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RESOLUTION NO. 2010-25

A RESOLUTION OF THE ALBANY CITY COUNCIL ENTERING INTO A FUNDING AGREEMENT WITH THE CITY OF BERKELEY IN AN AMOUNT NOT TO EXCEED \$85,552 TO CONSTRUCT, MAINTAIN AND MONITOR AN OWL HABITAT AT THE ALBANY PLATEAU AS REQUIRED MITIGATION FOR THE SPORTS FIELDS PROJECT AT GILMAN STREET.

WHEREAS, October 18, 2005 the Mitigated Negative Declaration for the sports fields project at Gilman Street, which required the construction of an owl habitat at the Albany Plateau section of Eastshore State Park (Mitigation Measure BIO-1A); and

WHEREAS, the project is located in the City of Albany and Albany agreed to serve as project manager and to be reimbursed by the City of Berkeley from the Gilman project funds; and

WHEREAS, Albany completed the project August 5, 3008 and began five years of maintenance and monitoring; and in 2008 requested reimbursement for the project; and

WHEREAS, the City of Berkeley has \$86,552 available from the Gilman project funds.

NOW THEREFORE, BE IT RESOLVED, that the City Administrator or designee is authorized to execute a funding agreement and any amendments with the City of Berkeley in an amount not to exceed \$85,552 to construct, maintain and monitor for five years an owl habitat at the Albany Plateau with a term ending December 31, 2015.

Joanne Wile
Mayor