

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No. _____

- a. Approving Safe Drinking Water State Revolving Fund (SDWSRF) Funding Agreement No. SRF13P116 with the State of California Department of Public Health in the amount of \$440,000 for a Feasibility Study and Engineering Design of County of Monterey (San Lucas Water District) Project No. 2701676-007P to enhance the provision and protection of the municipal drinking water supplied to the consumers of the community of San Lucas; and)
- b. Authorizing and directing the Director of the County of Monterey Resource Management Agency to sign the Agreement, including but not limited to Amendments, Certifications required by and for the Agreement, Claims for Reimbursement, the Budget and Expenditure Summary, the Contractor’s Release Form, and the Certification for Project Completion.)

WHEREAS, the San Lucas Water District (“District”) has been directed by the Monterey County Health Department Environmental Health Bureau to enhance the provision and protection of the municipal drinking water supplied to the consumers of the community of San Lucas; and

WHEREAS, by Resolution of its Board of Directors on September 13, 2012, the District authorized the County of Monterey (“County”) to assist the District to improve its community water supply by seeking funding and, if funding is acquired, to prepare the necessary engineering and environmental studies and reports, acquire right-of-way, apply for permits, and, upon concurrence by District and EHB, design and construct a new municipal water supply project, all at no cost to the District; and

WHEREAS, by said Resolution the District has stated its intent to agree, upon completion by County of any system improvements authorized by District after environmental review and compliance with the California Environmental Quality Act (CEQA) and CEQA Guidelines, and upon certification of completion and compliance with operational and health requirements by EHB, to accept ownership of the constructed improvements, and to operate and maintain said improvements at its sole cost; and

WHEREAS, by Resolution No. 12-266 dated October 12, 2012, the County of Monterey (San Lucas Water District) made application to the California Department of Public Health for funding in the amount of \$440,000 under the Safe Drinking Water State Revolving Fund; and

WHEREAS, on August 12, 2013 the California Department of Public Health issued a Notice of Application Acceptance to County of Monterey (San Lucas Water District) committing

\$440,000 in grant funding (the “Grant”) from the Safe Drinking Water State Revolving Fund for Project No. 2701676-007P; and

WHEREAS, on October 12, 2012 County of Monterey (San Lucas County Water District) adopted a project budget totaling \$440,000; and

WHEREAS, on August 12, 2013 the California Department of Public Health committed funding in the amount o \$440,000 under the Safe Drinking Water State Revolving Fund program; and

WHEREAS, prior to the California Department of Public Health issuing a funding agreement, County of Monterey (San Lucas Water District) is required to pass a resolution authorizing an officer to execute all funding agreements, amendments, and certifications, designating a person to approve claims for reimbursement, designating a person (registered engineer) to sign the Budget and Expenditure Summary, designating a person (registered engineer) to sign the Certificate of Project Completion, and designating a person to sign the Contractor’s Release Form.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Monterey as follows:

1. The Director of the County of Monterey Resource Management Agency is hereby authorized and directed to sign the Safe Drinking Water State Revolving Fund (SDWSRF) Funding Agreement No. SRF13P116 with the State of California Department of Public Health in the amount of \$440,000 for a Feasibility Study and Engineering Design of County of Monterey (San Lucas Water District) Project No. 2701676-007P to enhance the provision and protection of the municipal drinking water supplied to the consumers of the community of San Lucas; and

2. The Director of the County of Monterey Resource Management Agency is hereby authorized to approve Claims for Reimbursement under the Safe Drinking Water State Revolving Fund program; and

3. The Director of the County of Monterey Resource Management Agency is hereby authorized to execute the Budget and Expenditure Summary for the Safe Drinking Water State Revolving Fund program; and

4. The Director of the County of Monterey Resource Management Agency is hereby authorized to sign the Contractor’s Release Form for the State Drinking Water State Revolving Fund program; and

5. The Director of the County of Monterey Resource Management Agency is hereby authorized to certify that the project is complete and ready for final inspection; and

6. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed.

The California Department of Public Health is authorized to rely upon this resolution until written notice to the contrary, executed by each of the undersigned, is received by the California Department of Public Health. The California Department of Public Health shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the County of Monterey (San Lucas Water District) or any other document.

PASSED AND ADOPTED this 17th day of September, 2013 by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Gail T. Borkowski, 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:

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy