Reviewed Date:	Approved:	Meeting Date:	Agenda Item:
4/15/2011 3:41:28 PM	Bryan Whitemyer, City Manager	April 25 , 2011	2.D

Executive Summary

Presented To: **City Council**
Presented By: **Thom Clark, Director of Community Development**
Subject: **Consideration of Resolution No. 2011-031, A Resolution of the City Council of the City of Hughson Authorizing the City Manager to Sign a Memorandum of Understanding (MOU) with the San Joaquin Valley Unified Air Pollution Control District ("SJVUAPCD") for Administration of Energy Efficiency and Conservation Block Grant Funds**

Enclosure:
1. **City Council Resolution No. 2011-031**
2. **MOU with SJVUAPCD**
3. **City Council Resolution No. 09-68**

Budget Action: **None**
Desired Action: **Adopt Resolution No. 2011-031, A Resolution of the City Council of the City of Hughson Authorizing the City Manager to Sign a Memorandum of Understanding with the San Joaquin Valley Unified Air Pollution Control District for Administration of Energy Efficiency and Conservation Block Grant Funds and Further Authorize Staff to Bid the Project**

Background:

At its regularly scheduled meeting of September 28, 2009, the Hughson City Council adopted Resolution No. 09-68 (attached), which authorized an application for Energy Efficiency and Conservation Block Grant Funds (EECBG) and made the City Manager, Joe Donabed, the signatory for the application and administration of the grant, including the MOU.

Discussion:

Subsequent to that resolution, application was made and the City of Hughson was awarded funds for energy retrofit in the amount of $36,712. This amount represents $5.00 per capita for residents of the City. Turlock Irrigation District worked with staff and paid for a consultant who performed an energy audit of City facilities. The audit was the basis for development of the work to be done under the grant. The work is delineated in the MOU.

The partnership with the SJVUAPCD and the non-profit San Joaquin Valley Clean Energy Organization has been beneficial to the City through the grant application and pre-construction phases of the project. It will continue to benefit us as we work through the project since the ARRA and other federal requirements, such as Davis Bacon will be handled by those entities and not us.

Legal:

The City Attorney has reviewed the MOU and recommended minor changes, which legal counsel for the SJVUAPCD has agreed to. The MOU before you tonight reflects these changes and is therefore the final version.

The City Attorney further recommended that a new resolution be adopted naming another signatory to the MOU for two reasons: one, the old resolution is dated and two, the resolution specifies the name of an employee no longer with the City.

Fiscal Impact:

This is a reimbursable grant. We pay the contractor and then the grant funds will offset the contractor's payment. Monies have been included in this year's budget.

Staff Recommendation:

Adopt Resolution No. 2011-031, A Resolution of the City Council of the City of Hughson Authorizing the City Manager to Sign a Memorandum of Understanding with the San Joaquin Valley Unified Air Pollution Control District for Administration of Energy Efficiency and Conservation Block Grant Funds and Further Authorize Staff to Bid the Project.

CITY OF HUGHSON
CITY COUNCIL
RESOLUTION NO. 2011-031

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUGHSON AUTHORIZING THE CITY MANAGER TO SIGN THE MEMORANDUM OF UNDERSTANDING WITH THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT FOR ADMINISTRATION OF ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT FUNDS AND FURTHER AUTHORIZE STAFF TO BID THE PROJECT

WHEREAS, the California Energy Commission (CEC) has been allocated $49.6 million for the Energy Efficiency and Conservation Block Grant (EECBG) program for cities with populations of less than 35,000 and counties with unincorporated populations of less than 200,000; and

WHEREAS, the San Joaquin Valley Air Pollution Control District ("SJVAPCD") and the San Joaquin Valley Clean Energy Organization ("SJVCEO") have created the San Joaquin Valley Clean Energy Partnership ("Partnership") to provide regional benefits and economies of scale to help participating jurisdictions maximize the benefits of their EECBG allocations; and

WHEREAS, the City of Hughson is one of the participating jurisdictions and has been awarded grant funding in the amount of $36,712 for energy efficiency improvements to City facilities; and

WHEREAS, a Memorandum of Understanding (MOU) has been mutually developed that will designate the SJVAPCD as the administrator of the EECBG program for the City of Hughson; and

WHEREAS, following approval of the MOU, the City will put to competitive bid and award to the low bidder the work described within the MOU; and

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Hughson does hereby authorize the City Manager to sign the MOU with the SJVAPCD for administration of the EECBG program; and

NOW THEREFORE, BE IT FURTHER RESOLVED that the City Council of the City of Hughson does herewith direct staff to bid the energy efficient work as described within the MOU and return to the City Council with a recommendation for award of the work.

It is hereby certified that the foregoing Resolution No. 2011-031 was duly introduced and adopted by the City Council of the City of Hughson at its regular meeting held on this 25th day of April, 2011 by the following roll call votes: ( )

Ayes in favor: Councilmembers

Noes:
Absent:
Abstain:

Approved	Attested
_____	_____
Ramon Bawanan, Mayor	Michele P Winterbottom, MMC City Clerk