

RESOLUTION NO. 1584

RESOLUTION OF THE MESA WATER DISTRICT BOARD OF DIRECTORS DETERMINING COMPLIANCE WITH PROCEDURAL REQUIREMENTS, MAKING FINDINGS, REVISING WATER RATES, REVISING METER RATES, REVISING CAPITAL CHARGES, REVISING FIRELINE STAND-BY CHARGES, ADOPTING A RATE AND CHARGE IMPLEMENTATION SCHEDULE, AMENDING THE WATER RATE AND CHARGE SCHEDULE, TAKING RELATED ACTIONS AND SUPERSEDING RESOLUTION NO. 1559

WHEREAS, Mesa Water District (Mesa Water® or District) is a county water district organized and operating pursuant to the provisions of the laws of the State of California (State or California); and

WHEREAS, Mesa Water has authority to set and collect rates, fees and charges for water and water service that it provides pursuant to the provisions of California Water Code (Water Code) Sections 31000, 31001, 31007, 31024 and 31025; and

WHEREAS, the provisions of Section 6 of Article XIID of the California Constitution are currently applicable to water rates and charges of public agencies and entities, including, but not limited to, water and water service rates of public water districts operating within the State under current State law; and

WHEREAS, the Board of Directors (Board) of Mesa Water District has previously adopted and updated its "Policy Concerning Rate Change Proceedings" (Policy) in order to provide directives, guidance and policies for changes in Mesa Water's water and water service rates, fees and charges under the provisions of State law, and to provide assistance for implementation of such requirements; and

WHEREAS, the Board has previously undertaken proceedings and provided direction for proposed changes in certain water rates and charges, including the Commodity (Usage) Charges for Potable, Recycled, Construction, and Fireline Water, Meter Basic Charges, Capital Charges and Fireline Stand-by Charges (as further described herein) and has directed that notice of such proposed changes in such water rates and charges be provided and that a public hearing be held thereon as required by State law, as described in the Policy and as further described herein; and

WHEREAS, written notice of the referenced public hearing, the proposed revised water rates and charges and implementation schedule has been provided to customers as required under applicable State law and as further described herein; and

WHEREAS, there has been prepared by Mesa Water documentation and financial data concerning Mesa Water's finances, fiscal projections, current and anticipated financial requirements, the costs and financing requirements for Mesa Water to meet its future facilities and water service requirements, and Mesa Water's adopted budget for Fiscal Year 2024, as well as future budgetary projections, and the 2023 Mesa Water - Potable and Recycled Water Cost-of-Service and Rate Study Report (2023 Report) (which 2023 Report is incorporated herein by this reference), documenting the need for the proposed revised water rates and charges as described herein, which data, information and 2023 Report are on file with Mesa Water's District Secretary (District Secretary) and has been made available to members of the public who may request such information and which information has been made available to, and in certain cases presented to, the Board as part of its consideration of this matter; and

WHEREAS, on December 13, 2023, the Board conducted and completed a noticed public hearing held at Mesa Water's main office (Boardroom) located at 1965 Placentia Avenue, Costa Mesa to receive public comments and protests with regard to the proposed revised water rates and charges; and

WHEREAS, information to support the findings made by the Board within this Resolution has been prepared by Mesa Water staff and consultants, made available to any member of the public who requested such information and has been presented to the Board as part of its consideration of this matter; and

WHEREAS, the Board desires to make certain findings and determinations in connection with the revision of Mesa Water's water rates and charges as set forth herein; and

WHEREAS, the Board desires to authorize the proposed revised water rates and charges on the basis set forth herein, to comply with the schedule attached hereto, and to be effective as set forth within the text of this Resolution and the schedule attached hereto.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE MESA WATER DISTRICT HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1. **Recitals.** The foregoing recitals are true and correct and are incorporated herein by this reference.

Section 2. **Provision of Notice.** Pursuant to the provisions of Section 6(a)(1) of Article XIIID of the California Constitution, California Government Code (Government Code) Sections 53755 and 53756 and the Policy, Mesa Water provided written notice by mailing of the proposed water rate and charge changes and implementation schedule for such revised water rates and charges to customers and property owners within Mesa Water's service area and to those customers located outside its service area. The form for such notice is on file with the District Secretary and has been presented to the Board as part of its proceedings. Such notice included the proposed maximum amount of the water rates and charges to be effective for

customers, an identification of the reasons for the imposition of such proposed water rates and charges, a method of calculation for customers to determine the impact of such revised water rates and charges upon existing customer accounts, and the proposed implementation schedule of such water rate and charge changes. Such notice also included a statement of the date, time and location of the public hearing to be conducted on such proposed water rate and charge changes by the Board and the opportunity to present protests concerning such water rate and charge changes to the Board. Mailing of such written notice was completed more than forty-five (45) days prior to the date set for conducting the public hearing. The applicable customer list to which such written notice was mailed is held by the District Secretary and available for public review upon request.

