

RESOLUTION NO. 10-13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER CALIFORNIA, AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CAL RECYCLE) UNDER THE WASTE TIRE ENFORCEMENT GRANT PROGRAM; AND IF SELECTED, THE EXECUTION OF A STANDARD AGREEMENT ANY AMENDMENTS THERETO; AND ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE WASTE TIRE ENFORCEMENT GRANT PROGRAM

WHEREAS, Public Resources Code Sections 40000 et seq. authorize the California Department of Resources Recycling and Recovery (Cal Recycle) to administer various Grant Programs in furtherance of the State of California's (State) efforts to reduce, recycle and reuse solid waste generated in the State thereby preserving landfill capacity and protecting public health and safety and the environment; and

WHEREAS, in furtherance of this authority Cal Recycle is required to establish necessary procedures governing the application, awarding and management of the Grants; and

WHEREAS, procedures established by the State and Cal Recycle require each Applicant's governing body to certify by resolution its approval of the submittal of a Grant Application[s] to Cal Recycle; and

WHEREAS, if awarded, the City of Lancaster will enter into a Grant Agreement with Cal Recycle for implementation of said Grant(s);

NOW, THEREFORE THE CITY OF LANCASTER DOES HEREBY RESOLVE, ORDER AND DETERMINE AS FOLLOWS:

Section 1. The City of Lancaster authorizes the submittal of Waste Tire Enforcement Grant Applications to Cal Recycle for all available Grants for which City of Lancaster is eligible for the period of June 30, 2010 through July 1, 2015 time period not to exceed five years from the date of adoption.

Section 2. The reasonably expected maximum principal amount of the Waste Tire Enforcement Grant initially is \$145,526 not to exceed \$300,000.

Section 3. If the application for funding is approved, the City of Lancaster hereby agrees to use Waste Tire Enforcement Grant Program funds for eligible activities in the manner presented in the application as approved by the Department of Housing and Neighborhood Revitalization and in accordance with regulations cited above. It also may execute a standard

agreement, any amendments thereto, and any and all other documents or instruments necessary or required by the Cal Recycle for participation in the Waste Tire Enforcement Grant program (collectively, the required documents).

Section 4. This resolution is consistent with the budgetary and financial circumstances of the City, as of the date hereof. No moneys from sources other than the Grant issue are, or are reasonable expected to be reserved, allocated on a long-term basis, or otherwise set aside by the City (or any related party) pursuant to their budget or financial policies with respect to the costs of the Waste Tire Enforcement Grant. To the best of our knowledge, this City is not aware of the previous adoption of official intents by the City that have been made as a matter of course for the purpose of reimbursing expenditures and for which tax-exempt obligations have not been issued.

Section 5. This resolution is adopted as official action of the City in order to comply with Public Resources Code sections 40000 and any other regulations of Cal Recycle relating to the qualification for reimbursement of City expenditures incurred prior to the date of issue of the Waste Tire Enforcement Grant, is part of the City's official proceedings, and will be available for inspection by the general public at the main administrative office of the City.

Section 6. All the recitals in this Resolution are true and correct and this City so finds, determines and represents.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2010, by the following vote:

AYES;

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF RESOLUTION
CITY OF LANCASTER

I, _____, _____
CITY OF LANCASTER California, do hereby certify that this is a true and correct copy of the original Resolution No. 10-13, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____
day of _____, _____.

(seal)