

# CITY OF OAKLAND

## AGENDA REPORT

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND  
2008 DEC 22 AM 11:23

TO: Office of the City Administrator  
ATTN: Dan Lindheim  
FROM: Community and Economic Development Agency  
DATE: January 13, 2009

RE: **Resolution Authorizing the City Administrator to Accept and Appropriate One Million Eight Hundred Eighteen Thousand Nine Hundred Eighty Dollars (\$1,818,980.00) in Grant Funding from the State Resources Agency, River Parkways Grant Program for the Sausal Creek Restoration Project in Dimond Park**

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### SUMMARY

A resolution has been prepared authorizing the City Administrator, or his designee, to apply for, accept, and appropriate \$1,818,980.00 in funding from the State Resources Agency (Resources Agency) River Parkways Grant Program for the Sausal Creek Restoration in Dimond Park (Project).

The Project is part of the Measure DD Prioritized Projects List for Creek Restoration Projects, approved by Council Resolution No. 79649 C.M.S. on December 20, 2005.

### FISCAL IMPACT

The prepared resolution will authorize the acceptance and appropriation of grant funds from the State Resources Agency River Parkways Grant Program.

The concept-level total project cost is \$2,788,980.00 and will be funded by:

- River Parkways Grant funds established in State of California Grant Fund (2159), Watershed and Stormwater Management Organization (88345): \$1,818,980
  - Measure DD Series A and Series B Bond Funds: \$600,000
  - Alameda County Flood Control and Water Conservation District in-kind contribution: \$300,000
  - Friends of Sausal Creek in-kind contribution: \$70,000
- \$2,788,980

Sufficient funds are currently available to complete and finalize design and bid packages. Staff will return to Council to award a construction contract at which time staff will also present final project cost estimates and finalized funding codes.

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## **BACKGROUND**

On July 20, 2004, Council passed Resolution No. 78750 C.M.S. authorizing implementation plans for the Measure DD Creek Restoration Program including approval of a Creek Restoration Project List. On December 20, 2005, City Council passed Resolution No. 79649 C.M.S. to prioritize the Measure DD Creek Restoration Project List based on restoration criteria including urgency, habitat opportunities, community support, public safety, and potential for hydrological improvements. The Sausal Creek Restoration Project in Dimond Park was ranked second on the adopted Creek Restoration Prioritized Project List due to:

- Excessive bank erosion, caused by a broken concrete spillway, which is undermining a city roadway and nearby home;
- Blockage of trout passage between project location and valuable upstream habitat in Dimond Canyon; and
- The high level of active community involvement by the Friends of Sausal Creek, a local watershed stewardship organization.

City staff submitted a grant application for the Sausal Creek Restoration Project in Dimond Park to the Resources Agency River Parkways Grant Program for \$1,828,980.00. The Resources Agency approved and awarded the grant on July 10, 2008 and the City has until July 2009 to enter into a contract with the Resources Agency.

## **KEY ISSUES AND IMPACTS**

Currently the creek banks have significant erosion adjacent to Canon Avenue. City staff have received many complaints from property owners regarding the need to stabilize the creek banks.

Additionally, the native rainbow trout inhabiting the creek have been deemed a protected population by the California Fish and Game Commission who voted in 2007 to ban fishing in Sausal Creek.

Implementation of the Project will improve the creek banks protecting the roadway and private properties while improving habitat and passage for the native rainbow trout, water quality, flood protection, recreation, and educational opportunities.

## **PROJECT DESCRIPTION**

The Restoration Project will:

- Remove 180 linear-feet of buried creek culvert;
- Remove a broken concrete spillway;

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- Restore 745 linear feet of creek including stabilizing creek banks with bioengineering;
- Restore native vegetation and create 38,000 square feet of new trout and wildlife habitat;
- Improve sight lines into the creek from Dimond Park; and
- Create an ADA-accessible walking path adjacent to the creek with interpretive features to raise awareness of both the creek and the restoration process.

A conceptual design for the project has been completed and is included in this report as Attachment A. The project will begin full design in 2009 with construction planned for 2011.

### **SUSTAINABLE OPPORTUNITIES**

***Economic:*** The Project will reduce City liability due to creek bank failure that could damage the adjacent city road and private homes.

