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2
3 **RESOLUTION NO. 2010-11**

4 **A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING THE**
5 **FILING OF AN APPLICATION FOR FEDERAL JOBS FOR MAIN STREET**
6 **ACT OF 2010 (STIMULUS II) FUNDING AND STATING THE ASSURANCE**
7 **TO COMPLETE PROJECT**

8 **WHEREAS**, The City of Albany (herein referred as APPLICANT) is submitting
9 an application to the Metropolitan Transportation Commission (MTC) for approximately
10 \$1,430,000 in funding from the federal Jobs for Main Street Act of 2010 for the Solano
11 Avenue Re Pavement (herein referred as PROJECT) for the MTC Regional Jobs for Main
12 Street Act Program (MTC Resolution No. 3943); and

13
14 **WHEREAS**, pursuant to Jobs for Main Street Act of 2010, and any regulations
15 and/or guidance promulgated thereunder, eligible project sponsors wishing to receive
16 Regional Jobs for Main Street Act of 2010 funds for a project shall submit an application
17 first with the appropriate Metropolitan Planning Organization (MPO), for review and
18 inclusion in the MPO's Transportation Improvement Program (TIP); and

19
20 **WHEREAS**, the Metropolitan Transportation Commission (MTC) is the MPO
21 for the nine counties of the San Francisco Bay region; and

22
23 **WHEREAS**, MTC has adopted a Regional Project Funding Delivery Policy
24 (MTC Resolution No. 3606, revised) applicable to federal Jobs for Main Street Act of
25 2010 fund delivery and has adopted (or is scheduled to adopt) in MTC Resolution No.
26 3943 such additional requirements as are necessary or appropriate to meet the
27 obligations/award deadlines in the Jobs for Main Street Act of 2010; and

28
29 **WHEREAS**, APPLICANT is an eligible project sponsor for Jobs for Main Street

1 Act of 2010 funds; and

2
3 **WHEREAS**, as part of the application for Jobs for Main Street Act of 2010
4 funding, MTC requires a resolution adopted by the responsible implementing agency
5 stating the following:

6
7 1) that the sponsor understands that the Jobs for Main Street Act of 2010
8 funding is fixed at the programmed amount, and therefore any cost increase cannot be
9 expected to be funded with additional Jobs for Main Street Act of 2010 or other MTC-
10 programmed funds; and

11 2) that PROJECT will comply with the procedures specified in MTC's
12 Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and with
13 all project-specific requirements as set forth in MTC's Regional Jobs for Main Street Act
14 Program (MTC Resolution No. 3943); and PROJECT as described in the application, and
15 if approved, as included in MTC's TIP; and

16 3) that PROJECT will comply with all the project-specific requirements as
17 set forth in the federal Jobs for Main Street Act of 2010 and appropriate applicable
18 regulations or guidance.

19
20 **NOW, THEREFORE, BE IT RESOLVED**, that (APPLICANT) is authorized
21 to execute and file an application for funding under the Jobs for Main Street Act of 2010
22 for (PROJECT); and be it further

23
24 **RESOLVED** that the APPLICANT by adopting this resolution does hereby state
25 that:

26 1) APPLICANT understands that the Jobs for Main Street Act of 2010 funding
27 for the project is fixed at the MTC approved programmed amount, and that
28 any cost increases must be funded by the APPLICANT from other funds, and
29 that APPLICANT does not expect any cost increases to be funded with

- 1 additional Jobs for Main Street Act of 2010 or MTC-programmed funds; and
2 2) APPLICANT understands the funding deadlines associated with these funds
3 and will comply with the applicable provisions and requirements of the
4 Regional Jobs for Main Street Program (MTC Resolution No. 3943) and
5 Regional Project Funding Delivery Policy (MTC Resolution No. 3606, as
6 revised); and
7 3) PROJECT will be implemented as described in the complete application and
8 in this resolution and, if approved, for the amount programmed in the MTC
9 federal TIP; and
10 4) PROJECT will comply with all the project-specific requirements as set forth
11 in the Jobs for Main Street Act of 2010 and appropriate applicable regulations
12 or guidance; and be it further

13
14 **RESOLVED** that there is no legal impediment to APPLICANT making
15 applications for the funds; and be it further

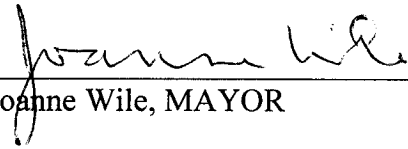
16
17 **RESOLVED** that there is no pending or threatened litigation that might in any
18 way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver
19 such PROJECT; and be it further

20
21 **RESOLVED** that APPLICANT authorizes its Executive Director, General
22 Manager, or designee to execute and file an application with MTC for Jobs for Main
23 Street Act of 2010 funding for the PROJECT as referenced in this resolution; and be it
24 further

25
26 **RESOLVED** that a copy of this resolution will be transmitted to the MTC in
27 conjunction with the filing of the application; and be it further

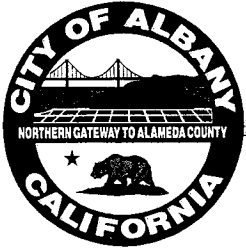
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29 **RESOLVED** that the MTC is requested to support the application for the

1 PROJECT described in the resolution and to include the PROJECT, if approved, in
2 MTC's TIP.



Joanne Wile, MAYOR

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City of Albany

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• Friendship Club/
Childcare Program
PH. (510) 524-0135
• Senior Center
PH. (510) 524-9122
FAX (510) 524-8940
• Teen Center
PH. (510) 525-0576

RESOLUTION NO. 2010-11

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

this 15th day of March, 2010, by the following votes:

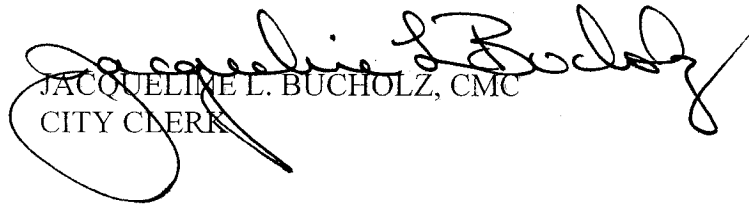
AYES: Council Members Atkinson, Javandel, Lieber, Thomsen & Mayor Wile

NOES: None

ABSENT: None

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 16th

day of March, 2010.


JACQUELINE L. BUCHOLZ, CMC
CITY CLERK

