare design standards and guidelines for the entire trail. Based upon an earlier feasibility study prepared by EDAW, Inc., these guidelines will be used by the City's designers as well as future private developers so that the trail will have consistent design elements throughout its length. The EDAW study was the recent recipient of the Excellence on the Waterfront Award at the 2004 International Waterfront Center Conference in Milwaukee, Wisconsin.

Brooklyn Basin and Marine Max - \$2,700,000

The City's Real Estate Division made an offer to the Port of Oakland to obtain a long term lease on this site for the purposes of providing public access while improving and maintaining a visual corridor from the freeway to the water. The offer was withdrawn pending discussions between the Port of Oakland and commercial investors with development rights to the site. Regardless of how the site is developed, public access under Bay Conservation and Development Commission (BCDC) will be required.

Park Street Triangle (\$46,000 – Traffic Study)

As a result of conversations between the cities of Oakland and Alameda on January 18, 2005, City Public Works Agency (PWA) transportation division staff submitted a Letter of Intention to the Metropolitan Transportation Commission (MTC) requesting up to \$20,000 in MTC support services. An MTC funded consultant would work with Oakland, Alameda and Alameda County to implement a Stage 1 traffic study consistent with the scope of work identified in prior traffic improvements projects in the area and with the concept presented in the Oakland Waterfront Bay Trail Feasibility Study document. The consultant would also provide cost estimates for a traffic study and related environmental clearance within the vicinity of the Park Street Bridge.

Environmental Remediation

Soil sampling and testing have been conducted at Brooklyn Basin, the Cryer Site, Derby Street, the Oakland Museum Women's Board property, Lancaster Street, Alameda Avenue, and 66th Avenue. Brooklyn Basin and the Cryer Site were found to have seriously contaminated soil. As

noted above, the Brooklyn Basin site is currently on hold while the Port negotiates with a private developer. For the Cryer Site, a remediation plan is being developed and will be submitted to the State Water Resources Board in February 2005. Remediation work will be performed in conjunction with the construction work. As additional segments of property along the trail are acquired, further soil sampling will likely be undertaken.

- Lake Merritt Channel Projects

Projects along the Lake Merritt Channel include modifications to the 7th Street flood control pump station, construction of a bridge at 10th Street, and improvements to the Channel Park and pathway. Initially, \$4 million was appropriated for the 7th Street pump station. URS Corporation was hired to study the costs and benefits of various options for the pump station. The options vary from minor modifications to the existing pump station to a complete relocation. As a result of that study, it was found that the proposed relocation of the pump station would be very expensive and would result in only minor improvement to the water flow into Lake Merritt. Instead, construction of a bypass channel at 7th Street would allow small boats and large fish to pass around the existing pump station. The existing pedestrian path will also be improved. The URS study also found that a dramatic improvement to the flow of water into Lake Merritt would be accomplished by replacement of the restrictive culvert pipes at 10th Street with a clear-spanning bridge. Therefore, it is proposed that part of the \$4 million already appropriated be reallocated to begin design work on the 10th Street Bridge and the Channel park/path which were originally scheduled to be designed and built under a later bond series. This change will allow all three Channel projects to be designed and permitted in concert with each other and with the ongoing project at 12th Street. There is no net change to the distribution of Measure DD dollars assigned to the Lake Merritt Channel category. The dollars values of the three projects identified within the Lake Merritt Channel category have been adjusted to reflect new technical information.

The Series 2003A bond funds were appropriated to specific projects by City Council in July 2003. Exhibit C illustrates the expenditure plan that was accepted. Staff recommends that this expenditure plan be modified as shown in Exhibit C-1.

Additional Funding Needs

To date, five additional funding needs have been identified for Measure DD Series A projects:

- 1) Relocation costs and interim facility(s) rental to maintain Studio One programs during construction;
- 2) Provisions for fire protection of buildings in Lakeside Park;
- 3) Relocation costs and interim facility(s) to maintain Sailboat House programs during construction;

- 4) Cost estimates for the Municipal Boathouse exceed the available project budget by 1 million dollars which is part of the original project funding gap identified in the July 2003 Measure DD Implementation report;
- 5) Cost estimates for the Expansion of Park Borders exceed the available project budget by 2 million dollars, which is part of the project funding gap identified in the July 2003 Measure DD Implementation report.

Studio One - Interim Programming

The desire to maintain Studio One programs and staff during the facility rehabilitation period had been expressed by the Friends of Studio One, the Measure DD Community Coalition and elected officials. The projected construction period is scheduled to begin March 31, 2005 with hazardous materials abatement and conclude in Fall 2006 for a total of twenty months. The Office of Parks and Recreation has been working with Cultural Arts and Marketing Department staff to provide costs and accommodations that would allow current Studio One adult programs and art classes to be run out of the Malonga Casquelourd Center for the Arts. Exhibit G was provided by Parks and Recreation and gives an overview of costs associated with rental of the facility for a twenty-month period and costs for moving equipment and materials to the Casquelourd Center for the Arts and back to Studio One once the renovation is complete. Children's programs that are currently offered at Studio One would be incorporated into existing recreation centers. Staff is working to identify sources of funds that would be available for interim Studio One programs including Measure DD funds.

Lakeside Park Fire Protection

In reviewing schematic plans for a new pavilion in Children's Fairyland, staff discovered that current provisions for fire protection were inadequate (fire hydrants connected to the park's irrigation system) and that additional provisions to provide adequate fire protection to facilities within Lakeside Park including Children's Fairyland structures, the Garden Center and the Sailboat House would be required to meet current life safety codes. Staff recommends that a portion of funds available within the Lake Merritt System-Wide category be assigned to this project. The cost of this improvement is estimated to be \$900,000.

Lake Merritt Sailboat House

There is a desire to maintain Sailboat House programs and staff during rehabilitation of the facility. Parks and Recreation staff will work with PWA Project Delivery staff to determine interim programming options and their associated costs. A strategy will be developed concurrently with facility design which will occur in Series B. Once funding needs are identified, staff will work to identify sources of funds that would be available for interim programs including Measure DD funds.

Municipal Boathouse

Detailed cost estimates recently received by staff indicate that the cost of the Municipal Boathouse project will exceed the funds available. Higher costs at the Municipal Boathouse project can be attributed to unexpected seismic bracing and underwater foundation repair work, the use of high-efficiency heating and cooling systems to reduce maintenance and operating costs, the use of durable materials to reduce ongoing maintenance costs, the use of sustainably harvested wood materials, and costs related to maintaining the historic nature of the building's exterior. At this time, the Municipal Boathouse project can either be scaled back or additional funds can be committed. Scaling back the Municipal Boathouse project is difficult, because the size of the building cannot be reduced. Using cheaper finish materials and building systems would lower the initial cost, but would result in higher maintenance and operating costs and the need to replace elements sooner. A commitment of \$1 million in additional funding is needed in order to complete the project.

Lake Merritt Bike/Pedestrian Path

Detailed cost estimates recently received by staff indicate that the cost of the Lake Merritt Bike/Pedestrian Path project will exceed the funds available by \$2 million. Higher costs can be attributed to an error in the original Lake Merritt Master Plan estimate and higher than expected inflation costs. At this time, the Lake Merritt Bike/Pedestrian Path project can either be scaled back or additional funds can be committed. Scaling back the Bicycle/Pedestrian project is possible, but would result in a half-finished appearance, with large areas of landscaping and pathways receiving no renovation.

In an effort to continue to move projects forward based on project descriptions represented in the Measure DD enabling legislation, staff recommends that design of the Sailboat House project (\$1,250,000 budgeted in Series A for design) be put on hold and \$1,000,000 of the \$1.25 million budgeted be reprogrammed to supplement the Municipal Boathouse project. Of the remaining \$250,000, \$200,000 would be made available to supplement the Lake Merritt Bike/Pedestrian Path project. The majority of funds that would be made available from putting the design of Sailboat House project on hold are proposed for the Municipal Boathouse project given that both boathouse projects fall within the "Recreation and Youth Activities" description for Lake Merritt within Exhibit A of the Bond Measure enabling language. The remaining \$200,000 begins to defray the budget deficit projected for the Lake Merritt Bike/Pedestrian Path project, with the remainder of funds coming possibly from a portion of the bond interest when it is appropriated.

Bond Interest Allocation

Towards the end of Series A, staff will make recommendations to appropriate any accrued interest to fund project shortfalls which might include funding the design of the Lake Merritt Sailboat House project and supplementing the Lake Merritt Bicycle/Pedestrian Path project. In

the meantime, staff will continue to seek additional outside funding sources and investigate other options for funding these improvements.

Project Schedules

Exhibit B shows both the original schedule as provided in the July 2003 report to City Council, as well as the current schedule. As indicated in the Exhibit, despite the complexity of these projects, almost all projects are progressing on schedule or ahead of schedule. These include Studio One, 12th Street Improvements, Municipal Boathouse, Sailboat House, Lake Merritt Path projects, Children's Fairyland, Lake Merritt Water Quality, Creek projects, 7th Street pump station, and the 10th Street bridge. The Waterfront Trail projects face some challenges created by regulatory permits and real estate issues that may impact the schedule. Staff is dealing with these issues and will alert City Council to any changes in schedule. Staff expects that 85% of the funds will be spent or encumbered by July 2006.

Project Expenditures

Exhibit C is the Measure DD Expenditure Plan as adopted by City Council Resolution 77965. Exhibit C-1 shows proposed revisions to Exhibit C. As indicated in Exhibit D, almost all of the projects are progressing within budget, and project expenditures to date total \$3.5 million. Initial project expenditures were primarily City staff costs related to project management, consultant selection, and pre-engineering tasks. As design consultants have been brought on board, non-staff design expenditures have risen quickly. When major construction work begins in Fall 2005, expenditures will increase dramatically.

Fund Development

As noted in the June 2003 report to City Council, the cost to fully implement all projects described under Measure DD was estimated to be approximately \$362 million, with \$198 million being provided by the bond measure. Since that time, the construction cost inflation rate has risen from 3% annually to an annual rate of between 5% and 8%, so the funding gap has increased further. The City's approach will be to design projects at the conceptual level with the ultimate project scope in mind, so that we can build the best project if funds become available. If additional funds are not forthcoming, staff will proceed with the detailed design work based on a project scope that can be built with the funds available or request Council action for reprogramming of funds. Exhibit F identifies the current funding strategy and identifies the various funding sources that have been secured and that will be pursued in the coming months.

