

1 RESOLUTION NO. _____

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3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO,
4 CALIFORNIA, APPROVING AN AMENDMENT TO INCLUDE
5 ASSESSOR PARCEL NUMBER 0256-031-21 ON THE
6 EXTRATERRITORIAL WASTEWATER SERVICE AGREEMENT FOR
7 THE COLTON JOINT UNIFIED SCHOOL DISTRICT PROPERTY
8 LOCATED AT 10750 LAUREL AVENUE, BLOOMINGTON, SAN
9 BERNARDINO COUNTY.

10 WHEREAS, Colton Joint Unified School District, (the "Owner"), represents it holds
11 lawful title to the property located at the 10750 Laurel Avenue, Bloomington, identified by
12 Assessor Parcel Numbers 0256-031-01, 0256-031-02, 0256-031-03 and 0256-031-21 (the
13 "Property") which is located outside the incorporated boundaries of the City of Rialto, (the
14 "City"); and

15 WHEREAS, The City and Owner entered into an Extraterritorial Wastewater Service
16 Agreement on the 28th day of October, 2014 to provide wastewater service to the Property;
17 and

18 WHEREAS, The Extraterritorial Wastewater Service Agreement did not include 0256-
19 031-21; and

20 WHEREAS, the City currently operates a wastewater collection system in Laurel
21 Avenue, and Owner connected the Property to Rialto's wastewater collection system; and

22 WHEREAS, Owner has, pursuant to the terms of an Extraterritorial Wastewater
23 Service Agreement, committed to, at Owner's cost, sewer mainline extensions and lateral with
24 connections from the building drain to the sewer main, including all road cuts, patching,
25 permits and inspections; and

26 WHEREAS, City owns and operates the sewer main running along and within Laurel
27 Avenue; and any other related and/or additional facilities used for the conveyance, treatment
28 or disposal of wastewater originating in the Service Area and any extensions, expansions or

1 replacements of any of the above being hereinafter referred to as the "Rialto Disposal
2 System"; and

3 **WHEREAS**, City has defined and established by Council Resolution a policy and
4 administrative guidelines to provide for wastewater service outside the City's corporate
5 boundaries; and

6 **WHEREAS**, in order to accommodate the conveyance, treatment and disposal of
7 wastewater originating in the Service Area, City has agreed to maintain and/or construct the
8 Rialto Disposal System and such related and/or additional facilities as may be necessary to
9 adequately provide such service for the Service Area in perpetuity; and

10 **WHEREAS**, in consideration of City's agreement to provide adequate conveyance,
11 treatment and disposal services to the Service Area, Owner has agreed to make payments
12 described in an Extraterritorial Wastewater Service Agreement with respect to wastewater
13 from the Property discharged into the Rialto Disposal System (such wastewater being
14 "Service Area Wastewater") calculated at one point three (1.3) times the monthly rates
15 charged by City to customers within Rialto, all on terms and conditions more fully set forth
16 therein.

17 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES**
18 **HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:**

19 **Section 1:** The First Amendment to the Extraterritorial Wastewater Service Agreement
20 authorizing the inclusion of Assessor's Parcel Number 0256-031-21 for the property located at
21 10750 Laurel Avenue, Bloomington, San Bernardino County, is hereby approved as submitted
22 to the City Council concurrently with its adoption of this Resolution.

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WHEREFORE, this Resolution is passed, approved and adopted this 28th day of July, 2020.

DEBORAH ROBERTSON, Mayor

ATTEST:

BARBARA A. McGEE, City Clerk

APPROVED AS TO FORM:

ERIC s. VAIL, Interim City Attorney

1 **STATE OF CALIFORNIA**)
2 **COUNTY OF SAN BERNARDINO**) ss
3 **CITY OF RIALTO**)

4 I, Barbara A. McGee, City Clerk of the City of Rialto, do hereby certify that the
5 foregoing Resolution No. _____ was duly passed and adopted at a regular meeting of
6 the City Council of the City of Rialto held on the 28th day of July, 2020.

7 Upon motion of Councilmember _____, seconded by Councilmember
8 _____, the foregoing Resolution No. _____ was duly passed and
9 adopted.

10 Vote on the motion:

11 AYES:

12 NOES:

13 ABSENT:

14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of
15 the City of Rialto this _____ day of _____, 2020.

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18 _____
19 BARBARA A. MCGEE, CITY CLERK
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