

**RESOLUTION NO. 18-\_\_\_\_\_**

**Resolution Of The City Council Of The City Of Emeryville Accepting The Emeryville Greenway (Powell To Stanford) Project, EPW 102-16, CIP No. 16475029, As Complete And Authorizing The City Engineer To File A Notice Of Completion With The Alameda County Clerk**

**WHEREAS**, on March 26, 2012, the California State Parks Department awarded \$828,792 to the City of Emeryville for the Peladeau Park and Greenway Project, encompassing the Emeryville Greenway between Stanford Avenue and Powell Street (the "Project"); and

**WHEREAS**, the Project site consists of a half-acre diagonally oriented property east of Peladeau Street between Stanford Avenue and Powell Street and the public right of way on the north side of Stanford Avenue between Horton and Peladeau Streets); and

**WHEREAS**, on January 15, 2013 Callander & Associates was authorized to perform the design work for the Greenway in accordance with the requirements of the grant award; and

**WHEREAS**, the park design includes main features such as decorative striping to acknowledge historical rail lines, mid-block seating at various heights with adjacent surfaces that can be utilized for picnics or games, a windmill with a micro turbine expected to generate enough power to light this segment of the Greenway, and a concrete ping-pong table; and

**WHEREAS**, the design intent for the reconstruction of the existing sidewalk on Stanford Avenue between Peladeau Street and Horton Street was to straighten the sidewalk alignment so that there was a clear line of sight between the diagonal portion of the to-be-constructed Greenway and the future Horton Landing Park; and

**WHEREAS**, as required by the California Parks Department grant award the City executed a deed restriction, which was recorded by the Alameda County Clerk on April 23, 2013, to the property stipulating that the site remain parkland for a twenty-year period; and

**WHEREAS**, on November 15, 2016 the City Council authorized the City Engineer to advertise the construction of the project for public bidding and on May 2, 2017 Council adopted a resolution for awarding a contract to McGuire & Hester for the construction of the project in the amount of \$1,388,255 and appropriating \$200,000 from the Transportation Facility Impact Fee Fund (Fund 250) to the Emeryville Greenway (Powell to Stanford) Project, EPW 102-16, CIP No. 16475029; and

**WHEREAS**, the project was substantially completed this Spring and a dedication ceremony was held on May 10, 2018 to officially open this Greenway segment and project costs are within the project budget such that no additional appropriation is required; and

**WHEREAS**, the project is complete and ready for acceptance by the City Council and the City Engineer must now file a Notice of Completion with the Alameda County Clerk; now, therefore, be it

**RESOLVED**, that the City Council of the City Emeryville hereby accepts the Emeryville Greenway (Powell to Stanford) Project, EPW 102-16, CIP No. 16475029, as complete and authorizes the City Engineer to file a Notice of Completion with the Alameda County Clerk.

**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held Tuesday, September 4, 2018, by the following vote:

AYES:	_____	_____
NOES:	_____	_____
ABSTAIN:	_____	_____
ABSENT:	_____	_____

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR



\_\_\_\_\_  
CITY ATTORNEY