

**Rio Linda / Elverta Community Water District**

**RESOLUTION NO. 2010-12**

A RESOLUTION DECLARING THE RESULTS OF THE  
NOVEMBER 2<sup>nd</sup>, 2010  
BOARD OF DIRECTORS ELECTION

**WHEREAS**, the Registrar of Voters of the County of Sacramento has certified the results of the official canvass of the November 2<sup>nd</sup>, 2010 election; and

**WHEREAS**, the District Board of Directors has been requested by the Sacramento County Registrar of Voters to declare the results of the Election.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Directors of the Rio Linda / Elverta Community Water District that the results of the November 2, 2010 election held for the purpose of electing three (3) Directors was as indicated in the attached Exhibit 1 & 2 – “Certificate of Facts” provided by the Registrar of Voters of the County of Sacramento.

INTRODUCED AND ADOPTED on this 6<sup>th</sup> day of December 2010, by the following vote: 3-0-0

**AYES:** Directors’ Frank Caron, Courtney Caron and Martin Smith

**NOES:** None

**ABSENT:** Directors’ Nelson-Hood and Spicer Johnson

**ABSTAIN:** None

  
Courtney Caron, President

*Attest:*

**Refused to sign**

\_\_\_\_\_  
Joseph Sherrill, Secretary to the Board

**Rio Linda / Elverta Community Water District**

**Resolution 2010-10**

**Adopting the 2010-11 Fiscal Year Budget and  
Capital Improvement Program**

**WHEREAS**, the Board of Directors reviewed the Draft Preliminary Budget and Capital Improvement Program for 2010-11 Fiscal year at a regular meeting held on December 2, 2010; and

**WHEREAS**, the Board of Directors reviewed the Budget and CIP and provided an opportunity for the Public to comment on the expenditures and revenues identified in the Budget and CIP.

**NOW THEREFORE, BE IT RESOLVED**, by the Rio Linda / Elverta Community Water District Board of Directors that the resources indicated in the attached 2010-11 Fiscal Year Budget and Capital Improvement Program is hereby approved and appropriated for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011.

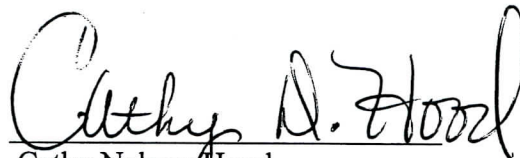
Passed and Adopted this 2<sup>nd</sup> Day of December 2010 by the following vote: 3-1-0

Ayes, in favor hereof: Directors' Nelson-Hood, Paine and Spicer-Johnson

Noes: Director Harris

Absent: None

Abstain: None



Cathy Nelson-Hood  
President, Board of Directors

Attest:

~~Refused to sign~~  
Joseph Sherrill  
Secretary of the Board

**Rio Linda / Elverta Community Water District  
Resolution 2010-08**

**RESOLUTION AUTHORIZING BANKING SERVICES THROUGH  
WELLS FARGO BANK**

**BE IT RESOLVED** By THE DIRECTORS OF RIO LINDA/ELVERTA COMMUNITY WATER DISTRICT, (RLECWD) as follows;

**WHEREAS**, RLECWD shall enter into a Financial Services Agreement with Wells Fargo Bank, and:

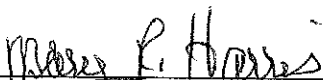
**WHEREAS**, on this date, said RLECWD Management and Board of Directors designate below representatives are signers and/or key executives authorized to act on behalf of RLECWD with Wells Fargo Bank:

The RLECWD General Manger  
The President of the RLECWD Board of Directors  
The Vice President of the RLECWD Board of Directors  
The RLECWD Legal Counsel


**BE IT FURTHER RESOLVED AND ORDERED**, that the General Manger is hereby authorized to negotiate rates and services subject to approval by the RLECWD Board of Directors.

