

**DUPLICATE
ORIGINAL**

AMENDMENT NO. 2 TO

JOINT POWERS AGREEMENT

NORTH COAST SEWERAGE

The Joint Powers Agreement entered into between County Service Area No. 29 (DISTRICT) and the City of San Buenaventura (CITY) on July 28, 1981, as previously amended on September 13, 1982, is hereby amended this 8th day of February, 1988, to add three additional "Whereas" clauses and four additional paragraphs numbered 22, 23, 24, and 25 as follows:

Whereas, an RV park (APN 060-0-320-28), a County Fire Station (APN 060-0-100-38) and an office building (APN 060-0-100-23) are within the boundaries of DISTRICT and have problems similar to those described in the above described Joint Powers Agreement; and

Whereas, DISTRICT has requested of CITY a contract amendment to allow the connection of APN 060-0-320-28, APN 060-0-100-38, and APN 060-0-100-23 to the sewerage system described in said Joint Powers Agreement; and

Whereas, DISTRICT has requested a correction of the Service Area Boundary map, Exhibit "B", page 4, in said Agreement to reflect an expansion of the Service Area;

Now, therefore, the parties hereto agree as follows:

22. In addition to the area described in paragraph 2 of said Joint Powers Agreement and the volume described in paragraphs 2 and 6 thereof, DISTRICT shall have the right on behalf of users of the following described property and buildable lots, to discharge into CITY's system, in the manner described in the Joint Powers Agreement, sewage in a volume not to exceed a total of 0.32 million gallons per month from property known as APN

060-0-320-28, APN 060-0-100-38, and APN 060-0-100-23 and as hereinafter described, and CITY agrees to accept, treat and dispose of said amount of sewage generated from these properties within the area described and shown on the attached service area boundary maps marked Exhibit "D", Exhibit "E" and Exhibit "B", page 4, corrected, which by this reference are made part hereof for all purposes. DISTRICT and CITY agree that nothing in this amendment shall be construed to waive, alter or supersede the promises of paragraph 7 of the July 28, 1981 Joint Powers Agreement relating to RV holding tank waste.


23. DISTRICT, as a willing buyer, agrees to pay CITY, after approval of this Agreement and upon receipt of an invoice, on behalf of users of said properties, the additional sum of \$25,000 for said capacity rights.

24. Any termination of this Joint Powers Agreement shall not discharge any party from any obligation owed to any other party by reason of any transaction, loss, cost, damage, expense, or liability which shall occur or arise (or the circumstances, events or basis of which shall occur or arise) prior to such termination, whether the same be known or unknown at the time of such termination.

25. Except for the foregoing changes and conditions, each and every remaining provision of said Joint Powers Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 2 to the Joint Powers Agreement to be executed by their duly authorized officers or officials as of the day and year above ~~first~~ written.

CITY OF SAN BUENAVENTURA

BY 
John Baker, City Manager

ATTACHMENT NO. 2

ATTEST:

Barbara J. Ram
City Clerk

APPROVED AS TO FORM:

Andi K. C.
By: City Attorney

COUNTY SERVICE AREA NO. 29

By *John K. Flynn*
Chairman, Ventura County Board of
Supervisors, Ex-Officio Governing Body
of County Service Area No. 29

ATTEST:

RICHARD D. DEAN, County Clerk

By: Richard D. Dean
Deputy County Clerk



APPROVED AS TO FORM:

By: John G. G. Dean
County Counsel

PACIFIC

OCEAN

Service
Area
Boundary

Corrected Sheet 4
Exhibit "B" (4 of 4 sheets)
to Accompany
"JOINT POWERS AGREEMENT -
NORTH COAST SEWAGE"
dated July 23, 1981
Amendment No. 2
dated February 8, 1988.

