

FILE COPY

**SEWER AUTHORITY MID-COASTSIDE**

**RESOLUTION NO. 8-96**

**A RESOLUTION APPROVING AMENDMENT NO. 1 TO AGREEMENT CONCERNING FUNDING OF SEWER AUTHORITY MID-COASTSIDE'S PLANT EXPANSION PROJECT**

**RESOLVED**, by the Board of Directors of the Sewer Authority Mid-Coastside, San Mateo County, California, as follows:

**WHEREAS**, this Board has undertaken a project (the "Project") consisting of the enlargement of the Authority's wastewater treatment facilities consistent with the approved service needs for the area comprising the Authority's three Member Agencies;

**WHEREAS**, the Authority and its Member Agencies have entered into an "Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project" (the "Agreement"), dated March 11, 1996, which provides for construction of the Project by SAM and represents the Member Agencies' consent to SAM's proposed budget for Phase I of the Project;

**WHEREAS**, there has been submitted to this Board an amendment to the Agreement, entitled "Amendment No. 1 to Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project" ("Amendment No. 1"), increasing the approved budget for Phase I of the project .

**NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED**, as follows:

1. The above recitals are true and correct.
2. Amendment No. 1 is approved and the Chairperson is authorized and directed to execute it on behalf of the Authority and the Secretary is authorized and directed to countersign it.
3. The Secretary shall cause a copy of this Resolution, along with Amendment No. 1 to be transmitted to the governing body of each of the Member Agencies.

\* \* \* \* \*


I hereby certify that the foregoing is a full, true and correct copy of a resolution duly passed and adopted by the Board of Directors of the Sewer Authority Mid-Coastside at a special meeting thereof held on the 18th day of July, 1996, by the following vote:

AYES, Directors: *Prosser, Okonek, Coleman, Ptacek, Thollaug, and Ruddock.*


NOES, Directors: *None.*

ABSTAIN, Directors: *None.*

ABSENT, Directors: *Donovan.*

  
Chairperson  
Sewer Authority Mid-Coastside

COUNTERSIGNED:

  
Secretary  
Sewer Authority Mid-Coastside

AMENDMENT NO. 1  
TO  
AGREEMENT  
CONCERNING FUNDING OF PHASED  
CONSTRUCTION OF SEWER AUTHORITY  
MID-COASTSIDE'S PLANT EXPANSION PROJECT

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This amendment dated July 17, 1996 is entered into by and between the Sewer Authority Mid-Coastside, a joint exercise of powers agency formed and existing pursuant to Government Code §§6500 et seq. ("SAM") and SAM's Member Agencies, being the City of Half Moon Bay ("HMB"), the Granada Sanitary District ("GSD"), and the Montara Sanitary District ("MSD").

WHEREAS, SAM, HMB, GSD, and MSD have entered into an Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project, dated March 11, 1996 (the "Agreement"), which provides for construction of a plant expansion project by SAM (the "Project") and represents the Member Agencies' consent to SAM's proposed budget for Phase I of the Project;

WHEREAS, SAM has received bids for construction of Phase I, award of which will cause the budget for Phase I of the Project to exceed the budget approved by the Agreement;

WHEREAS, the parties desire to amend the Agreement to increase the approved budget for Phase I of the Project in order to allow SAM to award the construction contract and proceed with construction of the Project;

WHEREAS, SAM's proposed budget for Phase I of the Project is increased from \$19,377,000 to \$20,877,000;

WHEREAS, SAM has determined that Phase I of the Project will provide a minimum capacity of 3.71 million gallons per day dry weather flow;

NOW, THEREFORE, the parties hereby amend the Agreement as follows:

1. The Member Agencies consent to SAM's proposed increased budget for Phase I of the Project.

2. Subsection 2.2 of the Agreement is hereby amended to read as follows:

"2.2 Phase I of the Project shall consist of the construction of a portion of the Project under a contract resulting in an expansion of the Plant's rated capacity sufficient to meet the full projected needs of HMB and GSD, viz., 1.0 MGD and 0.6 MGD, respectively, and to provide a minimum of 0.11 MGD of capacity for MSD."