Passed and adopted this 20<sup>th</sup> Day of September 2010 by the following vote: 5-0-0

Ayes, in favor hereof: Harris, Nelson-Hood, Spicer-Johnson, Suela, and Paine  
Noes: None  
Absent: None  
Abstain: None

  
\_\_\_\_\_  
Mary R. Harris  
President, Board of Directors

Attest:

  
\_\_\_\_\_  
Secretary of the Board

**Rio Linda / Elverta Community Water District  
Resolution 2010-07**

**RESOLUTION AUTHORIZING THE GENERAL MANAGER TO SIGN FUNDING AGREEMENT, AMENDMENTS, AND CERTIFICATIONS FOR FUNDING UNDER THE SAFE DRINKING WATER STATE REVOLVING FUND; THE REGISTERED DISTRICT PROFESSIONAL ENGINEER TO APPROVE CLAIMS FOR REIMBURSEMENT; TO EXECUTE BUDGET AND EXPENDITURE SUMMARY; TO SIGN THE CONTRACTOR'S RELEASE FORM AND TO SIGN THE CERTIFICATION OF PROJECT COMPLETION; AND DEDICATING REVENUES FROM DISTRICT SURCHARGE ACCOUNT PURSUANT TO ORDINANCE NUMBER 2009-03 AS THE PRIMARY REVENUE TO REPAY SAID LOAN**

*WHEREAS*, beginning on February 29, 2008, the Rio Linda/Elverta Community Water District (RLECWD) made application to the California Department of Public Health for a \$7,500,000 loan under the Safe Drinking Water State Revolving Fund; and

*WHEREAS*, the California Department of Public Health will issue a Notice of Application Acceptance to said RLECWD committing \$7,500,000 in Loan Funding from the Safe Drinking Water State Revolving Fund for Wells 15, 16 and 17 with associated pipeline improvements as described under Project Numbers 09-002WD, 09-003WD, and 10-001WD respectively; and

*WHEREAS*, on this date, said RLECWD Management and Board of Directors adopted a project budget totaling \$7,500,000; and

*WHEREAS*, it is anticipated that the California Department of Public Health will commit funding in the amount of \$7,500,000 under the Safe Drinking Water State Revolving Fund program; and

*WHEREAS*, the Funding Agreement under the Safe Drinking Water State Revolving Fund will provide for a 20 year repayment period at a 2.5707 percent interest rate; and

*NOW, THEREFORE, BE IT RESOLVED AND ORDERED*, that the General Manager is hereby authorized to sign the Safe Drinking Water State Revolving Fund program Funding Agreement and any amendments thereto; and

*BE IT FURTHER RESOLVED AND ORDERED*, that the Registered District Professional Engineer is hereby authorized to approve Claims for Reimbursement under the Safe Drinking Water State Revolving Fund program; and

*BE IT FURTHER RESOLVED AND ORDERED*, that the Registered District Professional Engineer is hereby authorized to execute the Budget and Expenditure Summary for the Safe Drinking Water State Revolving Fund program; and


**BE IT FURTHER RESOLVED AND ORDERED**, that the Registered District Professional Engineer is hereby authorized to sign the Contractor's Release Form for the Safe Drinking Water State Revolving Fund Program; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the Registered District Professional Engineer is hereby authorized to certify that the project is complete and ready for final inspection; and

**BE IT FURTHER RESOLVED AND ORDERED**, that the General Manager does hereby designate revenues from the **RLECWD** Surcharge Account as dedicated under Ordinance 2009-03 as the primary dedicated source of revenue to repay this Safe Drinking Water State Revolving Fund loan, along with a secondary source from additional revenue in an amount equal to a net increase of 1.2 times the Annual Debt Service, to remain in full force and effect until such time as the loan is fully discharged, unless modification or change of such dedications are approved in writing by the California Department of Public Health. If for any reason, said sources of revenue prove insufficient to satisfy the debt service of the Safe Drinking Water State Revolving Fund loan, sufficient funds shall be raised through increased water rates, user charges, or assessments of any other legal means available to meet this loan obligation and to operate and maintain this project.

