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OAKLAND  
2019 OCT 31 PM 1:05

## AGENDA REPORT

**TO:** Sabrina B. Landreth  
City Administrator

**FROM:** Nicholas Williams  
Director

**SUBJECT:** National Fish & Wildlife Foundation  
Grant

**DATE:** October 21, 2019

City Administrator Approval

Date:

10/31/19

### RECOMMENDATION

**Staff Recommends That City Council Adopt A Resolution To:**

- 1) Authorize The City Administrator To Apply For Grant Funds From The National Fish And Wildlife Foundation-Cosco Busan Oil Spill Settlement-Recreational Use Grant Program; And**
- 2) Accept And Appropriate Said Funds In An Amount Not To Exceed \$243,000 For Funding For Oakland Parks, Recreation & Youth Development Department Jack London Aquatic Center Launch Dock Replacement Project.**

### EXECUTIVE SUMMARY

The proposed resolution authorizes the City Administrator to apply for grant funding from the National Fish and Wildlife Foundation-Cosco Busan Oil Spill Settlement-Recreational Use Grant Program (Cosco Busan Grant), and accept and appropriate the grant funding in an amount up to two hundred and forty-three thousand dollars (\$243,000) to be used for funding the Oakland Parks, Recreation & Youth Development Department (OPRYD) Jack London Aquatic Center (JLAC) Launch Dock Replacement Project (No. 1004841).

### BACKGROUND / LEGISLATIVE HISTORY

On November 7, 2007, the freighter *Cosco Busan* struck the Bay Bridge as it attempted to depart San Francisco Bay. The accident created a gash in the hull of the vessel and more than 50,000 gallons of oil spilled into the Bay. The oil impacted waters and shoreline in the central portion of the Bay, from Tiburon to San Francisco on the west side and from Richmond to Alameda on the east side. The spill resulted in widespread beach closures, fishery closures (both commercial and recreational), and the cancellation of many activities associated with boating and other uses of the Bay waters.

Item: \_\_\_\_\_  
Life Enrichment Committee  
November 12, 2019

The purpose of the Cosco Busan Grant is to administer funds from settling defendants in the matter of the *United States of America v M/V Cosco Busan, et al.* These funds will be used for grants to restore, expand, or enhance recreational opportunities in the San Francisco Bay Area as public compensation for the loss of use and enjoyment of public beaches, parks, and other public or natural resources as a result of the Cosco Busan oil spill.

The National Fish and Wildlife Foundation is an independent 501(c)(3) nonprofit organization that manages accounts arising from legal and regulatory actions involving natural resources and the environment.

In Fiscal Year 2017-19 midcycle Budget review, City Council approved Measure HH, Sugar-Sweetened Beverage Tax Fund (1030) for replacement of the JLAC Launch Dock for the amount of \$700,000.00. This grant funding will be used to fill the funding gap to complete the project.

### **ANALYSIS AND POLICY ALTERNATIVES**

In 2018, JLAC boating programs served 922 people for a total of 190,933 user hours of rowing, dragonboating, and sailing programs as well as an unknown number of public boat launch users. Grant funding will allow OPRYD to fill the funding gap for replacing the non-motorized launch dock at JLAC which is used for youth and adult sailing, kayaking, and rowing programs as well as public launching of kayaks, stand-up paddleboards, and other non-motorized vessels.

The Cosco Busan Grant Program provides grants to public agencies who can restore, expand, or enhance recreational opportunities in the San Francisco Bay Area as public compensation for the loss of use and enjoyment of public beaches, parks, and other public or natural resources as a result of the Cosco Busan oil spill.

The grant funding may be used for implementation of projects that enhance the recreational use and enjoyment of fishing, boating, other water-based, and other shoreline recreation in the counties of Marin, Sonoma, Solano, Contra Costa, Alameda, Santa Clara, and San Mateo.

The proposed resolution accepts and appropriates grant funding from The National Fish and Wildlife Foundation for the Cosco Busan Grant Program in an amount not to exceed \$243,000. OPRYD will use the grant funding for the existing JLAC Launch Dock Replacement Project (1004841).

### **FISCAL IMPACT**

The proposed resolution authorizes acceptance and appropriation of grant funds in the amount of \$243,000. Said grant funds will be appropriated to Fund 2996, existing project No. 1004841, Capital Project Organization (94500), Accounts to be determined at a later date. The grant provides funding to fill the funding gap for an existing dock refurbishment project. Therefore, no additional expenses will be incurred.

### **PUBLIC OUTREACH / INTEREST**

This item did not require public outreach.

### **COORDINATION**

This report and legislation have been reviewed by the Budget Bureau and Office of the City Attorney.

### **SUSTAINABLE OPPORTUNITIES**

***Economic:*** OPRYD receives rent from three rowing programs at JLAC as well as revenues from OPRYD sailing and kayaking programs. If the non-motorized launch dock becomes unusable due to deterioration, the programs will not be able to operate out of JLAC and OPRYD will lose the rent and program revenues.

