

San Benito County Water District

RESOLUTION NO. 2024-22

**A RESOLUTION OF THE SAN BENITO COUNTY WATER DISTRICT
BOARD OF DIRECTORS APPROVING THE SECOND AMENDED AND RESTATED
SAN LUIS & DELTA-MENDOTA WATER AUTHORITY JOINT EXERCISE OF
POWERS AGREEMENT AND ACTIONS RELATED THERETO**

WHEREAS, San Benito County Water District is a member of the San Luis & Delta-Mendota Water Authority (“Water Authority”) and party to the “Amended and Restated San Luis & Delta-Mendota Water Authority Joint Exercise of Powers Agreement” dated January 1, 1992 (“Amended and Restated JPA”); and

WHEREAS, to settle disputes with the Friant Water Authority and implement a Memorandum of Agreement reached with FWA, the Water Authority Board desires to amend the Water Authority’s Amended and Restated JPA; and

WHEREAS, on May 16, 2024, the Water Authority Board approved Resolution 2024-529, which authorized the adoption of proposed amendments to the Amended and Restated JPA that, if incorporated, would create the “Second Amended and Restated San Luis & Delta-Mendota Water Authority Joint Exercise of Powers Agreement” (“Second Amended and Restated JPA”); and

WHEREAS, pursuant to Article 35 of the Amended and Restated JPA, in order to amend the Amended and Restated JPA, a majority of all members of the Water Authority must give their written approval of the amendments; and

WHEREAS, the San Benito County Water District Board of Directors has reviewed and considered the proposed Second Amended and Restated JPA.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS, THAT:

Section 1. The facts stated in the recitals above are true and correct, and the Board so finds and determines.

Section 2. The Board has reviewed and considered the Second Amended and Restated JPA, including the proposed amendments to the Amended and Restated JPA allowing for FWA representation on the Board, commensurate amendments to quorum and voting, and certain other non-substantive amendments, and hereby approves the Second Amended and Restated JPA.

PASSED, APPROVED AND ADOPTED this 29th day of May 2024, by the Board of Directors of the San Benito County Water District.

AYES: DIRECTORS: Williams, Tonascia & Wright

NOES: DIRECTORS: None

ABSTAIN: DIRECTORS: None

ABSENT: DIRECTORS: Shelton & Flores

*(Signature of presiding Board member
Attested by Board Secretary
Resolution #2024-22)*

/s/Doug Williams

Doug Williams
Vice President Board of Directors
San Benito County Water District

Attest:

/s/Barbara L. Mauro

Barbara L. Mauro
Board Secretary