



RESOLUTION 2011-05

RESOLUTION OF CITY OF TRINIDAD AUTHORIZING CITY MANAGER TO SIGN FUNDING AGREEMENT, CERTIFICATIONS, AND AMENDMENTS FOR FUNDING UNDER THE SAFE DRINKING WATER STATE REVOLVING FUND; AUTHORIZING CITY MANAGER TO APPROVE CLAIMS FOR REIMBURSEMENT; AUTHORIZING THE CITY ENGINEER REBECCA CROW, PE OR STEVE ALLEN, PE TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; AUTHORIZING CITY ENGINEER REBECCA CROW, PE OR STEVE ALLEN, PE TO SIGN THE CONTRACTOR'S RELEASE FORM

WHEREAS, on or about February 2010, **City of Trinidad** ("City") made application to the California Department of Public Health for **\$193,100** in funding under the Safe Drinking Water State Revolving Fund; and

WHEREAS, it is anticipated the California Department of Public Health will commit funding in the amount of **\$154,480** under the Safe Drinking Water State Revolving Fund program; and

WHEREAS, it is anticipated the California Department of Public Health will issue a Notice of Application Acceptance to City committing **\$154,480** in grant funding (the "Grant") from the Safe Drinking Water State Revolving Fund for City's planning project number 1210018-002P; and

WHEREAS, on June 8, 2011, City of Trinidad City Council adopted a project budget totaling **\$193,100**; and

WHEREAS, the funding agreement under the Safe Drinking Water State Revolving Fund will provide for a \$154,480 Grant;

WHEREAS, the remaining \$38,620 of project costs shall be funded by City;

WHEREAS, prior to the California Department of Public Health issuing a funding agreement, City's City Council is required to pass a resolution authorizing an officer to execute the funding agreement, amendments, and certifications, designating a person to approve claims for reimbursement, and designating a person (registered engineer depending upon the work being done) to sign the Budget and Expenditure Summary.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the **City Manager** is hereby authorized to incur Indebtedness pursuant to the funding agreement. The term "Indebtedness" as used herein means all grants, debts, obligations and liabilities, currently existing or now or hereafter made, incurred or created in connection with the Loan and the Grant and sign the Safe Drinking Water State Revolving Fund program funding agreement and any amendments thereto; and

BE IT FURTHER RESOLVED AND ORDERED, that the **City Manager** is hereby authorized to approve Claims for Reimbursement under the Safe Drinking Water State Revolving Fund program; and

BE IT FURTHER RESOLVED AND ORDERED, that the **City Engineer Rebecca Crow, PE (a registered engineer) or Steve Allen, PE (a registered engineer)** is hereby authorized to execute the Budget and Expenditure Summary for the Safe Drinking Water State Revolving Fund program; and

BE IT FURTHER RESOLVED AND ORDERED, that the **City Engineer Rebecca Crow, PE (a registered engineer) or Steve Allen, PE (a registered engineer)** is hereby authorized to sign the Contractor's Release Form for the Safe Drinking Water State Revolving Fund Program.

BE IT FURTHER RESOLVED AND ORDERED, the authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The California Department of Public Health is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by the California Department of Public Health. The California Department of Public Health shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of City or in any other document.

PASSED AND ADOPTED BY THE TRINIDAD CITY COUNCIL of Humboldt County of the State of California this 8th day of June, 2011.

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by the Trinidad City Council by the following vote:

Ayes: 4 Morgan, Bhardwaj, Fulkerson, Davies
Noes: 0
Absent: 1 Miller
Abstain: 0

Attest:

Gabriel Adams
Trinidad City Clerk

Kathy Bhardwaj
Mayor