

FIRST AMENDMENT
TO THE
MEMORANDUM OF UNDERSTANDING
ESTABLISHING THE
NORTH BAY WATER REUSE AUTHORITY

This First Amendment to the Memorandum of Understanding Establishing the North Bay Water Reuse Authority (First Amendment) is made by and among the Sonoma County Water Agency, Sonoma Valley County Sanitation District, Napa Sanitation District, Novato Sanitary District and Las Gallinas Valley Sanitary District (the “Member Agencies”) with reference to the following:

WHEREAS, the Memorandum of Understanding Establishing the North Bay Water Reuse Authority (MOU) was executed by the North Bay Water Reuse Authority (NBWRA) Member Agencies (Sonoma County Water Agency, Sonoma Valley County Sanitation District, Napa Sanitation District, Novato Sanitary District and Las Gallinas Valley Sanitary District) in August 2005 to explore the feasibility of coordinating interagency efforts to expand the beneficial use of recycled water in the North Bay Region thereby promoting the conservation of limited surface water and groundwater resources, and

WHEREAS, the Member Agencies have established a goal to meet local recycled water demands as a priority and desire to state said priority in the MOU, and

WHEREAS, in accordance with section 6.c of the MOU, approval by the governing bodies of two-thirds of all Member Agencies is required to modify this MOU; and

WHEREAS, each of the Member Agencies has approved this First Amendment.

NOW, THEREFORE, the Member Agencies hereby amend the MOU as follows:


Section 2 of the MOU is amended to read:

“2. Purpose. This MOU is being entered into in order to establish the North Bay Water Reuse Authority and to carry out the mission, goals and objectives stated herein related to the expansion of beneficial uses of recycled water in the North Bay Region giving first and highest priority to local needs for recycled water and only exporting recycled water surplus to local needs. While this MOU will coordinate the efforts of the Member Agencies to further the goals of the Authority, there is no intent to form an independent Joint Powers Authority as set forth in Government Code § 6500 et seq.”


Except as expressly set forth above, the remaining terms and conditions of the MOU shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as set forth below.


Sonoma County Water Agency

By: 
Randy D. Poole
General Manager/Chief Engineer
Per Board action dated 1/15/08


Napa Sanitation District

By: 
Michael Abramson
General Manager
Per Board action dated 1/16/08


Sonoma Valley County Sanitation District

By: 
Randy D. Poole
General Manager/Chief Engineer
Per Board action dated 1/15/08

Novato Sanitary District

By: 
Beverly James
Manager – Engineer
Per Board action dated 11/5/07

Las Gallinas Valley Sanitary District

By: 
Mark Williams
District Manager
Per Board action dated 1/3/08