Passed and adopted this 30<sup>th</sup> Day of August 2010 by the following vote:

Ayes, in favor hereof: (5) Harris, Spicer-Johnson, Suela, Paine, Hood-Nelson  
Noes: NONE  
Absent: NONE  
Abstain: NONE

  
\_\_\_\_\_  
Mary R. Harris  
President, Board of Directors

Attest:

  
\_\_\_\_\_  
Secretary of the Board

**Rio Linda / Elverta Community Water District**

**Resolution 2010-06**

**Adopting the 2009-10 Fiscal Year Budget and  
Capital Improvement Program**

*WHEREAS*, the Board of Directors reviewed the Draft Preliminary Budget and Capital Improvement Program for 2009-10 Fiscal year at a regular meeting held on June 21, 2010; and

*WHEREAS*, the Board of Directors reviewed the Budget and CIP and provided an opportunity for the Public to comment on the expenditures and revenues identified in the Budget and CIP.

*NOW THEREFORE, BE IT RESOLVED*, by the Rio Linda / Elverta Community Water District Board of Directors that the resources indicated in the attached 2009-10 Fiscal Year Budget and Capital Improvement Program is hereby approved and appropriated for the Fiscal Year beginning July 1, 2009 and ending June 30, 2010.

Passed and Adopted this 16<sup>th</sup> Day of June 2010 by the following vote: 3-0-1

Ayes, in favor hereof: Harris, Spicer-Johnson, and Nelson-Hood

Noes: Paine

Absent: None

Abstain: None

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Mary R. Harris  
President, Board of Directors

Attest:

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W. Mychael Cardenas  
Secretary of the Board

**Rio Linda / Elverta Community Water District**

**Resolution 2010-05**

**AUTHORIZING GENERAL MANAGER TO PROCEED  
WITH NEW WELL SITE PROPERTY FOR WELL #17**

**WHEREAS**, the Rio Linda / Elverta Community Water District (RLECWD) was formed in 1948 under County Water District Law and is a public entity in order to install, improve, operate and maintain a public water system for Rio Linda and Elverta; and

**WHEREAS**, the service area of the District was expanded over the years and now encompasses approximately 17.8 square miles, includes 11 wells and 58.82 miles of distribution mains; and

**WHEREAS**, the District was required, due to regulatory requirements, to take out of service and eventually abandon two wells and in order to offset these conditions, will need to construct new wells; and

**WHEREAS**, the District has entered into escrow for the purchase of property at 7745 Rio Linda Boulevard for the construction of a new well for the purchase price of \$30,000; and

**WHEREAS**, per the contingencies of the purchase, the District has conducted preliminary investigations of the site within the 60 day investigation period and has found no significant factors to deter the purchase of the property; and

**WHEREAS**, upon completion of the investigation period, the conditions provide for the increase of the deposit by an additional \$4,000 and subsequent proceeding with the finalization of the purchase of the property

**NOW THEREFORE, BE IT RESOLVED**, that the Board of Directors of the Rio Linda / Elverta Community Water District does hereby authorize the General manager to release the contingencies and proceed with the final purchase of the property at 7745 Rio Linda Boulevard for the sale price of \$30,000; and

**BE IT FURTHER RESOLVED**, that the Board of Directors of the Rio Linda / Elverta Community Water District does hereby authorize the General Manager to increase the deposit, by an additional \$4,000, upon request of the seller in order to proceed with the final purchase of the property.


Passed and Adopted this 16<sup>th</sup> Day of June 2010 by the following vote: 3-0-1

Ayes, in favor hereof: Harris, Spicer-Johnson, and Nelson-Hood

Noes: None

Absent: Paine

Abstain: None

  
\_\_\_\_\_  
Mary R. Harris  
President, Board of Directors

Attest:

  
\_\_\_\_\_  
W. Mychael Cardenas  
Secretary of the Board



**Rio Linda / Elverta Community Water District**

**Resolution 2010-04**

**AUTHORIZING GENERAL MANAGER TO PROCEED  
WITH NEW WELL SITE PROPERTY FOR WELL #16**

*WHEREAS*, the Rio Linda / Elverta Community Water District (RLECWD) was formed in 1948 under County Water District Law and is a public entity in order to install, improve, operate and maintain a public water system for Rio Linda and Elverta; and

