



Office of the City Manager

CONSENT CALENDAR
May 14, 2024

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Terrance Davis, Director of Public Works
 Subject: Accepting a Donation from Residents of The Uplands for Resurfacing

RECOMMENDATION

Adopt a Resolution accepting a cash donation from the residents of 255 through 305 The Uplands in the amount of \$50,000 to resurface the City owned parcel that performs as a public street for these residents.

FISCAL IMPACTS OF RECOMMENDATION

The resurfacing of this stretch of The Uplands would be performed by the contractor that the City selects to conduct the citywide 2024 Street Rehabilitation Project to be awarded summer of 2024. Prices would be based on the competitively bid unit prices. The estimated cost for resurfacing the City owned parcel is \$49,440. The cash donation of \$50,000 will be deposited into the Public Works revenue budget for the One-Time Fund FY 137 and will be appropriated into the 2024 Street Rehabilitation Project budget for construction with this project.

CURRENT SITUATION AND ITS EFFECTS

In 2023, residents approached the Public Works Department about a donation to pay for paving the City owned parcel that performs as their street. The request was for the street to be paved in association with one of the City's paving projects. Since this is a City owned parcel and not public right-of-way, it has not been included in the overall paving plan for City streets.

BACKGROUND

The residents live on what could be considered a side street off of The Uplands near State Highway 13. The roadway serving the residents is a parcel owned by the City (APN 064-4232-011) that begins at the right-of-way line for The Uplands and extends into the area of the residential parcels. The paved City parcel provides residents access to The Uplands, but is not considered a City street and the City does not maintain it.

The pavement on the City parcel is deteriorating and the residents of seven parcels along the roadway would like to donate funds in the total amount of \$50,000 to the City in order to have the pavement resurfaced with one of the City's pavement rehabilitation projects.

The City's Open Governance Ordinance requires City Council disclosure and approval of any gift to the City in excess of \$1,000 (BMC Section 2.06.150, Ord. 7,166-N.S.).

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The pavement removed will be delivered to the pavement material provider for processing and recycling for other uses such as aggregate base for street and sidewalk construction.

RATIONALE FOR RECOMMENDATION

The donation allows for paving of a City owned parcel that would not normally receive funding for paving through the City's annual paving projects. This also prevents the City from applying limited available funds to pave the parcel, which allows those funds to be used for other public needs.

ALTERNATIVE ACTIONS CONSIDERED

No alternatives were considered. Should the donation not be accepted for the proposed use, the pavement would continue to deteriorate until the City would need to identify funding for pavement rehabilitation of the parcel.

CONTACT PERSON

Ronald A. Nevels, Manager of Engineering, Public Works, (510) 981-6439

Attachments:
1: Resolution

RESOLUTION NO. ##,###-N.S.

ACCEPTING DONATION IN THE AMOUNT OF \$50,000 FROM RESIDENTS OF THE
UPLANDS FOR RESURFACING

WHEREAS, the City's Open Governance Ordinance requires City Council disclosure and approval of any gift to the City in excess of \$1,000 (BMC Section 2.06.150, Ord. 7,166-N.S.); and

WHEREAS, in 2023, residents of 255 thru 305 The Uplands approached the Public Works Department about a donation of \$50,000 to pay for paving the City owned parcel that performs as their street; and

WHEREAS, the estimated cost for resurfacing the City owned parcel is \$49,440; and

WHEREAS, since this is a City owned parcel and not public right-of-way, it has not been included in the overall paving plan for City streets; and

WHEREAS, the donation allows for paving of a City owned parcel that would not normally receive funding for paving through the City's annual paving projects; and

WHEREAS, the cash donation of \$50,000 will be deposited into the Public Works One-Time Fund 137 revenue budget and will be appropriated into the FY 2024 Street Rehabilitation Project budget (Project PWENST2401) for construction with this project.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that a cash donation in the amount of \$50,000 from the residents of 255 thru 305 The Uplands for pavement rehabilitation of the City owned parcel, that serves as their street, is hereby accepted.

