

BOARD OF DIRECTORS

VANDENBERG VILLAGE COMMUNITY SERVICES DISTRICT

RESOLUTION 34

ESTABLISHING THE SANTA BARBARA WATER PURVEYORS
AGENCY AS THE ENTITY THROUGH WHICH DECISIONS
ARE TO BE MADE AND TRANSMITTED PURSUANT TO
THE WATER SUPPLY RETENTION AGREEMENTS

WHEREAS, on March 25, 1986, this entity, Vandenberg Village Community Services District entered into an agreement with the Santa Barbara County Flood Control and Water Conservation District ("District") designated "Water Supply Retention Agreement", Model I, 12/11/84, as amended by First, Second & Third Amendments, ("WSRA") and is, pursuant to the WSRA, one of the "Contractors" to which "Retained Rights" were assigned pursuant to the WSRA; and

WHEREAS, this entity is a member of the Santa Barbara Water Purveyor's Agency ("SBWPA"), a joint powers agency formed on November 16, 1982 to, among other things develop water and water supplies and to coordinate water planning and operations and relations with other agencies; and

WHEREAS, Article 5 (c) of the WSRA provides that the Contractors under the WSRA shall make all decisions indicated thereunder relating to District, who shall communicate them to the State of California, Department of Water Resources ("DWR") or shall transmit those decisions to a "designated representative of the Contractors" for communication to DWR and "...shall organize themselves to enable the making and transmission of such decisions"; and

WHEREAS, to facilitate the joint decision-making contemplated and required by the WSRA, it is the desire and intention of the parties to the WSRA to use the SBWPA as the forum for the making and transmission of such decisions with exceptions contained in Article 5(c) and to designate the Consultant Manager of the SBWPA as their representative to communicate such decisions to either the District or the DWR.

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Santa Barbara Water Purveyors Agency is hereby acknowledged, ratified, and designated as the entity referred to in Article 5 (c) of the WSRA, as the organization through which the making and transmission of all decisions relative to the WSRA shall be made.

2. Any decision of the SBWPA relating to the WSRA shall be subject to ratification by contractors holding a majority of the Retained Rights existing at the time of the decision in compliance with the provisions of Article 5 (c) of the WSRA.

3. Ratification of any decision of this entity shall be in writing, communicated to the Consultant Manager of the SBWPA.

4. The Consultant Manager of the SBWPA is hereby designated as this entity's representative to transmit and communicate any decisions of the SBWPA ratified by Contractors holding a majority of the Retained Rights under the WSRA.

PASSED AND ADOPTED by the Board of Directors of the Vandenberg Village Community Services District, County of Santa Barbara, State of California, the 15th day of March, 1990 by the following vote:

AYES, AND in favor thereof:

DIRECTORS: Fisher, Grantz, Manton, Sutherland
and White

NOES: None

ABSENT: None



Howard E. Grantz
President, Board of Directors
Vandenberg Village Community
Services District

ATTEST:

Jay Edman
Secretary, Board of Directors

CERTIFICATE OF THE SECRETARY OF THE
BOARD OF DIRECTORS OF THE
VANDENBERG VILLAGE COMMUNITY SERVICES DISTRICT

I, FAYE EDMAN, Secretary of the Board of Directors, of the Vandenberg Village Community Services District, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at the meeting of the Board of Directors of the Vandenberg Village Community Services District duly and regularly held in Lompoc, California, on March 15, 1990, of which meeting all of the members of said Board had due notice.

I further certify that I have carefully compared the foregoing copy with the original minutes of said meeting on file and of record in my office; that said copy is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and that said resolution has not been amended, modified or rescinded in any manner since the date of its adoption, and the same is now in full force and effect.

IN WITNESS WHEREOF, I have executed this certificate and affixed the seal of the Vandenberg Village Community Services District hereto this 16th day of March, 1990.

By Faye Edman

Secretary of the Board of
Directors of the Vandenberg
Village Community Services District

(SEAL)