

RESOLUTION NO. 2021- 44

A RESOLUTION OF THE CITY OF SAN JUAN BAUTISTA APPROVING THE HOLLISTER URBAN AREA WATER AND WASTEWATER MASTER PLAN UPDATE MEMORANDUM OF UNDERSTANDING (“MOU”) 2021

WHEREAS, California Government Code 6502 authorizes public agencies to enter into agreements for their mutual benefits; and

WHEREAS, on April 20, 2020, the City Council appointed its Water Subcommittee consisting of Mayor Leslie Q. Jordan and Councilmember John Freeman to improve the City’s delivery of water and treatment of waste water; and

WHEREAS, on August 8, 2020, the City Council adopted Resolution 2020-42, and the City and EPA executed an Administrative Order on Consent (“AOC”), agreeing to resolve the City’s NPDES violations by December 2023, setting forth a schedule by which certain milestones will be reached; and

WHEREAS, on October 15, 2020, the City Council approved Resolution 2020-51, and as required by the AOC, agreed to two compliance projects from the analysis provided in the Preliminary Engineers Report (“PER”): “Alternative 3: Regionalization with Hollister WWTP and Off-Site Source Control (Hollister Water Treatment Plant operated by the City of Hollister, and West Hills Water Treatment Plant operated by the San Benito County Water District).”

WHEREAS, on November 19, 2020, when San Benito County Water District (“SBCWD”) Board authorized their General Manager to meet with the City Council’s Water Subcommittee to negotiate an MOU that defines the process needed for the “Parties” (City and SBCWD), to design and build the “compliance project” to import water from the West Hills Treatment Plant, and it was approved February 16, 2021, when the City adopted Resolution 2021-08; and

WHEREAS, in early 2017, the SBCWD completed the Hollister Urban Area Water and Wastewater Mast Plan, (MASTER PLAN) and San Juan Bautista was not part of this original MASTER PLAN; and

WHEREAS, with the recent increase in growth in the County and potential inclusion of San Juan Bautista as a partner in this MASTER PLAN, there is a need to update the MASTER PLAN; and

WHEREAS, the Parties want to ensure cooperation and mutual support for successful and cost-effective development and implementation of the MASTER PLAN; and

WHEREAS, the Parties agree that SBCWD will continue to be the lead agency responsible for providing water supply to meet urban demands into the future; and

WHEREAS, if approved, the City will be joining the other parties to the MOU, including San Benito County Water District, Sunnyslope County Water District, the City of Hollister, and San Benito County.

WHEREAS, the Parties have a compelling and mutual interest in developing and implementing the MASTER PLAN and executing the attached MOU.

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA NOW HEREBY FINDS:

1. That the recitals in this Resolution and accompanying staff report are true and correct and are hereby made a part of this Resolution.
2. It agrees that the MOU attached hereto by reference reflects the intentions described herein, and agrees that it is in the City's best interest to join the other agencies and become a partner with SBCWD and update the MASTER PLAN.
3. That Mayor Jordan and Councilmember Freeman represent the City on its Governance Board as the City's "Water Committee."
4. The City Council adopts this Resolution and authorizes the Mayor to execute the MOU on behalf of the City.

PASSED AND ADOPTED by the City Council of the City of San Juan Bautista at a regular meeting held on the 17th day of August 2021, by the following vote:

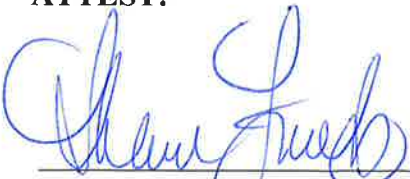
AYES: Jordan, Flores, Freels, Freeman

NOES: None


ABSENT: Edge

ABSTAIN: None

ATTEST:



Shawna Freels, City Clerk



Leslie Q. Jordan, Mayor