***Environmental:*** The Project will improve water quality, decrease erosion and sedimentation, improve fish passage and habitat, and increase native plant diversity and wildlife habitat along Sausal Creek.

***Social Equity:*** The Project will improve a public amenity within Dimond Park. The creek trail and associated interpretive elements created as part of the project will provide new educational opportunities for a broad range of park visitors.

### **DISABILITY AND SENIOR CITIZEN ACCESS**

State and Federal disability regulations will be implemented in the design and development of this project. The project includes a walking path that will comply with ADA requirements.

### **RECOMMENDATION AND RATIONALE**

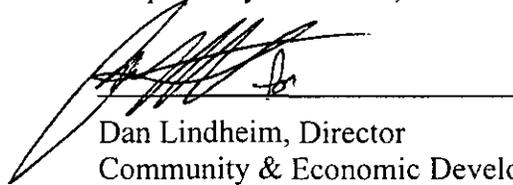
Staff recommends that the City Council authorize the City Administrator, or his designee, to accept and appropriate \$1,818,980.00 from the State Resources Agency, River Parkways Grant Program for the Sausal Creek Restoration Project in Dimond Park.

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**ACTION REQUESTED OF THE CITY COUNCIL**

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



Dan Lindheim, Director  
Community & Economic Development Agency

Reviewed by:  
Michael Neary, P.E., Deputy Director  
Department of Engineering and Construction

Prepared by:  
Lesley Estes, Supervisor  
Watershed and Stormwater Management

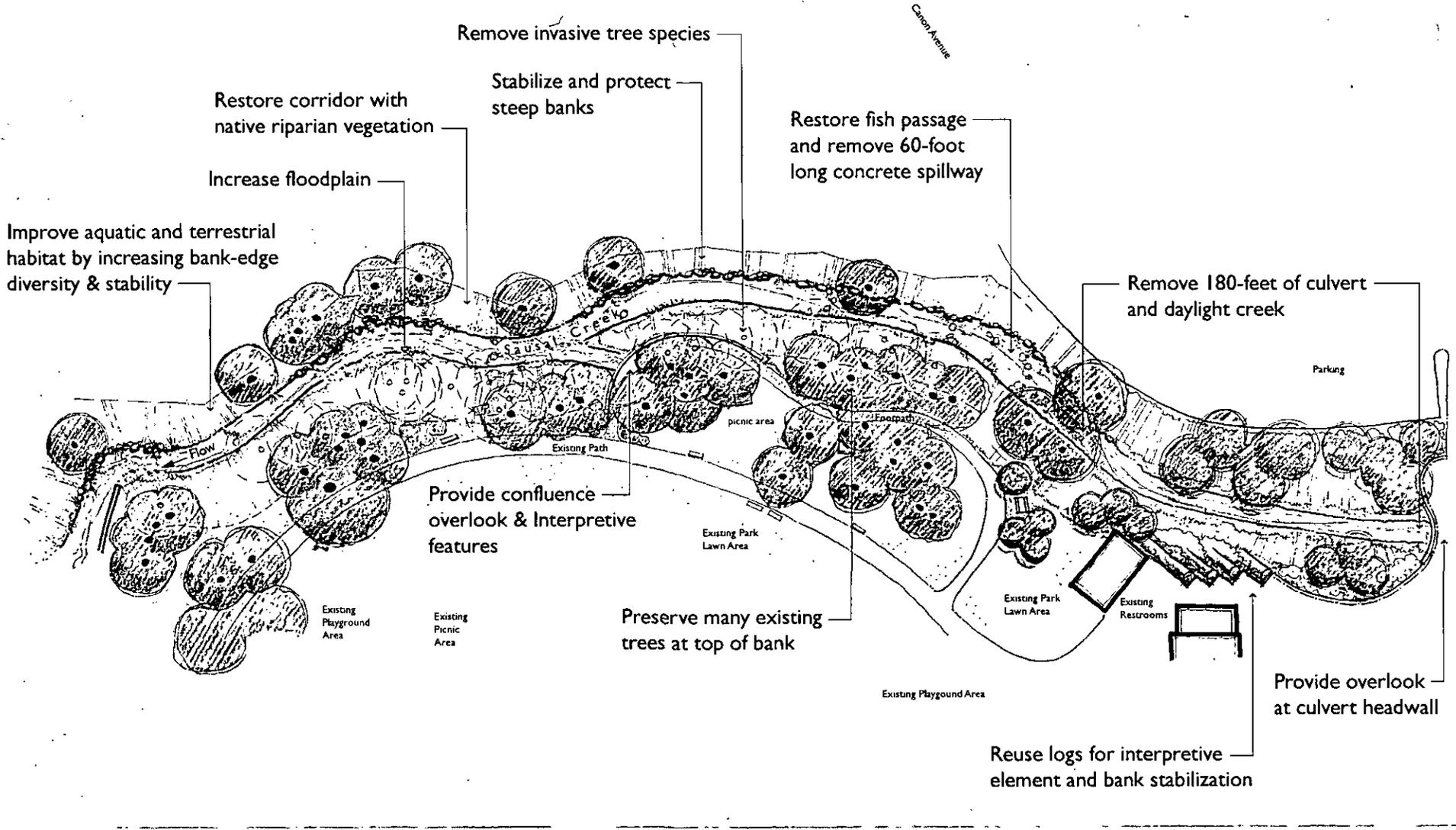
APPROVED AND FORWARDED TO THE  
PUBLIC WORKS COMMITTEE:



