

ATTACHMENT 1: AUTHORIZATION AND ELIGIBILITY REQUIREMENTS

☒ **Eligible Applicant Documentation**

SLDMWA is the primary applicant for the Proposition 84, 2015 IRWM Implementation Grant Application for the Westside-San Joaquin Region. SLDMWA applied for the 2014 IRWM Drought Grant Program and provided a written statement documenting SLDMWA's eligibility as an applicant; as such, SLDMWA is not required to submit the eligible applicant information for this application. However, the eligible applicant documentation that was submitted as part of the 2014 IRWM Drought Grant Application is also included in Appendix 1.2 for reference.

Appendix 1.2 – Eligible Applicant Documentation

ELIGIBLE APPLICANT INFORMATION

Is the applicant a local public agency as defined in Appendix B of the 2014 IRWM Drought Guidelines? Please explain.

Yes, the San Luis & Delta-Mendota Water Authority (SLDMWA) is a local agency as defined in Appendix B of the 2014 IRWM Drought Guidelines.

What is the statutory or other legal authority under which the applicant was formed and is authorized to operate?

The SLDMWA is a joint powers agency formed under California Government Code Section 6500, *et seq.*, separate from its Members, which are all local public agencies.

Does the applicant have legal authority to enter into a grant agreement with the State of California?

The SLDMWA has legal authority to enter into grant agreements with the State of California under Government Code Section 6508 and California Water Code Sections 35850.5 and 35851, among others. The Executive Director of SLDMWA, or any Water Authority employee or consultant designated by the Executive Director has been duly authorized to enter into a grant agreement per Resolution No. 2014-381, adopted by the SLDMWA Board of Directors on July 10, 2014.

Describe any legal agreements among partner agencies and/or organizations that ensure performance of the Proposal and tracking of funds.

Members of the San Luis & Delta-Mendota Water Authority, for the purposes of updating the WIWRP and pursuing related grant funding opportunities, are organized under an Activity Agreement that obligates the Water Authority to perform administrative tasks, such as submitting reports, tracking funds, and facilitating the WIWRP update and grant applications. Non-Members are organized under a Memorandum of Agreement that provides for their participation under the terms and conditions set forth in the Activity Agreement. The Activity Agreement creates a steering committee to direct policy, recommend budgets, and determine various activities under the Activity Agreement, subject to the approval of the SLDMWA Board of Directors. The Activity Agreement obligates non-DAC participants to pay their allocated shares of expenses; DACs participate at no direct cost.

Activity Agreement participants who will benefit from a contract award will execute a special project agreement that obligates them to fully perform grant provisions, including any pass-through responsibilities under the particular grant contract, such as contracting requirements, maintaining appropriate records, and accounting for funds passed to them through the San Luis & Delta-Mendota Water Authority for purposes of implementing projects or activities funded with grant funds.