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**BLACKHAWK
GEOLOGIC HAZARD ABATEMENT DISTRICT**

TO: Blackhawk GHAD
Board of Directors

FROM: GHAD Attorney Patricia Curtin

BOARD MEETING DATE: June 21, 2016

SUBJECT: Blackhawk GHAD Resolution No. 2016/01

RECOMMENDATION(S):

ADOPT Blackhawk GHAD Resolution No. 2016/01 adopting the GHAD budget for 2016/2017 fiscal year and updating GHAD Manager payment limit under the Consulting Services Agreement, as recommended by the GHAD Attorney and General Manager.

FISCAL IMPACT:

The GHAD is funded 100% through assessments levied on properties within the GHAD. Therefore, there is no impact on the County General Fund.

BACKGROUND:

On June 4, 1985, the Contra Costa County Board of Supervisors adopted Resolution No. 85/289 approving the formation of the Canyon Lakes Geologic Hazard Abatement District (GHAD) and appointed itself to serve as the GHAD Board of Directors. The GHAD Board is requested to adopt budgets for the GHAD operations each fiscal year. The GHAD Board is being requested to adopt the fiscal year budget for 2016/2017 as prepared by the GHAD General Manager, Sands Construction Company, Inc., which is attached to Resolution No. 2016/01. The budget identifies the annual payment limit as \$163,000, under Administration.

CONSEQUENCE OF NEGATIVE ACTION:

The GHAD will not be able to continue operation starting July 1, 2016 if the budget is not approved.

**THE BOARD OF DIRECTORS OF BLACKHAWK
GEOLOGIC HAZARD ABATEMENT DISTRICT**

Adopted this Resolution on June 21, 2016, by the following vote:

AYES: Candace Andersen, Federal D. Glover Karen Mitchoff, Mary N. Piepho

NOES: None

ABSENT: John Gioia

ABSTAIN: None

RESOLUTION NO. 2016/01 (BLACKHAWK GHAD)

SUBJECT: Adopting 2016/2017 annual budget and updating GHAD Manager rates under the existing consulting services agreement.

WHEREAS, on April 22, 1986, the Contra Costa County Board of Supervisors adopted Resolution 86/210 approving the formation of the Blackhawk Geologic Hazard Abatement District (GHAD) and appointed itself to serve as the GHAD Board of Directors.

WHEREAS, on March 15, 2011, pursuant to Resolution No. 2011/01, the GHAD Board approved the consultant services agreement (Agreement) with Sands Construction Company, Inc., to act as Interim GHAD Manager. This Agreement, in section 3, requires the GHAD Board to determine by resolution each fiscal year the annual payment limit for GHAD Manager services.

WHEREAS, on January 08, 2013, pursuant to Resolution No. 2014/05, the GHAD Board removed the term "Interim" from the GHAD Manger title, the Agreement was incorporated therein by reference.

WHEREAS, the GHAD Board of Directors desires to adopt the budget for the fiscal year 2016/2017 prepared by the GHAD Manager, Sands Construction Company, Inc., attached hereto as Exhibit A. The budget attached in Exhibit A identifies the annual payment limit at \$163,000 at page 2, under Administration.

The Board of Directors of the GHAD HEREBY RESOLVES THAT:

1. The GHAD Board approves the GHAD budget for the 2016/2017 fiscal year attached as Exhibit A and incorporated herein by this reference.
2. The GHAD Board adopts the annual payment limit for GHAD Manager services at \$163,000 as set forth in Exhibit A and incorporates this payment limit into the consulting services agreement.
3. The recitals are incorporated herein by this reference.

This Resolution shall become effective immediately upon its passage and adoption.