





1. The Council authorizes and directs the Public Utilities Director and his or her designee, as the agent for the City of Fresno to sign and file for and on behalf of the City of Fresno, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the design and construction of the Herndon Town Sewer System.

2. The Council further authorizes the Public Utilities Director, and his or her designee, as the agent for the City of Fresno to certify that the City has and will comply with all applicable state and federal statutory and regulatory requirements related to any financing or financial assistance received from the State Water Resources Control Board.

3. Authorizes Public Utilities Director or his or her designee to negotiate and execute financial assistance agreement from the State Water Resources Control Board and any amendments or change orders thereto and certify financing agreement disbursements on behalf of the City of Fresno.

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting thereof, held on the 4th day of June, 2009.

AYES : Borgeas, Brand, Dages, Perea, Westerlund, Xiong, Sterling  
NOES : None  
ABSENT : None  
ABSTAIN : None

Mayor Approval: \_\_\_\_\_ N/A \_\_\_\_\_, 2009

Mayor Approval/No Return: \_\_\_\_\_ N/A \_\_\_\_\_, 2009

Mayor Veto: \_\_\_\_\_ N/A \_\_\_\_\_, 2009

Council Override Vote: \_\_\_\_\_ N/A \_\_\_\_\_, 2009

REBECCA E. KLISCH  
City Clerk

By: Rebecca Klisch  
~~Deputy~~

APPROVED AS TO FORM:

JAMES C. SANCHEZ  
City Attorney

By: [Signature]  
Kathryn C. Phelan, Deputy City Attorney

Date: \_\_\_\_\_, 2009

KCP:bfS [48893KCP\_bfSRESO SWRCB \$897,167.00] 04/10/09