

RESOLUTION NO. 2022-14

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE SAN BENITO COUNTY WATER DISTRICT**

**A RESOLUTION AUTHORIZING DISTRICT MANAGER TO EXECUTE A
PROPERTY PURCHASE AGREEMENT AND CONVEYING TO SAN BENITO
COUNTY A TEMPORARY CONSTRUCTION EASEMENT, A RETAINING WALL
EASEMENT, AND A GRANT DEED**

WHEREAS, § 70-6 of the District Act grants to the District the power to sell and dispose of real property necessary or proper to carry out the objects or purposes of the District Act; and

WHEREAS, § 70-35 of the District Act authorizes the Board of Directors to determine, by resolution duly entered in their minutes that any property, real or personal, held by said district is no longer necessary to be retained for the uses and purposes thereof, and may thereafter sell, lease or otherwise dispose of said property; and

WHEREAS, the District owns a parcel of land south-east of the intersection of Union Road and San Benito Street over which the County of San Benito proposes to construct a bridge pursuant to the Union Road Bridge Replacement Project; and

WHEREAS, the County of San Benito has offered to purchase a portion of that parcel of approximately 2,186 square feet in fee simple, 367 square feet in a permanent easement, and 906 square feet in a temporary construction easement through a Property Purchase Agreement, Temporary Construction Easement, Retaining Wall Easement, and Grant Deed for the amount of \$2,500;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The foregoing findings are true and correct and are adopted by the District Board as though set forth in full;
2. That property and those rights described on the attached Grant Deed, Temporary Construction Easement, and Retaining Wall Easement are no longer necessary to be retained for the uses and purposes of the District;
3. The District Manager is authorized and directed to execute the attached Property Purchase Agreement, Grant Deed, Temporary Construction Easement, and Retaining Wall easement in substantive form, and any and all documents necessary or convenient to effectuate that agreement and those deeds.

The foregoing Resolution was passed and adopted at a regular meeting of the Board of Directors of the San Benito County Water District held on April 27, 2022, by the following vote:

AYES: DIRECTORS: Tonascia, Flores, Shelton, Tobias and Williams

NOES: DIRECTORS: None

ABSENT: DIRECTORS: None

ABSTAIN: DIRECTORS: None

/s/ Joseph Tonascia
Joseph Tonascia
President

ATTEST: /s/ Sara Singleton
Sara Singleton
Assistant Manager