



RESOLUTION NO. 2009-247

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, AUTHORIZING THE SUBMISSION OF APPLICATIONS FOR AND ACCEPTANCE OF GRANT FUNDS FROM THE URBAN FORESTRY GRANT PROGRAM ENTITLED, "AN URBAN FOREST FOR EVERY CITY", AS PROVIDED THROUGH PROPOSITIONS 40 AND 84 AND AUTHORIZING THE EXECUTION OF DOCUMENTS BY THE PUBLIC WORKS DIRECTOR OR DESIGNEE (PROJECT: CITYWIDE TREE INVENTORY ASSET MANAGEMENT PROJECT)

WHEREAS, the Governor of the State of California in cooperation with the California State Legislature has enacted Proposition 40 and 84, which provides funds to the State of California and its political subdivisions for urban forestry programs; and

WHEREAS, the State Department of Forestry and Fire Protection has been delegated the responsibility for the administration of the program within the State, setting up necessary procedures governing application by local agencies and non-profit organizations under the program; and

WHEREAS, said procedures established by the State Department of Forestry and Fire Protection require the applicant to certify by resolution the approval of the application before submission of said application to the State; and

WHEREAS, the City of Fresno will enter into an agreement with the State of California to carry out an urban forestry project; and

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF FRESNO HEREBY:

SECTION 1. Approves the filing of an application for and acceptance of 'Proposition 40 and 84' Urban Forestry Grant Program funds and participation therein, consistent with constitutional and local law requirements and this resolution; and

Adopted _____
Approved 12/3/09 _____
Effective _____

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SECTION 2. Certifies, consistent with constitutional and local law requirements and this resolution that the City of Fresno has or will have sufficient funds to operate and maintain the project; and

SECTION 3. Certifies that the City of Fresno has funds available to begin the urban forestry project; and

SECTION 4. Certifies that the City of Fresno will expend grant funds prior to March 31, 2012; and

SECTION 5. Appoints and authorizes the Department of Public Works Director or his designee and each of them as the agent for the City of Fresno to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, amendments, payment requests and so on which may be necessary for the completion of the aforementioned project, subject to prior approval as to form by the City Attorney's Office.

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
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 3rd day of December, 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 Veto: _____, N/A, 2009

REBECCA E. KLISCH
City Clerk

By: Rebecca Klisch
~~Deputy~~

APPROVED AS TO FORM:

JAMES C. SANCHEZ
City Attorney

By: [Signature]
J. BRADLEY

Date: _____