

**RESOLUTION NO. 19-343**

**AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS AND PLANNING TO APPROVE AND EXECUTE A FINANCIAL ASSISTANCE APPLICATION TO THE STATE WATER RESOURCES CONTROL BOARD, FOR THE PLANNING OF IMPROVEMENTS NECESSARY TO THE DRINKING WATER FACILITIES SERVING COUNTY SERVICE AREA 39 ZONES A AND B AND DESIGNATING AUTHORIZED REPRESENTATIVES TO SIGN AND FILE THE APPLICATION AND OTHER REQUIRED INSTRUMENTS AND TO GIVE REQUIRED ASSURANCES, CERTIFICATIONS, AND COMMITMENTS**

WHEREAS, the State Water Resources Control Board (SWRCB) assists in the financing of capital improvements to community drinking water facilities through the Drinking Water State Revolving Fund Program (DWSRF); and

WHEREAS, property owners residing outside the boundaries of CSA 39 zones A and B (CSA 39AB) have requested connection to the drinking water facilities of CSA 39AB due to ongoing poor well water quality and/or wells running dry; and

WHEREAS, CSA 39AB appear to have median household incomes below 60% of the California state average, thus qualify as a severely disadvantaged community according to the guidelines adopted by the SWRCB for DWSRF projects, and are eligible for one hundred percent grant and/or loan forgiveness funding, up to \$500,000; and

WHEREAS, the SWRCB requires the governing board of the entity applying for financing name an Authorized Representative to sign and file the Application, and any and all other instruments required to complete the Application on behalf of the entity; and

WHEREAS, the SWRCB requires, as a condition of funding, the governing board of the entity applying for financing also name an Authorized Representative or Representatives designated to provide assurances, certifications, and commitments required for the Application, including executing a financial assistance agreement from the SWRCB and supporting documents.

NOW, THEREFORE, THE FRESNO COUNTY BOARD OF SUPERVISORS DOES HEREBY FIND, DETERMINE AND RESOLVE AS FOLLOWS:

**Section 1.** The Director of the County of Fresno, Department of Public Works and Planning (Department), or his or her designee, is hereby authorized and directed to sign and file an Application, and any and all other instruments required to complete the Application, to SWRCB for financing under the DWSRF program for the planning and design of improvements to the CSA 39AB water system.

**Section 2.** The Director of the Department, or his or her designee, is hereby authorized to provide the assurances, certifications, and commitments required for the financial assistance application, and the Director shall be the Authorized Representative for all purposes but executing the financial assistance agreement with the SWRCB as provided in section 3 of this resolution, below.

**Section 3.** The Director of the Department is hereby authorized to execute, subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector, a financial assistance agreement with the SWRCB, for a principal amount not to exceed \$500,000 of grant and/or loan forgiveness funds, to fund the planning and design of improvements to the CSA 39AB water system, and shall be the Authorized Representative.

**Section 4.** The Director of the Department, or his or her designee, is designated to represent the County in carrying out the responsibilities under the financing agreement, including certifying disbursement requests on behalf of CSA 39AB, and compliance with applicable state and federal laws.

**Section 5.** The Board hereby finds, determines, and represents that all of the recitals in this Resolution, and each of them, are true and correct.

THE FOREGOING, was passed and adopted by the following vote of the Board of Supervisors of the County of Fresno this 10th day of September, 2019, to wit:

AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

NOES: None

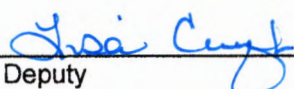
ABSENT: None

ABSTAINED: None



Nathan Magsig, Chairman of the Board of Supervisors of the County of Fresno

ATTEST:  
Bernice E. Seidel,  
Clerk of the Board of Supervisors  
County of Fresno, State of California

By:   
Deputy