

RESOLUTION NO. 2020-59

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELL GARDENS, CALIFORNIA, AWARDING A LEASE AGREEMENT BETWEEN THE CITY OF BELL GARDENS AND LIBERTY UTILITIES CORPORATION FOR GROUNDWATER ANNUAL PUMPING RIGHTS

WHEREAS, in 1991, the City of Bell Gardens (the "City") purchased the City Water System from the Park Water Company;

WHEREAS, the main source of supply since 1997 has been Water Well No. 1;

WHEREAS, the City has 1,914 acre-feet of Groundwater Pumping Rights in the Central Basin Groundwater Basin pursuant to a Court Adjudication of the Basin;

WHEREAS, the City's water system uses approximately 1,140 acre-feet of those annual rights;

WHEREAS, staff solicited bids for the leasing rights to thirteen (13) water agencies in the Central Basin Groundwater Basin;

WHEREAS, the City received one (1) offer from Liberty Utilities for 750 acre-feet for water year 2020-2021 at \$120 per acre-feet for a total of \$90,000 and for water year 2021-2022 for 750 acre-feet at \$120 per acre foot for a total of \$90,000;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Bell Gardens as follows:

SECTION 1. The City Council hereby finds that the above recitals are true and correct and incorporate them herein by this reference.

SECTION 2. The City Council hereby awards the leasing of 750 acre-feet for water year 2020-2021 at \$120 per acre-feet for a total of \$90,000 and for water year 2021-2022 for 750 acre-feet at \$120 per acre foot for a total of \$90,000 to Liberty Utilities;

SECTION 3. The City Council hereby authorizes and directs the City Manager to execute the lease agreements for water year 2020-2021 and 2021-2022 to Liberty Utilities in a form approved by the City Attorney and consistent with the Staff Report presented concurrently with this Resolution, and any and all other ancillary documents reasonably necessary to effectuate the intent of this Resolution.

SECTION 4. If any part of this Resolution or its application is held to be invalid, the remainder of the Resolution shall not be affected and shall continue in full force and effect;

SECTION 5. The City Clerk shall attest and certify to the passage and adoption of this Resolution and enter it into the book of original resolutions, and it shall become effective immediately upon its approval.

PASSED, APPROVED AND ADOPTED this 27th day of July, 2020.

THE CITY OF BELL GARDENS

Alejandra Cortez, Mayor

APPROVED AS TO FORM:

ATTEST:

Rick Olivarez
City Attorney

Jane Halstead
City Clerk