

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

RESOLUTION NO. 20-

**A RESOLUTION BY THE SANTA CLARA VALLEY WATER DISTRICT AUTHORIZING A
PROPOSAL FOR FUNDING FROM THE DEPARTMENT OF WATER RESOURCES AND
DESIGNATING A REPRESENTATIVE TO EXECUTE THE AGREEMENT AND ANY
AMENDMENTS THERETO, FOR THE
LOWER PENITENCIA CREEK IMPROVEMENTS PROJECT**

WHEREAS, the Santa Clara Valley Water District (Valley Water) is a California special district enabled by statute to supply water and provide flood protection services in Santa Clara County, California, where the proposed project is located, and is willing to participate in, coordinate, and collaborate with other interested parties that are participating in the implementation of the Valley Water Lower Penitencia Creek Improvements Project; and

WHEREAS, Valley Water is authorized to enter into an agreement with the Department of Water Resources and the State of California.

NOW, THEREFORE BE IT RESOLVED by the Board of Directors of the Santa Clara Valley Water District as follows:

1. That pursuant and subject to all the terms and conditions of the Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Proposition 1; Water Code, §79700 et seq.), Valley Water shall submit a proposal to obtain funding in the amount of \$9 million for the Lower Penitencia Creek Improvements Project from the Department of Water Resources.
2. That the Board of Directors authorizes the Chief Executive Officer (CEO), or designee to execute the funding agreement with the Department of Water Resources and any amendments thereto, provided that the District can satisfy the grant terms, conditions, and requirements, and comply with all applicable state laws and regulations.
3. That the CEO shall prepare the necessary data, make investigations, and take other such actions as necessary and appropriate to execute the Lower Penitencia Improvements Project.
4. That the CEO is delegated with authority to sign and submit invoices and requests to DWR for grant fund reimbursements to be made pursuant to the Grant Agreement between Valley Water and DWR.
5. That the CEO is delegated with such other authority as is needed to provide management and support services required for performance of the work and administration pursuant to the Grant Agreement, as deemed necessary and appropriate.

CERTIFICATION:

I hereby certify that the foregoing Resolution (20-) was duly and regularly adopted by the Board of Directors of the Santa Clara Valley Water District at the meeting held on November 10, 2020, motion by () and seconded by (), motion passed by the following vote:

AYES: Directors

NOES: Directors

ABSENT: Directors

ABSTAIN: Directors

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NAI HSUEH
Chair, Board of Directors

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors