

## **EXHIBIT 4: EBRPD Resolution**

EAST BAY REGIONAL PARK DISTRICT

RESOLUTION NO.: 2003-5 -93

Tuesday, May 20, 2003

**AUTHORIZATION TO APPLY FOR GRANT FUNDS FROM THE  
CALIFORNIA COASTAL CONSERVANCY AND ASSOCIATION OF BAY AREA  
GOVERNMENTS: TIDEWATER DEVELOPMENT,  
MARTIN LUTHER KING JR. REGIONAL SHORELINE**

WHEREAS, the people of the State of California have enacted the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond, which provides funds to the State of California for grants to local agencies to acquire and/or develop facilities for public recreational and fish and wildlife habitat protection purposes; and

WHEREAS, the East Bay Regional Park District is seeking \$250,880 from the California State Coastal Conservancy Bay Program; and

WHEREAS, the California State Coastal Conservancy San Francisco Bay Program has been delegated the responsibility for project administration and requires the applicant to certify by resolution approval of an application before submission of said application(s) to the State; and

WHEREAS, the East Bay Regional Park District is seeking \$188,362 from the Association of Bay Area Governments Bay Trail Program; and

WHEREAS, the Association of Bay Area Governments Bay Trail Program has been delegated the responsibility for project administration and requires the applicant to certify by resolution approval of an application before submission of said application(s); and

WHEREAS, said application contains assurances that the applicant must comply with; and

WHEREAS, the applicant will enter into an agreement with the California State Coastal Conservancy and/or the Association of Bay Area Governments to proceed with development of the project;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the East Bay Regional Park District hereby:

1. Approves the filing of an application(s) under the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond for the above project; and
2. Certifies that said applicant understands the assurances and certification; and
3. Certifies that said applicant has or will have available prior to commencement of any work on the project included in this application, the required match; and will have sufficient funds to operate and maintain the project; and

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4. Appoints the General Manager or Assistant General Manager of Management Services as agent of the East Bay Regional Park District to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendment, payment requests and so on, which may be necessary for the completion of the aforementioned project.

BE IT FURTHER RESOLVED, that the Chief Finance Officer is authorized to establish a capital project account upon receipt of an executed contract with a budget appropriation equal to the value stipulated in the contract, and

BE IT FURTHER RESOLVED, that the General Manager is hereby authorized and directed, on behalf of the District and in its name, to execute and deliver such documents and to do such acts as may be deemed necessary or appropriate to accomplish the intentions of this resolution.

Moved by Director Wieskamp, seconded by Director Lane, and approved this 20th day of May, 2003, by the following vote:

FOR: Directors Beverly Lane, Ted Radke, Carol Severin, Doug Siden, Jean Siri, John Sutter, Ayn Wieskamp  
AGAINST: None.  
ABSTAIN: None.  
ABSENT: None.

CERTIFICATION

I, Debra Fassler, Clerk of the Board of Directors of the East Bay Regional Park District, do hereby certify that the above and foregoing is a full, true, and correct copy of Resolution 2003-5-93 adopted by the Board of Directors at a regular meeting held on May 20, 2003.

  
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