Maintenance Funding

Measure DD funds will address deferred maintenance in some instances and improve and expand parks and public facilities in parks throughout Oakland in others. Ongoing maintenance and operation needs for these facilities and improvements are being analyzed as a part of the Measure DD program to ensure that accurate information pertaining to O&M costs is presented to City

Council for their consideration during FY05-07 budget deliberations. New facilities are being designed with durable and low-maintenance materials whenever possible. However, new or expanded facilities and parklands will require additional operating and maintenance allocations. These additional needs will be presented during the ongoing budget presentation to City Council.

Community Participation

The Measure DD Community Coalition has held monthly meetings to cover a variety of Measure DD topics. Members have participated on consultant selection panels, provided input on project implementation, and disseminated project-related information to the community at large. A Measure DD web page is located at www.oaklandparks.org/measure_dd.htm. In addition, as projects have entered the design stage, individual community meetings are being held to provide project design information and receive community input. As agreed by City Council in the Measure DD Implementation report, the City provides financial support to the Coalition for recording and distributing Coalition meeting minutes and coordination of Coalition meeting agendas and speakers for Coalition meetings. Administrative support is provided in an effort to lend assistance and recognize the entirely volunteer membership. Friends of Oakland Parks and Recreation (FOPR) was selected by the DD Coalition and recommended to the City after an open proposal process where non profit organizations and small local businesses were requested to submit fee and work proposals. FOPR's scope of work includes recording and distributing Coalition meeting minutes, coordinating Coalition meeting agendas and speakers for Coalition meetings, creation and distribution of an annual newsletter, maintenance of a webpage on the Friends site dedicated to Measure DD and notification of public meetings, groundbreakings and special events. FOPR is currently under contract with the City to provide such services through December 2004. Staff requests that City Council approve an amendment to the FOPR contract to continue providing support to the coalition through the end of Series A in July 2006.

Public Art

Public Art staff is working to complete a Measure DD Public Art Master Plan which will be available for review in February 2005. While the plan is being completed staff has been proactive in facilitating connections with artists and designers on current projects that are moving forward. Staff has been approved by the Public Art Commission to contract with Mildred Howard, an internationally known artist with public art all over the county including significant contributions in San Francisco and the East Bay. Ms. Howard will be collaborating with Walter Hood of Hood Design to finalize the design of the Oakland Waterfront site marker, including defining graphic methods for providing historical interpretation of the Oakland waterfront. Staff has also approved the commissioning of a public art piece for placement in Union Point Park along Oakland's waterfront trail by Ned Kahn. Ned Kahn is as a former artist in residence at the San Francisco Exploratorium, currently works as an environmental artist who focuses on activated elemental work with major works commissioned all over the world. He produced a major exhibit "Planetary Landscapes" for Chabot Space and Science Center that is now traveling to science centers throughout the country.

SUSTAINABLE OPPORTUNITIES

Environmental: In general, Measure DD projects will be implemented in a manner to reduce the impact of development on certain ecosystems, promote water and energy conservation, promote a reduction in air pollution and promote environmental goals with the public. Specific to this report, the Lake Merritt Expansion of Park Borders, the Lake Merritt Channel and Oakland Waterfront Bay Trail projects when complete, will reduce air pollution by increasing access to pedestrian and bicycle trails, an alternative to vehicular transportation.

Economic : Measure DD Administrative staff, with Community and Economic Development Agency (CEDA) Workforce Development staff, will work with the California Conservation Corps, the Youth Employment Partnership and other employment programs to incorporate a scope of work within construction contracts primarily along the waterfront which involve youth and adults in the implementation of Oakland projects.

Social Equity: Measure DD projects, when complete, will assist in bolstering the inventory of accessible open space in the flatland neighborhood districts of San Antonio and Fruitvale as a result of construction of the Oakland Waterfront Bay Trail.

DISABILITY AND SENIOR CITIZEN ACCESS

All Measure DD projects will be built in accordance with the standards of the Americans with Disabilities Act (ADA), providing improved access to the affected parks, trails, and buildings.


RECOMMENDATION (S) AND RATIONALE

Staff recommends that the City Council accept this status report and approve projects and amounts specific to the Lake Merritt System Wide project category for Series A and B; approve deferring design work associated with improving the Lake Merritt Sailboat House until Series B and allocating \$1 million of the \$1.25 million in funds appropriated to the Sailboat House project to the Municipal Boathouse project and \$.02 million to the Lake Merritt Bike/Pedestrian Path project; approve a resolution authorizing the modification of the Measure DD expenditure plan; approve a resolution to amend the Professional Services Agreement with Friends of Oakland Parks and Recreation to provide administrative support to the Measure DD Community Coalition; and approve a resolution to apply for, accept and appropriate funds from the California Coastal Conservancy for the Lake Merritt 12th Street Improvement project and the Lake Merritt Water Quality Improvement project.


ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council accept this status report approving projects and amounts specific to the Lake Merritt System Wide project category for Series A and B; approve deferring design work associated with improving the Lake Merritt Sailboat House until Series B and allocating \$1 million of the \$1.25 million in funds appropriated to the Sailboat House project to the Municipal Boathouse project and \$0.2 million to the Lake Merritt Bike/Pedestrian Path project; approve resolutions authorizing the modification of the Measure DD expenditure plan, amending the Professional Services Agreement with Friends of Oakland Parks and Recreation to provide administrative support to the Measure DD Community Coalition; and approving the application for and acceptance and appropriation of funds from the California Coastal Conservancy for the Lake Merritt 12th Street Improvement and Lake Merritt Water Quality Improvement projects.

Respectfully submitted,



CLAUDIA CAPPIO
Director,
Community and Economic Development Agency



RAUL GODINEZ II
Director, Public Works Agency

Prepared by:
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APPROVED AND FORWARDED TO
THE LIFE ENRICHMENT COMMITTEE



