

**BOARD OF DIRECTORS
SANTA CLARA VALLEY WATER DISTRICT**

RESOLUTION NO. 18 -

MAKING RESPONSIBLE AGENCY FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT TO USE THE DEPARTMENT OF WATER RESOURCES' FINAL ENVIRONMENTAL IMPACT REPORT FOR THE WATER SUPPLY CONTRACT EXTENSION PROJECT TO AUTHORIZE EXECUTION OF THE CONTRACT AMENDMENT BETWEEN DEPARTMENT OF WATER RESOURCES AND THE SANTA CLARA VALLEY WATER DISTRICT

WHEREAS, the California Department of Water Resources ("DWR") and individual contractors of the State Water Resources Development System Water Supply Contracts ("Water Supply Contracts" or "Contracts") entered into public negotiations to extend the Contracts' terms and the negotiations resulted in an Agreement in Principle Concerning Extension of the State Water Project Supply Contracts; and

WHEREAS, the Water Supply Contract Extension Project ("Project") is proposed by the DWR to extend the terms and modify certain financial provisions of the Contracts; and

WHEREAS, the Project is not considered a "project" as the term is defined in CEQA (Pub. Res. Code §§ 21000, et seq.) and the State CEQA Guidelines (14 CCR §§ 15000, et seq.) because the Project has no potential to result in either a direct or reasonably foreseeable indirect physical change in the environment; and

WHEREAS, nevertheless DWR as the CEQA lead agency conducted CEQA review of the Project through preparation of an Environmental Impact Report and certified a Final Environmental Impact Report (FEIR) for the Project on November 13, 2018; and

WHEREAS, the FEIR concludes that the Project would not result in any physical environmental impacts; and

WHEREAS, the Santa Clara Valley Water District ("District") is a party to a long-term Water Supply Contract with DWR; and

WHEREAS, DWR and the District are proposing to enter into a contract extension amendment to extend the term of and make certain financial and reporting changes to the Water Supply Contract; and

WHEREAS, before approving or authorizing the execution of the contract extension amendment, the District in its limited role as a responsible agency must consider DWR's FEIR and make findings if needed;

NOW, THEREFORE BE IT RESOLVED that the Board of Directors of Santa Clara Valley Water District does hereby find:

1. The Board has considered the environmental impacts of the Project as shown in DWR's FEIR prior to making a decision on the Project.

2. In its independent judgment, the Board finds that the FEIR is adequate for the District's use to authorize execution of the contract extension amendment between DWR and the District.
3. The Chief Executive Officer is authorized and directed, on behalf of the District's Board of Directors, to execute any such documents and to perform any such acts as may be deemed necessary or appropriate to accomplish the intent of this resolution.

PASSED AND ADOPTED by the Board of Directors of Santa Clara Valley Water District by the following vote on December 12, 2018:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

SANTA CLARA VALLEY WATER DISTRICT

By _____
RICHARD P. SANTOS
Chair/Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk/Board of Directors