



RESOLUTION NO. 2021-110

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, AUTHORIZING AND DIRECTING THE PREPARATION AND SUBMISSION OF A FINANCIAL ASSISTANCE APPLICATION TO THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD FOR A WATER CONNECTION TO THREE PALMS MOBILE HOME PARK AND AUTHORIZING THE EXECUTION OF DOCUMENTS

WHEREAS, the residential community of Three Palms Mobile Home Park (MHP), located within existing city limits, is identified as a small Disadvantaged Community (DAC) per State Water Resources Control Board (SWRCB) Division of Financial Assistance criteria; and

WHEREAS, Three Palms MHP is currently served by a single well and is not connected to the City of Fresno (City) distribution system; and

WHEREAS, in March 2018, Three Palms MHP was issued a compliance order by the SWRCB for exceedance of the 1,2,3-trichloropropane (1,2,3-TCP) Maximum Contaminant Level (MCL) in the raw well water; and

WHEREAS, concentrations of 1,2,3-TCP in raw well water samples collected between February 2018 and November 2020 have been nine (9) to twenty-four (24) times greater than the MCL allowed in drinking water; and

WHEREAS, continued exceedance of a drinking water MCL presents a persistent health risk to Three Palms MHP residents; and

WHEREAS, connection of the Three Palms MHP to the City's distribution system would represent a consolidation of two water systems and provide access of the City's water supply to Three Palms MHP residents; and



WHEREAS, in the Drinking Water State Revolving Fund (DWSRF) Intended Use Plan for Fiscal Year 2020-21, the SWRCB promotes consolidation, where appropriate and feasible, especially among small community water systems serving DACs; and

WHEREAS, the City is desirous of submitting a grant application to the SWRCB for DWSRF funds for a water connection to Three Palms MHP; and

WHEREAS, the SWRCB requires that the governing body of the applicant submit a resolution designating an authorized representative or their designee(s) to execute application documents.

NOW, THEREFORE, BE IT RESOLVED BY THE Council of the City of Fresno as follows:

1. The Council of the City of Fresno, California, authorizes and directs the preparation and submission of a financial assistance application to the SWRCB for a water connection between the City and Three Palms Mobile Home Park.

2. The Department of Public Utilities (DPU) Director or designee(s) is hereby authorized and directed to sign and file, for and on behalf of the City, a Financial Assistance Application for a financing agreement from the SWRCB for the Three Palms MHP Water Connection Project.

3. The City Attorney's Office is authorized and designated to provide legal assurances, certifications, and commitments required for the financial assistance application, including any amendments or charges thereto.

4. The DPU Director, or designee(s), is designated to represent the City in carrying out the City's responsibilities under the financing agreements, including certifying disbursement requests on behalf of the City and compliance with applicable



state and federal laws.

5. Subject to the foregoing provisions, the City certifies it has legal authority to participate in the aforementioned grant programs with the state and federal government.

6. Nothing in this resolution binds or obligates the City's general fund, taxing authority, or borrowing power.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the 28th day of April, 2021.

AYES :Arias, Bredefeld, Esparza, Karbassi, Maxwell, Soria, Chavez
NOES :None
ABSENT :None
ABSTAIN :None

Mayor Approval:	<u>May 3rd</u>	<u>2021</u>
Mayor Approval/No Return:	<u>N/A</u>	<u>2021</u>
Mayor Veto:	<u>N/A</u>	<u>2021</u>
Council Override Veto:	<u>N/A</u>	<u>2021</u>

YVONNE SPENCE, CRM MMC
City Clerk

BY: Yvonne Spence 5/6/21
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

BY: Tracy N. Parvanian
Tracy N. Parvanian Date
Senior Deputy City Attorney 5-6-21



April 29, 2021

Council Adoption: 04/28/2021

Mayor Approval:

Mayor Veto:

Override Request: MAY -3 A 10:16

TO: MAYOR JERRY DYER

FROM: YVONNE SPENCE, MMC, CRM
City Clerk

CITY OF FRESNO
CITY CLERK'S OFFICE

SUBJECT: TRANSMITTAL OF COUNCIL ACTION FOR APPROVAL OR VETO

At the City Council meeting of April 28, 2021, Council adopted the attached Resolution No. 2021-110, entitled *****RESOLUTION - Authorizing and directing the preparation and submission of a financial assistance application to the State Water Resources Control Board for a water connection between the City of Fresno and the Three Palms Mobile Home Park (Council District 3) (Subject to Mayor's Veto).** Item 1-H, File ID21-531, by the following vote:

Ayes	:	Arias, Bredefeld, Esparza, Karbassi, Maxwell, Soria, Chavez
Noes	:	None
Absent	:	None
Abstain	:	None

Please indicate either your formal approval or veto by completing the following sections and executing and dating your action. Please file the completed memo with the Clerk's office on or before May 10, 2021. In computing the ten day period required by Charter, the first day has been excluded and the tenth day has been included unless the 10th day is a Saturday, Sunday, or holiday, in which case it has also been excluded. Failure to file this memo with the Clerk's office within the required time limit shall constitute approval of the ordinance, resolution or action, and it shall take effect without the Mayor's signed approval.

APPROVED / NO RETURN: _____

VETOED for the following reasons: (Written objections are required by Charter; attach additional sheets if necessary.)

Jerry Dyer, Mayor

COUNCIL OVERRIDE ACTION:

Ayes	:
Noes	:
Absent	:
Abstain	:

Date: 5/1/2021

Date: _____