



RESOLUTION NO. 2008-4

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, RELATING TO AUTHORIZING SUBMISSION OF AN APPLICATION TO THE STATE DEPARTMENT OF PUBLIC HEALTH FOR CHILDHOOD POISONING PREVENTION FUNDING, AND AUTHORIZING THE PLANNING AND DEVELOPMENT DEPARTMENT ASSISTANT DIRECTOR TO SIGN ON BEHALF OF THE CITY.

WHEREAS, the Council of the City of Fresno ("Council") finds that funds are allocated and available from the California Department of Public Health to local jurisdictions and counties with regulatory authority to perform code enforcement activities; and

WHEREAS, the California Department of Public Health, Childhood Lead Poisoning Branch, has the responsibility for the administration of the program within the State, 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

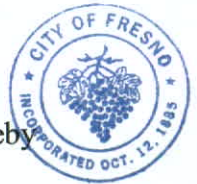
WHEREAS, the City can demonstrate that it has sufficient staff resources, technical expertise, and/or experience with similar projects to carry out the proposed program; and

WHEREAS, the City will enter into an agreement with the State of California for implementation of code enforcement actions to achieve elimination of lead hazards.

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

1. The City of Fresno authorizes the submittal of an application to the California Department of Public Health for a lead paint hazard enforcement program for a period of three years starting July of 2008.

Adopted _____
Approved 1/15/08
Effective _____



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 applications, 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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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
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, at a regular meeting held on the 15th day of January, 2008.

AYES : Calhoun, Dages, Duncan, Perea, Sterling, Westerlund, Xiong
NOES : None
ABSENT : None
ABSTAIN : None

Mayor Approval: _____ N/A _____, 2008
Mayor Approval/No Return: _____ N/A _____, 2008
Mayor Veto: _____ N/A _____, 2008
Council Override Vote: _____ N/A _____, 2008

REBECCA E. KLISCH
City Clerk

BY: Rebecca E. Klisch
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: Charlotte M. Hylton
Charlotte M. Hylton, Deputy