

RESOLUTION 22-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION VIEJO, CALIFORNIA, CONFIRMING AND EMPOWERING THE CITY MANAGER TO PERFORM ALL RESPONSIBILITIES AND EXERCISE ALL POWERS NECESSARY FOR THE SAFE, OPERATIONS AND REQUIRED ACTIONS, AUTHORIZATIONS AND APPROVAL OF AND BY THE CITY OF MISSION VIEJO.

I. INTENT OF THE CITY COUNCIL:

- A. The City Manager is presently granted extensive management, continual and operational authority pursuant to Section 2.08.060 of the City of Mission Viejo Municipal Code. This municipal code authorization includes express, implied and all necessary powers required to ensure the City of Mission Viejo performs its necessary and desirable governmental, business, financial, fiduciary, health safety and welfare acts, and actions.
- B. For certainty and to represent to any interested party that the City Manager is authorized and empowered to fully and unconditionally in all non-legislative roles, this City Council approves and adopts this Resolution.
- C. All required pre-conditions to the adoption of this Resolution have occurred as required by law.

II. RESOLUTION

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MISSION VIEJO DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

- 1. In all respects as set forth in Section I, Intent of the City Council, which is hereby incorporated by reference.
- 2. City of Mission Viejo Municipal Code Section 2.08.060 (12) currently reads:

“Perform such other responsibilities and exercise such other powers as may be delegated to him from time-to-time by ordinance or resolution or other official action of the City Council.”

Similarly, Section 2.08.060 (11) has already accorded authority to the City Manager.

This City Council hereby, pursuant to City of Mission Viejo Municipal Code Section 2.08.060 (12) orders, authorizes and delegates to the City Manager, until rescinded by future action of the City Council, all non-legislative powers necessary to maintain, advance and satisfy the obligations, duties,

promises, contracts, laws, propositions or similar governmental actions deemed necessary or desirable by the City Manager to ensure the safe, efficient and lawful operations of the City, of any type or nature, to ensure the proper operations of the City so as to protect the health, safety, financial, fiduciary and general welfare of the City of Mission Viejo, including but not limited to, execution of contracts and contract amendments, approval of Request for Proposals (RFPs) for capital improvement projects and advertisements of RFPs, approval of any budget amendment to any fund, program, object or project, payment of all obligations, and approval of claim settlements.

3. This Resolution and action are exempt from the California Environmental Quality Act of 1970, as amended, pursuant to the "Common Sens" exemption and CEQA Guidelines Section 15061(b) (3).
4. The Manager shall assume this authority upon the approval of this Resolution.

The City Clerk shall certify the passage of this Resolution and enter in the book of original resolutions.

PASSED, APPROVED AND ADOPTED ON THE ____ DAY OF _____, 2022.

Wendy Bucknum, Mayor

I, Kimberly Schmitt, City Clerk of the City of Mission Viejo hereby certify that the foregoing Resolution No. ____ was duly adopted by the City Council of the City of Mission Viejo at a regularly scheduled meeting thereof, held on the ____ day of _____, 2022, by the following vote of the City Council.

AYES:
NOES:
ABSENT:

IN WITNESS WHEREOF, I have unto set my hand and affixed the official seal of the City of Mission Viejo.

Kimberly Schmitt, City Clerk