Office of the City Administrator

Attachment: A. Sausal Creek Restoration Concept Plan

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# Sausal Creek at Dimond Park Creek Restoration Concept Plan



11 October 2007

SCALE: 1" = 20'-0"



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# OAKLAND CITY COUNCIL

*[Signature]*  
City Attorney

RESOLUTION No. \_\_\_\_\_ C.M.S.

Introduced by Councilmember \_\_\_\_\_

**RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND APPROPRIATE ONE MILLION EIGHT HUNDRED EIGHTEEN THOUSAND NINE HUNDRED EIGHTY DOLLARS (\$1,818,980.00) IN GRANT FUNDING FROM THE STATE RESOURCES AGENCY, RIVER PARKWAYS GRANT PROGRAM FOR THE SAUSAL CREEK RESTORATION IN DIMOND PARK**

**WHEREAS**, the Legislature and the Governor of the State of California have provided Funds for the California River Parkways Grant Program under the Water Security, Clean Drinking Water, and Coastal Beach Protection Act of 2002 (Proposition 50); and

**WHEREAS**, the State Resources Agency has been delegated the responsibility for the administration of this grant program; and

**WHEREAS**, the City of Oakland has been awarded \$1,818,980 from the State Resources Agency for the Sausal Creek Restoration in Dimond Park; and

**WHEREAS**, the City Council passed Resolution No. 79649 on December 20, 2005 to prioritize Measure DD Creek Restoration Projects; and

**WHEREAS**, the Sausal Creek Restoration Project in Dimond Park was ranked second on the Creek Restoration Projects List because of excessive creek bank erosion caused by a broken concrete culvert spillway, and blocked passage for Sausal Creek's small population of native rainbow trout; and

**WHEREAS**, the grant funds will improve water quality, habitat, creek bank stability, flood protection, and recreation and educational opportunities while protecting adjacent properties; now, therefore be it

**RESOLVED:** That the City Council hereby approves acceptance of \$1,818,980.00 in grant money from the State Resources Agency, and approves the appropriation of this money to the State of California Grant Fund (2159), Watershed and Stormwater Organization (88345), and a project will be created; and be it

**FURTHER RESOLVED:** That the City Council authorizes the City Administrator or his designee to enter into an agreement with the State Resources Agency to accept the grant funds provided that said agreement shall be reviewed and approved by the City Attorney's Office and shall be filed with the Office of the City Clerk; and be it

**FURTHER RESOLVED:** That the City Administrator or his designee is hereby authorized to approve any subsequent amendments or extensions of said agreement, provided that such amendments or extensions shall be approved by the City Attorney's Office and shall be filed with the Office of the City Clerk. Should additional grant funds be received, the City Administrator is hereby authorized to appropriate the same for the purposes described above.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

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

NOES -

ABSENT -

ABSTENTION -

ATTEST: \_\_\_\_\_

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