

BOARD OF PORT COMMISSIONERS CITY OF OAKLAND

RESOLUTION AUTHORIZING DESIGN BUDGET FOR SOUTHFIELD PAVEMENT IMPROVEMENTS AND AIRFIELD SIGNAGE REPLACEMENT PROJECTS AND AUTHORIZATION TO APPLY FOR AND ACCEPT GRANT FUNDING FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE SOUTHFIELD PAVEMENT IMPROVEMENTS, AIRFIELD SIGNAGE REPLACEMENT, AIRFIELD GEOMETRIC STUDY, AND AIRPORT LAYOUT PLAN UPDATE PROJECTS AT OAKLAND INTERNATIONAL AIRPORT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 6.3 dated December 14, 2017 ("Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report, and in related agenda materials and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. Based upon the information contained in the Agenda Report and testimony received, the Board hereby finds and determines that:

B. It is in the best interest of the Port to authorize and approve design project budget in the amount of \$945,000 for the Southfield Pavement Improvements and Airfield Signage Replacement Projects.

C. It is in the best interest of the Port to approve the submittal of grant applications to and acceptance of grants, if awarded, from the Federal Aviation Administration ("FAA") for the Southfield Pavement Improvements, Airfield Signage Replacement, Airfield Geometric Study and Airport Layout Plan Update Projects at Oakland International Airport.

D. The proposed actions were reviewed in accordance with the requirements of the California Environmental Quality Act (CEQA), and the Port CEQA Guidelines. The CEQA Guidelines, Section 15061(b)(3) ("the general rule") states that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Because it can be seen with certainty that there is no possibility that submitting an FAA

application and accepting the grant funds for the projects described in the Agenda Report may have a significant effect on the environment, the action is not a "Project" under CEQA, and is not subject to CEQA under the General Rule Exclusion.

The action regarding approval of design budget has been determined to be categorically exempt from the CEQA Guidelines pursuant to Section 15301, Existing Facilities and Section 15262, Feasibility and Planning Studies.

SECTION 2. The Board hereby:

A. Approves design project budget in the amount of \$945,000 for the Southfield Pavement Improvements and Airfield Signage Replacement Projects.

B. Approve the submittal of grant applications to and acceptance of grants, if awarded, from the Federal Aviation Administration ("FAA") for the Southfield Pavement Improvements, Airfield Signage Replacement, Airfield Geometric Study and Airport Layout Plan Update Projects at Oakland International Airport.

C. Authorizes the Executive Director to submit applications and accept FAA grants on behalf of the Board, and to execute and submit all documents which may be necessary or convenient to complete said applications when said grant offers are released. The Secretary of the Board is hereby authorized and directed to attest to the execution of such grant agreements, if deemed necessary.

SECTION 3. This resolution is not evidence of and does not create or constitute (a) a contract, or the grant of any right, entitlement, or property interest; or (b) any obligation or liability on the part of the Board or any officer or employee of the Board. This resolution approves and authorizes the execution of a contract in accordance with the terms of this resolution. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this resolution, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.