OFFICE OF THE CITY ADMINISTRATOR

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
LAKE MERRITT		\$85,000,000		
12th Street	\$47,250,000	\$9,500,000	12 th Street will be redesigned into a tree-lined boulevard with signalized intersections and crosswalks and a landscaped median. The redesign would create significant new parkland at the south end of Lake Merritt Park, remove unsafe and unsightly pedestrian tunnels, provide safer and continuous access for pedestrians and bicyclists along the perimeter of Lake Merritt, and improved access between the Kaiser Convention Center and Laney College. Removal of the Lake Merritt Channel culvert at 12th Street will provide an open-water bridged connection, and improve water flow, between the Lake and the Estuary. Environmental benefits include improved water quality and wildlife habitat.	The concept design for the 12th Street area has been completed and a community meeting held in October, 2004 attended by over 150 participants. The master plan concept for 12th Street has evolved from a linear alignment to a curved alignment. The curvilinear configuration will result in better American Disabilities Act (ADA) accommodations, improves site distances for automobiles, pedestrians and bicycles while providing a traffic calming effect, intersects the channel at a better angle (therefore minimizing the bridge length); and, the design creates a potentially larger redevelopment area adjacent to the OUSD administration building on 2nd Ave. The scope of the traffic study was expanded to include a larger geographic area and projections to year 2025. Parking study completed for Lakeshore and 1st Ave. area. Geotechnical drilling completed. Water-related permitting work underway. Phase II soil testing completed. Detailed design work is continuing. Construction is scheduled to run from spring 2006 to Summer 2008.
Lake Merritt Water Quality (Storm drain filters, trash barriers, aeration, etc.)	\$5,600,000	\$1,000,000	Improve Lake Merritt's water quality by installing trash barriers and aeration fountains, implementing a goose management plan, retrofitting storm drain inlets, and implementing other actions to reduce water pollution.	In July 2004, City Council adopted Resolution 78750 authorizing the implementation of a variety of projects at Lake Merritt. Projects include installation of an aeration fountain at Grand and Harrison; upgraded electrical service for the existing aeration fountain located at the Pergola; an air diffuser system pilot project and up to four storm water filter units in the Lake Merritt watershed. Other projects that are being considered include solar-powered circulation pumps, floating wetland "restorer" units, and additional storm water filters. In January 2004 one storm water filter unit was installed at Perkins and Bellevue in Lakeside Park.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
Children's Fairyland	\$3,000,000	\$3,000,000	Implementation of facility master plan components including construction of a new pavilion for puppet theatre presentations and special events; renovation of the puppet theatre; Grand Avenue entry improvements; refurbishment of sets; repair of site drainage system.	Oakland Children's Fairyland, Inc. a local nonprofit organization has contracted with the City to implement projects at Children's Fairyland. To date, the non profit organization has completed survey work to address drainage issues associated with animal waste, provide for undergrounding of utilities, and provide for upgrades to existing circulation to accommodate emergency service vehicle access. Ace Architects was hired to provide architectural services. Design development for a new theatre and multi-use complex and new Puppet Theatre is complete and construction documents are projected to be completed by April, 2005. Set renovations to address dry rot will be initiated for the Thumbelina Tunnel, the Old West Junction and the Chapel of Peace beginning in January 2005. Council authorized a new agreement which will allow Oakland Children's Fairyland to manage the design and construction of all these projects.
Restore Municipal Boathouse (1520 Lakeside Drive)	\$8,235,000	\$6,500,000	Restore the Municipal Boathouse (1520 Lakeside Drive) to its original condition, with a new program to accommodate public uses (such as boat storage, a restaurant and a meeting hall) rather than City offices. Public access to the dock would be improved, the arches would be reopened to allow for boat storage, landscape and irrigation would be improved, and the parking lot would be redesigned to improve shoreline circulation.	The Office of Parks and Recreation has relocated downtown. Environmental consultant completed sampling and testing building materials for lead paint and asbestos. Award of a contract for hazardous material abatement and soft demolition work is scheduled for February 1, 2005, with construction beginning in March. The City contracted with the design firms of WRT and Murakami Nelson to complete design work associated with this project. Schematic design is complete and a community meeting was held on August 12, 2004 to provide an overview of project components. Further design work is underway. Part of this task involves working with the City's Landmarks Advisory Board so that the facility can be considered for both State and National landmark status in the future. Sustainable design components will make this project the City's first LEED-certified (Leadership in Energy and Environmental Design) "green" building. A second community meeting will be held February 23, 2005. Plans are scheduled for bidding in June 2005, with construction beginning in the Fall.
Renovate and restore Lakeside Park Sailboat House	\$7,425,000	\$1,250,000	The Lake Merritt Sailboat House will be renovated to reveal its historic character, and improvements would be made to the parking lot and landscaping. The building will accommodate recreational programs, boat storage, meeting rooms and other public uses.	The Sailboat House Renovation project was originally scheduled to begin in 2006, but consultant selection process was initiated in November 2004. The February 8, 2005 Measure DD staff report is recommending that this project be put on hold until Series B to provide for additional funding to the Municipal Boathouse and Lake Merritt Bicycle and Pedestrian Path projects.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
Lake Merritt Systemwide Projects	\$16,375,000	\$3,350,000	Lake Merritt system-wide renovation of restrooms to be adequately clean, lighted, ventilated and maintained; adaptive reuse of miscellaneous buildings; and installation of street furnishings such as drinking fountains and trash and recycling receptacles, directional signs, public art, interpretive signs, historic markers and informational kiosks.	Specific project allocations are being determined based on enabling language, with technical and community input. See Exhibit E of the February 8, 2005 Measure DD Progress report for specific project recommendations.
Repair Lake Merritt Retaining Walls	\$3,715,000	\$2,000,000	Repair or replace over 2 miles of retaining walls surrounding Lake Merritt. Currently, many of the retaining walls are cracking, spalling, tilting, eroding, settling and, thus, in generally poor condition, and funds are needed to reconstruct or strengthen foundations, provide shoring to brace walls, install proper drainage measures around the walls to prevent erosion, and/or to patch and restore wall surfaces	Projects funded under this category include: Repairs to the Sailboat House retaining walls and walls just west of the Sailboat House (\$200,000 and \$325,000); East 18th Pier (\$550,000); Bird Sanctuary retaining wall repairs (\$350,000); Municipal Boathouse parking lot retaining wall repair (\$250,000); and retaining wall repairs within the vicinity of east 18th (\$325,000). Where feasible, repair work will be incorporated into the scope of work for other Measure DD projects directly impacted by the proposed improvements. Retaining wall project timelines would commensurate with established timelines for each of the related projects or be developed independently to coincide with the master schedule for Series A projects. E.18th dock design being discussed with consultant and with Landmarks Board, and geotechnical drilling has been completed.
Widen and improve pedestrian and bicycle paths and lanes around Lake Merritt.	\$9,800,000	\$3,000,000	Widen the borders of Lake Merritt Park to increase parkland by narrowing Lakeside Drive and Lakeshore Avenue. The street redesigns would allow the creation of a wide multi-use path and bike lanes around Lake Merritt, and would improve connections, both physical and visual, to perimeter parks such as Pine Knoll Park, Snow Park and Athol Park.	WRT's surveyors completed mapping park and streets around Lake. Community meeting was held August 12. Schematic design is nearly complete and a second community meeting will be held February 23, 2005. Construction is scheduled to begin in Fall 2005.
El Embarcadero reconfiguration	\$2,120,000	\$2,000,000	Make Eastlake Park safer for pedestrians, while expanding usable park space, by consolidating the two separate El Embarcadero roadways into one. Part of the "Grand Lake Green Link" project.	This project has been incorporated into the Scope of Work for the widening of the Park Borders project and is being designed by WRT as well. WRT's surveyors completed mapping park and streets around Lake. Community meeting was held August 12. Schematic design is nearly complete and a second community meeting will be held February 23, 2005. Construction is scheduled to begin in Fall 2005.
ESTUARY WATERFRONT ACCESS, PARKS AND CLEAN-UP		\$53,000,000		Consultant Hood Design has begun enhancing design standards, lighting and signage, and is providing design guidance for waterfront projects. Draft standards will be reviewed by Port, BCDC, and community in January and February 2005.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
Estuary Park	\$14,483,972	\$2,080,000	Two alternatives are being explored for this site. Alternative A address the site as it currently exists. Alternative B assumes acquisition of the Cash and Carry Warehouse from the Port of Oakland to enlarge the open space from the existing 5 acres to 14 acres. Both alternatives reshape the shoreline, provide access along the water's edge and redesign parking to provide for additional landscape areas and a green edge.	Plans will be discussed for Estuary Park in conjunction with the review process of the proposed Oak to Ninth mixed use development project. The sponsor is presently in the environmental review process; a series of community meetings and interviews will be conducted as a part of the process. The Measure DD project is currently on hold.
10th Avenue Marina	\$316,694	\$200,000	Minor upgrades to the paving and incorporation of standardized trail elements such as signage and lighting.	The City has contracted with Wolfe Mason to begin design of this project. This project has been grouped with the Brooklyn Basin/Marine Max project, and the Brooklyn Basin to Embarcadero Cove project to create a larger single project. Survey mapping is complete. Work on this existing trail consists of installation of standardized trail elements such as site furnishings and light markers. Design work will begin in February when the trail elements are selected as part of the Development Standards being developed by Hood Design.
Brooklyn Basin and Marine Max	\$3,727,366	\$2,700,000	One of the few vacant sites along the waterfront, Brooklyn Basin provides an opportunity for a visual connection to the water from the freeway and adjacent neighborhoods and opportunity for limited commercial development combined with wetland restoration and shoreline access.	This project has been grouped with the 10th Avenue Marina project, and the Brooklyn Basin to Embarcadero Cove project to create a larger single project. Wolfe Mason Associates completed survey, prepared base maps, and began preliminary design work. Phase II environmental testing is complete. Lead contaminated soil is present on the site and the cost to cure ranges from \$350,000 to \$500,000. Real Estate Division was negotiating long-term lease from Port, but Port is now negotiating with a developer of a marina and boat mall. If development proceeds, BCDC will require the developer to construct the trail. The Measure DD project is on hold while the developer negotiates with the Port.
Brooklyn Basin to Embarcadero Cove	\$254,847	\$235,000	Minimal upgrades to the existing trail and incorporation of standardized signage and lighting.	The City has contracted with Wolfe Mason to begin design of this project. This project has been grouped with the Brooklyn Basin/Marine Max project, and the 10th Avenue Marina project to create a larger single project. Survey mapping is complete. Work on this existing trail consists of installation of standardized trail elements such as site furnishings and light markers. Design work will begin in February when the trail elements are selected as part of the Development Standards being developed by Hood Design.

