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RESOLUTION NO. 09-60

**A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING
SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA ENERGY
COMMISSION FOR A 1% LOW INTEREST ENERGY EFFICIENCY LOAN TO
EXECUTE AN LED STREET LIGHT REPLACEMENT PROJECT**

WHEREAS, the California Energy Commission provides loans to schools, hospitals, local governments, special districts, and public care institutions to finance energy efficiency improvements; and

NOW, THEREFORE, BE IT RESOLVED, that the Albany City Council authorizes the City of Albany to apply for an energy efficiency loan from the California Energy Commission to implement energy efficiency measures.

BE IT ALSO RESOLVED, that in compliance with the California Environmental Quality Act (CEQA), the Albany City Council finds that the activity funded by the loan is a project that is exempt under Section 15301(1)(a), because the project consists of replacing existing High Pressure Sodium Vapor street lights with LED lights, considered as minor repair or alteration of existing structures or facilities, not expanding existing uses.

BE IT ALSO RESOLVED, that if recommended for funding by the California Energy Commission, the City Council authorizes the City of Albany to accept a loan up to \$310,360.

BE IT ALSO RESOLVED, that the amount of the loan will be paid in full, plus interest, under the terms and conditions of the Loan Agreement, Promissory Note and Tax Certificate of the California Energy Commission.

BE IT FURTHER RESOLVED, that the City of Albany City Administrator is hereby authorized and empowered to execute in the name of the City of Albany all necessary documents to implement and carry out the purpose of this resolution, and to undertake all actions necessary to undertake and complete the energy efficiency projects.

Passed, Approved and Adopted this 7th day of December, 2009.

MAYOR