



RESOLUTION NO. 2009-126

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, RELATING TO AUTHORIZING THE CITY OF FRESNO TO PROCEED WITH HOUSING AND URBAN DEVELOPMENT'S (HUD) OFFICE OF HEALTHY HOMES LEAD HAZARD CONTROL FOR CHILDHOOD POISONING PREVENTION FUNDING BY PROVIDING FUNDING FOR IDENTIFICATION AND ELIMINATION OF SOURCES OF LEAD EXPOSURE IN THE CITY OF FRESNO.

WHEREAS, the Council of the City of Fresno ("Council") finds that funds are allocated and available from HUD's Office of Healthy Homes and Lead Hazard Control to local jurisdictions and counties with regulatory authority to perform code enforcement activities; and

WHEREAS, HUD's Office of Healthy Homes Lead Hazard Control, has the responsibility for the administration of the program, setting up necessary procedures governing application by cities and counties under the program; and

WHEREAS California Civil Code § 1941.1; California Health & Safety Code §§ 17961, 17980, 124130, 17920.10, 105251 to 105257 Deems a building to be in violation of the State Housing Law if it contains lead hazards, and requires local enforcement agencies to enforce provisions related to lead hazards; and

WHEREAS, the City can demonstrate that it has sufficient staff resources, technical expertise, and/or experience with similar projects to carry out the proposed program; and

WHEREAS, the City will enter into an agreement with HUD's Office of Healthy Homes Lead Hazard Control for implementation of the Healthy Homes Lead Hazard Control Grant program to achieve elimination of lead hazards.

Adopted _____
Approved 6/4/09
Effective _____

2009-126



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

1. The City of Fresno authorizes proceeding with HUD's Office of Healthy Homes Lead Hazard Control Grant Program for a period of three years.

2. The Planning and Development Assistant Director, or his or her designee, is hereby authorized and empowered to execute in the name of the City of Fresno all necessary contracts, agreements, and amendments hereto for the purposes of securing funds to implement and carry out the purpose specified in the contract application.

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CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
CITY OF FRESNO)

I REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting thereof, held on the 4th day of June, 2009.

AYES: Borgeas, Brand, Dages, Perea, Westerlund, Xiong, Sterling
NOES: None
ABSTAIN: None
ABSENT: None

Mayor Approval: N/A, 2009

Mayor Approval/No Return: N/A, 2009

Mayor Veto: N/A, 2009

Council Override Vote: N/A, 2009

REBECCA E. KLISCH
City Clerk

By Rebecca Klisch
~~Deputy~~

APPROVED AS TO FORM:

JAMES C. SANCHEZ
City Attorney

By [Signature]
Michael G. Vigilina
Deputy City Attorney

Date: _____, 2009