

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING SUBMITTAL OF AN FINAL APPLICATION TO THE STATE WATER RESOURCES CONTROL BOARD FOR A GROUNDWATER SUSTAINABILITY GRANT PROGRAM FOR FUNDING RELATED TO PLANNING, MONITORING AND IMPLEMENTATION PROJECTS FOR MITIGATION OF 1,2,3-TRICHLOROPROPANE FROM GROUNDWATER WELLS LOCATED THROUGHOUT THE CITY OF FRESNO IN THE AMOUNT OF \$1,000,000 AND AUTHORIZING THE EXECUTION OF DOCUMENTS

WHEREAS, during 2014, the State Water Resources Control Board (SWRCB) adopted and has the responsibility for the administration of the Groundwater Sustainability Grant Program which is identified in the California Water Code section 79706 (a) et. seq., which establishes the necessary guidelines for grants, loans, for projects that prevent or cleanup the contamination of groundwater that serves as a drinking water source, and

WHEREAS, the City is desirous of submitting an application to fund said projects, and

WHEREAS, the SWRCB requires that the governing body of the applicant submit a resolution designating an authorized representative or his designee to execute the loan application to the State.

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

1. The Council of the City of Fresno, California, authorizes the submittal of applications to the SWRCB for the Groundwater Sustainability Grant Program for a

Date Adopted:
Date Approved:
Effective Date:
City Attorney Approval: ABP

Resolution No.

grant in the amount of \$1,000,000 for Planning, Monitoring and Implementation project activities of the City's Groundwater Wells, provided that: (i) the City shall not be bound under the applications, nor shall City accept or be deemed to have accepted the Groundwater Sustainability Grant Program referenced in the application, absent City Council approval of grant terms and conditions that are consistent with Groundwater Sustainability Grant Program requirements and all constitutional and local law requirements, which terms and conditions shall be contained in written contract prior to approval as to form by the Office of the City Attorney, (ii) the applications do not and shall not be deemed to constitute a certification or opinion by the Office of City Attorney as to any matter embraced therein, (iii) the City's legal authority, liability and obligation under any program grant agreement is subject to constitutional and local law requirements, this resolution and pledged, segregated revenue sources identified and appropriated under the agreement.

2. The City DPU Director designee(s) thereof are authorized and empowered to execute the application in the name of the City.

3. The Office of the City Attorney is authorized to execute program related certifications, assurances and opinions.

4. Subject to the foregoing provisions, the City certifies it has legal authority to participate in the grant program with the State.

5. Nothing in this resolution binds or obligates the City's general fund, taxing authority, or borrowing power.

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

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2017.

AYES :
NOES :
ABSENT :
ABSTAIN :

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Amanda Freeman Date
Deputy

YVONNE SPENCE, CMC
City Clerk

By: _____
Deputy