**Measure DD Series 2003A
Project Status Summary**

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Livingston Pier	\$370,514	\$340,000	The pier is currently leased by the Port of Oakland to Vortex Diving through 2011. As a long term option, the building could potentially be used for recreational/retail uses that relate to the proposed skateboard park on the adjacent site. The trail would wrap around the perimeter of the pier, and would incorporate standardized signage and lighting.	Public Works will begin design of project improvements upon the completion of trail development standards in February 2005. The project consists of a 150 foot segment of trail to run across the front of the pier, serving as the primary trail connection until such time as the entire pier becomes available. Until Vortex Diving relocates, pier will remain off-limits to the public.
Cryer Site	\$1,650,326	\$1,450,000	Adjacent to Union Point Park, the existing building is seen as being converted for community uses. Other improvements would include restoration of a sandy beach along with some of the piers. The site will be landscaped and include parking adjacent to the building.	As-needed architectural consultant KPA completed evaluation of existing building conditions. Additional funding is needed to perform a feasibility study and look at programming options for a community facility integrated with a commercial component. Wolfe-Mason is working on a schematic plan, with input from Walter Hood. Hazardous materials on this site are extensive with a large amount of metallic slag (a byproduct of steel manufacturing) needing to be removed. Remediation is anticipated to cost a minimum of \$900,000. A remediation plan is being prepared and it will be incorporated into the schematic design phase. The remediation plan is due to be completed in January 2005 and submitted to the State Water Resources Board for review. Schematic design work should be completed in February 2005, with a community meeting to be held in early March.
Union Point Park	\$4,000,000	\$4,000,000	The new 9 acre waterfront park will begin construction with \$4 million in funding from Measure DD.	Phase One construction (grading/paving) by Bay Cities completed. Phase Two (park landscaping) by Valley Crest began Sept. 7. Project projected to be completed by September 2005.
Park Street Bridge	\$1,611,200	\$300,000	Two alternatives are proposed for the trail connector at the Park Street Bridge. The first option considers a floating connection over the water. The option would introduce ramps leading to a floating pier under the bridge connecting back via a ramp to the other side. The second option is an at-grade standard concrete trail connection at the bridge. This option would require modification of existing traffic signals.	Design consultant Moffatt & Nichol is doing preliminary design and permitting work, with a range of trail route and design options provided for review in January 2005. Project is impacted by Army Corps of Engineers, owner of the Tidal Canal permitting requirements. Consultant is defining Coast Guard issues regarding navigable channel and permit issuance, and discussing design with bridge owner (Alameda County).
Park Street Triangle	\$2,198,368	\$46,000	The Park Street triangle currently includes 7-11 and Niko's Family Restaurant. The site is a virtual gateway to the waterfront for travelers along 23rd Avenue and Park Street Bridge and is a terminus for bicyclists along the Embarcadero. The site is located midpoint between the trail connecting Jack London Square and the MLK Regional Shoreline and can serve as a starting point for a journey along the waterfront. A comprehensive traffic study of the area would be required to provide final alternatives for this site.	A comprehensive traffic study of the area will be initiated as a funding proposal to to further understand the various alternatives available to achieve project objectives. The City of Alameda and Alameda County are project partners.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
Pier 29 Restaurant	\$1,731,707	\$1,200,000	The Pier 29 Restaurant is built right to the edge of the waterfront and does not provide room to incorporate a trail connection on land. There are several options on this site. One option is to acquire the site and incorporate the trail along the water's edge. Another alternative is to rebuild the restaurant closer to the street allowing for trail access along the water's edge. A third is to run trail in water, bypassing restaurant.	Design is dependent upon adjacent trail under bridge. Moffatt & Nichol has begun preliminary design in coordination with bridge trail design. See Park St. bridge notes.
Derby Street Park	\$808,141	\$268,000	There are three streets between park Street Bridge and Fruitvale Bridge that terminate at the waterfront - Peterson, Derby, and Lancaster Streets. These streets are ideal locations for pocket parks, providing observation areas along the waterfront. Derby Street park is designed to accommodate the need for truck loading and unloading, Cal Crew access to the waterfront and open space.	Real Estate Division has completed a "street search" and determined that City owns underlying fee. Phase II soil testing is complete, and no serious contamination was found. This project has been grouped with the Oakland Museum Women's Board site project, and the Alameda Avenue project to create a larger single project. Design consultant Amphion has begun design work. Community review of schematic plans will be in February 2005.
Oakland Museum Womens Board Site	\$627,334	\$580,000	The trail would run behind the Women's Board warehouse and will include a cantilevered walkway to provide a 12 foot wide trail that is adequately separated from the museum building. The trail would include standardized signage, lighting and furniture elements.	City surveyors completed field work, and prepared legal description. Real Estate Division with assistance from the City Attorney's Office has negotiated an easement agreement. The City is awaiting receipt of the excuted agreement. Phase II soil testing is complete, and no serious contamination was found. This project has been grouped with the Derby Street project, and the Alameda Avenue project to create a larger single project. Design consultant Amphion has begun design work. Community review of schematic plans will be in February 2005.
Lancaster Street to Fruitvale Bridge	\$156,234	\$130,000	This segment of trail includes shoreline protection, introduction of a concrete trail, associated trail landscaping, standardized signage and lighting.	Trail design is dependent upon design of adjacent Fruitvale Bridge trail. Moffatt & Nichol is doing preliminary design in conjunction with bridge trail design. Real Estate Division to negotiate easement w/property owner Fairn & Swanson once trail alignment established. See Park St. bridge notes.
Fruitvale Bridge	\$1,522,532	\$900,000	Two alternatives are proposed for the trail connector at the Fruitvale Bridge. The first option considers a floating connection over the water. This option would introduce ramps leading to a floating pier under the bridge connecting back via a ramp to the other side. Alternative B assumes an at-grade connection across the bridge. Ramps would be included to bridge the 4 foot difference in grade between the trail elevation and the elevation at the bridge. This alternative includes alterations to existing traffic signals. Alternative A is recommended in the Waterfront Trail Feasibility Study as it avoids conflicts with the railroad bridge fencing and equipment.	Design consultant Moffatt & Nichol is doing preliminary design and permitting work. See Park St. bridge notes.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
Fruitvale to Alameda Ave	\$290,040	\$200,000	This segment of trail extends southeast of the Fruitvale Bridge along Alameda Avenue. It will include the installation of 800 feet of standard concrete trail along with landscaping and standardized signage and lighting.	This project has been grouped with the Derby Street project, and the Oakland Women's Museum Board site project to create a larger single project. Phase II environmental testing is complete, and no serious soil contamination was found. Design consultant Amphion has completed surveying work and has begun design work. Community review of schematic design is scheduled for early March 2005.
US Audio	\$1,862,040	\$1,100,000	The U.S. Audio/Capture Technologies building extends to the top of the bank. The trail will be pier-supported and cantilevered.	Amphion has completed topographic and boundary survey. Real Estate Division will negotiate easement.
High Street Bridge	\$1,463,515	\$300,000	Two alternatives are proposed for the trail connector at the High Street Bridge. The first option considers a floating connection over the water. The option would introduce ramps leading to a floating pier under the bridge connecting back via a ramp to the other side. The second option is an at-grade standard concrete trail connection at the bridge. This option would require modification of existing traffic signals. Standardized lighting and signage would be incorporated into the project design.	Design consultant Moffatt & Nichol is doing preliminary design work. See Park St. bridge notes.
Gallagher & Burke and Hanson Aggregate	\$1,937,148	\$350,000	The segment of trail adjacent to the Gallagher & Burk asphalt plant is proposed to be concrete pier supported walkway. Because the Hanson Aggregate facility uses water access for delivery of materials, there is a cost associated with providing a secure overhead conveyor system that would allow for materials to be transferred from the barges to the site while allowing for shoreline trail access. The trail will incorporate associated amenities such as standardized lighting and signage.	Real Estate Division will negotiate easement. Because design is dependent upon adjacent High St. Bridge trail, preliminary designs to be prepared together. Moffatt & Nichol is doing preliminary design in coordination with bridge trail design. Draft of various trail route and design options will be ready for review in January 2005.
66th Avenue Gateway	\$5,829,132	\$2,000,000	66th Avenue would serve as a major gateway to the waterfront and provides a visible connection between neighborhoods and the waterfront. A linear arrangement of trees along the street frontage will reinforce the gateway connection and vertical markers will further delineate the site. Lighting would be minimal along the waterfront at this location in order to reduce impacts to the marshlands and wildlife.	Consultant HQE completed topographic survey work. Design consultant The Planning Collaborative is doing wetland study and preliminary design work. Interagency coordination with the Port of Oakland and the East Bay Regional Park District is required due to underlying ownership by the Port and lease agreements with the park district. Schematic design is expected to be ready for community review in February 2005.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
Environmental Remediation	\$1,200,000	\$900,000	Allowance for remediation as needed to cleanup sites listed for improvement in Series A of Measure DD	PWA Environmental Services has evaluated existing hazmat documentation, and completed additional soil testing at Brooklyn Basin, Cryer Site, Derby Ave, Museum Board site, Lancaster St, Alameda Ave. and 66th Ave. Two sites, Brooklyn Basin and the Cryer Site have significant soil contamination issues. The Brooklyn Basin project is on-hold, so no further work is being done at this time. A remediation plan for the Cryer Site is being prepared. The trail at the bridges and adjoining properties will be tested once an exact trail alignment is determined.
LAKE MERRITT TO ESTUARY CONNECTION (LAKE MERRITT CHANNEL)		\$27,000,000		
7th Street Flood Control Pump Station	\$16,000,000	\$4,000,000	This project is part of the plan to establish the connection, by foot and boat, between Lake Merritt and the Estuary along the Lake Merritt Channel. Options being considered include relocating the Alameda County Flood Control pump station and floodgates from 7th Street to 12th Street, relocating them to the Estuary, or leaving them in place at 7th Street and building a by-pass channel.	Bathymetry survey of Lake bottom complete. URS Corporation completed additional modeling of Lake Merritt water flows and assessed cost and structural considerations to determine final location of flood structure to maximize access and flood protection. It was found that complete relocation of the station would provide minimal increase in water flows. Instead, Staff recommends installing a by-pass channel for boats and large fish around pump station and improving pedestrian/bike access.
YOUTH AND PUBLIC RECREATION FACILITIES		\$20,000,000		
East Oakland Aquatic, Sports and Recreation Facility	\$56,100,000	\$1,000,000	Build the Oakland Family and Aquatics Complex, a 150,000-square-foot indoor sports and recreation complex at the Ira Jinkins Park, in East Oakland, complete with furnishings and equipment. Amenities would include swimming pools and diving boards, basketball courts, running track, fitness center, teen facilities, daycare center, and multi-purpose meeting rooms.	Staff has worked with ELS Architecture to provide alternative project scope(s) and cost(s). \$3 million State grant awarded in October 2004. District 7 office is working with the City Administrator's Office to identify additional funds.
Studio One	\$10,000,000	\$10,000,000	Renovate and upgrade the 22,000-square-foot Studio One arts and culture center to address mandatory building codes, all life-safety issues and deferred maintenance; provide temporary program during construction; improvements to create opportunities for expanded programs and classes (painting, drawing, sculpture, ceramics, photography and other arts); provide some new furniture and equipment; and make the building accessible to the disabled.	Shah-Kawasaki Architects has performed programming and concept design work and community meetings were held on June 14 and October 25. Landmarks Board approved the schematic design. Detailed design work is continuing. Selection of a Public Art component will occur in March 2005. Hazardous materials abatement is scheduled to begin at the end of March 2005. Construction scheduled from Summer 2005 through Summer 2006.

**Measure DD Series 2003A
Project Status Summary**

Project Name	Project Budget (excl. inflation)	Series 2003A Appropriation	Project Description	Project Status
CREEKS AND WATERWAYS RESTORATION		\$10,000,000		
Creek Restoration Projects	\$5,500,000	\$1,700,000	Implement creek restoration and water quality improvement projects by removing failing concrete structures, recreating natural meanders, re-grading and stabilizing banks using environmentally friendly techniques, and creating new habitat areas with native creekside plants	Master project list, prioritization criteria, and initial project list approved by City Council July 20, 2004. Discussions underway with as-needed hydrology consultants for initial projects, which include Shepherd Creek, Lion Creek at Coliseum Gardens, Temescal Creek at Rockridge Greenbelt, and Cinderella Creek at Joaquin Miller Park.
Watershed Acquisition	\$4,500,000	\$3,000,000	Acquire creek and stream areas in order to preserve valuable creek habitats. Preservation of creek areas will improve the quality of our water, create new open spaces and recreational opportunities and will protect special wildlife habitats and unique natural resources .	Master project list, prioritization criteria, and initial acquisition list approved by City Council July 20, 2004. Discussions with property owners for initial acquisitions underway.
Total		\$70,579,000		

ID	Task Name	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	
1	12th St. & Channel Projects	[Redacted]														
2	12th Street - Original schedule	[Redacted]														
3	Current schedule	[Redacted]														
4	7th Street Pump Station - Original	[Redacted]														
5	Current schedule	[Redacted]														
6	10th Street Bridge - Original	[Redacted]														
7	Current schedule	[Redacted]														
8	Channel path/wetland improvements- Orig.	[Redacted]														
9	Current schedule	[Redacted]														
10		[Redacted]														
11	Street and Path Projects	[Redacted]														
12	El Embarcadero - Original Schedule	[Redacted]														
13	Current schedule	[Redacted]														
14	Path, El Embarcadero-E.18th, Original	[Redacted]														
15	Current schedule	[Redacted]														
16	Path, 19th-Grand, Original	[Redacted]														
17	Current schedule	[Redacted]														
18	Path, 14th-19th, Original	[Redacted]														
19	Current schedule	[Redacted]														
20	Path, E. 18th-12th, Original	[Redacted]														
21	Current schedule	[Redacted]														
22	Snow Park/20th/Harrison/Lakeside, Orig	[Redacted]														
23	Current schedule	[Redacted]														
24	Bellevue Ave., Original Schedule	[Redacted]														
25	Current schedule	[Redacted]														
26		[Redacted]														
27	Lake Merritt Park Projects	[Redacted]														
28	Children's Fairyland - Original schedule	[Redacted]														
29	Current schedule	[Redacted]														
30	Sailboat House Restoration - Original	[Redacted]														
31	Current schedule	[Redacted]														
32	Municipal Boathouse (1520 Lakeside) - Orig	[Redacted]														
33	Current schedule	[Redacted]														
34	Lake retaining wall repair - Original	[Redacted]														
35	Current schedule	[Redacted]														
36	Lake Merritt misc. park improvements -Orig	[Redacted]														
37	Current schedule	[Redacted]														
38	Lake Merritt water quality projects - Orig	[Redacted]														
39	Current schedule	[Redacted]														
40		[Redacted]														
41	Waterfront Projects - Original schedule	[Redacted]														
82	Current schedule (see details next page)	[Redacted]														
83		[Redacted]														
84	Creek and Waterways Restoration	[Redacted]														
85	Creek restoration projects - Original schedule	[Redacted]														
86	Current schedule	[Redacted]														
87	Watershed acquisition - Original schedule	[Redacted]														
88	Current schedule	[Redacted]														
89		[Redacted]														
90	Youth and Recreation Facilities	[Redacted]														
91	Studio One - Original schedule	[Redacted]														
92	Current schedule	[Redacted]														
93	East Oakland Sports Complex - Orig.	[Redacted]														
94	Current schedule	[Redacted]														

ID	Task Name	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013
1	Original Waterfront Schedule	[Redacted]										
2												
3	Current Schedule:											
5	Estuary Park											
6	Alice St. - Estuary Park											
7	Meadows Park											
8	9th Ave. Terminal Park											
9												
10	Oyster Reef restaurant											
11	10th Ave. Trail											
12	Brooklyn Basin											
13	Brookly Basin East Trail											
14												
15	Livingston Pier											
16	Harbormaster's Office											
17	Embarcadero											
18	British Marine											
19	Embarcadero Cove Village											
20												
21	Cryer Site											
22												
23	Union Point Park											
24												
25	Con Agra											
26												
27	Park St. Bridge											
28	Pier 29 Restaruant											
29	Lancaster-Fruitvale Bridge											
30	Fruitvale Bridge											
31	High St. Bridge											
32	Gallagher & Burk / Hanson											
33	Con Agra to Park St. Bridge											
34	Park St. Triangle Traffic Study											
35												
36	Derby Ave.											
37	OW Museum Trail											
38	Lancaster St.											
39	Alameda Ave. Trail											
40	U.S. Audio Trail											
41												
42	66th Ave. Gateway											
43												
44	Waterfront Remediation											

Note: The top bar indicates the original schedule for all waterfront projects as provided in the July 2003 report to City Council. The individual projects and their schedules were not known at that time. Outside agency permits and real estate issues create considerable schedule uncertainty.

