

EXHIBIT A

panoche water district RESOLUTION NO. 783-21

A RESOLUTION AUTHORIZING THE PLACEMENT OF DISTRICT SPECIAL ASSESSMENTS ON THE COUNTY OF FRESNO'S SECURED TAX ROLL IN ACCORDANCE WITH SECTIONS 4702 AND 4702.5 OF THE REVENUE AND TAXATION CODE

WHEREAS, the Panoche Water District (the "District") is a California water district established in 1953 with statutory authority pursuant to California Water District Law (Water Code sections 34000-38500); and

WHEREAS, the District is a multi-county water district located on the west side of the San Joaquin Valley, spanning portions of Merced and Fresno Counties; and

WHEREAS the District is authorized through Proposition 218 and the California Constitution, Articles XIII C and D, to levy assessments against lands that receive a special benefit; and

WHEREAS, on March 23, 2021, and in accordance with Proposition 218, the Board of Directors reviewed and adopted as final the District's Proposition 218 Engineer's Report, and directed staff to take action to prepare and mail the appropriate materials, including notices and ballots, associated with the two proposed assessments; and

WHEREAS, the first proposed assessment was to pay the debt service on a 30-year bond to fund the District's obligations under its Repayment Contract and the District's obligations under its Settlement Agreement with the United States, for which the District proposes to assess each assessable acre in the District up to \$38.09 per year for thirty (30) years (the "Proposed Assessment Regarding Contractual Obligations") and

WHEREAS, the second proposed assessment was to fund certain to-be-identified water system modernization projects which will be designed to produce a high return on investment, and for which the District proposes to assess each assessable acre in the District up to \$21.91 for as long as is needed to fund any of the identified water system modernization projects (the "Proposed Assessment Regarding Future Modernization Projects"); and

WHEREAS, on April 15, 2021, notice and ballots were mailed to all landowners and owners of record of lands within the District whose lands may be subject to the proposed assessments and each ballot was weighted according to the proportional financial obligation of the relevant affected property; and

WHEREAS, the Article XIII D of the California Constitution and the Proposition 218 Omnibus Implementation Act provide that if a majority of the weighted votes does not oppose the assessments, an agency such as the District may vote to levy the assessments; and

WHEREAS, on June 2, 2021, the District held a public hearing on the proposed assessments and invited any objections, protests, and verbal or written testimony regarding the proposed assessments; and

WHEREAS, in accordance with law and the notice mailed on April 15, 2021, the District accepted ballots until 12:00 p.m. on June 2, 2021; and

WHEREAS, at the close of the public hearing, the District's independent consultants tabulated the ballots on the proposed assessments; and

WHEREAS, after the District's independent consultants had finished tabulating the ballots on the proposed assessments, the District's independent consultants reported the results of the tabulation to the Board of Directors in a properly noticed and held Special Meeting of the Board of Directors; and

WHEREAS, at a properly noticed Regular Meeting of the Board of Directors, the Board of Directors adopted Resolution No. 781-21, where it found that both proposed assessments had passed, resolved to levy the assessments on lands within the District in accordance with the Final Proposition 218 Engineer's Report, and directed staff to take any and all actions necessary to levy the assessments; and

WHEREAS, Chapter 3, Part 8, Division 1 of the Revenue and Taxation Code (the Alternative Method of Distribution of Tax Levies and Collections of Tax Sale Proceeds or "Teeter Plan") provides an alternative procedure for the distribution of tax levies on the secured roll made by counties as the tax-levying and tax-collecting agency for other political subdivisions such as the District (the "Alternative Procedure"); and

WHEREAS, Revenue and Taxation Code section 4701 states that the object of the Alternative Procedure is to simplify the tax-levying and tax-apportioning process and to increase flexibility in the use of available cash resources; and

WHEREAS, the Fresno County Board of Supervisors, as provided for in Revenue and Taxation Code section 4702, placed into effect the Alternative Procedure through Fresno County Resolution number 93-572; and

WHEREAS, in order to participate in the Alternative Procedure, Fresno County requires the District to adopt and record a resolution authorizing the placement of assessments on the secured tax roll, and the Board of Directors intends this Resolution to meet that requirement; and

WHEREAS, the District's Board of Directors intends this Resolution to serve as the resolution required for the District to participate in the Alternative Procedure, sometimes referred to as the Teeter Plan, including the resolution called for in Revenue and Taxation Code sections 4702 and 4715 and in Fresno County Resolution number 93-572.

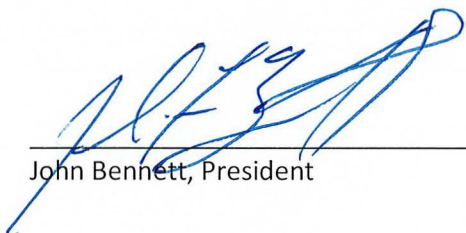
NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. The Board of Directors finds that the above Recitals are true and correct and are incorporated into this Resolution.

2. The Board of Directors authorizes the placement of the Assessment Regarding Contractual Obligations and the Assessment Regarding Future Modernization Projects on the County's secured tax roll in accordance with the Alternative Procedure provided for in Revenue and Taxation Code sections 4701 through 4717, as applicable, and as specifically provided for in Revenue and Taxation Code sections 4701, 4702, and 4702.5.
3. In accordance with Revenue and Taxation Code section 4715 and Fresno County Resolution number 93-572, for purposes of application to tax levies, including the two assessments named above, made by Fresno County on behalf of the District, the Board of Directors agrees that the Fresno County Treasury shall be the legal depository of funds and respectfully requests the County to similarly agree.
4. The District's officers, staff, and consultants are hereby authorized and directed to take all additional actions they deem necessary or appropriate to carry out the intent of this Resolution.
5. A certified copy of this Resolution shall be prepared and transmitted by the District's Secretary to Fresno County to be recorded.

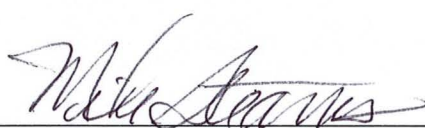
PASSED AND ADOPTED this 13th day of July, 2021, by the following vote, to wit:

Ayes:	Bennett, Redfern-West, Stearns, Linneman, Koda
Nays:	None
Abstain:	None
Absent:	None



John Bennett, President

Attest:

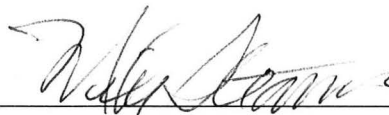


Mike Stearns, Secretary

**CERTIFICATE OF THE SECRETARY
OF
THE PANOCHÉ WATER DISTRICT
A California Water District**

I, Mike Stearns, do hereby certify that I am the duly authorized and appointed Secretary of the Panoche Water District, a California Water District (the "District"); that the preceding is a true and correct copy of that certain Resolution duly and unanimously adopted and approved by the Board of Directors of the District on the 13th of July 2021; and that said Resolution has not been rescinded and remains in full force and effect as the date hereof.

IN WITNESS WHEREOF, I have executed this Certificate on this 14th day of July 2021.

A handwritten signature in dark ink, appearing to read "Mike Stearns", is written over a horizontal line.

Mike Stearns, Secretary