RESOLUTION NO. 2009-84

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING THE APPLICATION AND SUBMISSION OF RELATED DOCUMENTS TO THE STATE WATER RESOURCES CONTROL BOARD FOR THE ACCEPTANCE OF FUNDING FROM THE DEPARTMENT OF THE STATE WATER RESOURCE CONTROL BOARD FOR IMPROVEMENTS TO THE CORTLAND/FOUNTAIN WAY SEWER SYSTEM

WHEREAS, the State Water Resources Control Board (SWRCB) received funding from the American Reinvestment and Recovery Act (ARRA) to provide financing for its Clean Water State Revolving Funds; and,

WHEREAS, the SWRCB solicited pre-applications or projects that were shovel ready and would provide jobs to stimulate the economy; and,

WHEREAS, the Clean Water State Revolving Funds program is traditionally operated as a financing tool to loan moneys to agencies that would require repayment; and,

WHEREAS, the ARRA is providing fifty percent of the money given to the Clean Water State Revolving Funds to be used as grants to agencies that does not require repayment; and,

WHEREAS, the City of Fresno desires to apply for a grant through the Clean Water State Revolving Funds to construct the Courtland/Fountain Way Sewer system for a cost of $400,000.00; and,

Adopted
Approved 4/23/09
Effective

2009-84

WHEREAS, the City of Fresno intends to finance the construction of the Courtland/Fountain Way Sewer system or portions thereof with moneys provided by American Reinvestment and Recovery Act (ARRA) acting by and through the State Water Resources Control Board (SWRCB).

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Fresno as follows:

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 the purpose of receiving grant funds (that would not need to be repaid) from the State Water Resources Control Board for the design and construction of the Cortland/Fountain Way 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 the submission of a financial assistance agreement and any grants received from the State Water Resources Control Board.

3. Authorizes the Public Utilities Director or his designee to negotiate and execute financial assistance agreement from the State Water Resources Control Board and any amendments or change orders thereto for the purpose of receiving grant funds that do not require repayment.

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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 23rd day of April ____, 2009.

AYES	:	Borgeas, Brand, Dages, Westerlund, Xiong, Sterling
NOES	:	None
ABSENT	:	Perea
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 E Klisch
~~Deputy~~

APPROVED AS TO FORM:

JAMES C. SANCHEZ
City Attorney

By: _____ Date: 4/13, 2009
Kathryn C. Phelan, Deputy City Attorney
KCP:bfs [48894KCP_bfsRESO SWRCB $400,000.00] 04/10/09