

**RESOLUTION NO. 2021-03**

**RESOLUTION OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF AN AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY**

On Tuesday, January 5, 2021, on motion of Supervisor Baca, duly seconded by Supervisor Rutherford and carried, the following resolution is adopted by the Board of Supervisors of the San Bernardino County Flood Control District.

WHEREAS, the San Bernardino County Flood Control District (the "District"), has expressed an interest in participating in the economic development financing programs (the "Programs") in conjunction with the parties to that certain Amended and Restated Joint Exercise of Powers Agreement Relating to the California Statewide Communities Development Authority, dated as of June 1, 1988 (the "Agreement"); and

WHEREAS, there is now before the District the form of the Agreement; and

WHEREAS, the District proposes to participate in the Programs and desires that certain projects to be located within the District be financed pursuant to the Programs and it is in the public interest and for the public benefit that the District do so; and

WHEREAS, the Agreement has been submitted to the District Chief Engineer, County Counsel, and members of the District's Board of Supervisors, all of whom have reviewed said Agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT AS FOLLOWS:

Section 1. The Agreement is hereby approved and the Chairman of the District is hereby authorized and directed to execute said document, with such changes, insertions and omissions as may be approved by the District's Board of Supervisors and approved as to form by County Counsel.

Section 2. The Board Chairman and the Clerk of the Board of Supervisors are hereby authorized and directed to execute such other agreements, documents and certificates, subject to approval as to form by County Counsel, and to perform such other acts and deeds, as may be necessary to effect the purposes of this Resolution and the transactions herein authorized.

Section 3. The Clerk of the Board of Supervisors shall forward a certified copy of this Resolution and an originally executed Agreement to:

Kathleen Jacobe  
Orrick, Herrington & Sutcliffe LLP  
400 Capital Mall, Suite 3000  
Sacramento, California 95814

Section 4. This resolution shall take effect immediately upon its passage.

\* \* \*

PASSED AND ADOPTED by the Board of Supervisors of the San Bernardino County Flood Control District, by the following vote:

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe  
Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

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STATE OF CALIFORNIA )  
 )  
COUNTY OF SAN BERNARDINO) ss.

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of the San Bernardino County Flood Control District, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of January 5, 2021. #66 JLL

LYNNA MONELL  
Clerk of the Board

By



**CERTIFICATION OF RESOLUTION**

I, the undersigned, the duly appointed and qualified Clerk of the Board of Supervisors of the San Bernardino County Flood Control District, do hereby certify that the foregoing Resolution No. 2021-03 was duly adopted at a regular meeting of the Board of Supervisors of the San Bernardino County Flood Control District duly and regularly held at the regular meeting place thereof on the 5<sup>th</sup> day of January, 2021, of which meeting all of the members of said Board of Supervisors had due notice and at which a majority thereof were present.

An agenda of said meeting was posted at least 72 hours before said meeting at 385 N. Arrowhead Avenue, San Bernardino, CA 92415, a location freely accessible to members of the public, and a brief description of said resolution appeared on said agenda.

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: January 5, 2021

SAN BERNARDINO COUNTY FLOOD  
CONTROL DISTRICT

LYNNA MONELL  
Clerk of the Board of Supervisors



By: *Jennifer Luna*  
Deputy