PACIFIC

Service
Area
Boundary
OCEAN

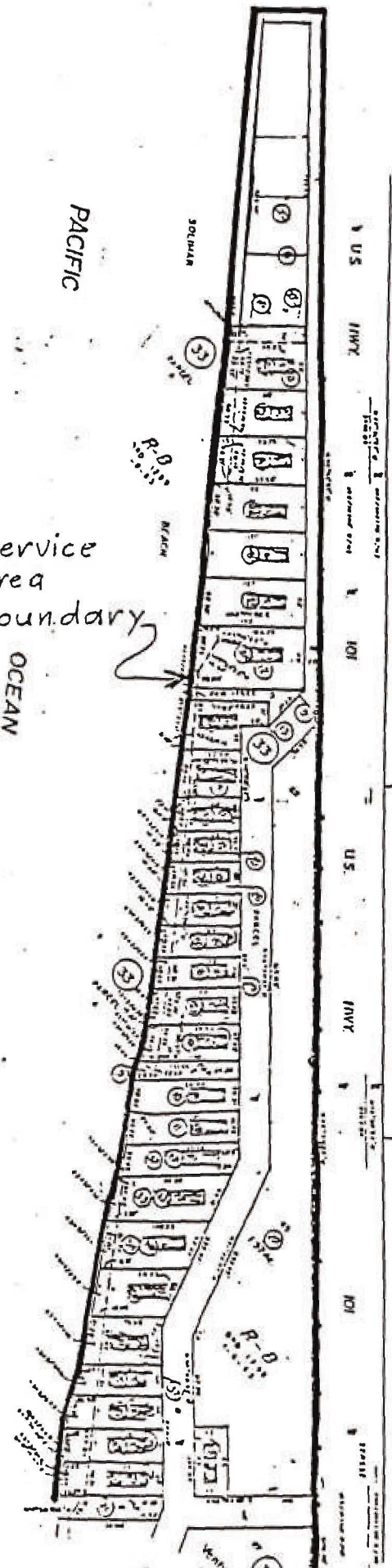
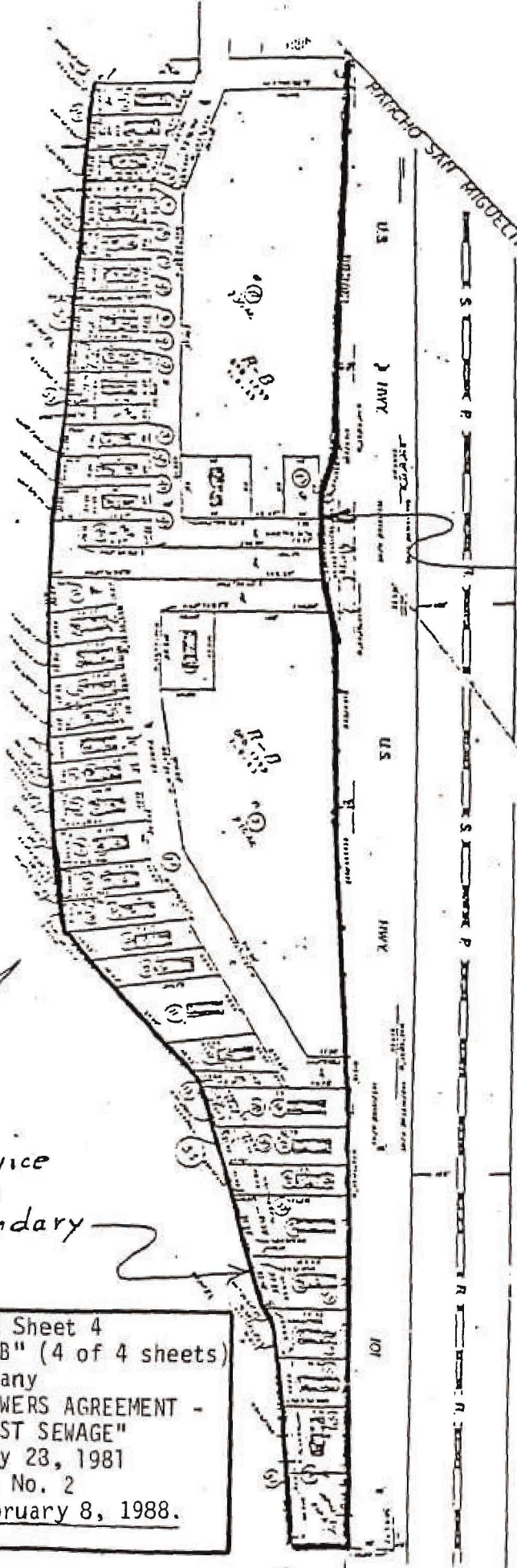
