RESOLUTION NO. 2007-759

Adopted by the Sacramento City Council

October 16, 2007

APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM UNDER THE WATER SECURITY, CLEAN DRINKING WATER, COSTAL AND BEACH PROETECTION ACT OF 2002 (Proposition 50)

BACKGROUND

A. The Legislature and Governor of the State of California have provided funds for the program shown above; and

B. The Resources Agency has been delegated the responsibility for the administration of this grant program;

C. Said Procedures established by the State Resources Agency require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and

D. The applicant, if selected, will enter into an agreement with the State of California to carry out the Project.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. Approves the filing of an application for $3 million for Phase I - Docks Promenade Construction project.

Section 2. Certifies that Applicant understands the assurances and certification in the application, and

Section 3. Certifies that the Applicant or title holder will have sufficient funds to operate and maintain the Project (s) consistent with the land tenure requirements; or will secure the resources to do so, and

Section 4. Certifies that it will comply with the provisions of Section 1771.8 of the State Labor Code regarding payment of prevailing wages on Project awarded Proposition 50 Funds, and

Section 5. Certifies that the Applicant will maintain and operate the property developed pursuant to this grant for a period of 25 years, and

Section 6. If applicable, certifies that the Project will comply with any laws and regulations including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, and that prior to commencement of construction, all applicable permits will have been obtained, and

Section 7. Appoints the City Manager, Assistant City Manager, or Director of Economic Development, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests, and so on, which may be necessary for the completion of the aforementioned Project(s).

Adopted by the City of Sacramento City Council on October 16, 2007 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, Pannell, Tretheway, Waters, and Mayor Fargo.

Noes: None.

Abstain: None.

Absent: Councilmembers McCarty and Sheedy.

Heather Fargo

Mayor Heather Fargo

Attest:

Shirley Concolino

Shirley Concolino, City Clerk