3. Subsection 3.2 of the Agreement is hereby amended to read as follows:

"3.2 MSD shall contribute \$1,300,000 toward Phase I Costs, such amount to be paid in full to SAM no later than completion of Phase I construction. A minimum of \$700,000 of the total shall be paid to SAM by July 1, 1997."

4. Section 4.0 of the Agreement is hereby amended to read as follows:

"4.0 Allocation of Phase I Capacity

1.6 MGD of new capacity constructed under Phase I shall belong exclusively to HMB and GSD with 1.0 MGD of the capacity allocated to HMB and 0.6 MGD of the capacity allocated to GSD. MSD shall be allocated 0.11 MGD. All capacity allocations shall be based on average daily flow during dry weather (June - September). Under no circumstances shall SAM authorize or suffer any portion of the capacity constructed during Phase I to be used or appropriated by any of the Member Agencies or any other person or entity except as provided in this Agreement or as may be permitted by agreement of the Member Agencies under the JPA."

IN WITNESS WHEREOF, the parties hereto have executed this amendment on the day and year first above written.

SEWER AUTHORITY MID-COASTSIDE

By Bonnie A. Maybury Okonch  
Chairperson

Countersigned [Signature]  
Secretary

CITY OF HALF MOON BAY

By [Signature]  
Mayor

Attested [Signature]  
City Clerk

GRANADA SANITARY DISTRICT

By Bonnie A. Maybury Okonch  
President

Countersigned [Signature]

MONTARA SANITARY DISTRICT

By [Signature]  
President

Countersigned [Signature]  
Secretary

**GRANADA SANITARY DISTRICT**

**RECEIVED**

**AUG 12 1996**

**RESOLUTION NO. 753**

**SEWER AUTHORITY MID-COASTSIDE**

**A RESOLUTION APPROVING AMENDMENT NO. 1 TO AGREEMENT  
CONCERNING FUNDING OF  
SEWER AUTHORITY MID-COASTSIDE'S PLANT EXPANSION PROJECT**

**RESOLVED**, by the Board of Directors of the Granada Sanitary District, San Mateo County, California, as follows:

**WHEREAS**, the Sewer Authority Mid-Coastside (herein, "SAM"), a Joint Powers Agency of which this District is a Member Agency, has undertaken a project (the "Project") consisting of the expansion of its wastewater treatment facilities consistent with the approved service needs for the area comprising its Member Agencies;

**WHEREAS**, SAM and its Member Agencies have entered into an "Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project" (the "Agreement"), dated March 11, 1996, which provides for construction of the Project by SAM and represents the Member Agencies' consent to SAM's proposed budget for Phase I of the Project;

**WHEREAS**, there has been submitted to this Board an amendment to the Agreement, entitled "Amendment No. 1 to Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project" ("Amendment No. 1"), increasing the approved budget for Phase I of the project .

**NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED**, as follows:

1. The above recitals are true and correct.
2. Amendment No. 1 is approved and the President is authorized and directed to execute it on behalf of this District and the Secretary is authorized and directed to countersign it.
3. The SAM budget for Phase I of the Project is approved as amended .
4. The Secretary shall cause a copy of this Resolution and Amendment No. 1, to be transmitted to SAM.