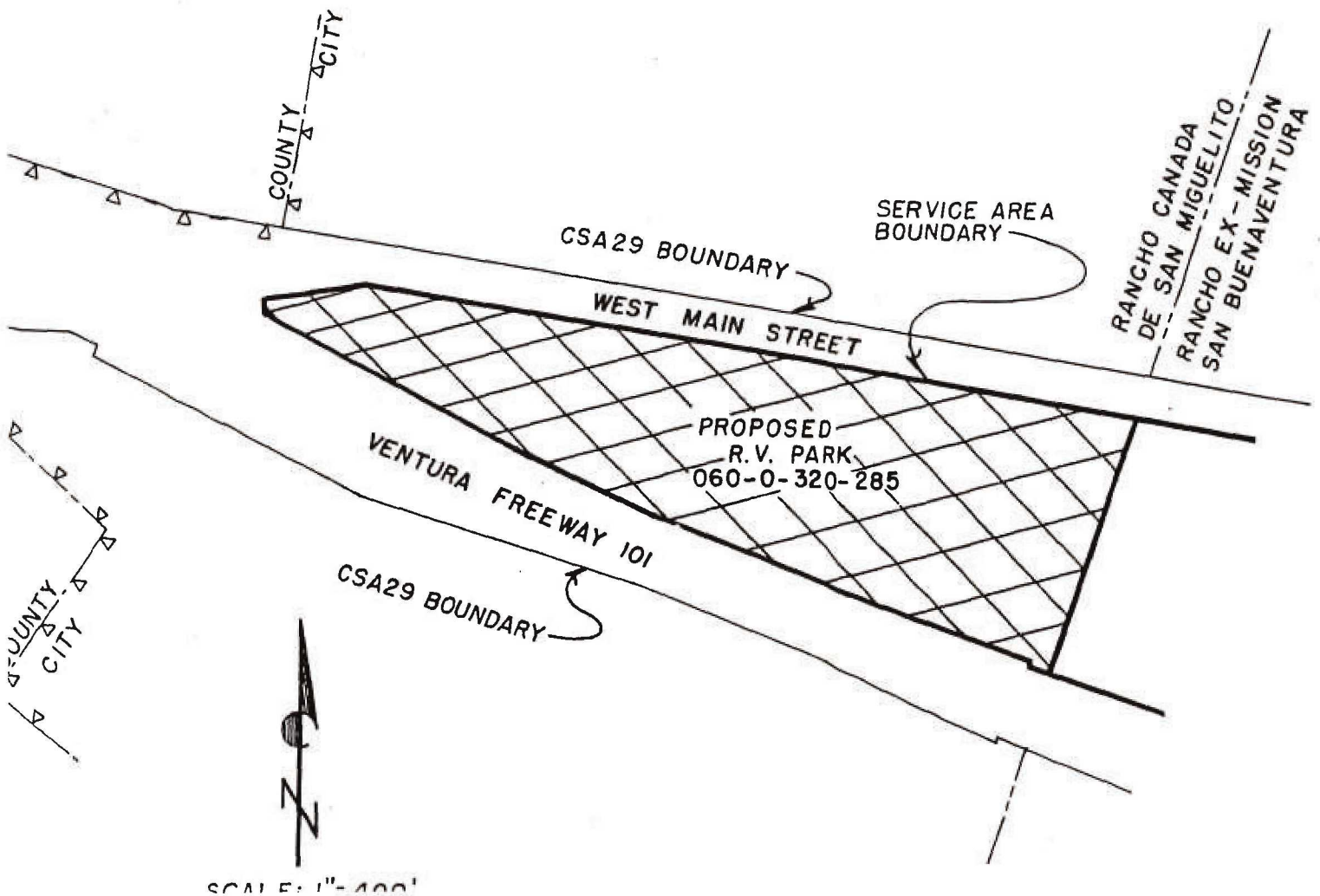
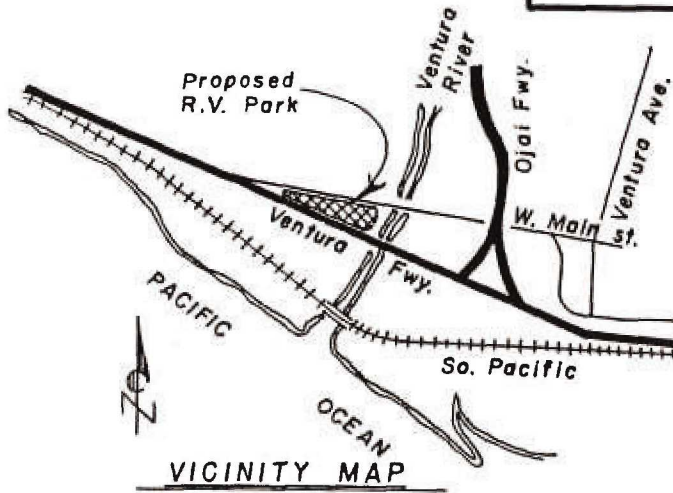


