

RESOLUTION NO. 45-08

RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND
ACCEPTING THE FISCAL YEAR 2007 CALIFORNIA PORT AND
MARITIME SECURITY GRANT PROGRAM GRANT AWARD IN THE
AMOUNT OF \$3,404,507 AND AUTHORIZING THE PORT DIRECTOR
OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY FOR THE
PURPOSE OF OBTAINING FINANCIAL ASSISTANCE PROVIDED BY
THE GOVERNOR'S OFFICE OF HOMELAND SECURITY

WHEREAS, the City of Richmond operates various terminal facilities at the Port of Richmond requiring security; and

WHEREAS, the Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006 (the "Act"), approved by the voters as Proposition 1B at the November 7, 2006 general election, authorizes the issuance of nineteen billion nine hundred twenty five million (\$19,925,000,000) in general obligation bonds for specified purposes, including grants for port security projects; and

WHEREAS, Section 8879.23 (c)(3) of the Act directs that one hundred million dollars (\$100,000,000) be made available upon appropriation by the legislature for grant to eligible entities for eligible port and maritime security projects; and

WHEREAS, Funding appropriated for the FY 2007 California Port and Maritime Security Grant Program ("CPMSGP") is forty million dollars (\$40,000,000); and

WHEREAS, Eligible applicants for CPMSGP funding are publicly owned ports, harbors, and ferryboat and ferry terminal operators; and

WHEREAS, CPMSGP applicants must adhere to the *Program Guidelines and Application Kit* issued on November 9, 2007 (the "*Guidelines*"); and

WHEREAS, the City of Richmond is the Governing Body for the purpose of applying for and procuring CPMSGP funding; and

WHEREAS, the *Guidelines* require projects submitted for funding to be reviewed and approved in a three phase process: Phase 1: Investment Justifications, Phase 2: Project Funding Plan and Phase 3: Notice of Project Approval; and

WHEREAS, on January 1, 2008, the City Council designated the Port Director or his designee as Authorized Agent pursuant to Phase 1 of the *Guidelines* and authorized the Port Director or his designee to apply for and take any actions necessary for the purpose of procuring CPMSGP funding in accordance with the *Guidelines*; and

WHEREAS, the *Guidelines* require Phase 2: Project Funding Plans to be accompanied by a resolution of the Governing Body that designates an Authorized Agent with the authority to take all actions necessary for the purpose of obtaining financial assistance provided by the Governor's Office of Homeland Security; and

WHEREAS, on March 6, 2008, a Fiscal Year 2007 CPMSGP grant in the amount of three million four hundred and four thousand and seven dollar (\$3,404,507) was awarded to the Port of Richmond; and

WHEREAS, the March 6, 2008 award letter requires a resolution from the City of Richmond accepting the grant award; and

WHEREAS, it is desirable to designate the Port Director or his designee as the Authorized Agent with the authority to take all actions necessary for the purpose of obtaining financial assistance provided by the Governor's Office of Homeland Security.

NOW THEREFORE BE IT RESOLVED that the Council of the City of Richmond hereby accepts the Fiscal Year 2007 CPMSGP grant award in the amount of \$3,404,507 and designates the Port Director or his designee as Authorized Agent and authorizes the Port Director or his designee to take all actions necessary for the purpose of obtaining financial assistance provided by the Governor's Office of Homeland Security in accordance with the *Guidelines*.

I certify that the foregoing Resolution was passed and adopted by the Council of the City of Richmond, California, at a regular meeting held on May 6, 2008, by the following vote:

AYES:	Councilmembers Bates, Butt, Lopez, Marquez, Rogers, Sandhu, Thurmond, Viramontes, and Mayor McLaughlin
NOES:	None
ABSTENTIONS:	None
ABSENT:	None

DIANE HOLMES
Clerk of the City of Richmond

(SEAL)

Approved:

GAYLE McLAUGHLIN
Major

Approved as to form:

LOUISE RENNE, Interim
City Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No.45-08, finally passed and adopted by the Council of the City of Richmond at a meeting held on May 6, 2008.