

RESOLUTION NO. 11-66

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER CALIFORNIA, APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE SOLID WASTE DISPOSAL SITE CLEANUP TRUST FUND; AND IF SELECTED, APPROVING THE EXECUTION OF A STANDARD AGREEMENT AND ANY AMENDMENTS THERETO; AND ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE PUBLIC ENTITY ILLEGAL DISPOSAL SITE GRANT PROGRAM WITHIN THE CITY OF LANCASTER

WHEREAS, the people of the State of California have enacted Assembly Bill 2136 (Eastin, Stats. 1993, Ch. 655) that authorizes the Department of Resources Recycling and Recovery (CalRecycle) to initiate and administer a program for cleanup of solid waste disposal sites and for cleanup of solid waste at co-disposal sites where the responsible party either cannot be identified or is unable or unwilling to pay for timely remediation, and where cleanup is needed to protect public health and safety or the environment; and

WHEREAS, procedures established by CalRecycle require each Applicant's governing body to certify by resolution its approval of the submittal of a Grant Application(s) to CalRecycle; and

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

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, STATE OF CALIFORNIA, THAT:

Section 1. The City of Lancaster approves the filing of an application for the cleanup of solid waste using grant funds from the Solid Waste Disposal Site Cleanup Trust Fund for the project specified above; and

Section 2. The Assistant Utilities Manager is appointed as an agent of the City Council of the City of Lancaster, California, to conduct all negotiations, execute and submit all documents, including, but not limited to, applications, grant agreements, amendments, and payment requests and so on, which may be necessary for the completion of the aforementioned project.

Section 3. The reasonably expected maximum principal amount of the Public Entity Illegal Disposal Site Cleanup Grant is not to exceed \$500,000.00 annually.

Section 4. If the application for funding is approved, the City of Lancaster hereby agrees to use Public Entity Illegal Disposal Site Cleanup Grant funds for eligible activities in the manner presented in the application, as approved by the Public Works Department, and in accordance with the regulations cited above. The City of Lancaster may also may execute a standard agreement, any amendments thereto, and any and all other documents or instruments necessary or required by CalRecycle for participation in the Public Entity Illegal Disposal Site Cleanup Grant program (collectively, the required documents).

Section 5. This Resolution is consistent with the budgetary and financial circumstances of the City of Lancaster, 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 of Lancaster (or any related party) pursuant to their budget or financial policies with respect to the costs of the Public Entity Illegal Disposal Site Cleanup Grant. To the best of our knowledge, the City of Lancaster is not aware of the previous adoption of official intents by the City of Lancaster 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 6. This Resolution is adopted as official action of the City of Lancaster in order to comply with Assembly Bill 2136 (Eastin, Stats. 1993, Ch. 655) and any other regulations of CalRecycle relating to the qualification for reimbursement of the City of Lancaster expenditures incurred prior to the date of issue of the Public Entity Illegal Disposal Site Cleanup 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 of Lancaster.

Section 7. All the recitals in this Resolution are true and correct and the City of Lancaster so finds, determines, and represents.

PASSED, APPROVED and ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2011, 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 COUNCIL

I, \_\_\_\_\_, \_\_\_\_\_ City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Resolution No. 11-66, 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)

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