

RESOLUTION NO. 91-93

June 17, 1993

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
VANDENBERG VILLAGE COMMUNITY SERVICES DISTRICT
APPROVING SALE OF STATE WATER ENTITLEMENT**

WHEREAS, by Resolution Nos. 69-92 and 72-92, this District offered for sale all of its 600 acre feet of State Water Project entitlement and capacity; and

WHEREAS, after several analyses and negotiations, the Board of Directors of this District finds that the costs to be reimbursed to this District in conjunction with this sale and related matters are as set forth below; and

WHEREAS, on May 27, 1993, the Board of Directors of the Central Coast Water Authority (CCWA) approved its purchase of all State Water Project entitlement and capacity offered for sale by water purveyors in Santa Barbara County holding such rights, contingent upon each agency executing the Agreement Regarding Late Fees and Study Costs previously tendered to such entities; and

WHEREAS, the Santa Barbara County Flood Control and Water Conservation District ("County"), which, under the provisions of the applicable Water Supply Retention Agreement, is acting in the role of broker in this sale, prefers that costs related to the Santa Barbara Water Purveyors Agency be handled separately from costs for entitlement and capacity and Coastal Branch Studies; and

WHEREAS, there will be a small cost to cover the County's action as broker in this sale, in accordance with the applicable Water Supply Retention Agreement. CCWA is expected to pay for this cost.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Vandenberg Village Community Services District that it assign all of its State Water Project entitlement and capacity rights to the Central Coast Water Authority in consideration of the payment to this District, through the County, from the CCWA of the sum of \$137,064; and

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BE IT FURTHER RESOLVED that this District execute the Agreement Regarding Late Fees and Study Costs attached hereto as Exhibit "A" in consideration of the current-adjusted payment for Coastal Branch Study Costs of \$29,382.00 to this District, through the County, from the CCWA; and

BE IT FURTHER RESOLVED that this District execute the Agreement Regarding Late Fees and Study Costs attached hereto as Exhibit "A" in consideration of the payment for costs related to the Santa Barbara Water Purveyors Agency of \$3,830.30 to this District directly from the CCWA; and

BE IT FURTHER RESOLVED that the total the District will receive from this transaction is $\$137,064.00 + \$29,382.00 + \$3,830.30 = \$170,276.30$, of which \$166,446.00 will be paid to the District, through the County, from the CCWA, and the above \$3,830.30 will be paid directly to the District from the CCWA; and

BE IT FURTHER RESOLVED that an additional \$600.00 be paid directly to the County from CCWA to cover the cost in acting as broker in the sale; and

BE IT FURTHER RESOLVED that all monies due to the District from CCWA may be paid directly to District from CCWA if the District, CCWA and the County so agree; and

BE IT FURTHER RESOLVED that said payments must be received and documents signed by the parties on or before June 30, 1993, or the authority conferred by the foregoing provisions of this Resolution shall be null and void.

On the Motion of Director
Second Director

Roll call vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

Resolution No. 91-93 is hereby adopted.

ATTEST:

Gwen Jerep
Secretary, Board of Directors

Phyllis C. White
President, Board of Directors

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SECRETARY'S CERTIFICATE

I, Gwen Jerep, Secretary of the Board of Directors of the Vandenberg Village Community Services District, hereby certify that the foregoing is a true and correct copy of Resolution No. 91-93, passed and adopted by the Board of Directors of the Vandenberg Village Community Services District at a Regular Meeting held on the 17th day of June, 1993.

Signature