*WHEREAS*, the service area of the District was expanded over the years and now encompasses approximately 17.8 square miles, includes 11 wells and 58.82 miles of distribution mains; and

*WHEREAS*, the District was required, due to regulatory requirements, to take out of service and eventually abandon two wells and in order to offset these conditions, will need to construct new wells; and

*WHEREAS*, the District has entered into escrow for the purchase of property at 6536 14<sup>th</sup> Street for the construction of a new well for the purchase price of \$30,000; and

*WHEREAS*, per the contingencies of the purchase, the District has conducted preliminary investigations of the site within the 60 day investigation period and has found no significant factors to deter the purchase of the property; and

*WHEREAS*, upon completion of the investigation period, the conditions provide for the increase of the deposit by an additional \$4,000 and subsequent proceeding with the finalization of the purchase of the property

*NOW THEREFORE, BE IT RESOLVED*, that the Board of Directors of the Rio Linda / Elverta Community Water District does hereby authorize the General manager to release the contingencies and proceed with the final purchase of the property at 6536 14<sup>th</sup> Street for the sale price of \$30,000; and

*BE IT FURTHER RESOLVED*, that the Board of Directors of the Rio Linda / Elverta Community Water District does hereby authorize the General Manager to increase the deposit, by an additional \$4,000, upon request of the seller in order to proceed with the final purchase of the property.

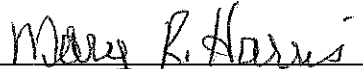
Passed and Adopted this 16<sup>th</sup> Day of June 2010 by the following vote: 3-0-1

Ayes, in favor hereof: Harris, Spicer-Johnson, and Nelson-Hood

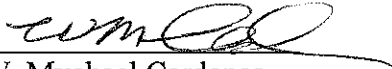
Noes: None

Absent: Paine

Abstain: None

  
\_\_\_\_\_  
Mary R. Harris  
President, Board of Directors

Attest:

  
\_\_\_\_\_  
W. Mychael Cardenas  
Secretary of the Board

**Rio Linda / Elverta Community Water District**

**Resolution 2010-03**

**AUTHORIZING GENERAL MANAGER TO FINALIZE  
THE ACQUISITION OF NEW WELL SITE PROPERTY FOR WELL #15**

**WHEREAS**, the Rio Linda / Elverta Community Water District (RLECWD) was formed in 1948 under County Water District Law and is a public entity in order to install, improve, operate and maintain a public water system for Rio Linda and Elverta; and

**WHEREAS**, the service area of the District was expanded over the years and now encompasses approximately 17.8 square miles, includes 11 wells and 58.82 miles of distribution mains; and

**WHEREAS**, the District was required, due to regulatory requirements, to take out of service and eventually abandon two wells and in order to offset these conditions, will need to construct new wells; and

**WHEREAS**, the District has completed escrow for the purchase of property at Q Street and 30<sup>th</sup> Street for the construction of a new well for the purchase price of \$10,000; and

**WHEREAS**, per the contingencies of the purchase, the District has conducted preliminary investigations of the site within the 60 day investigation period and has found no significant factors to deter the purchase of the property; and

**NOW THEREFORE, BE IT RESOLVED**, that the Board of Directors of the Rio Linda / Elverta Community Water District does hereby authorize the General Manager to release the contingencies to finalize the purchase of the property at Q Street and 30<sup>th</sup> Street for the sale price of \$10,000; and

**BE IT FURTHER RESOLVED**, that the Board of Directors of the Rio Linda / Elverta Community Water District does hereby authorize the General Manager to complete the sale by providing an additional \$9,500, upon request of the seller in order to proceed with the final purchase of the property.

