

RESOLUTION NO. 2015-02

**RESOLUTION SETTING PUBLIC HEARING
ON LEVYING ADDITIONAL AND SUPPLEMENTAL ASSESSMENT
ON LANDS WITHIN IMPROVEMENT DISTRICT NO. 1 (TRACY LAKE)**

WHEREAS, Improvement District No. 1, Tracy Lake Improvement District, within the North San Joaquin Water Conservation District (“NSJWCD”) was formed on January 30, 2012, and special assessments were levied on the lands within the Improvement District to fund the planning, design, and construction of the Tracy Lake Groundwater Recharge Project (“Project”); and

WHEREAS, Improvement District No. 1 2012 Series A warrants in the principal amount of \$400,000 were issued to fund the first phase of the Project work; and

WHEREAS, additional funds in the principal amount of \$1,200,000 are now needed for the second and final phase of the Project work through the levy of the additional and supplemental assessment and the issuance of Improvement District No. 1 2015 Series B warrants; and

WHEREAS, the owners of all parcels within Improvement District No. 1 by that certain First Amendment to Landowner Agreement for Tracy Lake Groundwater Recharge Project dated January 21, 2014, have agreed, approved, and authorized the NSJWCD to levy the additional and supplemental assessment pursuant to Water Code Section 75214 and to issue any additional Improvement District Warrants to fund any additional capital costs needed to complete the Project and have further expressly waived their legal rights under Proposition 218 to approve such additional and supplemental assessment;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the North San Joaquin Water Conservation District as follows:

1. IT IS HEREBY ORDERED that a public hearing be held at 2:30 PM., on January 26, 2015, at the Lodi Library Community Room, 201 West Locust St., Lodi, CA 95240, San Joaquin County, California, to determine whether or not such additional and supplemental levy of special assessment be made pursuant to Water Code Section 75214 and that proper notice of the public hearing be given.

2. The President and Secretary of the Board of Directors, the District’s General Counsel, and any other officers, employees and agents of the District shall be, and each of them hereby is, authorized to give or take all actions permitted or required by this Resolution or by applicable law as each may deem necessary or desirable to further the purposes of this Resolution.

Moved by Director _____, seconded by Director _____, that the foregoing resolution be adopted.

Upon roll call the following vote was had:

Ayes:

Noes:

Absent:

The President declared the resolution adopted.

I, Shasta Burns, Deputy Secretary of the Board of Directors of the NORTH SAN JOAQUIN WATER CONSERVATION DISTRICT, do hereby CERTIFY that the foregoing is a full, true, and correct copy of a resolution duly adopted at an adjourned regular meeting of the Board of Directors held the 5th day of January 2015.

Deputy Secretary of the Board of Directors