

10-88140

**RESOLUTION NO. 04.18.18.02**

**A RESOLUTION OF THE FLORIN RESOURCE CONSERVATION DISTRICT BOARD OF DIRECTORS REQUIRING THAT ANY RECISISION OR MODIFICATION OF RESOLUTION 04.18.18.01 REQUIRE A TWO-THIRDS VOTE OF THE FULL FLORIN RESOURCE CONSERVATION DISTRICT BOARD OF DIRECTORS**

**ENSURING CONTINUATION OF ITS FINANCIAL PRACTICES AND AUTHORIZED ACTIVITIES**

WHEREAS, the Florin Resource Conservation District ("District") was formed in 1953, and operates under the authority granted by Chapter 3, Division 9, of the Public Resources Code; and

WHEREAS, the District is governed by a five member Board of Directors ("Board"), who, by California law, are charged with managing and conducting the business and affairs of the District; and

WHEREAS, the District's adopted Board By-Laws grant the Board the power to formulate and approve policies for the operation, administration, and planning of the District's facilities and activities ; and

WHEREAS, the District's sole department, known as the Elk Grove Water District ("EGWD"), provides retail water service to commercial and residential customers within the District's boundaries; and

WHEREAS, pursuant to California law, the District structured EGWD as an enterprise-funded department of the District, ensuring that all EGWD financial activities are separate from the non-water utility activities of the District; and

WHEREAS, to strengthen the District's commitment to prudent, conservative, and transparent financial practices, and to ensure continued compliance with California law, the District adopted Resolution No. 04.18.18.01 on April 18, 2018; and

WHEREAS, the District wishes to ensure continuation of its previously adopted financial practices and authorized activities to guarantee sustained compliance with California law.

NOW THEREFORE, THE BOARD OF DIRECTORS OF THE FLORIN RESOURCE CONSERVATION DISTRICT DOES HEREBY RESOLVE:

SECTION 1. The Board of Directors hereby adopts the foregoing recitals as true and correct, and incorporate them herein by reference.

SECTION 2. The Board of Directors hereby reiterates its commitment to prudent, conservative, and transparent financial practices that ensure the Florin Resource Conservation District sustains its compliance with California law.

SECTION 3. The Board of Directors hereby resolves that Resolution No. 04-18-18-01 adopted on April 18, 2018, shall only be modified by a two-thirds majority vote of approval by the entire Board of Directors.

SECTION 4. If any section, subsection, clause or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof be held invalid.

SECTION 5. The Secretary to the Board of Directors shall certify to the adoption of this Resolution.

SECTION 6. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this 18<sup>th</sup> day of April, 2018.

  
\_\_\_\_\_  
Tom Nelson, Chairperson

Attest:

  
\_\_\_\_\_  
Stefani Phillips, Board Secretary