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**WHEREAS**, the Legislature and Governor of the State of California have approved a grant in the amount of \$1,000,000 for the benefit of the Rialto Unified School District (the “District”) for its International Healing Garden Project, (the “Grant Project”); and

**WHEREAS**, the City of Rialto (the “City”) has agreed to participate as the District’s Fiduciary Agent and has entered into a related agreement with the District therefore; and

**WHEREAS**, the California Natural Resources Agency has been delegated the responsibility for the administration of the Grant Project, setting up necessary procedures; and

**WHEREAS**, the Grantee will enter into an agreement with the State of California for the Grant Project; and

**WHEREAS**, the District now desires to program the use of the grant funds for construction purposes, requiring the City Council to amend its Resolution No. 7911 to identify the use of the grant funds accordingly for construction purposes.

1           **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES HEREBY**  
2 **FIND, DETERMINE, AND RESOLVE AS FOLLOWS:**

- 3           1. Amends Resolution No. 7911 in the approval and acceptance of the general fund allocation for  
4           local assistance for the subject Grant Project, with the use of the general fund allocation for  
5           construction purposes rather than programming/planning (design) purposes as previously  
6           identified in Resolution No. 7911.
- 7           2. Certifies that the City understands the assurances and certification in the Project Information  
8           Form.
- 9           3. Certifies that said agency will have sufficient funds to develop, operate and maintain the project  
10          consistent with the land tenure requirements of the Grant Agreement; or will secure the resources  
11          to do so.
- 12          4. Certifies that said agency will comply with the provisions of Section 1771.5 of the California  
13          Labor Code.
- 14          5. If applicable, certifies that the project will comply with any laws and regulation including, but  
15          not limited to, the California Environmental Quality Act (CEQA), legal requirements for  
16          building codes, health and safety codes, disabled access laws, environmental laws and, that prior  
17          to commencement of construction, all applicable licenses and permits will have been obtained.
- 18          6. Certifies that said agency has reviewed and understands the General Provisions contained in the  
19          Project Agreement shown in the Procedural Guide.
- 20          7. Appoints the City Manager, or designee, as agent to conduct all negotiations, execute and submit  
21          all documents including, but not limited to Project Information Form, agreements, payment  
22          requests and so on, which may be necessary for the completion of the aforementioned Grant  
23          Pproject.

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**PASSED APPROVED AND ADOPTED** this \_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Deborah Robertson, Mayor

**ATTEST:**

\_\_\_\_\_  
BARBARA McGEE, City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
ERIC VAIL, City Attorney

1 **STATE OF CALIFORNIA** )  
2 **COUNTY OF SAN BERNARDINO** ) ss  
3 **CITY OF RIALTO** )

4 I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing  
5 Resolution No. \_\_\_\_ was duly passed and adopted at a regular meeting of the City Council of the City of  
6 Rialto held on the \_\_\_\_ day of \_\_\_\_\_, 2022.

7 Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_,  
8 the foregoing Resolution No. \_\_\_\_ was duly passed and adopted.

9 Vote on the motion:

10 AYES:

11 NOES:

12 ABSENT:

13  
14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of  
15 Rialto this \_\_\_\_ day of \_\_\_\_\_, 2022.

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17 \_\_\_\_\_  
18 BARBARA McGEE, CITY CLERK  
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