

RESOLUTION NO. 2021-__

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

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Date Adopted:
Date Approved:
Effective Date:

City Attorney Approval: 

Resolution No.

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 _____ day of _____, 2021.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2021
Mayor Approval/No Return: _____, 2021
Mayor Veto: _____, 2021
Council Override Vote: _____, 2021

YVONNE SPENCE, MMC CRM
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

BY: _____
Tracy N. Parvanian Date
Senior Deputy City Attorney