

**RESOLUTION NO. 2009-30**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMOORE SUPERSEDING RESOLUTION NO. 2009-29 AUTHORIZING THE CITY MANAGER TO SIGN FUNDING AGREEMENT AND AMENDMENTS FOR FUNDING UNDER THE CALIFORNIA SAFE DRINKING WATER STATE REVOLVING FUND AND THE AMERICAN RECOVERY AND REINVESTMENT ACT of 2009; AUTHORIZING THE CITY MANAGER TO SIGN ALL CERTIFICATIONS AND REPORTS REQUIRED FOR SUCH FUNDING; AUTHORIZING THE CITY MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING THE CITY ENGINEER TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING THE CITY ENGINEER TO SIGN THE CONTRACTOR'S RELEASE FORM AND THE CITY ENGINEER TO SIGN THE CERTIFICATION OF PROJECT COMPLETION**

At a Special Meeting of the City Council of the City of Lemoore duly called and held on July 16, 2009 at 11:00 a.m. on said day, it was moved by Council Member \_\_\_\_\_ and seconded by Council Member \_\_\_\_\_ and carried that the following Resolution be adopted:

WHEREAS the City of Lemoore made application to the California Department of Public Health for funding under the California Safe Drinking Water State Revolving Fund and the federal AMERICAN RECOVERY AND REINVESTMENT ACT of 2009 for a project commonly known and described as City of Lemoore Arsenic Treatment Project (herein the project); and

WHEREAS said the City of Lemoore adopted a project budget totaling \$5,792,000; and

WHEREAS, it is anticipated that the Funding Agreement under the California Safe Drinking Water State Revolving Fund and the federal AMERICAN RECOVERY AND REINVESTMENT ACT of 2009 will provide for a grant in the amount of \$5,792,000;

WHEREAS, prior to the California Department of Public Health's issuance of said Funding Agreement the City of Lemoore is required to pass a resolution authorizing an officer to execute said Funding Agreement and amendments, authorizing an officer to execute all certifications and reports required of funding recipients under the California Safe Drinking Water State Revolving Fund and the federal American Recovery and Reinvestment Act of 2009; designating a person to approve claims for reimbursement, designating a person (registered engineer) to sign the Budget and Expenditure Summary, designating a person (registered engineer) to sign Certification of Project Completion, and designating a person to sign the Contractor's Release Form.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lemoore that the City Manager is hereby authorized to sign the Safe Drinking Water State Revolving Fund and AMERICAN RECOVERY AND REINVESTMENT ACT Funding Agreement and any amendments thereto; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to sign all certifications and reports required of funding recipients under the California Safe Drinking Water State Revolving Fund program and/or the federal American Recovery and Reinvestment Act of 2009, and

BE IT FURTHER RESOLVED that City Manager is hereby authorized to approve Claims for Reimbursement of project costs submitted pursuant to the terms of said funding agreement; and

BE IT FURTHER RESOLVED that the City Engineer is hereby authorized to execute the Budget and Expenditure Summary for said project; and

BE IT FURTHER RESOLVED that City Engineer is hereby authorized to sign the Contractor's Release Form to be provided pursuant to requirements of said funding agreement; and

BE IT FURTHER RESOLVED that the City Engineer is hereby authorized to certify that the project is complete and ready for final inspection; and

BE IT FURTHER RESOLVED that the project infrastructure investment is an appropriate use of taxpayer dollars.

\* \* \* \* \*

Passed and adopted at a Regular Meeting of the City Council of the City of Lemoore held on the 16<sup>th</sup> day of July, 2009 by the following vote:

Ayes:

Noes:

Absent:

Abstaining:

Approved:

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John F. Murray  
Mayor

Attest:

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Nanci C.O. Lima, CMC  
City Clerk

CERTIFICATE

STATE OF CALIFORNIA    )  
COUNTY OF KINGS        ) ss.  
CITY OF LEMOORE         )

I, Nanci C. O. Lima, City Clerk of the City of Lemoore do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Special Meeting of the City Council held on the 16<sup>th</sup> day of July, 2009.

Dated: July 17, 2009

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Nanci C.O. Lima, CMC  
City Clerk