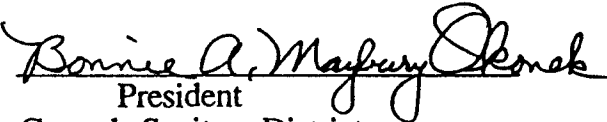
\* \* \* \* \*

I hereby certify that the foregoing is a full, true and correct copy of a resolution duly and regularly passed and adopted by the Board of Directors of the Granada Sanitary District as a meeting thereof held on the 17 day of July, 1996, by the following vote:

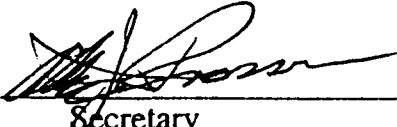
AYES, Directors: Meyer, Okonek, B. Prosser, J. Vogt, A. Prosser

NOES, Directors:

ABSTAIN, Directors:

  
President  
Granada Sanitary District

COUNTERSIGNED:

  
Secretary  
Granada Sanitary District

JUL 29 1996

SEWER AUTHORITY MID-COASTSIDE

- RESOLUTION NO. C- 79 -96

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALF MOON BAY  
AUTHORIZING EXECUTION OF AMENDMENT NO. 1 TO AGREEMENT  
CONCERNING FUNDING OF PHASED CONSTRUCTION OF SEWER AUTHORITY  
MID-COASTSIDE'S PLANT EXPANSION PROJECT**

**RESOLVED**, by the City Council of the City of Half Moon Bay, San Mateo County, California, that

**WHEREAS**, on March 11, 1996, the Sewer Authority Mid-Coastside (SAM), the City of Half Moon Bay (HMB), the Granada Sanitary District (GSD), and the Montara Sanitary District (MSD) entered into an Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project (Agreement), which provides for construction of a plant expansion project by SAM (Project) and represents the Member Agencies' consent to SAM's proposed budget for Phase I of the Project; and

**WHEREAS**, SAM has received bids for the construction of Phase I, award of which will cause the budget for Phase I of the Project to exceed the budget approved by the Agreement; and

**WHEREAS**, the parties desire to amend the Agreement to increase the approved budget for Phase I of the Project in order to allow SAM to award the construction contract and proceed with the construction of the Project; and

**WHEREAS**, SAM's proposed budget for Phase I of the Project is increased from \$19,377,000 to \$20,877,000; and

**WHEREAS**, the City Council has reviewed Amendment No. 1 to the Agreement and desires to continue to be a party to the Agreement; and

**WHEREAS**, HMB has sufficient funds in the Sewer Capital Fund reserves to provide for its share of the increased cost.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED**, as follows;

That the City Council authorizes the execution of Amendment No. 1 to Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project.

\* \* \* \* \*

I hereby certify that the foregoing is a full, true and correct copy of a Resolution duly passed and adopted by the City Council of the City of Half Moon Bay, San Mateo County, California, at a meeting thereof held on the 16th day of July, 1996, by the following vote of the members thereof:

AYES, and in favor thereof,  
Councilmembers:

COLEMAN, CUPP, DONOVAN, PATRIDGE AND MAYOR RUDDOCK

NOES, Councilmembers:

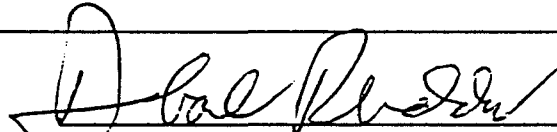
\_\_\_\_\_

ABSTAIN, Councilmembers:

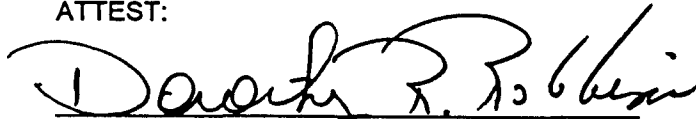
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ABSENT, Councilmembers:

\_\_\_\_\_

  
\_\_\_\_\_  
Deborah Ruddock, MAYOR

ATTEST:

  
\_\_\_\_\_  
Dorothy R. Robbins, CITY CLERK

PASSED AND ADOPTED AT THE  
COUNCIL MEETING OF  
7-17-96  
DR  
CITY CLERK

MSD

RECEIVED  
JUL 16 1996  
SEWER AUTHORITY MID-COASTSIDE

RESOLUTION NO. 1103

RESOLUTION OF THE MONTARA SANITARY DISTRICT  
APPROVING AMENDMENT NO. 1 TO AGREEMENT CONCERNING  
FUNDING OF SEWER AUTHORITY MID-COASTSIDE'S PLANT  
EXPANSION PROJECT

