

**BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA**

**A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATIVE OFFICER TO EXECUTE  
FUNDING AGREEMENTS FOR IN LIEU TAX PAYMENT TO LAKE COUNTY**

**RESOLUTION NO.**\_\_\_\_\_

**WHEREAS**, the funding Agreement to Implement Tax Neutrality Requirement (“Agreement”) as described in Exhibit A is entered into as of the Effective Date by and between the Pacific Forest and Watershed Lands Stewardship Council, a California nonprofit public benefit corporation (“Stewardship Council”) and County of Lake; a public entity (“County”) with reference to the following; and

**WHEREAS**, the Stewardship Council was created to oversee the “Land Conservation Commitment” described in that certain Settlement Agreement among Pacific Gas and Electric Company (“PG&E”) Corporation, and the California Public Utilities Commission (the “Commission”) as modified and approved by the Commission in its Opinion and Order of December 18, 2003 (Decision 03-12-035) (the “Settlement Agreement”); and that certain Stipulation Resolving Issues Regarding the Land Conservation Commitment dated September 25, 2003 (the “Stipulation”). The Stewardship Council is anticipated to dissolve or otherwise wind down or cease to operate in the future; and

**WHEREAS**, pursuant to the Settlement Agreement and Stipulation, certain lands owned by PG&E at the time of the Settlement (the “PG&E Watershed Lands”) are to be conserved for a broad range of beneficial public values, including the protection of the natural habitat of fish and wildlife and plants; the preservation of open space; outdoor recreation by the general public; sustainable forestry; agricultural uses; and historic value. The Stewardship Council is charged with developing a Land Conservation Plan (“LCP”) for the protection and enhancement of the PG&E Watershed Lands; and

**WHEREAS**, in connection with the Land Conservation Commitment, approximately 95 acres of PG&E Watershed Lands in Lake County that PG&E agreed to make available for donation are anticipated to be donated to eligible organizations; and

**WHEREAS**, the Stewardship Council has recommended that the Potter Valley Tribe, a federally recognized tribe, receive a fee title donation to approximately 95 acres of PG&E Watershed Lands located in Lake County, State of California. In connection with this transfer of real property to the Potter Valley Tribe, the Stewardship Council has agreed to make a lump sum payment to the County agreeing to forego on the collection of property taxes from the Potter Valley Tribe with regard to subject property; and

**WHEREAS**, in consideration of the covenants and obligations set forth herein, the Stewardship Council intends that the funding be provided to County as described below, and County desires to accept such funding, all subject to the terms and conditions described in the Agreement.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Supervisors of the County of Lake that each Agreement shall become effective as of the last date it has been signed by both parties, ("Effective Date"). The provisions of each Agreement shall survive the closing of the transactions contemplated hereby and Stewardship Council's dissolution, winding down or ceasing operations; and

**BE IT FURTHER RESOLVED**, that the County Administrative Officer is hereby authorized to execute all funding agreements to implement tax neutrality; and

**BE IT FURTHER RESOLVED**, that the County of Lake elects to receive the In Lieu Funding Payment in a lump sum payment to the County in the amount of \$56,428 within 60 days of the recording of the Grant Deed in favor of the Potter Valley Tribe.

**BE IT FURTHER RESOLVED**, within 60 days of the execution of the first Agreement, the Stewardship Council will make a one-time reimbursement of up to \$3,000 to County for its administrative costs to set up the process to allocate payments to special districts consistent with the methodologies described in Division 1 of the California Revenue and Taxation Code.

**THIS RESOLUTION WAS PASSED AND ADOPTED** by the Board of Supervisors of the County of Lake at a meeting thereof on \_\_\_\_\_, 2019, by the following vote:

AYES:

NOTES:

ABSENT OR NOT VOTING:

COUNTY OF LAKE

APPROVED AS TO FORM:  
ANITA L. GRANT  
County Counsel

\_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
CAROL J. HUCHINGSON  
Clerk of the Board

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