

Amador Water Agency

**Memorandum of Understanding Between Amador County and the Amador  
Water Agency**

Adopted: April 28, 1994

Reviewed 04-23-2020

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**100.00** A Memorandum of Understanding has been formulated between the Amador Water Agency and the County of Amador respecting the cooperative planning for long-term water needs in Amador County to meet existing and future water supply needs. The Memorandum of Understanding reads as follows:

*“This Memorandum of Understanding is made this 28<sup>th</sup> day of April, 1994, in Amador County, California, between the County of Amador, a political subdivision of the State of California (hereinafter referred to as “County”) and the Amador (County) Water Agency, a public agency created by special act of the Legislature of the State of California (hereinafter referred to as “Water Agency”).*

*WITNESSETH:*

WHEREAS, the County and the Water Agency each have the authority to plan for, acquire and develop water supplies to meet the existing and future water demands of the inhabitants of Amador County; and

WHEREAS, the County and the Water Agency each wish to formalize their cooperation in planning for the long-term water supply needs of the County in order to avoid future water shortages; and

WHEREAS, the County and the Water Agency have studied and pursued new water supply projects on the Mokelumne and Cosumnes Rivers; and

WHEREAS, the County and the Water Agency desire to enter into a joint effort to plan for and develop the necessary water supplies to meet the future water requirements for Amador County; and

WHEREAS; by establishing a cooperative relationship and combining the respective resources of the two entities, the Water Agency and the County will be able to more effectively and efficiently develop a cohesive and unified plan for the development of additionally needed water supplies and thereby better serve the County; and

WHEREAS, in order to begin the process of developing a cohesive and unified water plan, the County and the Water Agency recognize that it is necessary to arrive at an understanding concerning several critical issues, such as future water demand and supply sources to meet such

demand, and that resolution of such key issues should be jointly pursued through this Memorandum of Understanding.

NOW, THEREFORE, the parties hereto have the following understandings:

1. Common Understanding Respecting Future Water Needs Within Amador County. The parties shall meet to address and determine the future water demands for Amador County, where and when those demands will occur in the County, and what additional water supplies will be needed to meet the identified demands. Such determinations shall be made on the basis of all the existing information available to the parties, together with any additional information which the parties determine is necessary. If it is concluded that additional information is needed, the parties shall determine who will prepare such additional information and how the cost of such preparation will be shared between them.
2. Assessment of Alternatives to Meet Future Water Supply Needs. The parties shall meet to assess the various water supply alternatives that may be available to meet the identified future water demands. Such assessment shall evaluate the realistic supply sources when considering environmental, water right, financial and other constraints. The assessment shall be based on all of the existing information available to the parties, together with any additional information which the parties decide is necessary. If additional information is warranted, the parties shall determine who will prepare such information and how the costs of such preparation will be shared between them.
3. Unified Development of New Water Projects. On and after the effective date of this Memorandum of Understanding, for any new project which would provide a new supply of water for Amador County over and above the existing water supplies of the parties, the parties shall first meet and confer to address how the project will be financed and operated.
4. Term of Memorandum of Understanding. This Memorandum of Understanding will take effect on the date first above written and shall continue in effect until terminated in writing by one of the parties.
5. Consolidation of Water Development Activities. The Joint Water Committees of the County Board of Supervisors and the Water Agency will develop a plan to consolidate all water development activities into a single entity.

IN WITNESS WHEREOF, the parties have executed this Memorandum of Understanding on the date first written above.

COUNTY OF AMADOR

Edward Bamert  
Chairman, Board of Supervisors

ATTEST:  
Catherine J Giannini

Clerk of the Board of Supervisors

AMADOR COUNTY WATER AGENCY

Dave Seppi  
President, Board of Directors

ATTEST:  
Kimberly A. Lewis  
Clerk of the Board of Directors