

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
OF MORGAN HILL APPROVING AND AUTHORIZING  
THE CITY MANAGER TO EXECUTE A PURCHASE  
ORDER FOR A TYPE I RESERVE FIRE APPARATUS AND  
AUTHORIZING THE CITY MANAGER TO ENTER INTO  
THAT CERTAIN AGREEMENT WITH THE SOUTH  
SANTA CLARA COUNTY FIRE PROTECTION DISTRICT  
FOR THE TYPE I APPARATUS**

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 reasons supporting the entrance of the City into that certain agreement described in, and that is the subject of, this Resolution are set forth in detail in that certain City Council Staff Report entitled "Authorize the Purchase of a Reserve Fire Engine" submitted for City Council consideration at its meeting of August 24, 2016, 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 activities allowed under this Resolution do not constitute a project under the provisions of California Environmental Quality Act of 1970; 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 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; and

WHEREAS, the City Council determines that adoption of this Resolution is in the public interest.

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:

- a. That the City Manager is hereby delegated authority to and is authorized and directed to approve purchase orders for the purchase of the Type I Fire Apparatus from the South

Santa Clara County Fire Protection District for an amount not to exceed twenty five thousand dollars (\$25,000.00);

- b. That the City Manager is hereby delegated authority to and is authorized and directed to execute, and subsequently administer including the authority to terminate as necessary or appropriate any related agreements.

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

**PASSED AND ADOPTED** by the City Council of Morgan Hill at a Regular Meeting held on the 24<sup>th</sup> day of August, 2016 by the following vote:

**AYES:**

**COUNCIL MEMBERS:**

**NOES:**

**COUNCIL MEMBERS:**

**ABSTAIN:**

**COUNCIL MEMBERS:**

**ABSENT:**

**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 Regular City Council Meeting of August 24, 2016.

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

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

\_\_\_\_\_  
**IRMA TORREZ, City Clerk**