

(R-2004-718)

RESOLUTION NUMBER R- 298835

ADOPTED ON FEB 02 2004

WHEREAS, the member agencies entered into a Joint Powers Agreement, on August 12, 1992, as amended from time to time, for the purpose of creating and maintaining a xeriscape demonstration garden in the furtherance of water conservation; and

WHEREAS, Article 27 of the Joint Powers Agreement provides that the agreement may be amended by the approval of all the governing bodies to the Joint Powers Agreement; and

WHEREAS, the Joint Powers Agreement did not adequately provide a process by which a member of the Water Conservation Authority could withdraw or adequately set forth the effect of such withdrawal; and


WHEREAS, the member agencies of the Water Conservation Authority desire to amend the Joint Powers Agreement to add provisions regarding the withdrawal of a Water Conservation Authority member, regarding the effect of such withdrawal and to make other minor amendments, by the execution of an Amended and Restated Joint Powers Agreement; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized to approve the Amended and Restated Joint Powers Agreement creating the Water Conservation Authority as set forth in the proposed amendment attached hereto under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR298835.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said

City, an Amended and Restated Joint Powers Agreement creating the Water Conservation Authority subject to additions or modifications thereto as they may deem in the best interest of the City of San Diego, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR 298835.

APPROVED: CASEY GWINN, City Attorney

By 
John F. Kirk
Deputy City Attorney

JFK:amp
1/12/04
Org. Dept.: Water Department
Aud.Cert: N/A
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