

# **GROVELAND COMMUNITY SERVICES DISTRICT**

## **RESOLUTION NUMBER 10-08**

### **RESOLUTION OF THE BOARD OF DIRECTORS REGARDING**

WHEREAS, GROVELAND COMMUNITY SERVICES DISTRICT (hereinafter the "District") is a community services district duly organized and validly existing pursuant to the laws of the State of California, Government Code Section 61000 et seq., and

WHEREAS, at the June 23, 2008 regularly scheduled meeting of the Groveland Community Services District Board of Directors, the Board awarded a contract to Chevron Energy Solutions, a division of Chevron U.S.A. Inc., to perform a Business Case Analysis to determine whether the District had any energy saving water or wastewater improvement projects that would be self funding, and

WHEREAS, Chevron Energy Solutions returned findings indicating that there may be several District projects that would be self-funding, the Board of Directors of Groveland Community Services District conducted a Public Hearing on December 8, 2008. The Board took comments from members of the public regarding the approval of an Energy Service Contract with Chevron Energy Solutions Company, and an associated financing contract, for the implementation and funding of certain energy related improvements to District facilities in accordance with California Government Code Section 4217.10 to 4217.18, and

WHEREAS, California Government Code Section 4217.10 to 4217.18, authorizes the District Board to enter into a facility financing contract for the funding of energy related improvements if the District Board finds that it is in the best interest of the District to enter into such facility financing contract and that the anticipated funds for the repayment of the financing or the cost of design, construction, and operation of the energy conservation facility, or both, as required by the contract, are projected to be available from the revenues resulting from the funding that would otherwise have been used for the purchase of electrical, thermal, or other energy required by the District in the absence of the energy conservation facility, or both, and

WHEREAS, The funds for the repayment of the financing or the cost of design, construction, and operation of the energy conservation facility, or both, as required by the contract, will be available from the revenues resulting from the funding that would otherwise have been used for the purchase of electrical,

thermal, or other energy required by the District in the absence of the energy conservation facility, or both.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District as follows:

"The District Board finds that (1) it is in the best interest of the Groveland Community Services District to enter into a facility funding contract with this financing party for the funding necessary to implement certain energy related improvements to District facilities, and (2) the funds for repayment of the financing of the construction, and operation of the energy conservation facility will be available from the funding that would otherwise have been used for the purchase of electrical, thermal, or other energy required by the District in the absence of the energy conservation facility. Therefore, the District Board hereby authorizes the District to execute the facility financing contract by and between the District and the financing party for the funding necessary to implement certain energy related improvements to District facilities in accordance with these findings and California

PASSED, APPROVED AND ADOPTED this 8<sup>th</sup> day of December 2008, by the following roll call vote:

AYES:

NOES:

ABSTENTIONS:

\_\_\_\_\_  
Dick Lennen, President

ATTEST: \_\_\_\_\_  
Vicki L. West, Board Secretary

I hereby certify that the above Resolution No. 10-08 was duly introduced, read and adopted by the District at a regular meeting held on December 8, 2008, and that such Resolution has not been modified, amended, or rescinded, and is currently in full force and effect.

\_\_\_\_\_  
Vicki L. West, Board Secretary