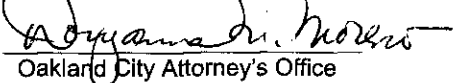


Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. 79298 C.M.S.

A RESOLUTION AUTHORIZING THE APPLICATION, ACCEPTANCE AND APPROPRIATION OF GRANT FUNDS FROM STOPWASTE.ORG (THE ALAMEDA COUNTY WASTE MANAGEMENT AUTHORITY AND THE ALAMEDA COUNTY SOURCE REDUCTION AND RECYCLING BOARD) GREEN BUILDING GRANTS UNDER THE AGENCY'S GREEN BUILDING PROGRAM AND BAY-FRIENDLY LANDSCAPING PROGRAM FOR THE STUDIO ONE ART CENTER REHABILITATION (PROJECT NO. C244710) IN THE AMOUNT OF THIRTY-FIVE THOUSAND DOLLARS (\$35,000).

WHEREAS, the project is designated in the Capital Improvement Plan for FY2003-2008, and funding exists in the Municipal Capital Improvement (Fund 5500, Project C71910), in the State Parks and Recreation Grant (Fund 2134, Project No.C196810), and in Measure DD Series A, (Fund 5320, Project No. C244710); and

WHEREAS, the rehabilitation of the Studio One Art Center project would benefit the City and the Oakland community at large; and

WHEREAS, the City of Oakland has adopted goals to design and build City projects in accordance with sustainable practices; and

WHEREAS, the Studio One Art Center Rehabilitation project was designed in accordance with the City's sustainable goals; and

WHEREAS, the StopWaste.Org, a public joint-power agency of Alameda County Waste Management Authority (ACWMA) and the Alameda County Source Reduction and Recycling Board offers programs in public education, green building design, and provides funding for innovative projects that promote "Green Design" in source reduction, decrease waste disposal in Alameda County, and encourages the development, marketing and use of recycled content products; and

WHEREAS, said Green Design Grant is open to local and regional governmental agencies with facilities in Alameda County and 501(C) non-profit organizations located in Alameda County, and projects are only eligible if they involve new construction, renovation, tenant improvement and retrofit of public buildings and are public-benefit projects that use a comprehensive green building approach, receives StopWaste.Org design assistance services, and incorporate StopWaste.Org design recommendations prior to completion of design; and

Corrected Copy of Resolution No. 79298 C.M.S., Adopted June 21, 2005

WHEREAS, the City will enter into a Contract with StopWaste.Org; now, therefore, be it

RESOLVED: That the Oakland City Council approves the filing of an application from the StopWaste.Org Green Building Grants under the Agency's Green Building Program and Bay-Friendly Landscaping Program for the Studio One Art Center Rehabilitation (Project No. C244710) in the amount of thirty-five thousand dollars (\$35,000); and, be it

FURTHER RESOLVED: That if the applications are approved, the City Administrator is authorized to accept and appropriate funds consistent with the project and funding levels above (Fund 21560 – Alameda County Grant, Organization 92110 – Capital Improvement, Account 57212 – Buildings Addition and Improvements, Program IN06) and to enter into a Grant Contract with the Alameda County Waste Management Authority for said funds; and, be it

FURTHER RESOLVED: That the Oakland City Council certifies that the City has or will have sufficient funds to operate and maintain the Projects; and, be it

FURTHER RESOLVED: That the Oakland City Council appoints the City Administrator, or her designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments, extensions, payment requests and so on, which may be necessary for the completion of the aforementioned projects provided that such agreement shall be reviewed and approved by the Office of the City Attorney and shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

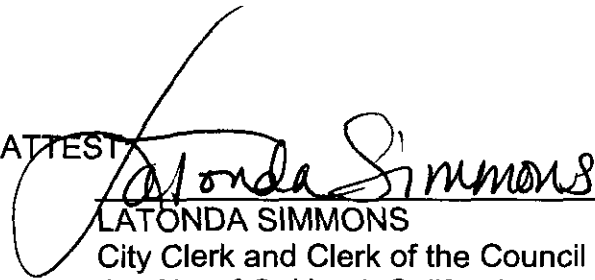
JUN 21 2005

PASSED BY THE FOLLOWING VOTE:

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

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST


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