

## ATTACHMENT 2

**Before the Board of Directors of the  
Salinas Valley Basin Groundwater Sustainability Agency**

**Resolution No. 2019 - 08**

Certifying compliance with state law with        )  
respect to the levying of a regulatory fee        )  
pursuant to the Sustainable Groundwater        )  
Management Act.                                        )

WHEREAS, the Salinas Valley Basin Groundwater Sustainability Agency (“SVBGSA”) was formed through the creation of a Joint Powers Authority pursuant to the provisions of the Sustainable Groundwater Management Act (“SGMA”), codified in the California Water Code; and

WHEREAS, Water Code section 10730 permits a Groundwater Sustainability Agency to charge a regulatory fee for the funding of various regulatory activities, including the preparation of Groundwater Sustainability Plans; and,

WHEREAS, Water Code section 10730 (d) permits, as an alternative method of collection of such regulatory fee, the SVBGSA to adopt a resolution requesting that the Monterey County Auditor – Controller collect the fee in the same manner as ordinary municipal ad valorem taxes; and

WHEREAS, the SVBGSA adopted a regulatory fee (“Fee”) pursuant to Water Code section 10730 on March 14, 2019, pursuant to its Resolution No. 2019-3; and,

WHEREAS, the Monterey County Auditor – Controller has requested specific certification regarding the compliance with state law for the charging and collection of the Fee, and

WHEREAS, the SVBGSA hereby requests that the Monterey County Auditor-Controller enter those fees identified in Exhibit “A” on the tax roll for collection and distribution by the Monterey County Treasurer – Tax Collector commencing with the property tax bills for fiscal year 2019-20; NOW, THEREFORE,

BE IT RESOLVED, by the Board of Directors of the Salinas Valley Basin Groundwater Sustainability Agency as follows:

1. The above recitals are true and correct.
2. The SVBGSA hereby certifies that it has, without limitation, complied with all legal procedures and requirements necessary for the imposition of the fees identified in Exhibit “A”, regardless of whether those procedures and requirements are set forth in the Constitution of the State of California, in State statutes, or in the applicable decisional law of the State of California.

3. The SVBGSA further certifies that, except for the sole negligence or misconduct of the County of Monterey, its officers, employees, and agents, with regards to the handling of the CD or electronic file identified as Exhibit "A", the SVBGSA shall be solely liable and responsible for defending, at its sole expense, cost, and risk, each and every action, suit, or other proceeding brought against the County of Monterey, its officers, employees, and agents for every claim, demand, or challenge to the imposition of the fees identified in Exhibit "A" and that it shall pay or satisfy any judgment rendered against the County of Monterey, its officers, employees, and agents on every such action, suit, or other proceeding, including all claims for refunds and interest thereon, legal fees and court costs, and administrative expenses of the County of Monterey to correct the tax rolls.

**PASSED AND ADOPTED** on this 9th day of May, 2019, by the following vote, to-wit:

**AYES:** Directors Adcock, Alejo, Borel, Brennan, Lipe, Percira, Secondo, Stefani, and Chair McHatten

**NOES:** None

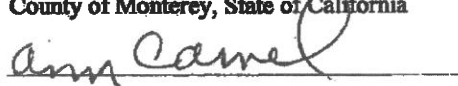
**ABSENT:** Directors Calcagno and Gunter

**ABSTAIN:** None

I, Ann Camel, Clerk of the Board of Directors of the Salinas Valley Basin Groundwater Sustainability Agency, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Directors duly made and entered in the minutes thereof for the meeting on May 9, 2019.

**Dated:** 5/9/19

Ann Camel, Clerk of the Board of Directors of the Salinas Valley Basin  
Groundwater Sustainability Agency,  
County of Monterey, State of California



**EXHIBIT "A"**  
**TO**  
**RESOLUTION CERTIFYING COMPLIANCE WITH STATE LAW WITH RESPECT**  
**TO THE LEVYING OF GENERAL AND SPECIAL TAXES, ASSESSMENTS, AND**  
**PROPERTY-RELATED FEES AND CHARGES**

**FISCAL YEAR 2019-20**

**GENERAL TAXES:**

**SPECIAL TAXES:**

**ASSESSMENTS:**

**PROPERTY-RELATED FEES AND CHARGES:**

MONTEREY COUNTY AUDITOR-CONTROLLER  
PROPERTY TAX DIVISION

INFORMATION SHEET FOR ASSESSMENT BONDS AND/OR USER FEES

Please complete following information:

CONTACT INFORMATION

CONTACT PERSON: \_\_\_\_\_

AGENCY NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

PHONE NUMBER: \_\_\_\_\_

FAX NUMBER: \_\_\_\_\_

E-MAIL: \_\_\_\_\_

ASSESSMENT BOND AND/OR USER FEE INFORMATION

FILE NAME: \_\_\_\_\_

DESCRIPTION: \_\_\_\_\_

TAX CODE: \_\_\_\_\_

PARCEL COUNT: \_\_\_\_\_

TOTAL DOLLAR AMOUNT: \$ \_\_\_\_\_

*Note: If you have more than one charge please repeat the process for each tax code.*

Submitted By:

\_\_\_\_\_  
Signature

For Office Use: Date Received \_\_\_\_\_ Initials: \_\_\_\_\_