

RESOLUTION NO. 2023-15
A RESOLUTION OF THE SCOTIA COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS ACCEPTING AN IRREVOCABLE OFFER OF
DEDICATION FROM THE TOWN OF SCOTIA, LLC PERTAINING TO
LINEAR UTILITY CORRIDOR INFRASTRUCTURE

WHEREAS, a certain written Asset Transfer Agreement, dated April 27, 2017, between the Town of Scotia, LLC (“TOS”) and Scotia Community Services (“SCSD”) was executed, pursuant to which TOS agreed to transfer its rights and interests in certain infrastructure for water and wastewater lines, pipes storm drains, distribution, and collection systems, streets and street lighting, to Grantee; and

WHEREAS, certain infrastructure utilities are located within utility trenches/utility corridors along the route depicted in the attached “Scotia Infrastructure Improvements” Map attached to the Irrevocable Offer of Dedication, attached hereto as **Exhibit A**, , and said infrastructure constitutes components of the “Linear Infrastructure” as contemplated by the Asset Transfer Agreement; and

WHEREAS, in furtherance of the April 27, 2017, Asset Transfer Agreement, the TOS, as Grantor, seeks to transfer its rights and interests in that certain Linear Utility Corridor Infrastructure described and depicted in the **Exhibit A** hereto, to the SCSD, as Grantee, by way of the aforementioned Irrevocable Offer of Dedication; and

WHEREAS, the SCSD desires to accept the Offer of Dedication in furtherance of its access, monitoring, control, maintenance, and repair of the Utility Corridor Infrastructure under its operational control.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Scotia Community Services District as follows:

1. The Recitals set forth above and the attached Exhibit A attached hereto are incorporated herein and made an operative part of this Resolution.
2. The Irrevocable Offer of Dedication of Utility Corridor Infrastructure from the Town of Scotia, LLC, to the Scotia Community Services District, as set forth in the attached Exhibit A, is hereby accepted, and the President of the Board of Directors is authorized to execute the acceptance of the Irrevocable Offer of Dedication, including any recordings, memoranda, or other documents required to complete the acceptance.
3. The SCSD Board Clerk shall certify the adoption of this resolution, shall cause a certified resolution to be filed in the District Office, and shall cause a Certificate of Acceptance to be recorded in the Humboldt County Recorder's Office, as may be required.
4. This resolution shall be effective upon adoption.

Attached: Exhibit A – Irrevocable Offer of Dedication

Dated: August 17, 2023

APPROVED:

Paul Newmaker
Paul Newmaker, Board President, Scotia CSD

ATTEST:

Debra Sandium
Board Clerk, Scotia CSD

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Resolution No. 2023-15, passed and adopted at a regular meeting of the Board of Directors of the Scotia Community Services District, County of Humboldt, State of California, held on the 17th of August 2023 by the following vote:

AYES: Ansted, Black, Newmaker, Pryor, Seiten
NOES: 0
ABSENT: 0
ABSTENTIONS: 0

Debra Sandium
Board Clerk, Scotia CSD