

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SUNNYVALE DESIGNATING THE CITY MANAGER
AS THE AUTHORIZED REPRESENTATIVE TO FILE AN
APPLICATION WITH THE STATE RESOURCES WATER
CONTROL BOARD AND EXECUTE ALL
IMPLEMENTING DOCUMENTS FOR FINANCIAL
ASSISTANCE THROUGH THE CLEAN WATER STATE
REVOLVING FUND IN CONNECTION WITH THE CITY'S
WATER POLLUTION CONTROL PLANT UPDATE
PROJECT**

WHEREAS, the City of Sunnyvale owns and operates the Donald M. Somers Water Pollution Control Plant (WPCP) which is a wastewater treatment facility serving residents, businesses and industries in the city of Sunnyvale, and

WHEREAS, the WPCP is nearly 60 years old and reaching the end of its useful life; and

WHEREAS, the Sunnyvale Clean Water Program (Program) will rebuild the WPCP over the next 20 years to replace aging infrastructure, increase capacity, improve operational reliability, meet current and future regulatory standards and incorporate innovative technologies to minimize capital and operational costs for rate-payers; and

WHEREAS, the Program is now in the design phase for the Primary Treatment Facilities and Headworks Phase 1(A) Project (Project), which are the facilities that handle incoming sewage and begin the initial treatment process; and

WHEREAS, the City Council desires to apply for up to \$160 million in funding for the Project from the State of California Clean Water Revolving Fund; and

WHEREAS, the rehabilitation of the WPCP is in the interest of the City and its residents;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City Manager of the City of Sunnyvale (the "Authorized Representative") or her designee is hereby authorized and directed to sign and file, for and on behalf of the City, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board for the planning, design, and construction of the Sunnyvale Water Pollution Control Plant - Primary Treatment Facilities and Headworks Phase 1(A) Project; and

2. This Authorized Representative, or her designee, is designated to provide the assurances, certifications, and commitments required for the financial assistance application, including executing a financial assistance agreement from the State Water Resources Control Board and any amendments or changes thereto; and

3. The Authorized Representative, or her designee, is designated to represent the City in carrying out the City's responsibilities under the financing agreement, including certifying disbursement requests on behalf of the City and compliance with applicable state and federal laws.

Adopted by the City Council at a regular meeting held on _____, 2015, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

APPROVED:

Mayor

APPROVED AS TO FORM:

City Attorney

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the City of Sunnyvale City Council held on _____.

ATTEST:

City Clerk
(SEAL)