

RESOLUTION 05-2021

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE GROVELAND COMMUNITY SERVICES DISTRICT RESCINDING RESOLUTION 01-2021 AND RATIFYING THE GENERAL MANAGER'S EXECUTION OF AN ADVANCE FUNDING AGREEMENT WITH PRESERVE PARTNERS, INC TO SECURE FUNDING DEPOSITS TO COVER THE COST OF LEGAL, ADMINISTRATIVE AND ENGINEERING SERVICES ASSOCIATED WITH THE HWY 120 LODGING PROJECT (FORMERLY YONDER YOSEMITE)

WHEREAS, the Groveland Community Services District (herein referred to as District) is a local government agency formed and operating in accordance with Section §61000 et seq. of the California Government Code; and

WHEREAS, the District provides Water, Sewer, Fire and Park/Recreation services within its established boundaries; and

WHEREAS, Preserve Partners, Inc has submitted a lodging project for approval by the County of Tuolumne and has submitted an application to the District requested the provision of the above services by the District; and

WHEREAS, the District's Facilities Development policies require the execution of an Advance Funding Agreement in addition to the Service Application to secure funding deposits and indemnification to cover any liability and expense for the review and approval of service to the Project and acceptance of dedicated infrastructure as determined appropriate by the District; and

WHEREAS, the Project developer has executed and the General Manager has approved the Advance Funding Agreement for the Hwy 120 Lodging Project attached hereto.

WHEREAS, Resolution 01-2021 contained actions which included reference to an incorrect Agreement signatory, and a request has been submitted by the party to the Agreement to change its authorized signatory.

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF DIRECTORS OF THE GROVELAND COMMUNITY SERVICES DISTRICT DOES hereby:

1. Rescind Resolution 01-2021 with its approvals and actions no longer valid; and
2. Ratify the General Manager's Execution of an Advance Funding Agreement with Preserve Partners, Inc. to secure funding deposits to cover the cost of legal, administrative, and engineering services associated with the HWY 120 lodging project (formerly Yonder Yosemite).

WHEREFORE, this Resolution is passed and adopted by the Board of Directors of the Groveland Community Services District on February 9, 2021 by the following vote:

AYES: Directors Kwiatkowski, Mora, Armstrong, Edwards, and Swan

NOES:

ATTEST:

Rachel Pearlman

Rachel Pearlman, Secretary

Janice Kwiatkowski

Janice Kwiatkowski, President - Board of Directors

CERTIFICATE OF SECRETARY

I, Rachel Pearlman, the duly appointed and acting Secretary of the Board of Directors of the Groveland Community Services District, do hereby declare that the foregoing Resolution was duly passed and adopted at a Regular Meeting of the Board of Directors of the Groveland Community Services District, duly called, and held on February 9, 2021.

DATED: 2.9.2021