

Attachment B

DRAFT RESOLUTION

Before the Board of Supervisors in and for the

County of Monterey, State of California

Resolution No. 21-\_\_\_\_\_

Appointing one (1) member of the Board of )  
Supervisors of the County of Monterey to )  
serve as an Alternate on the Board of Directors )  
of the PRFMA in the absence of or recusal of )  
the Supervisor for Supervisorial District 2. )

WHEREAS, the Pajaro River Federal Flood Control Project (“1949 Project”) was originally built in 1949 by the United States Army Corps of Engineers (“USACE”) and is maintained jointly by the Santa Cruz County Flood Control and Water Conservation District – Zone 7 (“Zone 7”) and the Monterey County Water Resources Agency (“MCWRA”). Generally, the 1949 Project consisted of levee system construction along the Pajaro River (11.5 miles) and Salsipuedes Creek (3 miles). Since the construction of the levee system in 1949, there have been four (4) major floods on the Pajaro River and its tributaries in 1955, 1958, 1995, and 1998 that have resulted in significant inundation and damage caused by overtopping or breaching of the levees. Congress authorized reconstruction of the Pajaro River levee system in 1966, and re-authorization was granted by the Water Resources Development Act 1990. To address the flooding issue, a new study was prepared for the current Project, which includes improvement and reconstruction of existing levees, among other improvements. The USACE has recently completed the necessary steps for the current Project to enter into the Design Phase with USACE. The USACE Director’s Report signed and released on December 12, 2019, by the USACE Headquarters, confirms the federal authorization to rebuild and enhance the existing flood risk reduction facilities on the Pajaro River and Salsipuedes Creek; and,

WHEREAS, a Joint Exercise of Powers Agreement (“Agreement”) was made by and among the following Member Agencies: the County of Santa Cruz, a political subdivision of the State of California organized and existing under the laws of the State of California; the County of Santa Cruz Flood Control and Water Conservation District, created by resolutions of the Santa Cruz County Flood Control and Water Conservation District pursuant to Chapter 77 of the Water Code Appendix (West’s Annotated California Codes); the County of Monterey, a political subdivision of the State of California organized and existing under the laws of the State of California; the City of Watsonville, a municipal corporation (herein called “Watsonville”); and the Monterey County Water Resources Agency, a special act agency of the State of California with duties and responsibilities set forth in Chapter 52 of the California Water Code Appendix; and,

WHEREAS, the execution of the Agreement created a public agency and joint powers authority known as the Pajaro Regional Flood Management Agency (“PRFMA”). The PRFMA shall be a legal entity separate from the Member Agencies, pursuant to Government Code section 6507; and,

WHEREAS, the purpose of the PRFMA is to exercise the common powers of the Member Agencies to reduce flood risk to lives and property. Each Member Agency has common authority to study, plan for, develop, finance, acquire, design, construct, maintain, repair, replace, rehabilitate, manage, operate and control infrastructure to protect lives and property independently or in cooperation with the United States, the State of California, or other entities. The PRFMA may exercise any of those powers independently or in cooperation with the United States, the State of California, or any other entity. The PRFMA may serve as the non-federal sponsor and make project commitments with respect to infrastructure; and,

WHEREAS, the Agreement creating the PRFMA provides that it shall be governed by a Board of Directors comprising of five (5) persons selected by the Member Agencies: one (1) Boardmember selected by the Santa Cruz County Board of Supervisors from among its members, who shall be the representative for Supervisorial District Two or Four; one (1) Boardmember selected by the Santa Cruz County Flood Control and Water Conservation District – Zone No. 7 Board of Directors from among its members, who shall be the representative for either Supervisorial District Two or Four; one (1) Boardmember selected by the Watsonville City Council; one (1) Boardmember selected by the Monterey County Water Resources Agency Board of Supervisors from among its members; and one (1) Boardmember who shall be the Monterey County Supervisor for Supervisorial District Two; and,

WHEREAS, the Boardmembers and Alternates serve at the pleasure of their appointing authorities and shall hold office until a successor takes the oath of office; and,

WHEREAS, because the Supervisor for District Two is a Boardmember by virtue of the Agreement it is not necessary to make that appointment; however, it is necessary and appropriate to appoint an Alternate; NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors for the County of Monterey that Supervisor \_\_\_\_\_ is hereby appointed to serve as an Alternate on the Board of Directors of the PRFMA in the absence of or recusal of the Supervisor for Supervisorial District 2.

PASSED AND ADOPTED upon motion of Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and carried this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

I, Valerie Ralph Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book \_\_\_ for the meeting on \_\_\_\_\_.

Dated:

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

By \_\_\_\_\_  
, Deputy