EXHIBIT C

MEASURE DD
CAPITAL EXPENDITURE PLAN

Measure DD Project	Total Measure DD Allocation	Total Estimated Project Budget	Series 2003A Appropriation	Series 2008B Appropriation	Series 2010C Appropriation
LAKE MERRITT	\$88,250,00		\$31,600,000	\$47,400,000	\$9,250,000
12th Street		\$47,250,000	\$9,500,000	\$30,500,000	
Storm drain filters, trash barriers, aeration, etc.		\$5,600,000	\$1,000,000	\$2,000,000	\$1,500,000
Children's Fairyland		\$3,000,000	\$3,000,000		
Restore Municipal Boathouse **		\$8,235,000	\$6,500,000		
Renovate and restore Lakeside Park Sailboat House		\$7,425,000	\$1,250,000	\$3,750,000	
Improve and Renovate maintenance facilities, landscaping, docks, restrooms, furnishings and signage		\$16,375,000	\$3,350,000	\$2,900,000	
Repair Lake Merritt Retaining Walls		\$3,715,000	\$2,000,000	\$1,000,000	
Widen and Improve pedestrian and bicycle paths and lanes		\$9,800,000	\$3,000,000	\$5,500,000	
Reconfigure Bellevue Avenue for better access and parking accommodations		\$5,600,000		\$750,000	\$3,250,000
Expand Snow Park by reconfiguring Lakeside Drive, Harrison and 20th intersections		\$6,390,000		\$1,000,000	\$4,500,000
Reconfigure El Embarcadero roadways for safer pedestrian and traffic access		\$ 2,120,000	\$2,000,000		
ESTUARY WATERFRONT ACCESS, PARKS AND CLEAN-UP	\$53,000,000		\$19,279,000	\$28,256,000	\$5,485,000
Alice to Estuary Park Segment****		\$510,000		\$510,000	
Estuary Park		\$14,480,000	\$2,080,000	\$12,400,000	
Meadows Park		\$5,000,000		\$5,000,000	
9th Avenue Terminal		\$5,000,000		\$3,000,000	\$2,000,000
Oyster Reef Restaurant****		\$1,000,000			\$1,000,000
10th Avenue Marina****		\$200,000	\$200,000		
Brooklyn Basin and Marine Max****		\$3,300,000	\$2,700,000	\$600,000	
Brooklyn Basin to Embarcadero Cove****		\$235,000	\$235,000		
Harbor Masters Office****		\$43,000		\$43,000	
Embarcadero****		\$125,000		\$125,000	
British Marine****		\$130,000		\$130,000	
Village at Embarcadero Cove****		\$54,000		\$54,000	
Livingston Pier****		\$340,000	\$340,000		
Cryer Site		\$1,450,000	\$1,450,000		
Union Point Park to ConAgra****		\$4,000,000	\$4,000,000		
ConAgra Site****		\$2,100,000			\$2,100,000
Kennedy Street to Park Street****		\$365,000			\$365,000
Park Street Bridge****		\$1,450,000	\$300,000	\$1,150,000	
Park Street Triangle		\$46,000	\$46,000		
Pier 29 Restaurant****		\$1,410,000	\$1,200,000	\$210,000	
Derby Street Park		\$268,000	\$268,000		
Oakland Women's Museum Site****		\$580,000	\$580,000		
Lancaster Street Park		\$743,000		\$743,000	
Lancaster Street to Fruitvale Bridge****		\$130,000	\$130,000		
Fruitvale Bridge****		\$1,400,000	\$900,000	\$500,000	
Fruitvale to Alameda Ave****		\$200,000	\$200,000		
US Audio****		\$1,710,000	\$1,100,000	\$610,000	
High Street Bridge****		\$1,300,000	\$300,000	\$1,000,000	
Burke and Hanson Aggregate****		\$1,650,000	\$350,000	\$1,300,000	
68th Avenue Gateway		\$2,000,000	\$2,000,000		
Environmental Remediation		\$1,758,500	\$900,000	\$881,000	
LAKE MERRITT TO ESTUARY CONNECTION (LAKE MERRITT CHANNEL)	\$27,000,000		\$4,000,000	\$1,000,000	\$22,000,000
Removal of 10th Street culvert to improve water flow from Estuary to Lake and provide boat and pedestrian access		\$10,000,000		\$1,000,000	\$7,000,000
Relocation of flood control barrier at 7th street to improve water flow and provide boat and pedestrian access		\$16,000,000	\$4,000,000		\$12,000,000
Pedestrian and Bicycle Access, Wetlands Restoration and Other Channel and Shoreline Improvements		\$3,000,000			\$3,000,000
YOUTH AND PUBLIC RECREATION FACILITIES	\$20,000,000		\$11,000,000		\$9,000,000
East Oakland Aquatic, Sports and Recreation Facility ***		\$6,100,000	\$1,000,000		\$9,000,000
Studio One		\$10,000,000	\$10,000,000		
CREEKS AND WATERWAYS RESTORATION	\$10,000,000		\$3,200,000	\$4,500,000	\$2,300,000
Creek Restoration Projects		\$9,000,000	\$1,700,000	\$1,500,000	\$2,300,000
Acquisition of Watershed Protection Easements		\$11,000,000	\$3,000,000	\$1,500,000	
TOTAL	\$198,000,000		\$69,079,000	\$80,475,000	\$ 48,015,000
**Includes relocation allowance of \$500,000					
***Includes \$4.1 million in funding from Measure I					
**** Each of these projects is a segment along the Oakland Estuary and a portion of the San Francisco Bay Trail					

MEASURE DD
CAPITAL EXPENDITURE PLAN

Measure DD Project	Total Measure DD Allocation	Total Estimated Project Budget	Revised Project Budget	Series 2003A Appropriation	Series 2006B Appropriation	Series 2010C Appropriation
LAKE MERRITT	\$88,250,000			\$31,600,000	\$47,400,000	\$9,250,000
12th Street		\$47,250,000		\$9,500,000	\$30,500,000	
Storm drain filters, trash barriers, aeration, etc.		\$5,600,000		\$1,000,000	\$2,000,000	1,500,000
Children's Fairyland		\$3,000,000		\$3,000,000		
Restore Municipal Boathouse **		\$8,235,000		\$6,500,000		
Renovate and restore Lakeside Park Sailboat House		\$7,425,000		\$1,250,000	\$3,750,000	
Improve and Renovate maintenance facilities, landscaping, docks, restrooms, furnishings and signage		\$16,375,000		\$3,350,000	\$2,900,000	
Repair Lake Merritt Retaining Walls		\$3,715,000		\$2,000,000	\$1,000,000	
Widen and Improve pedestrian and bicycle paths and lanes		\$9,800,000		\$3,000,000	\$5,500,000	
Reconfigure Bellevue Avenue for better access and parking accommodations		\$5,600,000			\$750,000	\$3,250,000
Expand Snow Park by reconfiguring Lakeside Drive, Harrison and 20th intersections		\$6,390,000			\$1,000,000	\$4,500,000
Reconfigure El Embarcadero roadways for safer pedestrian and traffic access		\$2,120,000		\$2,000,000		
ESTUARY WATERFRONT ACCESS, PARKS AND CLEAN-UP	\$53,000,000			\$19,279,000	\$28,256,000	\$5,465,000
Alice to Estuary Park Segment****		\$545,357			\$510,000	
Estuary Park		\$14,483,972		\$2,080,000	\$12,400,000	
Meadows Park					\$5,000,000	
9th Avenue Terminal					\$3,000,000	\$2,000,000
Oyster Reef Restaurant****		\$1,132,759				\$1,000,000
10th Avenue Marina****		\$316,694		\$200,000		
Brooklyn Basin and Marine Max****		\$3,727,366		\$2,700,000	\$600,000	
Brooklyn Basin to Embarcadero Cove****		\$254,847		\$235,000		
Harbor Masters Office****		\$59,946			\$43,000	
Embarcadero****		\$184,191			\$125,000	
British Marine****		\$184,191			\$130,000	
Village at Embarcadero Cove****		\$57,759			\$54,000	
Livingston Pier****		\$370,514		\$340,000		
Cryer Site		\$1,650,326		\$1,450,000		
Union Point Park to ConAgra****		\$4,000,000		\$4,000,000		
ConAgra Site****		\$2,349,996				\$2,100,000
Kennedy Street to Park Street****		\$4,046,623				\$365,000
Park Street Bndge****		\$1,611,200		\$300,000	\$1,150,000	
Park Street Triangle		\$2,198,368		\$46,000		
Pier 29 Restaurant****		\$1,731,707		\$1,200,000	\$210,000	
Derby Street Park		\$808,141		\$268,000		
Oakland Women's Museum Site****		\$627,334		\$580,000		
Lancaster Street Park		\$847,218			\$743,000	
Lancaster Street to Fruitvale Bndge****		\$156,234		\$130,000		
Fruitvale Bridge****		\$1,522,532		\$900,000	\$500,000	
Fruitvale to Alameda Ave****		\$290,040		\$200,000		
US Audio****		\$1,862,040		\$1,100,000	\$610,000	
High Street Bndge****		\$1,463,515		\$300,000	\$1,000,000	
Burke and Hanson Aggregate****		\$1,937,148		\$350,000	\$1,300,000	
66th Avenue Gateway		\$5,829,132		\$2,000,000		
Environmental Remediation		\$1,758,500		\$900,000	\$881,000	
LAKE MERRITT TO ESTUARY CONNECTION (LAKE MERRITT CHANNEL)	\$27,000,000			\$4,000,000	\$17,500,000	\$5,500,000
Removal of 10th Street culvert to improve water flow from Estuary to Lake and provide boat and pedestrian access		\$10,000,000	\$12,000,000	\$2,000,000	\$10,000,000	\$0
Relocation of flood control barrier at 7th street to improve water flow and provide boat and pedestrian access		\$16,000,000	\$9,000,000	\$1,500,000	\$7,500,000	\$0
Pedestrian and Bicycle Access, Wetlands Restoration and Other Channel and Shoreline Improvements		\$3,000,000	\$6,000,000	\$500,000	0	\$5,500,000
YOUTH AND PUBLIC RECREATION FACILITIES	\$20,000,000			\$11,000,000	\$0	\$9,000,000
East Oakland Aquatic, Sports and Recreation Facility ***		\$56,100,000		\$1,000,000		\$9,000,000
Studio One		\$10,000,000		\$10,000,000		
CREEKS AND WATERWAYS RESTORATION	\$10,000,000			\$4,700,000	\$3,000,000	\$2,300,000
Creek Restoration Projects		\$9,000,000		\$1,700,000	\$1,500,000	\$2,300,000
Acquisition of Watershed Protection Easements		\$11,000,000		\$3,000,000	\$1,500,000	
TOTAL	\$198,000,000			\$70,579,000	\$96,156,000	\$31,515,000
**Includes relocation allowance of \$500,000						
***Includes \$4.1 million in funding from Measure I						
**** Each of these projects is a segment along the Oakland Estuary and a portion of the San Francisco Bay Trail						