RESOLVED, by the Board of Directors of the Montara Sanitary District, San Mateo County, California, as follows:

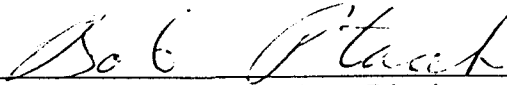
WHEREAS, the Sewer Authority Mid-Coastside (herein, "SAM"), a Joint Powers Agency of which this District is a Member Agency, has undertaken a project (the "Project") consisting of the expansion of its wastewater treatment facilities consistent with the approved service needs for the area comprising its Member Agencies;

WHEREAS, SAM and its Member Agencies have entered into an "Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project" (the "Agreement"), dated March 11, 1996, which provides for construction of the Project by SAM and represents the Member Agencies' consent to SAM's proposed budget for Phase I of the Project;

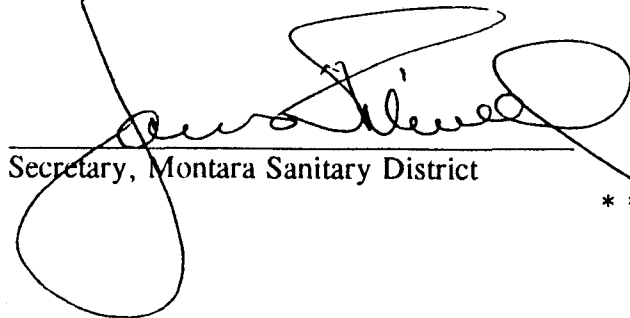
WHEREAS, there has been submitted to this Board an amendment to the Agreement, entitled "Amendment No. 1 to Agreement Concerning Funding of Phased Construction of Sewer Authority Mid-Coastside's Plant Expansion Project" ("Amendment No. 1"), increasing the approved budget for Phase I of the project.

NOW, THEREFORE, IT IS FOUND, DETERMINED AND ORDERED, as follows:

1. The above recitals are true and correct.
2. Amendment No. 1 is approved and the President is authorized and directed to execute it on behalf of this District and the Secretary is authorized and directed to countersign it.
3. The SAM budget for Phase I of the Project is approved as amended.
4. The Secretary shall cause a copy of this Resolution and Amendment No. 1 to be transmitted to SAM.

  
\_\_\_\_\_  
President, Montara Sanitary District

COUNTERSIGN:

  
\_\_\_\_\_  
Secretary, Montara Sanitary District

\* \* \* \*

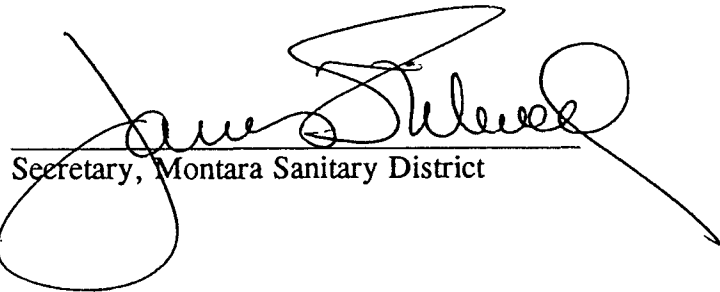
**RESOLUTION NO. 1103**  
(Continued)

I HEREBY CERTIFY that the foregoing Resolution No. 1103 was duly and regularly adopted and passed by the Sanitary Board of the Montara Sanitary District, San Mateo County, California, at a meeting thereof held on the 11th day of July, 1996, by the following vote:

AYES, Directors: Perkovic, Ptacek, Slater-Carter, Stilwell

NOES, Directors: None

ABSENT, Directors: Thollaug

  
Secretary, Montara Sanitary District