

**RESOLUTION NO. 05-04**

**A RESOLUTION OF THE WESTERN RIVERSIDE COUNTY REGIONAL  
CONSERVATION AUTHORITY BOARD OF DIRECTORS APPROVING  
THE FORM OF AND AUTHORIZING THE EXECUTION OF A FIFTH  
AMENDED JOINT POWERS AGREEMENT AND PARTICIPATION IN  
THE SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY  
PROPERTY AND LIABILITY PROGRAM**

**WHEREAS**, Western Riverside County Regional Conservation Authority, a special district duly organized and existing under and by virtue of the laws of the State of California (the “District”), has determined that it is in the best interest and to the advantage of the District to participate for at least three years, in the property and liability program offered by the Special District Risk Management Authority (the “Authority”); and

**WHEREAS**, California Government Code Section 6500 *et seq.*, provides that two or more public agencies may by agreement jointly exercise any power common to the contracting parties; and

**WHEREAS**, Special District Risk Management Authority was formed in 1986 in accordance with the provisions of California Government Code 6500 *et seq.*, for the purpose of providing its members with risk financing and risk management programs; and

**WHEREAS**, California Government Code Section 990.4 provides that a local public entity may self-insure, purchase insurance through an authorized carrier, or purchase insurance through a surplus lines broker, or any combination of these; and

**WHEREAS**, participation in Special District Risk Management Authority programs requires the District to execute and enter into a Fifth Amended Joint Powers Agreement (the “Amended JPA Agreement”); which states the purpose and powers of the Authority; and

**WHEREAS**, all acts, conditions and things required by the laws of the State of California to exist, to have happened and to have been performed precedent to and in connection with the consummation of the transactions authorized hereby do exist, have happened and have been performed in regular and due time, form and manner as required by law, and the District is now duly authorized and empowered, pursuant to each and every requirement of law, to consummate such transactions for the purpose, in the manner and upon the terms herein provided.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE DISTRICT AS FOLLOWS:**

Section 1. Findings. The Board hereby specifically finds and determines that the actions authorized hereby relate to the public affairs of the District.

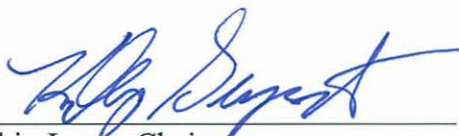
Section 2. Fifth Amended JPA Agreement. The Amended JPA Agreement, proposed to be executed and entered into by and between the District and members of the Special District Risk Management Authority, in the form presented at this meeting and on file with the District Secretary, is hereby approved. The Board Chairman or designee are hereby authorized and directed, for and in the name and on behalf of the District, to execute and deliver to the Authority the Amended JPA Agreement in substantially said form, with such changes therein as such officers may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof.


Section 3. Program Participation. The District Board of Directors approves participating for three full programs years in Special District Risk Management Authority Property and Liability program and the California Special Districts Association.

Section 4. Other Actions. The Board Chairman or designee of the Western Riverside County Regional Conservation Authority are each hereby authorized and directed to execute and deliver any and all documents which are necessary in order to consummate the transactions authorized hereby and all such actions heretofore taken by such officers are hereby ratified, confirmed and approved.

Section 5. Effective Date. This resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED at the regular meeting of the Board of Directors at the Western Riverside County Regional Conservation Authority held this 2nd day of May, 2005.

By:   
Robin Lowe, Chairman  
Western Riverside County  
Regional Conservation Authority

ATTEST:  
By:   
Honey Bernas, Clerk  
Western Riverside County  
Regional Conservation Authority