

RESOLUTION NO. 7823

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE, CALIFORNIA APPROVING A FUNDING AGREEMENT WITH THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD AND DESIGNATING THE DIRECTOR OF PUBLIC WORKS/CITY ENGINEER TO REPRESENT THE CITY IN CARRYING OUT THE RESPONSIBILITIES OF THE FUNDING AGREEMENT FOR THE SOUTH GATE URBAN ORCHARD DEMONSTRATION PROJECT, AS NECESSARY TO RECEIVE A \$7,975,100 PROPOSITION 1 GRANT FOR THE CONSTRUCTION OF THE SOUTH GATE URBAN ORCHARD DEMONSTRATION PROJECT

WHEREAS, the Legislature and Governor of the State of California have provided funds for the Water Bond 2014, Proposition 1 Storm Water Program ("Program"); and

WHEREAS, the California State Water Resources Control Board ("Board") has been delegated the responsibility for the administration of this Program, establishing necessary procedures; and

WHEREAS, in 2016 the City of South Gate ("City") submitted an application to the California State Water Resources Control Board for funding for the South Gate Urban Orchard Demonstration Project ("Project") in the amount of \$7,975,100. The grant was awarded for the purpose of constructing a low impact development management system by diverting, treating, and infiltrating or using storm water and urban runoff from the Bandini Channel and constructing an urban orchard to help with the compliance requirements by the National Pollution Discharge Elimination System permit, recharge ground water, improve air quality and provide public use green space; and

WHEREAS, prior to the Board executing a funding agreement, the City is required to adopt a resolution authorizing an agent, or representative, to sign the funding agreement, amendments, and requests for disbursement on behalf of the City, and to carry out other necessary Project-related activities;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council hereby authorizes that the Project be carried out, that the City enter into a funding agreement with the Board to accept and expend State funds on the Project.

SECTION 2. The City Council hereby resolves the Mayor to execute the funding agreement for the Project.

SECTION 3. The City Council hereby authorizes the Director of Public Works/City Engineer, or his designee, to represent the City in carrying out the City's responsibilities under the funding agreement, including certifying invoices and disbursement requests for Project costs on behalf of the City and compliance with applicable state and federal laws.

SECTION 4. The City Council hereby resolves and orders, that any and all actions, whether previously or subsequently taken by the City, which is consistent with the intent and purposes of the foregoing resolution, shall be, and hereby are, in all respects, ratified, approved and confirmed.

SECTION 5. The City Council hereby 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, environmental laws and, that prior to commencement of construction, all applicable permits will have been obtained.

[Remainder of page left blank intentionally]

SECTION 6. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

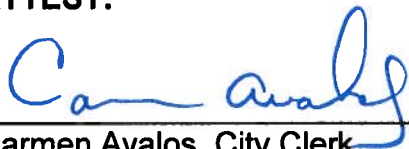
PASSED, APPROVED and ADOPTED this 24th day of July 2018.

CITY OF SOUTH GATE:




María Belén Bernal, Mayor

ATTEST:



Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

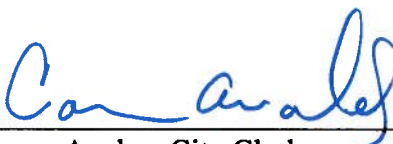
RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7823 was adopted by the City Council at their Regular Meeting held on July 24, 2018, by the following vote:

Ayes: Council Members: Bernal, Morales, Davila, Diaz and Rios
Noes: Council Members: None
Absent: Council Members: None
Abstain: Council Members: None

Witness my hand and the seal of said City on July 26, 2018.



Carmen Avalos, City Clerk
City of South Gate, California