Exhibit "D"
to Accompany
"JOINT POWERS AGREEMENT - NORTH COAST SEWAGE"
dated July 28, 1981
Amendment No. 2 dated February 8, 1988.



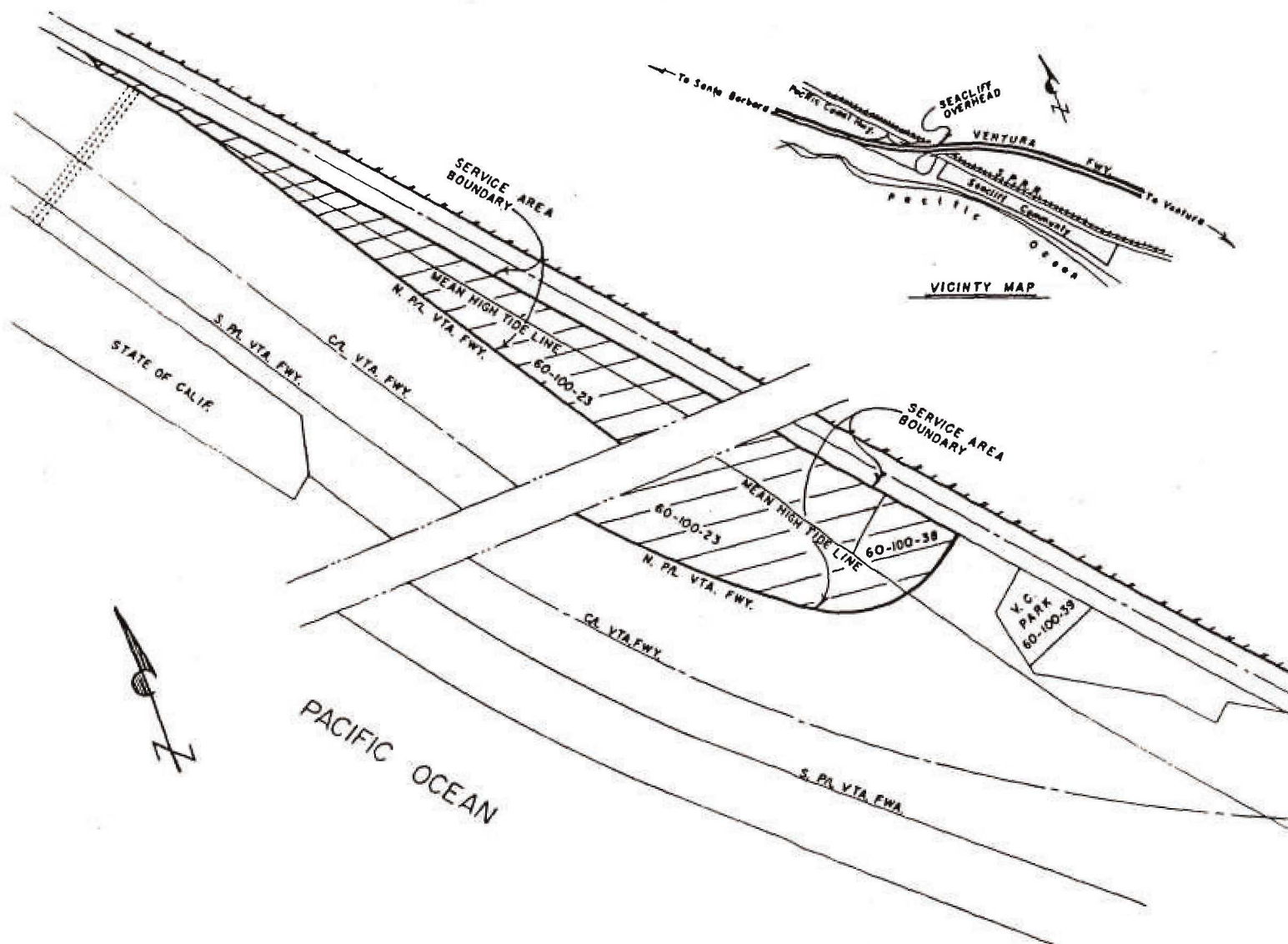


Exhibit "E"
to Accompany
"JOINT POWERS AGREEMENT - NORTH COAST SEWAGE"
dated July 28, 1981
Amendment No. 2 dated February 8, 1988.