

Attachment A

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**Before the Board of Directors of the Boronda County Sanitation District
County of Monterey, State of California**

Resolution No. 19-0_____

Acting as the Board of Directors of the Boronda County Sanitation District:

- a. Adopt a resolution approving and authorizing the Chair of the Board to execute an Exclusive Negotiating Rights Agreement between the County, on behalf of County Service Area 75-Chualar and acting as the Board of Directors of the Pajaro County Sanitation District and Board of Directors of the Boronda County Sanitation District, and California American Water Company; and
- b. Authorize the Resource Management Agency Director to negotiate, execute, and implement the sale and transfer of the Boronda County Sanitation District sanitary sewer system.

WHEREAS, it is the goal of the County to divest its interests in all County Service Area (CSA) and County Sanitation District (CSD) sanitation and water systems, including CSA 75-Chualar (CSA 75-Chualar), Pajaro County Sanitation District (PCSD), Boronda County Sanitation District (BCSD), and Boronda County Sanitation District-Zone 2 San Jerardo Water System (BCSD-Zone 2), excluding County Parks sanitation and water systems;

WHEREAS, in April 2016, the County issued a Request for Qualifications for Transfer of Ownership and Responsibility for CSA 75 - Chualar, PCSD, BCSD, and BCSD-Zone 2 and submittals were received from the Monterey Regional Water Pollution Control Agency (now Monterey One Water [M1W]), California American Water Company (CalAm), and California Utilities Service, Inc. (CUS);

WHEREAS, interviews were held with all responders, and two of the three responders, M1W and CalAm, were selected to participate in follow-up interviews and preliminary negotiations;

WHEREAS, after additional interviews and qualifications review, it was determined that CalAm was best equipped to take over the sanitation systems based on its experience with the regulatory and permitting processes and ability and motivation to complete the transfer quickly; and

WHEREAS, approval of this resolution will authorize the Chair of the Board to execute an Exclusive Negotiating Rights Agreement between the County, on behalf of County Service Area 75-Chualar and acting as the Board of Directors of the Pajaro County Sanitation District and Board of Directors of the Boronda County Sanitation District, and California American Water Company and the Resource Management Agency Director to negotiate, execute, and implement the sale and transfer of the BCSD sanitary sewer system.

NOW, THEREFORE, BE IT RESOLVED THAT the Boronda County Sanitation District Board of Directors:

- a. Adopts a resolution approving and authorizing the Chair of the Board to execute an Exclusive Negotiating Rights Agreement between the County, on behalf of County Service Area 75-Chualar and acting as the Board of Directors of the Pajaro County Sanitation District and Board of Directors of the Boronda County Sanitation District, and California American Water Company; and
- b. Authorizes the Resource Management Agency Director to negotiate, execute, and implement the sale and transfer of the Boronda County Sanitation District sanitary sewer system.

PASSED AND ADOPTED upon motion of Supervisor _____, seconded by Supervisor _____ and carried this 23rd day of July 2019, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

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 resolution of said Board of Supervisors duly made and entered in the minutes thereof Minute Book ____ for the meeting on _____, 2019.

Dated: _____
File Number: _____

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

By _____
Deputy