Measure DD Budget Tracking

Project #	Project Name	Series 2003A Appropriation	Total Proposed DD Appropriation	Staff Expenditure to Date	Non-staff Expenditure to Date	Total Expenditure to Date	Soft Cost Budget	% Soft Cost Budget Expended	% Design Complete
LAKE MERRITT									
C241610	LM 12th Street	\$9,500,000	\$40,000,000	\$144,988	\$1,109,006	\$1,253,994	\$9,066,957	14%	25%
C241710	LM Water Quality	\$1,000,000	\$4,500,000	\$19,728	\$0	\$19,728	\$1,020,033	2%	1%
C241810	Fairyland	\$3,000,000	\$3,000,000	\$0	\$65,798	\$65,798	\$680,022	10%	20%
C241910	LM Muni Boathouse	\$6,500,000	\$6,500,000	\$86,646	\$420,332	\$506,978	\$1,473,380	21%	30%
C242010	LM Sailboat House	\$1,250,000	\$5,000,000	\$30,897	\$1,268	\$32,165	\$1,133,370	3%	0%
C242110	LM Systemwide Improve	\$3,350,000	\$6,250,000	\$2,457	\$0	\$2,457	\$1,416,712	0%	0%
C242210	LM Retaining Walls	\$2,000,000	\$3,000,000	\$11,195	\$209	\$11,404	\$680,022	2%	0%
C242310	LM Ped/Bike Paths	\$3,000,000	\$8,500,000	\$27,602	\$49,454	\$77,056	\$1,926,728	4%	20%
C242410	LM El Embarcadero	\$2,000,000	\$2,000,000	\$43,840	\$38,665	\$82,505	\$453,348	18%	20%
	Bellevue Ave	\$0	\$4,000,000						
	Snow Park	\$0	\$5,500,000						
	Subtotal	\$31,600,000	\$88,250,000						
OAKLAND WATERFRONT									
Estuary Park Area									
C242510	Estuary Park	\$2,080,000	\$14,480,000	\$7,414	\$0	\$7,414	\$3,282,238	0%	0%
	Alice St. - Estuary Park	\$0	\$510,000						
	Meadows Park	\$0	\$5,000,000						
	9th Ave. Terminal Park	\$0	\$5,000,000						
Brooklyn Basin Area									
	Oyster Reef Restaurant	\$0	\$1,000,000						
C242610	10th Ave Trail	\$200,000	\$200,000	\$3,329	\$0	\$3,329	\$45,335	7%	5%
C242710	Brooklyn Basin	\$2,700,000	\$3,300,000	\$20,382	\$14,433	\$34,815	\$748,024	5%	7%
C242810	Brooklyn Basin East Trail	\$235,000	\$235,000	\$4,119	\$0	\$4,119	\$53,268	8%	5%
Marina Area									
C242910	Livingston Pier	\$340,000	\$340,000	\$3,512	\$0	\$3,512	\$77,069	5%	0%
	Harbormaster's Office	\$0	\$43,000						
	Embarcadero	\$0	\$125,000						
	British Manne	\$0	\$130,000						
	Village at Embarcadero Cove	\$0	\$54,000						
C243010	Cryer Site	1,450,000	\$1,450,000	\$17,878	\$32,232	\$50,110	\$328,677	15%	7%
C243110	Union Point Park	\$4,000,000	\$4,000,000	\$8,461	\$190,412	\$198,873	\$906,696	22%	100%
	Con Agra	\$0	\$2,100,000						
Bridges & Adjacent Trails									
C243210	Park St Bridge	\$300,000	\$1,450,000	\$12,242	\$16,308	\$28,550	\$328,677	9%	15%
C243410	Pier 29 Restaurant	\$1,200,000	\$1,410,000	\$5,637	\$0	\$5,637	\$319,610	2%	15%
C243710	Lancaster-Fruitvale Trail	\$130,000	\$130,000	\$4,403	\$0	\$4,403	\$29,468	15%	15%
C243810	Fruitvale Bridge	\$900,000	\$1,400,000	\$18,244	\$19,926	\$38,170	\$317,343	12%	15%
C244110	High Street Bridge	\$300,000	\$1,300,000	\$9,960	\$16,309	\$26,269	\$294,676	9%	15%
C244210	Gallagher & Burk / Hanson	\$350,000	\$1,650,000	\$12,531	\$16,309	\$28,840	\$374,012	8%	15%
	Con Agra to Park St Bridge	\$0	\$385,000						
C243310	Park St Triangle TrafficStudy	\$46,000	\$46,000	\$315	\$0	\$315	\$10,427	3%	1%
Fruitvale Area									
C243510	Derby Ave. Trail/Park	\$268,000	\$268,000	\$5,455	\$3,116	\$8,571	\$60,749	14%	20%
C243610	Museum Women's Bd. Trail	\$580,000	\$580,000	\$13,555	\$3,116	\$16,671	\$131,471	13%	20%
	Lancaster St Park	0	\$743,000						
C243910	Alameda Ave Trail	\$200,000	\$200,000	\$5,008	\$3,116	\$8,124	\$45,335	18%	20%
C244010	U.S. Audio Trail	\$1,100,000	\$1,710,000	\$10,364	\$5,920	\$16,284	\$387,612	4%	4%
C244310	66th Ave Gateway	\$2,000,000	\$2,000,000	\$25,301	\$64,888	\$90,189	\$453,348	20%	25%
C244410	Waterfront Remediation	\$900,000	\$1,758,500	\$24,863	\$48,298	\$73,161	\$398,606	18%	25%
	Subtotal	\$19,279,000	\$52,977,500						

Note: Some expenses for Union Point Park and Studio One have been charged to other funding sources.

Measure DD Budget Tracking

Project #	Project Name	Series 2003A Appropriation	Total Proposed DD Appropriation	Staff Expenditure to Date	Non-staff Expenditure to Date	Total Expenditure to Date	Soft Cost Budget	% Soft Cost Budget Expended	% Design Complete
	LAKE MERRITT TO ESTUARY CONNECTION (LAKE MERRITT CHANNEL)								
C244510	7th St Flood Control Station	\$4,000,000	\$16,000,000	\$26,479	\$119,164	\$145,643	\$3,626,783	4%	4%
	10th Street Bridge	\$0	\$8,000,000						
	Channel Trail and Park	\$0	\$3,000,000						
	Subtotal	\$4,000,000	\$27,000,000						
	YOUTH AND PUBLIC RECREATION FACILITIES								
C244610	East Oakland Sports Ctr	\$1,000,000	\$10,000,000	\$0	\$0	\$0	\$2,266,739	0%	30%
C244710	Studio One	\$10,000,000	\$10,000,000	\$24,237	\$170,008	\$194,245	\$2,266,739	9%	35%
	Subtotal	\$11,000,000	\$20,000,000						
	CREEKS AND WATERWAYS RESTORATION								
C244810	Creek Restoration	1,700,000	\$5,500,000	\$19,736	\$7,986	\$27,722	\$1,246,707	2%	2%
C244910	Watershed Acquisition	3,000,000	\$4,500,000	\$17,845	\$5,000	\$22,845	\$1,020,033	2%	1%
	Subtotal	4,700,000	\$10,000,000						
	Grand Total	\$70,579,000	\$198,227,500	\$668,623	\$2,421,273	\$3,089,896	\$36,870,213	9%	15%
	MEASURE DD ADMIN								
C241510	Measure DD Administration	\$3,491,450	\$9,855,125	\$507,898	\$31,648	\$539,546		6%	
	Public Art	\$1,000,185	\$2,879,535	\$23,847	\$0	\$23,847		4%	

Note: Some expenses for Union Point Park and Studio One have been charged to other funding sources.

EXHIBIT E

LAKE MERRITT SYSTEMWIDE CATEGORY IMPROVEMENT PROJECT OPTIONS

Systemwide Improvements Recommended for Funding	Project Description	Project Budget	Measure DD - Lake Merritt Systemwide Budget	Recommended Funding from Measure DD		Comments
				Series A (03-06)	Series B (06-10)	
			6,250,000			
Landscaping, Street Furnishings, Signage and Kiosks	Funds would be used for landscaping, site lighting; trash receptacles; picnic tables; benches and integrated seating; informational, directional and interpretive signage. Kiosks would be used to display park related events and notices; history markers would be placed along perimeter path and at neighborhood nodes to denote historic events and locations.	\$2,600,000		1,880,000	720,000	Landscaping, signage, kiosks, amenities and furnishings will be incorporated into the 12th Street, Lakeshore and Lakeside Drive park border expansion projects identified in the Measure DD Capital Expenditure Plan for Series A and B to maximize improvement benefits to the public.
Fire Protection	Provide adequate fire protection to facilities within Lakeside Park including Children's Fairyland Structures, the Garden Center and the Sailboat House.	\$900,000		245,000	520,000	Budget based on estimate PWA received from EBMUD (\$300 per foot x 3,000 feet). Remaining funds would potentially come from the Sailboat House Renovation project or the City's Capital Improvement Program. Budget does not include any interior piping that might be required within Fairyland.

