

## RESOLUTION NO. 2011-343

### RESOLUTION AUTHORIZING APPLICATION FOR INTEGRATED REGIONAL WATER MANAGEMENT STORMWATER FLOOD MANAGEMENT GRANT

WHEREAS, the Board of Directors of the San Luis & Delta-Mendota Water Authority (the "Board" and the "Water Authority," respectively) has previously adopted the 2006 Westside Regional Integrated Water Management Plan ("WIWRP") and is presently in the process of updating the Plan.

WHEREAS, the Board has considered the proposal that the Authority submit an application to the California Department of Water Resources to obtain a Grant pursuant to the Disaster Preparedness and Flood Prevention Bond Act of 2006 (Proposition 1E)j for Stormwater Flood Management (the "Stormwater Flood Management Grant Application").

WHEREAS, in the event the Stormwater Flood Management Grant Application is successful, the Water Authority will need to enter into an agreement with the funding agency to receive a grant for the Westside-San Joaquin Stormwater Flood Management PSP Proposal (the "Proposal"), which will provide funding to implement one specific project of the City of San Joaquin, a non-member agency designated as a disadvantaged community.

WHEREAS, the Water Authority has entered into that certain Proposition 84 and 1E Grant Funding Activity Agreement with one or more of its Members and into that certain, Proposition 84 and 1E Grant Funding Memorandum of Agreement with certain other public agencies in the geographical area of the WIWRP, including the City of San Joaquin, so that the parties who receive benefits through the grant for specific integrated water resources management projects will assume responsibility to meet the obligations resulting from the Stormwater Flood Management Grant Application and the Proposal, including the obligation to provide local cost sharing on the respective projects that benefit individual Members or participating non-member agencies and to assume responsibilities under the terms of any grant contract.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

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

Section 2. Water Authority Executive Director Daniel G. Nelson is hereby authorized and directed to take all steps required for filing the Stormwater Flood Management Grant Application, including preparing or causing to be prepared the necessary data, conducting investigations, and executing and submitting the Stormwater Flood Management Grant Application.

Section 3. In the event the Water Authority is awarded a grant for its Proposal, the Executive Director is further authorized and directed to take all steps that are reasonably convenient or necessary to receive the grant, including but not limited to, to conduct or require the City of San Joaquin as the grant recipient to conduct any reviews required to comply with the California Environmental Quality Act; to negotiate contract terms; and to execute the grant contract; said authorization being subject to the City of San Joaquin having entered into a Memorandum of Agreement assuring that it will assume responsibility to meet the obligations resulting from the Stormwater Flood Management Grant Application and the Proposal, including the obligation to provide local cost sharing on the specific project and to authorize the Water Authority to recoup expenses previously paid or being paid by the Water Authority on behalf of the City of San Joaquin as a disadvantaged community in accordance with the terms of the Prop 84-IA Grant Application Activity Agreement and the MOA executed by the City of San Joaquin to the extent such recoupment is authorized by the Grant.

PASSED and ADOPTED this 7<sup>th</sup> day of April, 2011.

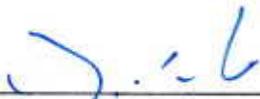
  
Michael Stearns, Chairman

Attest:

  
Daniel G. Nelson, Secretary

\*\*\*\*\*

I hereby certify that the foregoing Resolution No. 2011-343 was duly and regularly adopted by the Board of Directors of the San Luis & Delta-Mendota Water Authority at the meeting thereof held on the 7<sup>th</sup> day of April, 2011.



Daniel G. Nelson, Secretary