

**RESOLUTION NO 2007-02**

A RESOLUTION OF THE

**LOCAL AGENCY FORMATION COMMISSION OF MENDOCINO  
COUNTY**

**APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND  
DELIVERY OF A SIXTH AMENDED JOINT POWERS AGREEMENT FOR  
THE SPECIAL DISTRICTS RISK MANAGEMENT ASSOCIATION**

WHEREAS, LAFCO of Mendocino County a public agency duly organized and existing under and by virtue of the California Government Code and laws of the State of California (the "Member Agency"), has entered into the Fifth Amended and Restated Joint Powers Agreement (the "Original Agreement"), relating to the Special District Risk Management Authority (the "Authority"); and

WHEREAS, the LAFCO of Mendocino County and the other members of the Authority (the "Members") find it beneficial to amend the Original Agreement (i) to amend Article 25 of the agreement regarding administrative fees paid by the Authority to the California Special District Association, and (ii) to make certain other amendments to the Original Agreement; and

WHEREAS, in order to implement the foregoing, the Member Agency and the Members propose to execute and enter into a Sixth Amended Joint Powers Agreement (the "Amended JPA Agreement"); 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 Governing Body 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 GOVERNING BODY OF THE MEMBER AGENCY AS FOLLOWS:

Section 1. Findings. The Governing Body of LAFCO of Mendocino County, hereby specifically finds and determines that the actions authorized hereby relate to the public affairs of the of the agency.

Section 2. Amended JPA Agreement. The Amended JPA Agreement, proposed to be executed and entered into by and between the Member Agency and the Members, in the form presented at this meeting and on file with the District Secretary, is hereby approved. Chairman Jere Melo and Executive Officer Frank McMichael ("The Authorized Officers") are hereby

**EXECUTION BY MEMBER**

The Amended and Restated Joint Powers Agreement of the Special District Risk Management Authority, has been approved by the Board of Directors of the Member listed below, on the date shown, and said Member agrees to be subject to all of the terms and conditions set forth in said Agreement.

Entity Name: LAFCO OF MENDOCINO COUNTY

By: [Signature] President CHAIR

By: Frank McMichael Clerk EXECUTIVE OFFICER

Date: October 8, 2007

**EXECUTION BY AUTHORITY**

The Special District Risk Management Authority (the "Authority"), operating and functioning pursuant to this Sixth Amended Joint Powers Agreement, hereby accepts the entity named above as a participating member in the Authority, subject to all of the terms and conditions set forth in this Sixth Amended Joint Powers Agreement and in the Bylaws, effective as of

\_\_\_\_\_.

**SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY**

By: \_\_\_\_\_  
Ken Sonksen, President  
Board of Directors

Date: \_\_\_\_\_