

RESOLUTION NO. SCV-119

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA CLARITA VALLEY WATER AGENCY AUTHORIZING THE GENERAL MANAGER TO ENTER INTO A FUNDING AGREEMENT WITH DWR FOR PRELIMINARY PLANNING AND DESIGN COSTS RELATED TO A POTENTIAL NEW DELTA CONVEYANCE OPTION

WHEREAS, on June 5, 2018, the Board of Directors of Santa Clarita Valley Water Agency ("Agency") adopted Resolution No. SCV-42, which adopted CEQA responsible agency findings and took other CEQA actions, which authorized the Agency's financial participation in California WaterFix, and which authorized the General Manager to execute a gap funding agreement with the Department of Water Resources ("DWR") to provide funds to help fund DWR's preconstruction costs of the California WaterFix Project; and

WHEREAS, the Agency subsequently executed such gap funding agreement with the Department in September 2018; and

WHEREAS, the DWR Director rescinded DWR's approval of the California WaterFix Project on May 2, 2019; and

WHEREAS, as a result of DWR's action, there is no longer a California WaterFix Project and the DWR notified the Agency that it would not expend funds contributed under the gap funding agreement for any other purpose absent specific authorization. To date, approximately 7.7% of the gap funding agreement funds have been spent; and

WHEREAS, in a letter to State Water Project Contractors dated May 2, 2019, the DWR Director indicated that the Governor intends to take a fresh look at a potential new Delta Conveyance option; and

WHEREAS, the Delta needs to be modernized to protect State Water Project reliability and the environment, and exploring a potential new Delta Conveyance option of some kind is in the best interest of the Agency; and

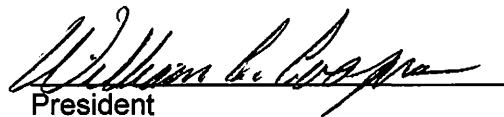
WHEREAS, it is in the Agency's interest to enter into a new funding agreement with DWR to authorize the remaining unencumbered gap funding agreement funds to be used for preliminary planning and design costs incurred after May 2, 2019 related to a potential new Delta Conveyance option; and

WHEREAS, the Board of Directors of the Agency desires to authorize its General Manager to execute a funding agreement with DWR in an amount equal to the remaining gap funding agreement funds for preliminary planning and design costs incurred after May 2, 2019 related to a potential new Delta Conveyance option; and

WHEREAS, the Board of Directors of the Agency similarly desires to clarify that any current and/or future actions are not based upon and do not rely upon DWR's decertified WaterFix EIR or DWR's rescinded WaterFix approvals.

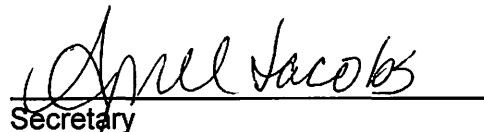
NOW THEREFORE, BE IT RESOLVED that the Board of Directors of the Agency does hereby find and determine and resolve as follows:

1. **Authorization to General Manager:** The General Manager is authorized to enter into a funding agreement with DWR, and take any necessary actions related to such, that authorizes DWR to use the remaining gap funding agreement funds, which equal approximately \$960,000 for DWR's planning and design costs related to a potential new Delta Conveyance option.
2. **No project approvals:** This action merely authorizes the expenditure of certain funds to cover planning and design costs necessary for the careful review and meaningful evaluation of a potential new Delta Conveyance option by DWR, including but not limited to costs associated with the completion of environmental review and analysis under the California Environmental Quality (CEQA), California Endangered Species Act (CESA), and other related environmental laws. This Resolution, however, does not authorize the expenditure of funds on any construction, land acquisitions, or any other implementation actions that may or may not be required for a Delta Conveyance option, in the event any such option is ever approved. Additionally, this Resolution does not grant any vested entitlement, does not bind the Agency to issuing any future approvals related to a Delta Conveyance option, and does not restrict the Agency's consideration of feasible alternatives (including the "no project" alternative) or mitigation measures in the event that any future project approvals are ever requested from the Agency. As such, the expenditures authorized through this Resolution do not constitute the approval of any Delta Conveyance project under CEQA, CESA, or any other law, and the planning, analysis, information gathering, and similar activities contemplated by this Resolution are otherwise exempt from CEQA. (See State CEQA Guidelines, §§ 15262, 15306, 15378.)


President

I, the undersigned, hereby certify: That I am the duly appointed and acting Secretary of the Santa Clarita Valley Water Agency, and that at a regular meeting of the Board of Directors of said Agency held on August 20, 2019, the foregoing Resolution No. SCV-119 was duly and regularly adopted by said Board, and that said resolution has not been rescinded or amended since the date of its adoption, and that it is now in full force and effect.

DATED: August 20, 2019


Secretary

