

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA BARBARA AUTHORIZING THE FINANCE DIRECTOR TO SUBMIT AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR A FISCAL YEAR 2010/2011 POST CLOSURE MATCHING SITE CLEANUP GRANT, FOR THE ELINGS PARK GAS EXTRACTION PROJECT, UP TO \$750,000

WHEREAS, the people of the State of California have enacted Assembly Bill 2136 (Eastin, Stats. 1993, Ch. 655) that authorizes the Department of Resources Recycling and Recovery (CalRecycle) to initiate and administer a program for cleanup of solid waste disposal sites and for cleanup of solid waste at codisposal sites where the responsible party either cannot be identified or is unable or unwilling to pay for timely remediation, and where cleanup is needed to protect public health and safety or the environment (the "Solid Waste Cleanup Program");

WHEREAS, the City of Santa Barbara has been notified by the California Department of Resources Recycling and Recovery (CalRecycle) and the Regional Water Quality Control Board of the need to install a gas extraction system in the former landfill located at Elings Park to remove the excess methane in order protect public health and safety or the environment;

WHEREAS, procedures established by CalRecycle require the City of Santa Barbara to certify by resolution the approval of the submittal of the grant application before submission to the State of California; and

WHEREAS, the City of Santa Barbara will enter into an agreement with the State of California for the site cleanup.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF SANTA BARBARA HEREBY:

1. Approves the filing of an application for the cleanup of solid waste using funds from the Solid Waste Cleanup Program for the project specified above; and
2. Certifies that the City of Santa Barbara has or will have matching funds for the project, plus funds to pay for all ineligible work and eligible work in excess of the grant awarded; and
3. Certifies that the City of Santa Barbara has or will have sufficient funds to operate and maintain the project; and
4. Appoints the Finance Director, or his or her designee, as agent of the City of Santa Barbara to conduct all negotiations, execute and submit all documents including, but not limited to applications, grant agreements, amendments, payment requests and so on, which may be necessary for the completion of the aforementioned project.