RESOLUTION NO. 3734

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTE SERENO
AUTHORIZING THE WEST VALLEY CLEAN WATER PROGRAM AUTHORITY TO
COLLECT THE STORM WATER FEE ON BEHALF OF THE CITY OF MONTE
SERENO TO CONTINUE THE CLEAN WATER PROGRAM

WHEREAS, in 1992, the City of Monte Sereno (the "City") entered into an
agreement with the West Valley Sanitation District (the "District") to manage the storm
water program for the City known as the Clean Water Program; and

WHEREAS, this agreement provided a procedure for the District, as the agent of
the City, to set and implement a fee to be used to fund the Clean Water Program for the
City; and

WHEREAS, the District and the City followed the procedures in the agreement
and set such a fee; and

WHEREAS, the fee has been collected since the 1994-95 fiscal year without
modification or increase; and

WHEREAS, the District has provided notice of its intended withdrawal from the
Clean Water Program in July 2020; and

WHEREAS, in response to the District's withdrawal, on April 2018, the City,
along with the cities of Saratoga and Campbell and the Town of Los Gatos (collectively
referred to as the "Cities"), formed the West Valley Clean Water Program Authority, a
California Joint Powers Authority (the "JPA"), to take over the management of the Clean
Water Program; and

WHEREAS, in the Joint Powers Agreement adopted by the Cities to form the
JPA, the Cities gave the JPA the power to collect fees and charges to support the Clean
Water Program; and

WHEREAS, the continued collection of the City's fee is essential to the
continuation of the Clean Water Program; and

WHEREAS, the City desires to have the JPA collect the fee.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY
OF MONTE SERENO AS FOLLOWS:

1. The City hereby ratifies the amount of the fee that has been collected since the
   1994-95 fiscal year and asks the JPA to take over the collection of the fee
   without increase or modification of the fee.

2. The City Manager or his designee is hereby directed to work with the JPA to
   transfer to the JPA the collection duties for the fee.
REGULARLY PASSED AND ADOPTED on this 7th day of MAY, 2019, by the following vote:

AYES: Council Members Ellahie, LaBouve, Leuthold and Mayor Turner

NOES: None

ABSTAIN: None

ABSENT: Council Member Lawler

Rowena Turner, MAYOR

ATTEST:

Andrea M. Chelemengos, CITY CLERK