

RESOLUTION NO. _____

A JOINT RESOLUTION OF THE MILPITAS REDEVELOPMENT AGENCY AND THE CITY COUNCIL OF THE CITY OF MILPITAS AUTHORIZING AND DIRECTING THE AGENCY EXECUTIVE DIRECTOR AND/OR THE CITY MANAGER TO EXECUTE DISADVANTAGED BUSINESS ENTERPRISE AGREEMENTS AND RELATED DOCUMENTS WHEN REQUIRED BY THE CALIFORNIA STATE DEPARTMENT OF TRANSPORTATION OR OTHER STATE OR FEDERAL AGENCIES FOR FEDERALLY FUNDED PROJECTS

WHEREAS, the City of Milpitas (“City”) and the Redevelopment Agency of the City of Milpitas (“Agency”) are eligible to receive federal and/or state funding for certain transportation projects, through the California Department of Transportation and programs from other state and federal agencies; and

WHEREAS, as a condition for the receipt of financial assistance or funding, Title 49 of the Code of Federal Regulations requires local agencies that receive federal funding through the Department of Transportation and other agencies to execute agreements and conduct other actions necessary to create, administer and/or implement a Disadvantaged Business Enterprise (DBE) program for federally funded local projects, including projects and programs funded by the American Recovery and Reinvestment Act (ARRA) 2009 Program; and

WHEREAS, federal and state programs often require expeditious action by local agencies in order to qualify for, apply for, and secure federal funding, including the execution of agreements, documents and other forms related to federally-mandated DBE procedures.

NOW, THEREFORE, the Board of Directors of the Redevelopment Agency of the City of Milpitas and the City Council of the City of Milpitas hereby find, determine, and resolve as follows:

1. The recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The Agency Executive Director/City Manager or his or her designee is authorized to execute legally mandated Disadvantaged Business Enterprise implementation agreements, forms, and/or other similar or related documents, as required by federal regulations and federal assistance program directives or the California Department of Transportation, as a condition for the receipt of federal funds.

PASSED AND ADOPTED this ____ day of _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, agency Secretary/City Clerk

Robert Livengood, Chair/Mayor

APPROVED AS TO FORM:

Michael J. Ogaz, Agency Counsel/City Attorney