



# County of Fresno

Hall of Records, Rm. 301  
2281 Tulare Street  
Fresno, California  
93721-2198

## Legislation Details

**File #:** 23-0860 **Name:** Cemex Indemnification Agreement - UCUP 3755

**In control:** Public Works & Planning

**On agenda:** 8/22/2023 **Final action:** 8/22/2023

**Enactment date:** **Enactment #:** Resolution No. 23-281, Agreement No. 23-433, Agreement No. 23-434

**Title:** Adopt the resolution on file with Clerk of the Board affirming the actions of the Board of Supervisors on July 18, 2023, approving CUP 3755-A & CUP 3755-B Subject to conditions of approval as stipulated in Exhibit A of the Resolution; Approve and authorize Chairman to: A. Execute Indemnification and Defense Agreement with CEMEX Construction Materials Pacific, LLC ("Applicant"), as required by condition of approval of Unclassified Conditional Use Permit ("CUP") Application Nos. 3755-A and 3755-B relating to amend Unclassified Conditional Use Permit ("UCUP") No. 3093 and related UCUP Nos. 367, 2032, 2209, 2241, 2235, and 3063, to extend the operational time limit for the existing aggregate (sand and gravel) operation, processing plants, and related currently permitted uses, located along N. Friant Road, north of the City of Fresno, for an additional three years (extend expiration date from July 28, 2023 to July 28, 2026); and B. Execute Escrow Agreement with Applicant and U.S. Bank, NA ("Escrow Agent") securing \$200,000.00 paid into escrow by Applicant to Escrow Agent as financial security for the Indemnification and Defense Agreement; and Authorize the Director of Public Works and Planning to do any and all things and take any and all actions and execute and provide any and all notices, certificates, and other documents which he may deem necessary or advisable in order to administer the Indemnification and Defense Agreement and the Escrow Agreement on behalf of the County

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Agenda Item, 2. Resolution No. 23-281, 3. Agreement No. 23-433 Indemnification and Defense Agreement, 4. Agreement No. 23-434 Escrow Agreement

Date	Ver.	Action By	Action	Result
8/22/2023	1	Board of Supervisors	Consent Agenda be approved	Pass