EXHIBIT E

LAKE MERRITT SYSTEMWIDE CATEGORY IMPROVEMENT PROJECT OPTIONS

Systemwide Improvements Recommended for Funding	Project Description	Project Budget	Measure DD - Lake Merritt Systemwide Budget	Recommended Funding from Measure DD	Comments
Public Docks	Rebuilding of docks including posts, decking, railings. Add accoutrements such as lights, banners, signage, plaques, and benches.				
12th Street		\$ 178,000		0 120,000	Scope of work would be incorporated into 12th Street project
East 18th Street Grand Avenue		\$ 163,000		0 0	The majority of work associated with this project is proposed to be funded within the Lake Merritt Retaining Walls funding category and as a part of the East 18th Gateway New project
Municipal Boathouse		\$ 163,000		120,000	Scope of work would be incorporated into Municipal Boathouse Street project
Lake Merritt Hotel		\$ 163,000		50,000	Majority of funds for this dock were raised by the Lake Merritt Breakfast Club. Dock structure complete. Railings, seating and lighting remain to be completed.
Lake Merritt Master Irrigation Plan					
Central Irrigation System Controller				200,000	Station location would be incorporated into one of the Lake Merritt expansion projects identified in the Measure DD Capital Expenditure Plan for Series A
Lakeshore Pergola/Colonade	Historic structure restoration	\$847,000		430,000	Structure contains extensive dry rot. Can be viewed as an extension of the El Embarcadero Greenlink Project funded in Series A (2003-2006) or as a standard alone maintenance project.
Cleveland Cascade	Renovation of the area including crosswalk, railings, fountain, lighting, planting and irrigation	\$921,000		300,000	Citizens Task Force is working with Councilmember Nadel's Office to move project forward. Design services for a concept design were provided for the project. Public Works Maintenance has particular concerns about O&M costs of fountains.

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
Habitat Conservation Funds	2003 - 66th Avenue Gateway 2004 - Lion Creek	\$400,000 \$400,000	CA Parks and Recreation	deer/lion habitat, riparian habitat, wetlands, endangered species	10/1/2004 Annual Program	very	\$2,000,000 statewide		2003 - No Award 2004 - Site visit conducted in Dec. 2004
Recreational Trails Program	2003 - Oakland Waterfront Trail - Derby Park 2004 - 3 sections of the Bay Trail	\$400,000 \$450,000	CA Parks and Recreation	maintenance/restoration of recreational trails; new trails (with restrictions)	10/1/2004 Annual Program	very	\$2,200,000 (non motorized)		2003 - No Award 2004 - Site visit conducted in Jan 05
Prop 50 - Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002			CA Regional Water Quality Control Board	funds appropriated for specific projects. Oakland is preparing its requests currently	--	no	City requested \$5 million for 7 creek / waterfront projects through the Northern California Clean Water Consortium.		Request rejected by Governor
Coastal Conservancy	Lake Merritt 12th Street Bridge and Water Quality	\$9 Million - LM 12th Street \$1 Million LM Water Quality	California Coastal Conservancy	funds appropriated for specific water-related projects. City will file formal application in October for 12th Street	annual	no		12th Street submittal pending additional engineering information	

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
Prop 12 - Per Capita	Oakland Waterfront	\$500,000	CA Parks and Recreation	acquisition, development, improvement, rehabilitation, restoration, enhancement, and the development of interpretive facilities, of local parks and recreational lands and facilities	One time allocation			Council approved remaining funds to park CIP projects with health and safety issues	
Prop 12 - Roberti-Z'berg-Harris			CA Parks and Recreation	acquisition, development, special maintenance (only 30%)	One time allocation			Council approved remaining funds to park CIP projects with health and safety issues	
Prop 40 - Roberti-Z'berg			CA Parks and Recreation	acquisition, development, special maintenance (only 30%)	One time allocation	no	\$1,804,043	Council approved remaining funds to park CIP projects with health and safety issues	
Prop 12 Murray-Hayden	Studio One Union Point Park	\$473,000 \$2.5 Mil	CA Parks and Recreation	land and facilities for at-risk youth	15-Dec-02	moderately	\$100,000 - \$2.5m per project	Under grant criteria, DD projects which were identified were not as competitive as other Oakland projects	Awarded in 2002. Both projects received full request

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
Prop 40 - Murray-Hayden	Peralta Hacienda Historic Park	\$850,000	CA Parks and Recreation	land and facilities for at-risk youth	15-Dec-03	moderately	\$100,000 - \$2.5m per project	Under grant criteria, DD projects which were identified were not as competitive as other Oakland projects	
Prop 40 - Frommer AB41 Urban Parks	Oakland Waterfront - Cryer Site East Oakland Sports Complex	\$3 Million \$3Million	CA Parks and Recreation	acquisition / development of new parks & rec facilities; deficiencies in parkland; a joint project; revitalizes blighted area	15-Jan-04	low	\$130,690,000 \$100,000 - \$3 mil per project.		\$3 million awarded to the East Oakland Sports Complex
Prop 40 - Per Capita	Lake Merritt Systemwide Improvements and Lawn Bowling Clubhouse Roof	\$243,000	CA Parks and Recreation	acquisition, development, improvement, rehabilitation, restoration, enhancement, and the development of interpretive facilities, of local parks and recreational lands and facilities	One time allocation	no	\$1,798,000	Per Council approval, remaining funds went to park CIP projects with health and safety issues	

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
Prop 40 - Youth Soccer			CA Parks and Recreation	development of NEW soccer, baseball, basketball facilities in urban, low-income areas	5-Nov-04	moderately	TBD (\$20 mill for Nor Cal, divided between soccer and Urban Parks)	Under grant criteria, DD projects which were identified were not as competitive as other Oakland projects	
Prop 40 -Urban Parks & Healthy Communities	East Oakland Sports Complex	\$1,000,000	CA Parks and Recreation	Acquisition and development of properties for "active recreational purposes" = an activity that requires athletic fields, courts, gymnasiums for youth soccer, baseball, football, basketball, tennis, or swimming	5-Nov-04	moderately	TBD (\$20 mill for Nor Cal, divided between soccer and Urban Parks)		
Transportation Development Act Funds	12th Street Interim Bike route	\$116,000	Metropolitan Transportation Commission						Awarded
Regional Bike and Pedestrian Program	10th Street Bridge	\$4,000,000	Metropolitan Transportation Commission		3-Sep-04	very	\$12 million countywide		No Award - Panel viewed as a bridge replacement project

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
Prop 40 - Cultural & Historic Endowment	Oakland Museum and Fox Theatre	OM \$2.25 Mil Fox \$2.5 Mil	CA State Library	Emphasis on 20th Century technology and innovations					\$2.25 each awarded to Museum and Fox
Land and Water Conservation Fund	66th Avenue Gateway	\$250,000	CA Parks and Recreation	Federal program administered by State DPR for acquisition & development of neighborhood parks apply through 7 individual district boards. For small park projects	15-May-04	very			Pending
Oakland CDBG funds			City of Oakland						
Save America's Treasures Grants			CA Office of Historic Preservation	for historic landmarks					
Tony Hawk Foundation	Oakland Waterfront Skatepark	\$200,000	Tony Hawk Foundation	skateboard parks. Very small grants					
City of Alameda	Park Street Bridge/29th Avenue Gateway	\$46,000	City of Alameda Capital Improvement Program		10-Nov-04				Pending approval of budget in June 05
National Park Service	Municipal Boathouse	Up to \$3 mil	Federal Historic Preservation Tax Credits						
Private Concessionaire	Municipal Boathouse	Up to \$3 mil	Private Concessionaire						

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
CA Dept of Boating and Waterways	Municipal Boathouse - Docks		CA Dept of Boating and Waterways		Annual - April 1				
Oakland Rotary Centennial Celebration	Municipal Boathouse	\$80,000 to \$120,000	Oakland Rotary Clubs						
Port of Oakland	12th Street - Channel Tidal Wetlands		Port of Oakland	Airport Mitigation Fund					
Lake Merritt Breakfast Club	12th Street - Necklace of Lights Expansion		Lake Merritt Breakfast Club						
City of Oakland District 3 Paygo	El Embarcadero Greenlink	\$10,000	Nancy Nadel					As a contribution to the dog run component of the El Embarcadero Greenlink	
Port of Oakland	Various waterfront trail projects		Port of Oakland	to meet off site public access requirements					
Caltrans	Brooklyn Basin	\$100,000	Caltrans	RWQCB BMP requirements for storm water treatment cannot be fulfilled on site for the 5th Avenue overcrossing project					

MEASURE DD
Grant Applications/Funding Requests Summary

Grant/Funding Opportunity	Title of Grant	Grant Request	Grantor Agency	Program Description / Guidelines	Filing Deadline / Cycle	Competitive?	Funds Avail	Other Notes	Application Status
CalTrans	Lake Merritt Channel	\$800,000 + or - CalTrans		BCDC mitigation requirement for the 5th Avenue overcrossing project					
CalTrans	Oak to Ninth	\$500,000 + or - Caltrans		BCDC mitigation requirement for the 5th Avenue overcrossing project					
Alameda County	12th Street		Alameda County	Area in front of County courthouse is currently unfunded					
Salvation Army - Kroc Foundation Bequest	East Oakland Sports Complex	TBD	Salvation Army						
Friends of Oakland Parks and Recreation	Lake Merritt Bench Sponsorship Program	100,000 + or -	Friends of Oakland Parks and Recreation						
Oakland Redevelopment Agency	Lake Merritt - East 18th Gateway		Central East Oakland Redevelopment Agency						
Oakland Chamber of Commerce/ Port of Oakland	Oakland Waterfront - Light sponsorship program	\$400,000 +or-							

STUDIO ONE - INTERIM PROGRAM COSTS				
NEWLY AVAILABLE SPACES	Sq. Ft.	Rate (\$/Sq.ft.)	Monthly Rent	Rental Fee for 20 Months
Basement				
Classroom B101/ Jewelry Making	625	\$0.75	\$468.75	\$9,375.00
Classroom B104/ Stained Glass	625	\$0.75	\$468.75	\$9,375.00
Classroom B106/ Drama, Rehearsal, Fitness	625	\$0.75	\$468.75	\$9,375.00
Classroom B107 Miscellaneous	625	\$0.75	\$465.75	\$9,315.00
Music/Choral Room B116 Ceramics	820	\$0.75	\$615.00	\$12,300.00
Rehearsal Room B116A Storage	117	\$0.75	\$87.75	\$1,755.00
Rehearsal Room B116B Storage/Supplies	117	\$0.75	\$87.75	\$1,755.00
Room B103 Photography	225	\$0.75	\$168.75	\$3,375.00
Room B102 Photography	100	\$0.75	\$75.00	\$1,500.00
Storage (Not Available)				
Total	3,879		\$ 2,909.25	\$58,125.00
1 st Floor				
Classroom 1 Painting & Miscellaneous Classes	625	\$1.00	\$625.00	\$12,500.00
Classroom 2 Painting & Miscellaneous Classes	625	\$1.00	\$625.00	\$12,500.00
New Lobby/ Reception Office	450	\$1.00	\$450.00	\$9,000.00
Total	1,700		\$ 1,700.00	\$34,000.00
1 st Floor Mezzanine				
Third Floor				
8 office and shared conference room	1,600	\$0.75	\$1,200	\$24,000
TOTAL SPACES	7,179		\$5,809	\$116,125
Moving Expenses (Macy Movers Inc.)				\$41,960
			Grand Total	\$158,085.00

INTRODUCED BY COUNCILMEMBER _____

FILED
OFFICE OF THE CITY ATTORNEY
APPROVED AS TO FORM AND LEGALITY
2005 JAN 27 PM 4:02

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C. M. S.