***Environmental:*** OPRYD boating programs encourage and promote environmental stewardship of the unique aspects of the Oakland Estuary Watershed. Programs teach youth and adults about human and wind powered recreation opportunities.

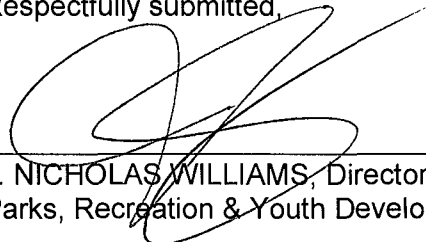
***Race & Equity:*** JLAC tenant rowing groups provide scholarships for youth participants and do not turn away any rowers for inability to pay the program fees. Youth rowing programs serve middle and high school youth including youth from Oakland Technical High School team. Scholarships are available for Oakland youth to participate in OPRYD sailing programs. Most OPRYD JLAC kayaking programs are grant funded and free to participants in City of Oakland recreation center programs.

**ACTION REQUESTED OF THE CITY COUNCIL**

Adopt a resolution authorizing the City Administrator to apply for grant funding from the Cosco Busan Grant Program; and authorize acceptance and appropriation of said grant funds in an amount not to exceed two hundred and forty-three thousand dollars (\$243,000) to be used for funding the OPRYD JLAC Launch Dock Replacement Project (No. 1004841).

For questions regarding this report, please contact Dana Riley, Assistant Director, at (510) 238-6495.

Respectfully submitted,



J. NICHOLAS WILLIAMS, Director  
Parks, Recreation & Youth Development

Reviewed by:

Dana Riley, Assistant Director  
Parks, Recreation & Youth Development

Prepared by:

Sarah Herbelin, Recreation Supervisor  
Parks, Recreation & Youth Development

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Approved as to Form and Legality

  
City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_ C.M.S.

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**RESOLUTION TO: 1) AUTHORIZE THE CITY ADMINISTRATOR TO APPLY FOR GRANT FUNDS FROM THE NATIONAL FISH AND WILDLIFE FOUNDATION - COSCO BUSAN OIL SPILL SETTLEMENT-RECREATIONAL USE GRANT PROGRAM; AND 2) ACCEPT AND APPROPRIATE SAID FUNDS IN AN AMOUNT NOT TO EXCEED \$243,000 FOR FUNDING FOR OAKLAND PARKS, RECREATION & YOUTH DEVELOPMENT DEPARTMENT JACK LONDON AQUATIC CENTER LAUNCH DOCK REPLACEMENT PROJECT**

**WHEREAS**, in Fiscal Year 2017-19 midcycle Budget review, City Council approved Measure HH, Sugar-Sweetened Beverage Tax Fund (1030) for the Jack London Aquatic Center launch dock replacement project (No. 1004841) in the amount of \$700,000.00, and

**WHEREAS**, additional funding is needed to fully cover the cost of the Jack London Aquatic Center launch dock replacement project; and

**WHEREAS**, the National Fish and Wildlife Foundation is an independent 501(c)(3) nonprofit organization that manages accounts arising from legal and regulatory actions involving natural resources and the environment; and

**WHEREAS**, the National Fish and Wildlife Foundation - Cosco Busan Oil Spill Settlement- Recreational Use Grant Program provides grants to public agencies who can restore, expand, or enhance recreational opportunities in the San Francisco Bay Area as public compensation for the loss of use and enjoyment of public beaches, parks, and other public or natural resources as a result of the Cosco Busan oil spill; and

**WHEREAS**, the grant funding may be used for implementation of projects that enhance the recreational use and enjoyment of fishing, boating, other water-based, and shoreline recreation in the counties of Marin, Sonoma, Solano, Contra Costa, Alameda, Santa Clara, and San Mateo; and

**WHEREAS**, this grant funding will fill the funding gap for Oakland Parks, Recreation & Youth Development Department (OPRYD) to complete the Jack London Aquatic Center launch dock replacement project; and

**WHEREAS**, the City Administrator recommends that the City Council accept and appropriate funds not to exceed two hundred and forty-three thousand dollars (\$243,000); now, therefore, be it

**RESOLVED:** That the City Administrator is hereby authorized to apply for grant funds from the National Fish and Wildlife Foundation - Cosco Busan Oil Spill Settlement – Recreational Use Grant Program; and be it

**FURTHER RESOLVED:** That the City Council hereby accepts and appropriates up to two hundred and forty-three thousand dollars (\$243,000) in grant funds from the National Fish and Wildlife Foundation - Cosco Busan Oil Spill Settlement – Recreational Use Grant Program; and be it

**FURTHER RESOLVED:** That the funds shall be accepted and appropriated in Parks and Recreation Grant Fund (2996), CIP Parks and Recreation Organization (94500), Jack London Aquatic Center Project (1004841); and be it

**FURTHER RESOLVED:** That said grant funds will be used for the Jack London Aquatic Center launch dock replacement project.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

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

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