

Resolution No. 2024-05

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
WESTERN HILLS WATER DISTRICT AUTHORIZING USE OF DIABLO GRANDE COMMUNITY
FACILITIES DISTRICT NO. 1 SPECIAL TAXES FOR TO MAINTAIN AND PROTECT CFD-
OWNED REAL PROPERTIES**

WHEREAS, the Western Hills Water District, an agency of the State of California (“WHWD”), has conducted proceedings resulting in the formation of the Community Facilities District No. 1 (“CFD”) and the issuance and sale of bonds or debt pursuant to the Mello-Roos Community Facilities Act of 1982 (Cal. Gov. Code §53311, et seq.; the “Act); and

WHEREAS, on August 23, 2023 the WHWD Board of Directors duly adopted WHWD Resolution No. 2023-06, which among other things, identified parcels of CFD-owned real (the “CFD Properties”) and authorized WHWD to use Community Facilities District No. 1 Special Tax Revenues received by WHWD for “administrative expenses to maintain and protect the CFD Properties;”

WHEREAS, Funds are owed from the CFD for legal and administration specifically related to the CFD that were paid by WHWD operational reserves.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the WHWD acting as the Legislative Body of its CFD No. 1 that:

1. \$136,000 be transferred from the CFD account to the WHWD operations account.
2. The expenditures identified herein were necessary in order to complete the repair and final asphalt resurface on Diablo Grande Parkway due to the water main break.
3. This Resolution shall be effective immediately, and the Secretary and Treasurer shall be authorized to undertake all actions necessary to enforce the terms of this Resolution.

Motioned by Director, M. Kovich, second by Director, M. George Johnson

Upon roll call the following vote was had:

Ayes: Directors, M. Kovich, M. George Johnson, M. Davies

Noes: Directors, M. Gene Johnson, J. Frederick

Abstain: 0

Absent: 0

I, Mary Davies, Secretary of the Board of Directors of the Western Hills Water District, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a special meeting of the said Board of Directors held the 8th day of May, 2024.

