

RESOLUTION NO. _____

WHEREAS, in 1991, the City of Los Angeles Department of Water and Power (LADWP) and the County of Inyo (County) entered into the Agreement Between the County and the City of Los Angeles and its Department of Water and Power on a Long-Term Groundwater Management Plan for Owens Valley and Inyo County (Water Agreement); and

WHEREAS, the Water Agreement provides for, among other things, the implementation of the Lower Owens River Project (LORP), which includes the rewatering of a portion of the Owens River, the maintenance of certain off-river lakes and ponds, the establishment of the Blackrock Waterfowl Management Area, enhancement of the Delta Habitat Area, and a pump station; and

WHEREAS, Section XII of the Water Agreement provides, among other things, that LADWP and the County will jointly fund and operate the LORP after it has been implemented (except for the costs of operating and maintaining the pump station which will be funded by LADWP); and

WHEREAS, in July 2004, LADWP and the County adopted an Environmental Impact Report (EIR) that addressed the LORP and contained a draft Post Implementation Policy for the shared responsibility between the County and LADWP to fund the LORP; and

WHEREAS, Section 2.2.1 of the Final LORP EIR requires the Inyo/Los Angeles Technical Group to develop an annual work plan and budget for the LORP; and

WHEREAS, the Agreement Between the County of Inyo and City of Los Angeles Department of Water and Power Concerning Operation and Funding of the Lower Owens River Project (Agreement) was approved by the Board of Water and Power Commissioners (Board) on May 18, 2010 through Resolution No. 010106, effective until July 11, 2022; and

WHEREAS, operations, maintenance, hydrologic monitoring, and some adaptive management will continue in the LORP beyond the expiration of the Agreement; and

WHEREAS, Amendment No. 1 to the Agreement was approved by the Board on September 13, 2022, through Resolution 023048, extending the Agreement until July 11, 2024; and

WHEREAS, representatives of LADWP and the County have prepared Amendment No. 2 to the Agreement to their governing boards for approval to extend the Agreement for a period of two years from the date of the prior extension's expiration on July 11, 2024, until July 11, 2026, to allow for the continuation of joint funding of LORP post-implementation costs by LADWP and the County.

NOW, THEREFORE, BE IT RESOLVED that Amendment No. 2 to the Agreement, approved as to form and legality by the City Attorney and on file with the Secretary of the Board, is hereby approved.

BE IT FURTHER RESOLVED, that the Chief Accounting Officer of LADWP, upon proper certification, is authorized to draw demands on the Water Revenue Fund in payment of obligations arising from Amendment No. 2 to the Agreement.

BE IT FURTHER RESOLVED, that the President or Vice President of this Board, or the General Manager, or such person as the General Manager shall designate in writing, and the Secretary, Assistant Secretary, or the Acting Secretary of the Board or his designee are hereby authorized, empowered, and directed to execute Amendment No. 2 of the Agreement for and on behalf of LADWP.

BE IT FURTHER RESOLVED, that Amendment No. 2 of the Agreement will have an effective date of July 11, 2024.

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of the Resolution adopted by the Board of Water and Power Commissioners of the City of Los Angeles at its meeting held

Secretary

**APPROVED AS TO FORM AND LEGALITY
HYDEE FELDSTEIN SOTO, CITY ATTORNEY**

August 20, 2024



BY _____

**MORGAN L. HECTOR
DEPUTY CITY ATTORNEY**