

RESOLUTION NO. 93-11

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,
CALIFORNIA APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE
CALIFORNIA RIVER PARKWAYS GRANT PROGRAM UNDER THE SAFE
DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER
AND COASTAL PROTECTION BOND ACT OF 2006 (Proposition 84)**

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the California Natural Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the California Natural 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

WHEREAS, the Applicant, if selected, will enter into an agreement with the State of California to carry out the project

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Richmond

1. Approves the filing of an application for the Richmond/Ohlone Greenway Gap Closure – Baxter Creek Restoration Project ;
2. Certifies that Applicant understands the assurances and certification in the application; and,
3. Certifies that 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,
4. Certifies that it will comply with all provisions of Section 1771.5 of the California Labor Code; and,
5. If applicable, certifies that the project will comply with any laws and regulations including, but not limited to, the *California Environmental Quality Act* (CEQA), 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,
6. Certifies that applicant will work towards the State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1, and
7. Appoints the City Manager, 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).

I certify that the foregoing resolution was adopted by the City Council of the City of Richmond at a joint meeting held on October 18, 2011, by the following vote:

Ayes: Councilmembers Beckles, Booze, Ritterman, Rogers, Vice Mayor Butt and Mayor McLaughlin.

Noes: None.

Abstentions: None.

Absent: Councilmember Bates.

DIANE HOLMES
Clerk of the City of Richmond

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

RANDY RIDDLE
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. 93-11**, finally passed and adopted by the City Council of the City of Richmond at a joint meeting held on October 18, 2011.