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**RESOLUTION NO. 2017-29**

**APPROVING ASSOCIATE MEMBERSHIP BY THE CITY OF ALBANY IN THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY AND AUTHORIZING AND DIRECTING THE EXECUTION OF A JOINT EXERCISE OF POWERS AGREEMENT RELATED TO THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY**

**WHEREAS**, the City of Albany, California (the “City”), a municipal corporation, duly organized and existing under the Constitution and the laws of the State of California; and

**WHEREAS**, the City, upon authorization of the City Council, may, pursuant to Chapter 5 of Division 7 of Title 1 of the government Code of the State of California, commencing with Section 6500(the “JPA Law”) enter into a joint exercise of powers agreement with one or more other public agencies, pursuant to which such contracting parties may jointly exercise any power common to them; and

**WHEREAS**, the City and other public agencies wish to jointly participate in financing programs for the benefit of public agencies, businesses and nonprofit entities within their jurisdictions offered by membership in the California Municipal Finance Authority (the “Authority”) pursuant to a Joint Exercise of Powers Agreement relating to the California Municipal Finance Authority (the “Agreement”), attached hereto as Exhibit A; and

**WHEREAS**, under the JPA Law and the Agreement, the Authority is a public entity separate and apart from the parties to the Agreement and the debts, liabilities and obligations of the Authority will not be the debts, liabilities or obligations of the City or the other members of the Authority; and

1           **WHEREAS**, the City is willing to become a Member of the Authority subject to  
2 the provisions of the Agreement.

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4           **NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of  
5 Albany hereby finds, determines and declares as follows:

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7           **Section 1.**     The City Council hereby specifically finds and declares that the  
8 actions authorized hereby constitute public affairs of the City. The City Council further  
9 finds that the statements, findings and determinations of the City set forth in the recitals  
10 above are true and correct.

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12           **Section 2.**     The Agreement presented to this meeting and on file with the City  
13 Clerk is hereby approved. The Mayor, the Vice Mayor, the City Clerk and other officers  
14 or officials of the City are each hereby authorized and directed, for and on behalf of the  
15 City, to execute and deliver the Agreement in substantially said form, with such changes  
16 therein as such officer may require or approve, such approval to be conclusively  
17 evidenced by the execution and delivery thereof.

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19           **Section 3.**     The officers and officials of the City are hereby authorized and  
20 directed, jointly and severally, to do any and all things and to execute and deliver any and  
21 all documents which they may deem necessary or advisable in order to consummate, carry  
22 out, give effect to and comply with the terms and intent of this resolution and the  
23 Agreement. All such actions heretofore taken by such officers and officials are hereby  
24 confirmed, ratified and approved.

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26           **Section 4.**     This resolution shall take effect immediately upon its passage.  
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# City of Albany

1000 San Pablo Avenue • Albany, California 94706  
(510) 528-5710 • [www.albanyca.org](http://www.albanyca.org)

## RESOLUTION NO. 2017-29

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

The 15th day of May, 2017, by the following votes:

AYES: Council Members Barnes, Maass, Nason, Pilch and Mayor McQuaid

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

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

16th day of May, 2017.

*Eileen Harrington*

Eileen Harrington  
DEPUTY CITY CLERK