

RESOLUTION NO. 706

**RESOLUTION OF THE GOVERNING BOARD OF THE
CACHUMA OPERATION & MAINTENANCE BOARD APPROVING THE
FINANCIAL ASSISTANCE AGREEMENT AWARDED FROM THE U.S. BUREAU OF
RECLAMATION WATERSMART DROUGHT RESPONSE PROGRAM: DROUGHT
RESILIENCY PROJECTS FOR FISCAL YEAR 2019**

WHEREAS, the Cachuma Operation & Maintenance Board (“COMB”) is a joint powers authority and public entity, organized and existing in the County of Santa Barbara in accordance with Government Code Section 6500 et seq., and operating pursuant to the 1996 Amended and Restated Agreement for the Establishment of a Board of Control to Operate and Maintain the Cachuma Project - Cachuma Operation And Maintenance Board, dated May 23, 1996 (“Amended and Restated Agreement”), as amended by an Amendment to the Amended and Restated Agreement made effective September 16, 2003, and a Second Amendment to the Amended and Restated Agreement made effective November 20, 2018 (collectively the “Joint Powers Agreement”); and

WHEREAS, the Member Agencies of COMB consist of the City of Santa Barbara, the Goleta Water District, the Montecito Water District, and the Carpinteria Valley Water District; and

WHEREAS, COMB operates and maintains Cachuma Project facilities pursuant to a Transfer of Operation and Maintenance Contract with the United States Bureau of Reclamation (“Reclamation”); and

WHEREAS, Reclamation recently released a grant-funding opportunity under the WaterSMART Drought Response Program for drought-related resiliency projects and implementation; and

WHEREAS, commitments outlined within the WaterSMART Drought Response Grant Funding Program (“Program”) require a fifty-percent (50%) cost share of total costs for the recipient; and

WHEREAS, COMB staff developed a drought-related resiliency project description defining the scope and necessity to install a secured conveyance pipeline in Lake Cachuma for improved reliability, sustainability and drought resiliency (“Project”); and

WHEREAS, on March 14, 2019, staff presented the Project to COMB’s Operations Committee for consideration to apply to the Program for funding with a recommendation of forwarding to the COMB Governing Board for approval; and

WHEREAS, on March 25, 2019, the COMB Board of Directors approved submittal of an application for Project funding under Reclamation’s WaterSMART Drought Response Program; Drought Resiliency Projects for Fiscal Year 2019; and

WHEREAS, on August 26, 2019, COMB was notified by Reclamation the Project had been selected for funding in the amount of \$750,000; and

WHEREAS, on March 26, 2020, COMB received the financial assistance agreement for grant funding awarded under the WaterSMART Drought Response Grant Funding Program (“Agreement”); and

WHEREAS, following COMB legal counsel review of the agreement, on April 17, 2020, the Operations Committee met and reviewed the staff report related to the Bureau of Reclamation (Grant) Assistance Agreement for the Project, and forwarded to the Board of Directors with a recommendation to adopt this resolution authorizing the General Manager to execute the agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF COMB AS FOLLOWS:

1. The Governing Board finds and determines that the facts set forth in the above recitals and in the documents referenced herein are true and correct.

2. The Governing Board adopts this resolution to approve the financial assistance Agreement for the Project funding under Reclamation’s WaterSMART Drought Response Program.

3. The Governing Board further authorizes the COMB General Manager to execute the financial assistance Agreement on behalf of COMB, and to execute all reporting, payment requests, and documentation of compliance applicable to the grant.

4. This Resolution shall take effect immediately.

PASSED, APPROVED AND ADOPTED by the Governing Board of the Cachuma Operation and Maintenance Board, this 27th day of April 2020, by the following roll call vote:

Ayes:

Nays:

Abstain:

APPROVED:

President of the Governing Board

ATTEST:

Secretary of the Governing Board