

RESOLUTION NO. 2024-13

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SAN BENITO COUNTY WATER DISTRICT
TO APPROVE A PROJECT:**

WHEREAS, the SAN BENITO COUNTY WATER DISTRICT ("District") is vested with the power to do any and every lawful act necessary so that sufficient water may be available for any present or future beneficial use or uses on the lands or for the inhabitants within the District including the storage and distribution of water for domestic, fire protection and municipal uses; and

WHEREAS, the District is further vested with the power to acquire by grant or otherwise, and to hold, use and enjoy real and personal property of every kind including land, structures, and buildings, and to alter and operate any and all works or improvements necessary to carry out the purposes of the District; and

WHEREAS, Section 70-15 of California Water Code Appendix (District Act) authorizes the District to institute projects in a Zone of Benefit for the financing, construction, operation and maintenance of any work of improvement of common benefit to such Zone; and

WHEREAS, the District intends to initiate the West Hills Plant Expansion of the Accelerated Drought Response Project within Zone 6 by commencing construction of the treatment plant expansion project to serve properties within the Hollister Urban area; and

WHEREAS, on April 30, 2014, the District certified a Final Environmental Impact Report for the West Hills Water Treatment Plant Project. A Notice of Determination was filed with the San Benito County Clerk on May 1, 2014; and

WHEREAS, as evaluated in the 2014 West Hill Water Treatment Plant (WHWTP) EIR, the District is implementing an expansion of the WHWTP design capacity from 4.5 (million gallons per day) MGD to 6.75 MGD. The expansion is necessitated by forecasted increases in treated water demand and the need for drought resilience in the District's service territory.

WHEREAS, the Accelerated Drought Response Project is a benefit to Zone 6 in that it upgrades current water treatment facilities in preparation for future drought response, allows for treatment and storage of high quality water in the aquifer in wet years and will recover said water in drought years for customers in the Hollister Urban Area.; and

WHEREAS, improving water reliability is a key component of rate stabilization as the District (and entire California water community) face uncertain water supplies due to changing weather patterns; and

WHEREAS, it is the intent of the District to undertake the project set forth above subject to the public hearing and the results, if any, of any written protests against the proposed project.

WHEREAS, the Board of Directors held a public hearing on April 24, 2024 at 5:00 p.m. in the District office, 30 Mansfield Road, Hollister, California, for the purpose of approving the construction of the Accelerated Drought Response Project to serve properties within the Hollister Urban area and to begin the bid procurement process; and

WHEREAS, there were no written protests against the proposed project, signed by a majority in number of the electors in Zone 6. An “elector” for purposes of this paragraph shall mean any person who is qualified to vote in the State of California, is registered under the provisions of the California Elections Code in the precinct of the proposed zone and is a resident of the proposed zone as of the date of the aforementioned public hearing.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED: BY THE Board of Directors of the San Benito County Water District that construction of the Accelerated Drought Response Project and related facilities is approved and District staff is authorized to proceed.

BE IT FURTHER RESOLVED that the President of the Board is authorized to sign said Resolution, on behalf of this Board and the District.

The foregoing Resolution was passed and adopted at a regular meeting of the Board of Directors of the San Benito County Water District held on April 24, 2024, by the following vote:

AYES: DIRECTORS: Shelton, Williams, Flores, Tonascia & Wright

NOES: DIRECTORS: None

ABSENT: DIRECTORS: None

ABSTAIN: DIRECTORS: None

(Signature of presiding Board member
Attested by Board Secretary
Resolution #2024-13)

/s/Andrew Shelton
Andrew Shelton
President

ATTEST:

/s/Barbara L. Mauro
Barbara L. Mauro
Board Secretary