

DISCOVERY CLEAN WATER ALLIANCE

RESOLUTION NO. 2024 – 02

A RESOLUTION OF DISCOVERY CLEAN WATER ALLIANCE, REPEALING RESOLUTION NO. 2014-05 (NOTICE OF CONTRACTS); AND PROVIDING FOR RELATED MATTERS.

BE IT RESOLVED by the Board of Directors (the “Board”) of the Discovery Clean Water Alliance (the “Alliance”) as follows:

Section 1. Findings and Determinations. The Board takes note of the following facts and makes the following findings and determinations:

(a) Under Section IV.B of the Discovery Clean Water Alliance Interlocal Formation Agreement (the “Alliance Agreement”), the Board exercises policy, oversight and governance functions for the Alliance.

(b) In accordance with Sections V.A and V.B of the Alliance Agreement, the Administrative Lead administers and manages the overall affairs of the Alliance and the Regional Assets, other than operation of the Regional Assets, pursuant to the Discovery Clean Water Alliance Administrative Lead Agreement (the “Administrative Lead Agreement”). Under Section 2.1.3 of the Administrative Lead Agreement, the Administrative Lead reports to the Board regarding Administrative Lead services and Alliance activities and projects, including Capital Plan delivery.

(c) In accordance with Sections V.A and V.C of the Alliance Agreement, the Operator operates the Assigned Regional Assets pursuant to the Discovery Clean Water Alliance Operator Agreement (the “Operator Agreement”). Under Section 2.1.5 of the Operator Agreement, the Operator reports to the Alliance and appropriate Alliance standing committees regarding its duties and responsibilities under the Operating Agreement, including delivery of significant maintenance and repair and replacement projects, and the capacity of the Assigned Regional Assets.

(d) Consistent with the Alliance Agreement and the Administrative Lead Agreement, the Board adopted Resolution No. 2019-06 to delegate certain routine administrative and business decision making authority to the Administrative Lead and all appropriate officers of the Administrative Lead to accomplish the purposes of the Alliance, thereby allowing the Board to focus its activities on its policy, oversight and governance functions for the Alliance.

(e) By Resolution No. 2014-05, the Board previously established a procedure to notify the Board and certain Alliance standing committees of contracts entered into by the Administrative Lead and the Operator.

(f) Consistent with the Alliance Agreement, the Administrative Lead Agreement, the Operator Agreement and Resolution No. 2019-06, and to further allow the Board to focus on its policy, oversight and governance functions for the Alliance, the Board now desires to repeal Resolution No. 2014-05.

Section 2. Repeal of Resolution No. 2014-05. Resolution No. 2014-05 is hereby repealed.

Section 3. Effective Date. This resolution is effective immediately upon its adoption.

ADOPTED by the Board of Directors of the Discovery Clean Water Alliance at a regular meeting held on September 20, 2024.

DISCOVERY CLEAN WATER ALLIANCE



Chair, Board of Directors