


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

INTRODUCED BY COUNCILMEMBER [IF APPLICABLE]

RESOLUTION: (1) AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO ENTER INTO A MASTER FUNDING AGREEMENT FOR FISCAL YEAR 2020-21 THROUGH FISCAL YEAR 2030-31 BETWEEN THE METROPOLITAN TRANSPORTATION COMMISSION (MTC) AND THE OAKLAND DEPARTMENT OF TRANSPORTATION (OAKDOT); (2) APPROVING SUPPLEMENT I TO THE MASTER FUNDING AGREEMENT, WHICH WILL APPROPRIATE FUNDS IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THOUSAND DOLLARS (\$200,000) TO ADD ADDITIONAL BIKE LANE AND OTHER WORK TO MTC'S PROJECT SCOPE FOR OAKDOT'S WEST GRAND REPAVING PROJECT; AND (3) ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS

WHEREAS, on June 26, 2014, the City Council passed Resolution No. 85108 C.M.S. which authorized adoption of the West Oakland Specific Plan and installation of bicycle lanes on West Grand Avenue from Mandela Parkway to Market Street; and

WHEREAS, on June 13, 2019, the City Council passed Resolution No. 87808 C.M.S. which authorized adoption of the Let's Bike Oakland 2019 Bicycle Plan, relying on the 2019 addendum to the 2007 Environmental Impact Report, finding that no additional environmental review is needed pursuant to California Environmental Quality Act (CEQA) guidelines sections 15162-15164, and adopting related CEQA findings; and adopting recommendations from the Let's Bike Oakland 2019 Bicycle Plan; and

WHEREAS, the proposed Project is exempt from the California Environmental Quality Act ("CEQA") pursuant to Public Resources Code Section 21080.20.5 (restriping of streets for bicycle lanes), as well as pursuant to CEQA Guidelines Sections 15183 (Projects Consistent with a Community Plan, General Plan or Zoning), 15301(c) (Existing Facilities, Highways and Streets), 15302 (Replacement or Reconstruction), 15303 (Small Structures), 15304(h) (minor alterations to land), and/or 15061(b)(3) (No Significant Effect on the Environment); each of the aforementioned provides a separate and independent basis for CEQA compliance; and

WHEREAS, on July 11, 2019, the City Council passed Resolution No. 87673 C.M.S. which established a three-year prioritization plan for the City of Oakland's Complete Streets Paving Program; and in which West Grand Avenue was part of the prioritization plan; and

WHEREAS, the West Grand Avenue Repaving Project will implement the bike lanes approved in the West Oakland Specific Plan and Let's Bike Oakland 2019 Bicycle Plan; and

WHEREAS, in January 2019, the Metropolitan Transportation Commission (MTC) completed construction for Phase 1 of the agency's Bay Bridge Forward project, which converted approximately 1,300 feet of the existing shoulder on the West Grand Avenue on-ramp to a dedicated bus/HOV lane; and as a result of Phase 1, travel time savings of up to 20 minutes were observed; and

WHEREAS, to further address excessive queues, MTC has proposed extending the bus/HOV lane from its existing terminus on the West Grand Avenue on-ramp to Frontage Road as part of Phase 2 of the project; and

WHEREAS, Phase 2 of MTC's Bay Bridge Forward project will also construct a multi-use path on West Grand Avenue between Maritime Street and Mandela Parkway to improve safety and accessibility for people walking and biking along the corridor; and

WHEREAS, a portion of MTC's project improvements are within the City of Oakland Right-of-Way and overlaps with OakDOT's approved repaving of West Grand Avenue; and

WHEREAS, OakDOT and MTC have been coordinating design and delivery to avoid unnecessary construction overlap and inefficiencies; now, therefore, be it

RESOLVED: OakDOT to enter a Master Funding Agreement with MTC in fiscal year 2020/21 through fiscal year 2030/31 to allow MTC to transfer funds to the City of Oakland in instances where the city can better deliver public improvements; and be it

FURTHER RESOLVED: That the Council finds that the Project is exempt from CEQA pursuant to Public Resources Code Section 21080.20.5 (restriping of streets for bicycle lanes); as well as pursuant to CEQA Guidelines Sections 15183 (Projects Consistent with a Community Plan, General Plan or Zoning), 15301(c) (Existing Facilities, Highways and Streets), 15302 (Replacement or Reconstruction), 15303 (Small Structures), 15304(h) (minor alterations to land), and/or 15061(b)(3) (No Significant Effect on the Environment); each of the aforementioned provides a separate and independent basis for CEQA compliance; and be it

FURTHER RESOLVED: Supplement I to the Master Funding Agreement be accepted in an amount not to exceed \$200,000 from MTC's Regional Measure 2 (RM2) operating funds to allow MTC to provide funding to the City of Oakland to complete construction.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT FORTUNATO BAS

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
ASHA REED
City Clerk and Clerk of the Council of the City of
Oakland, California