

RESOLUTION NO. 2015-06

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE SAN BENITO COUNTY WATER DISTRICT
PLEDGED REVENUES TO PAYMENT OF ANY
AND ALL CLEAN WATER STATE REVOLVING FUND
AND/OR WATER RECYCLING FUNDING PROGRAM**

WHEREAS, the San Benito County Water District (District) is developing a reclaimed water system as a component of the Hollister Urban Area Master Plan; and

WHEREAS, the City of Hollister (City) and the District entered into a Memorandum of Understanding establishing the District as the sole provider of Recycled Water outside of the City; and

WHEREAS, the District contributed funds to the construction of the main recycled water distribution pipeline; and

WHEREAS, the City and the District adopted an agreement for the City to supply recycled water to the District for Agricultural irrigation; and

WHEREAS, the reclaimed water meets Title 22 standards and has been deemed acceptable for purposes of agricultural irrigation; and

WHEREAS, the District has the legal authority to pledge water revenues from the recycled water program to payment of any and all financing from the Clean Water State Revolving Fund or Water Recycling Program.

THEREFORE BE IT RESOLVED, the Board of Directors of the San Benito County Water District (the District) hereby dedicates and pledges water revenue from the recycled water program to payment of any and all Clean Water State Revolving Fund and/or Water Recycling Funding Program financing for the San Benito County Water District Recycled Water Project (C-06-8073-110) (the "Project"). The District commits to collecting such revenues and maintaining such fund(s) throughout the term of such financing and until the District has satisfied its repayment obligation thereunder unless modification or change is approved in writing by the State Water Resources Control Board. So long as the financing agreement(s) are outstanding, the District's pledge hereunder shall constitute a lien in favor of the State Water Resources Control Board on the foregoing fund(s) and revenue(s) without any further action necessary. So long as the financing agreement(s) are outstanding, the District commits to maintaining the fund(s) and revenue(s) at levels sufficient to meet its obligations under the financing agreement(s).

BE IT FURTHER RESOLVED that the President of the Board is authorized to sign said Resolution, on behalf of this Board and District.

PASSED AND ADOPTED by the Board of Directors of the San Benito County Water District this 1st day of April, 2015, by the following vote:

AYES: DIRECTORS: Tonascia, Flores, Tobias, Bettencourt & Huenemann
NOES: DIRECTORS: None
ABSTAIN: DIRECTORS: None
ABSENT: DIRECTORS: None

/s/ Joseph A. Tonascia
Joseph A. Tonascia
President

ATTEST:

/s/ Sara Singleton
Sara Singleton
Assistant Manager

CERTIFICATION

I do hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Board of Directors of the San Benito County Water District held on April 1, 2015.

/s/ Sara Singleton
Sara Singleton
Assistant Manager