RESOLUTION AUTHORIZING REVISIONS TO THE APPROPRIATION OF SEVENTY MILLION FIVE HUNDRED SEVENTY NINE THOUSAND DOLLARS (\$70,579,000) DURING FY 2003-04 IN OAKLAND TRUST FOR CLEAN WATER AND SAFE PARKS (MEASURE DD) SERIES A GENERAL OBLIGATION BONDS

WHEREAS, on November 5, 2002, Oakland overwhelmingly passed with 80% voter approval Measure DD, the "Oakland Trust for Clean Water and Safe Parks," a \$198,250,000 general obligation bond authorizing the City to sell bonds to raise funds for a variety of parks, clean water protection and youth recreation projects; and

WHEREAS, the City will issue Measure DD general obligation bonds in three issuances (Series 2003A, Series 2006B, and Series 2010C); and

WHEREAS, funding from the issuance of the Series 2003A general obligation bonds in the amount of \$70,579,000 (the "Series 2003A proceeds") was appropriated in FY 2003-04; and

WHEREAS, \$31,600,000 of the Series 2003A proceeds is designated for Lake Merritt Improvement Projects; and

WHEREAS, \$19,279,000 of the Series 2003A proceeds is designated for Estuary Access, Parks and Clean -up Projects; and

WHEREAS, \$4,000,000 of the Series 2003A proceeds is designated for Lake Merritt to Estuary Connection (Lake Merritt Channel) improvements; and

WHEREAS, \$11,000,000 of the Series 2003A proceeds is designated for Youth and Public Recreation Facilities Projects; and

WHEREAS, \$4,700,000 of the Series 2003A proceeds is designated for Creeks and Waterways Restoration Projects; and

WHEREAS, new project cost estimates and schedule evaluation have changed the funding needs within the Lake Merritt to Estuary connection category; now, therefore be it

RESOLVED: that the City Council hereby revises the appropriation of \$70,579,000 in FY 2003-04 in Measure DD funds from the Measure DD Capital Improvement - Clean Water, Safe Parks Fund (Fund 5230), specific to the category of the Lake Merritt to Estuary Connection as follows:

LAKE MERRITT TO ESTUARY CONNECTION (LAKE MERRITT CHANNEL)	Original Project Budget	Revised Project Budget	Original Series A Approp.	Revised Series A Approp.	Original Series B Approp.	Revised Series B Approp.	Original Series C Approp.	Revised Series C Approp.
Relocation of flood control barrier at 7th street to improve water flow and provide boat and pedestrian access	\$16,000,000	\$9,000,000	\$4,000,000	\$1,500,000	0	\$7,500,000	\$12,000,000	0
Removal of 10th Street culvert to improve water flow from Estuary to Lake and provide boat and pedestrian access	\$10,000,000	\$12,000,000	0	\$2,000,000	\$1,000,000	\$10,000,000	\$7,000,000	0
Pedestrian and Bicycle Access, Wetlands Restoration and Other Channel and Shoreline Improvements	\$3,000,000	\$6,000,000	0	500,000	0	0	3,000,000	\$5,500,000

FURTHER RESOLVED: That the City Attorney's Office has reviewed this resolution as to form and legality and a copy is kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, BROOKS, NADEL, REID, WAN, QUAN AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST:

City Clerk and Clerk of the Council

INTRODUCED BY COUNCILMEMBER _____

FILED
OFFICE OF THE CITY CLERK AND LEGALITY
APPROVED AS TO FORM AND LEGALITY
2005 JAN 27 11:02 AM
CITY ATTORNEY

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C. M. S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO NEGOTIATE AND EXECUTE AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT WITH THE FRIENDS OF OAKLAND PARKS AND RECREATION FOR ADMINISTRATIVE SUPPORT SERVICES ASSOCIATED WITH THE MEASURE DD COMMUNITY COALITION IN AN AMOUNT NOT TO EXCEED \$23,752, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$39,751

WHEREAS, the Measure DD Implementation staff report approved by City Council on July 15, 2003 recognizes and supports the formation of a Measure DD community Coalition organization; and

WHEREAS, the City Council agreed to provide funding towards the administrative support of the Measure DD Community Coalition; and

WHEREAS, the City with assistance from the Measure DD Community Coalition solicited and reviewed written proposals from interested non-profit organizations and individuals to provide administrative support services retained the services of Friends of Oakland Parks and Recreation to provide administrative support; and

WHEREAS, funding is available and budgeted for these services from the Measure DD Capital Improvement – Clean Water, Safe Parks Fund (Fund 5320), City Planning-Other (Organization 88229), Measure DD Administration (Project C241510); and

WHEREAS, THE City wishes to amend the professional services contract with the Friends of Oakland Parks and Recreation to continue to provide administrative support services at the rate of \$1250 per month through July 2006, the completion date for Series A of Measure DD, by increasing the current contract amount from \$14,999 by \$23,752, to a total contract amount not to exceed \$39,751; and

WHEREAS, the City Council finds that the Friends of Oakland Parks and Recreation offers a specialized service in working with community groups and public agencies to facilitate communications and that the consultant services authorized hereunder are of a professional, scientific, or technical nature and are temporary in nature; and

WHEREAS, the City Council finds and determines that the contracts authorized hereunder will not result in the loss of employment or salary by any person having permanent status in the competitive services; now, therefore be it

RESOLVED: that the City Administrator or her designee, is hereby authorized to negotiate and execute an amendment to the professional services contract with the Friends of Oakland Parks and Recreation in an amount not to exceed \$23,752, to a total contract amount not to exceed \$39,751; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized and empowered to execute in the name of the City of Oakland all necessary contracts, payment requests, agreements and amendments hereto for the purposes of the professional services agreement; and be it

FURTHER RESOLVED: That the City Attorney's Office has reviewed this resolution as to form and legality and a copy is kept on file with the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20

PASSED BY THE FOLLOWING VOTE:

AYES- BRUNNER, CHANG, BROOKS, NADEL, REID, WAN, QUAN AND
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST:

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

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C. M. S.

FILED
OFFICE OF THE CITY CLERK
OAKLAND

INTRODUCED BY COUNCILMEMBER _____

2005 JAN 27 PM 4:02

RESOLUTION AUTHORIZING APPLICATION, ACCEPTANCE AND APPROPRIATION OF UP TO TEN MILLION DOLLARS (\$10,000,000) IN CALIFORNIA COASTAL CONSERVANCY FUNDS FOR THE LAKE MERRITT 12TH STREET IMPROVEMENT PROJECT (\$9,000,000) AND WATER QUALITY TECHNOLOGIES AT LAKE MERRITT (\$1,000,000)

WHEREAS, on November 5, 2002, Oakland overwhelmingly passed with 80% voter approval Measure DD, the "Oakland Trust for Clean Water and Safe Parks," a \$198,250,000 general obligation bond authorizing the City to sell bonds to raise funds for a variety of parks, clean water protection and youth recreation projects; and

WHEREAS, funding from the issuance of the Series 2003A general obligation bonds in the amount of \$70,579,000 (the "Series 2003 proceeds") was made available in FY 2003-04; and

WHEREAS, \$31,600,000 of the Series 2003A proceeds, is designated for Lake Merritt Improvement Projects; and

WHEREAS, a total of \$40,000,000 from Series 2003A and 2006B is designated from Measure DD towards the implementation of the 12th Street Improvement Project; and

WHEREAS, a total of \$4,500,000 from Series 2003A, 2006B and 2010C is designated from Measure DD towards the installation of water quality improvement technologies at Lake Merritt; and

WHEREAS, funds received from the California Coastal Conservancy will be appropriated to the State of California Grants – Other Fund (Fund 2159) and as related projects to Lake Merritt 12th Street (Project C241610) and Lake Merritt Water Quality (Project C241710); and

WHEREAS, the California Coastal Conservancy provides State assistance to local governments to protect and improve wetlands, streams, and watersheds in the San Francisco Bay and other coastal landscapes; and

WHEREAS, the grant funds will enhance and improve water quality, habitat, public access and recreation activity in the 12th Street area and in Lake Merritt itself, and, if granted, would benefit the citizens of Oakland; and

WHEREAS, said procedures and criteria established by the California Coastal Conservancy require a resolution certifying the approval of application by the applicant's governing body upon award of grant funds; now, therefore be it

RESOLVED: That the City Council of the City of Oakland hereby:

1. Approves the filing of an application for California Coastal Conservancy grant funding assistance and, if successful, execution of an Agreement with the California Coastal Conservancy for grants funds in the amount of up to \$9,000,000 towards construction of Lake Merritt 12th Street Improvement project; and
2. Approves the filing of an application for California Coastal Conservancy grant funding assistance and, if successful, execution of an Agreement with the California Coastal Conservancy for grant funds in an amount of up to \$1,000,000 towards water quality improvement technologies at Lake Merritt; and
3. Certifies that the City of Oakland has matching funds from the following source: Measure DD – The Oakland Trust for Safe Parks, Clean Water and can finance 100 percent of the project, of which up to \$10 Million will be reimbursed; and
4. Complies with the California Environmental Quality Act, and that a Notice of Exemption has been filed with the Alameda County Clerk; and
5. Appoints the City Administrator as agent of the City to conduct all negotiations and execute and submit all documents, including, but not limited to, applications, agreements, amendments, billing statements, and so on which may be necessary for the completion of the Lake Merritt 12th Street Improvement project elements and the installation of water quality improvement technologies at Lake Merritt funded by the California Coastal Conservancy: and be it

FURTHER RESOLVED: The Office of the City Attorney has approved this resolution as to form and legality and a copy is on file at the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20

PASSED BY THE FOLLOWING VOTE:

AYES– BRUNNER, CHANG, BROOKS, NADEL, REID, (DISTRICT 2 – VACANT), QUAN AND
PRESIDENT DE LA FUENTE

NOES–

ABSENT–

ABSTENTION–

ATTEST:

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