



RESOLUTION NO. 2009-207

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, AUTHORIZING THE DIRECTOR OF AVIATION OR OTHER AUTHORIZED REPRESENTATIVE TO EXECUTE ALL IMPLICATED DOCUMENTATION FOR PRE-APPLICATION AND APPLICATION TO THE FEDERAL AVIATION ADMINISTRATION (FAA) FOR AIRPORT IMPROVEMENT PROGRAM (AIP) GRANTS FOR FEDERAL FISCAL YEARS 2010, AND 2011 FOR BOTH FRESNO YOSEMITE INTERNATIONAL AIRPORT (FYI) AND FRESNO CHANDLER EXECUTIVE AIRPORT (FCH) AS SHOWN IN THE CITY'S FY 2010 BUDGET CAPITAL IMPROVEMENT PLAN; ACCEPTANCE OF FAA AIP GRANT(S) FOR FY 2010 AND FY 2011 PROJECTS AT BOTH AIRPORTS INCLUDING ALL SUBSEQUENT AMENDMENTS THERETO OFFERED BY THE FAA; AND APPLICATION FOR AND ACCEPTANCE OF GRANTS AND ALL SUBSEQUENT AMENDMENTS THERETO OFFERED BY THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AERONAUTICS DIVISION FOR MATCHING FUNDS ON FY 2010 AND 2011 FAA-APPROVED PROJECTS AT THE FRESNO CHANDLER EXECUTIVE AIRPORT

WHEREAS, the FAA requires the City of Fresno submit in this Federal Fiscal Year preliminary and final grant applications for Federal Fiscal Years 2010 and 2011; and

WHEREAS, the United States of America, acting through the Department of Transportation, Federal Aviation Administration (FAA) is offering a Grant Agreement(s) to the City of Fresno for Airport Improvement Projects(s) Nos. 3-06-0087-"xx" and 3-06-0088-"xx" for Federal Fiscal Years 2010 and 2011 (where "xx" represents the next sequential AIP Grant numbers for FYI and FCH Airports respectively) for the following:

ENTITLEMENT AIRPORT IMPROVEMENT PROJECTS AND DISCRETIONARY AIRPORT IMPROVEMENT PROJECTS

and;

WHEREAS, pursuant to Section 21683.1 of the Public Utilities code (PUC) the California Transportation Commission (CTC) is authorized to allocate funds for a portion of the local match for AIP grants; and

WHEREAS, the California Department of Transportation, acting on the authority of the California Transportation Commission, may provide two and one half percent (2.5%) for that portion of the FAA grant which is for airport and aviation purposes, and

WHEREAS, the City of Fresno may submit an application for matching funds for FAA projects for Federal Fiscal Years 2010 and 2011, should funding be made available, which projects are included in the state's Capital Improvement Program (CIP), at Fresno Chandler Executive Airport; and

Adopted _____
Approved 10/1/09
Effective _____



WHEREAS, the City of Fresno must certify by resolution approval of such grant awards; and

WHEREAS, the City will enter into agreements for such grant funding;

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Fresno, State of California that:

1. Submittal of pre-application and application for FAA Airport Improvement Program (AIP) grant(s) for Federal Fiscal Years 2010 and 2011 for Entitlement Projects and Discretionary Projects is hereby approved.
2. Upon grant offer(s) being received from the FAA, that Part I – Offer of the Grant Agreement for Airport Improvement Program Project No. 3-06-0087-“xx” and 3-06-0088-“xx” for Federal Fiscal Year 2010 and 2011 (where “xx” represents the next sequential AIP Grant numbers for FYI and FCH Airports respectively) including amendments thereto are hereby approved and accepted when received, consistent with Constitutional and local law requirements.
3. The Director of Aviation, Assistant Director of Aviation, City Manager and/or Assistant City Manager and each of them are hereby authorized and empowered to execute in the name of the City of Fresno all required documentation including Part II – Acceptance of the Grant Agreement and any Grant Amendments as may be offered by the FAA, upon prior approval as to form by City Attorney, and the City Attorney upon its approval as to form is authorized to sign the Certification of Sponsor's Attorney on behalf of the City of Fresno.
4. Filing the application with the California Department of Transportation for matching funds should they be made available for the FAA FY 2010 and FY 2011 AIP Grants is hereby approved.
5. Accepting the allocation of funds for the projects funded by those FAA AIP grants at Fresno Chandler Executive Airport is hereby approved and accepted when received, consistent with Constitutional and local law requirements.
6. The Director of Aviation, Assistant Director of Aviation, City Manager and/or Assistant City Manager and each of them are hereby authorized and empowered to execute in the name of the City of Fresno all required documentation including the Acceptance of the Grant Agreement and any Grant Amendments as may be offered by the California Department of Transportation, upon prior approval as to form by City Attorney, and the City Attorney upon its approval as to form is authorized to sign any Certification or Assurance of Sponsor's Attorney on behalf of the City of Fresno.



CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify the foregoing resolution was adopted by the Council of the City of Fresno, California, at a regular meeting thereof, held on the 1st day of October, 2009

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

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:
CITY ATTORNEY'S OFFICE

JAMES SANCHEZ
City Attorney

By [Signature]
Deputy 9-10-09
Chief Assistant