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RESOLUTION NO. 2010-5

A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING THE ASSOCIATION OF BAY AREA GOVERNMENTS TO SUBMIT A COLLABORATIVE APPLICATION ON ITS BEHALF TO THE CALIFORNIA ENERGY COMMISSION

WHEREAS, the City of Albany recognizes that it is in the interest of the local, regional, state, and federal agencies to stimulate the economy; create and retain jobs; reduce fossil fuel emissions; and reduce total energy usage and improve energy efficiency; and

WHEREAS, the City of Albany has committed to the Alameda County Climate Protection Project and embarked on an ongoing, coordinated effort to reduce the emissions that cause global warming, improve air quality, reduce waste, cut energy use and save money. The City of Albany is committed to reducing community-wide greenhouse gas emissions by 15% below 2005 levels by 2020; and

WHEREAS, State Energy Program (SEP) funds are available through the California Energy Commission’s SEP Funding Opportunities for grants to eligible local governments for cost-effective energy efficiency projects; and

WHEREAS, the SEP allows for public agencies or non-profit entities to apply for funds on behalf of eligible local governments; and

WHEREAS, the City of Albany is eligible for SEP funding under the California Energy Commission’s SEP Program; and

WHEREAS, the City of Albany has collaborated with the Association of Bay Area Governments (ABAG) to submit a regional application to implement the energy

1 efficiency projects described in Exhibit A for the purpose of qualifying for SEP funds
2 from the California Energy Commission; and

3
4 **WHEREAS**, the City of Albany has considered the application of the California
5 Environmental Quality Act (CEQA) to the approval of the energy efficiency projects
6 described in Exhibit A; and

7
8 **NOW, THEREFORE, BE IT RESOLVED**, that in compliance with the
9 California Environmental Quality Act (CEQA), the Albany City Council finds that the
10 approval of the energy efficiency projects described in Exhibit A is a “project” under
11 CEQA that is exempt under California Code of Regulations, Title 21, sections 15301
12 (repairs and minor alterations to existing facilities), 15302 (replacement or reconstruction
13 of existing structures and facilities), 15306 (information collection), 15308 (actions to
14 protect the environment), 15309 (inspections), and 15322 (training programs) because the
15 project would develop standards for resource conserving and energy saving retrofits of
16 existing structures in conformance with existing building codes; train contractors,
17 homeowners and other building professionals; encourage participation in the green
18 retrofit program; provide rebates for tested and certified retrofit projects; and monitor and
19 evaluate environmental performance of projects; and

20
21 **BE IT FURTHER RESOLVED**, that if recommended for funding by the
22 California Energy Commission, the City of Albany authorizes ABAG to accept a grant
23 award on its behalf and to enter into all necessary contracts and agreements, and
24 amendments thereto, on its behalf to implement and carry out the projects described in
25 Exhibit A; and

26
27 **BE IT FURTHER RESOLVED**, that the City of Albany recognizes
28 StopWaste.Org as the lead local implementer for the projects described in Exhibit A for
29 all of the local governments in Alameda County, and that ABAG as the fiscal agent, will

1 disburse the funds to StopWaste.Org to implement and carry out the projects described in
2 Exhibit A.

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MAYOR