

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2019 MAY 29 PM 3: 53


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 87749 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A FUND PASS THROUGH AGREEMENT WITH THE BAY AREA RAPID TRANSIT DISTRICT (BART) AND THE CITY OF OAKLAND AND TO ACCEPT AND APPROPRIATE CAPITAL FUNDS FROM BART IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000) TO FUND PUBLIC REALM IMPROVEMENTS AND ENHANCE CONNECTION TO THE 19TH ST. BART STATION

WHEREAS, in the spring of 2016, BART and the City submitted an application to the U.S. Department of Transportation, Tiger Grant Program, for Six Million Three Hundred Thousand Dollars (\$6,300,000) in funding for BART Station Modernization Projects and City of Oakland Public Realm Projects; and

WHEREAS, The U.S. Department of Transportation, Tiger Grant Program, announced in July 2016 that BART and the City were awarded Six Million Three Hundred Thousand Dollars (\$6,300,000) in funding, with Four Million Eight Hundred Thousand Dollars (\$4,800,000) going to BART to modernize the 19th St. Station and One Million Five Hundred Thousand Dollars (\$1,500,000) going to City of Oakland to fund Public Realm Projects; and

WHEREAS, in order to implement the project, BART is willing to provide a Fund Pass-Through Agreement in the amount of One Million Five-Hundred Thousand Dollars (\$1,500,000) to 1) upgrade existing City owned street lighting along 20th Street between Broadway and Harrison Street and on Webster Street between 20th Street and Broadway, and 2) extend City wayfinding signage in the area east of Broadway and bounded by Grand Avenue, 14th Street and Harrison Street; and

WHEREAS, the City is willing to accept State Prop 1B Bond funds and authorizes the City Administrator to enter into a Fund Pass Through Agreement, outlining City and BART responsibilities, to 1) upgrade existing City owned lighting along 20th Street between Broadway and Harrison Street and on Webster Street between 20th Street and Broadway, and 2) extend City wayfinding signage in the area east of Broadway and bounded by Grand Avenue, 14th Street and Harrison Street; and

WHEREAS, there is no pending or threatened litigation that might in any way adversely affect the proposed project, or the ability of the City to deliver such project; and

WHEREAS, the City will package, advertise, bid and award the project together with the 20th Street BART to Lake Merritt Urban Greenway (Complete Streets) Project, which is anticipated to bid in the winter of 2020-21; now therefore, be it

RESOLVED: The Bay Area Rapid Transit District (BART) is willing to make a financial contribution of an amount Not-to-Exceed One Million Five Hundred Thousand Dollars (\$1,500,000) and provide a Fund Pass-Through Agreement to pass through said funds to the City to 1) upgrade existing City-owned ornamental LED Lighting along 20th Street between Broadway and Harrison St. and on Webster Street between 20th Street and Broadway, and 2) extend City wayfinding signage in the area east of Broadway and bounded by Grand Avenue, 14th Street and Harrison Street and in the vicinity at station entry points to the 19th Street station; and be it

FURTHER RESOLVED: City Council authorizes the City Administrator to accept and appropriate said capital funds from BART to a Miscellaneous Grant Fund (2999) in a project account to be determined; and be it

FURTHER RESOLVED: City Council authorizes the City Administrator to enter into a Fund Pass-Through Agreement with BART to 1) upgrade existing City owned ornamental LED Lighting along 20th Street between Broadway and Harrison Street and on Webster between 20th Street and Broadway, and 2) extend City wayfinding signage in the area east of Broadway and bounded by Grand Avenue, 14th Street and Harrison Street, and instructs the City Administrator or his designee to finalize and execute this agreement; and be it

FURTHER RESOLVED: That the City and its agents shall comply with the provisions of the Fund Pass Through Funding Agreement, including the completion of Project Reports and filing of reimbursement requests; and be it

FURTHER RESOLVED: That the contract will be reviewed and approved by the City Attorney for form and legality, and copies of the agreement shall be filed with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUN 18 2019

PASSED BY THE FOLLOWING VOTE:

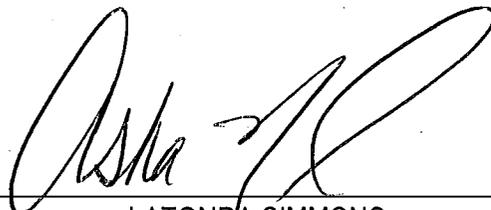
AYES - FORTUNATO BAS, GALLO, GIBSON-MCELHANEY, KALB, REID, TAYLOR, THAO AND PRESIDENT KAPLAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



LATONDA SIMMONS

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