

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 FOR THE DESIGN PHASE OF THE SECONDARY TREATMENT AND DEWATERING FACILITIES 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 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 over 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 Secondary Treatment and Dewatering Facilities Project (Project), which will replace the City's current secondary treatment process with conventional activated sludge facilities and will include a thickening and dewatering facility, maintenance building, and support facilities; and

WHEREAS, the City Council desires to apply for up to \$216 million in funding for the Project from the State of California Clean Water State Revolving Fund.

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 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 - Secondary Treatment and Dewatering Facilities Project; and
2. This Authorized Representative, or his/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 his/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 _____, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:
RECUSAL:

ATTEST:

APPROVED:

City Clerk
(SEAL)

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)