

## **RESOLUTION NO.**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING TWO MEMORANDUMS OF UNDERSTANDING WITH THE SOUTH SANTA CLARA COUNTY FIRE DISTRICT FOR TWO FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID MEMORANDUMS OF AUTHORITY**

**WHEREAS**, the City of Morgan Hill, a municipal corporation and general law city duly organized and existing under and pursuant to the Constitution and laws of the State of California ("City"), is authorized to enter into contracts and agreements for the benefit of the City; and

**WHEREAS**, the Morgan Hill Fire Department and South Santa Clara County Fire Protection District (the "District") have partnered to take advantage of grant opportunities by submitting for two regional grants through the Federal Emergency Management Agency's ("FEMA") Assistance to Firefighters Grant; and

**WHEREAS**, FEMA requires the entities named in the grant application as benefitting from the award to enter into a memorandum of understanding ("MOU"); and

**WHEREAS**, the City and the District will benefit from the award of the grants; and

**WHEREAS**, further reasons supporting the approval of the MOUs with the District are set forth in detail in that certain City Council Staff Report entitled "Approve Memorandums of Understanding with South Santa Clara County Fire District" submitted for City Council consideration at its meeting of August 5, 2015, submitted to the City Council by the City Manager (the "Staff Report"), the contents of which Staff Report are incorporated herein by this reference; and

**WHEREAS**, the consideration by City Council of the adoption of this Resolution has been duly noticed pursuant to applicable laws and has been placed upon the City Council Meeting Agenda on the date set forth in the Staff Report, or to such date that the City Council may have continued or deferred consideration of this Resolution, and on such date the City Council conducted a duly noticed public meeting at which meeting the City Council provided members of the public an opportunity to comment and be heard and considered any and all testimony and other evidence provided in connection with the adoption of this Resolution.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL DOES HEREBY FIND, DETERMINE, RESOLVE AND ORDER AS FOLLOWS:**

Section 1.      Recitals. The City Council does hereby find, determine, and resolve that all of the foregoing recitals are true and correct.

Section 2.      Approval and Authorization. The City Council does further resolve, order and/or direct as follows:

1.      That the Memorandums of Understanding with the South Santa Clara County Fire District for the for two regional grants through FEMA's Assistance to Firefighters Grant, substantially in the form attached hereto as **Exhibit A**, are hereby approved; and

2.      That the City Manager is authorized to further negotiate, if necessary, and subsequently execute said Memorandums of Understanding.

Section 3.      This Resolution shall take effect immediately upon adoption.

**PASSED AND ADOPTED** by the City Council of Morgan Hill at the meeting held on this 5<sup>th</sup> day of August 2015 by the following vote:

**AYES:**  
**NOES:**  
**ABSTAIN:**  
**ABSENT:**

**COUNCIL MEMBERS:**  
**COUNCIL MEMBERS:**  
**COUNCIL MEMBERS:**  
**COUNCIL MEMBERS:**

**DATE:** \_\_\_\_\_

\_\_\_\_\_  
**Steve Tate, MAYOR**

**∞ CERTIFICATION ∞**

**I, Irma Torrez, City Clerk of the City of Morgan Hill, California,** do hereby certify that the foregoing is a true and correct copy of Resolution No. , adopted by the City Council at the meeting held on August 5, 2015.

**WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.**

**DATE:** \_\_\_\_\_

\_\_\_\_\_  
**Irma Torrez, CITY CLERK**