

RESOLUTION NO. 2023-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THE FORM OF RECYCLED WATER AGREEMENTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENTS ON BEHALF OF THE CITY

THE CITY COUNCIL OF THE CITY OF TEMECULA DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Rancho California Water District (“RCWD”), as a part of Santa Rosa Regional Resources Authority (“SRRRA”), a Joint Powers Authority, owns and operates a Regional Water Reclamation System which is a sewage interceptor, transmission, treatment, disposal, and water reclamation facilities.

Section 2. Water that has been completely treated through RCWD’s Regional Water Reclamation System is considered recycled water. In accordance with RCWD’s policies, the recycled water, which results from the operation of the Regional Water Reclamation System, has been made available for approved uses.

Section 3. RCWD prepared two versions of a Recycled Water Agreement (“Agreement”) for use on any projects located within the City that will operate a recycled water system. One version of the Agreement is used in cases where the User is a developer or private entity. The other version of the Agreement is used in cases where the User is a public entity. The Agreement specifies whether the Property on which the recycled water system will be operated is owned by a public entity or by another party.

Section 4. An Agreement in which the City is the User or owner of the Property on which the recycled water system will be operated, would be reviewed and approved by the City Engineer and City Attorney prior to routing said Agreement for execution, with such changes as mutually agreed to between the Public Works Department and City Attorney.

Section 5. An Agreement in which the User of the recycled water system is a developer or private entity would result in no fiscal impact to the City. An Agreement in which the User is the City of Temecula would result in costs relating to the operation and use of the recycled water system. Such costs for the recycled water commodity and applicable service charges will be included in the current Fiscal Year Operating Budget.

Section 6. The City Council hereby authorizes the City Manager to execute that certain agreement entitled “Recycled Water Agreement” on behalf of the City in the form attached to this Resolution, with such provisions that apply to the specific project, Property, or recycled water system that are the subject of the Agreement, and with any non-substantive changes and completed exhibits as may be approved by the Public Works Department and the City Attorney as necessary and convenient to implement the purposes of the Agreement.

Section 7. The City Manager is hereby authorized to execute such Recycled Water Agreement, subject to City Attorney's final review.

Section 8. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Temecula this 22nd day of August, 2023.

Zak Schwank, Mayor

ATTEST:

Randi Johl, City Clerk

[SEAL]

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss
CITY OF TEMECULA)

I, Randi Johl, City Clerk of the City of Temecula, do hereby certify that the foregoing Resolution No. 2023- was duly and regularly adopted by the City Council of the City of Temecula at a meeting thereof held on the 22nd day of August, 2023, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

Randi Johl, City Clerk