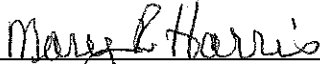
Passed and Adopted this 16<sup>th</sup> Day of June 2010 by the following vote: 3-0-1

Ayes, in favor hereof: Harris, Spicer-Johnson, and Nelson-Hood

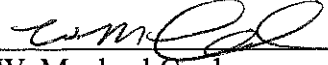
Noes: None

Absent: Paine

Abstain: None

  
\_\_\_\_\_  
Mary R. Harris  
President, Board of Directors

Attest:

  
\_\_\_\_\_  
W. Mychael Cardenas  
Secretary of the Board

**Rio Linda / Elverta Community Water District**

**Resolution 2010-02**

**AMENDING SEC. 2.01.110 OF THE ADMINISTRATIVE AND PERSONNEL  
REGULATIONS TO CHANGE THE REGULAR MEETING DAYS**

**WHEREAS**, in an effort to provide consistency with other agencies in holding public meetings in Rio Linda on Mondays of each week; and

**WHEREAS**, the Board of Directors wishes to change its regular meeting dates from the second Monday of each month to the third Monday of each month

**NOW THEREFORE, BE IT RESOLVED**, by the Rio Linda / Elverta Community Water District Board of Directors that the provisions of Section 2.01.110 of the District Policies (Title 2 Administration and Personnel) is hereby amended to read in its entirety as follows:

2.01.110 Regular Meetings. The regular meeting of the Board of Directors shall be held on the third Monday of each month, except when the third Monday is a District holiday, in which case the regular meeting shall be held on the fourth Monday of the month. Meetings shall commence at 7:00 p.m. and shall be held at the Visitor Center located at 6730 Front Street, Rio Linda.

**BE IT FURTHER RESOLVED**, that this resolution hereby repeals Resolution No. 2006-14 in its entirety.


Passed and Adopted this 16<sup>th</sup> Day of June 2010 by the following vote: 3-0-1

Ayes, in favor hereof: Harris, Spicer-Johnson, and Nelson-Hood


Noes: None

Absent: Paine

Abstain: None

  
\_\_\_\_\_  
Mary R. Harris  
President, Board of Directors

Attest:

  
\_\_\_\_\_  
W. Mychael Cardenas  
Secretary of the Board

**RESOLUTION NO. 2010-01**

**A RESOLUTION CALLING THE  
2010 GENERAL DISTRICT ELECTION**

**WHEREAS**, AN ELECTION WILL BE HELD WITHIN THE RIO Linda / Elverta Community Water District on November 2, 2010 for the purpose of electing three directors, for 2 four (4) year terms and 1 short two (2) year term; and

**WHEREAS**, a statewide general election will be held within the County of Sacramento on the same date; and

**WHEREAS**, Election Code § 10403 required jurisdictions to file with the Board of Supervisors, and a copy with the Registrar of Voters, a resolution requesting consolidation with a statewide election.

**NOW, THEREFORE, BE IT RESOLVED BY THE Board of Directors of Rio Linda / Elverta Community Water District as follows:**

1. The District hereby requests the Board of Supervisors of Sacramento County to consolidate the regularly scheduled General District Election with the statewide election to be held November 2, 2010.
2. The Election notice shall be combined with all other Special Districts for publication purposes.
3. Candidates for Director at said election are to prepay the District for the publication of the candidate's statement, pursuant to Election Code §13307.
4. The limitation on the number of words that a candidate may use in his or her candidate's statement shall be 200 words.
5. The District hereby agrees to reimburse the Registrar of Voters for actual costs accrued, such costs to be calculated by the method set forth in the County's current Election Cost Allocation Procedures.

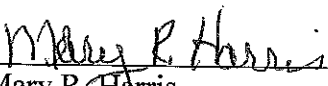
**APPROVED AND ADOPTED** by the Board of Directors of the Rio Linda/Elverta Community Water District on this 26th day of May 2010.

AYES, in favor hereof: Harris, Paine, Nelson-Hood, and Spicer-Johnson


NOES: None

ABSTAIN: None

ABSENT: Hafner

  
\_\_\_\_\_  
Mary R. Harris,  
President Board of Directors

Respectfully Submitted,

  
\_\_\_\_\_  
W. Mychael Cardenas,  
Clerk of the Board