In addition to the provision of such written notice to customers within Mesa Water's service area, and to those customers located outside its service area, Mesa Water also provided notice of such proposed imposition of the proposed revised water rates and charges and such public hearing as follows:

1. Notice concerning the proposed revised water rates and charges and the date, time and place for the public hearing was published in the *Daily Pilot* newspaper on November 24 and December 2, 2023; and
2. Notice of the proposed revised water rates and charges, the proposed implementation schedule, public hearing, availability of documentation thereof and the opportunity to present protests concerning such proposed revised water rates and charges was posted on Mesa Water's website located at www.MesaWater.org from November 24, 2023, to the date the public hearing was conducted; and
3. Notice of the proposed revised water rates and charges, the date, time and place of such public hearing and the opportunity to present protests concerning such proposed revision of the water rates and charges was posted at the following locations on the following dates:
 - (i) Mesa Water District, 1965 Placentia Avenue, Costa Mesa, California on November 24, 2023; and
 - (ii) Costa Mesa City Hall, 77 Fair Drive, Costa Mesa, California on November 24, 2023.

The foregoing notice included a statement referencing a 120-day statute of limitations for challenging the revised water rates and charges as provided for pursuant to provisions of Government Code Section 53759(d).

Section 3. Data and Information Relating to Determination to Adopt and Implement Revised Water Rates and Charges. The Board has been provided with, and/or had available to it, various reports, including, but not limited to, the 2023 Report, data and information supporting the findings made herein and the determination of the Board to revise Mesa Water's water rates and charges as described herein. Reference is also made to those meetings held by the Board, and supporting documentation made available to the Board and members of the public, as part of the consideration of the potential Mesa Water imposition of the revised water rates and charges on on-going and future Mesa Water financial considerations. Such data and information have been available, and made available, as applicable, to members of the public desiring to review such, and is on file with the District Secretary and available for review upon public request. Such data and information include, but is not limited to, the following:

1. Mesa Water's adopted Fiscal Year 2024 Budget;
2. Financial projections relating to Mesa Water's financial and operating requirements, including, but not limited to, installment payments to be made by Mesa Water as part of Mesa Water's outstanding Certificates of Participation, the costs and financing requirements for Mesa Water to meet its future facilities requirements, including capital costs, self-insurance funding levels determined by the Board, future imported water purchase costs, future anticipated utilities costs and charges imposed by statute for funding support of the Orange County Local Agency Formation Commission (LAFCO);
3. The 2023 Report; and
4. Financial considerations relating to the prudent and financially responsible level of Mesa Water's financial dedicated funds and accounts (fiscal reserves), including policies relating thereto as previously established by this Board.

Section 4. Public Hearing. Pursuant to the provisions of Section 6(a)(2) of Article XIID of the California Constitution, the Board conducted a public hearing on the proposed revised water rates and charges, and proposed implementation schedule thereof, not less than forty-five (45) days after the date of mailing of the within-referenced written notice to customers within Mesa Water's boundaries, and to those customers located outside Mesa Water's service area, as set forth in Section 2 herein. Such public hearing was conducted at Mesa Water's main office (Boardroom) located at 1965 Placentia Avenue, Costa Mesa, California commencing at 4:30 p.m. on December 13, 2023. At the time of the public hearing, the Board considered all protests against the proposed revised water rates and charges as set forth in Section 5 hereof. Such public hearing was conducted in conformance with the

requirements of the Policy. During such public hearing, the Board was presented with the results of all qualified protests to the proposed revised water rates and charges and heard and considered all public comments submitted to the Board during such public hearing and the Board finds and determines that a full and fair hearing was held.

Section 5. **No Majority Protest.** Pursuant to the provisions of Section 6(a)(2) of Article XIIID of the California Constitution and the Policy, the District Secretary has reviewed those protests received by Mesa Water with regard to the proposed imposition of the revised water rates and charges. Any and all protests submitted to Mesa Water concerning such proposed revised water rates and charges were handled and considered as set forth in the Policy. The District Secretary has compared such protests with the customer/property owner list on file with the District. The District Secretary has provided the Board with a statement of all such protests. Based thereon, the Board hereby finds and determines that the proposed revised water rates and charges described herein have not been protested by a majority of owners of parcels/customer accounts within Mesa Water's service area.

Section 6. **Findings and Determinations.** The Board hereby finds and determines as follows:

1. Mesa Water's current and projected finances, financial condition, and revenue requirements, based on information available to Mesa Water and the costs and financing requirements for Mesa Water to meet its future facilities and water service requirements have been considered and the Board has adopted a balanced budget for Fiscal Year 2024. Correspondingly, the Board hereby finds and determines that the revenues derived from the revised water rates and charges set forth herein do not exceed the funds required by Mesa Water to provide the water and water services Mesa Water provides to its customers.
2. The Board hereby determines and directs that revenues derived from the revised water rates and charges set forth herein shall be used for the purposes for which Mesa Water was formed and operates, including, but not limited to, the provision of availability (including, but not limited to, emergency water availability) of potable water and water services and reclaimed water and water service to its customers, as applicable, and shall not be used for other purposes.
3. Mesa Water's revised Water Usage Charges are based on the amount of water actually used by individual customers within specific billing periods. Correspondingly, the amount of the revised Water Usage Charges applicable to customers, by usage type, does not exceed the proportional cost of Mesa Water's provision of water and water service to such customers.

4. Mesa Water's Meter Basic Charges, Capital Charges and Fireline Stand-by Charges are based on the availability of water service (including, but not limited to, emergency water availability) to each customer within each corresponding billing period. Correspondingly, the amount of Mesa Water's Meter Basic Charges, Capital Charges and Fireline Stand-by Charges during the corresponding billing periods for customers do not exceed the cost of Mesa Water's provision of water availability (including, but not limited to, emergency water availability) and water service to such customers.
5. Section 6(b)(4) of Article XIID of the California Constitution provides that no fee or charge may be imposed for a service unless that service is actually used by, or immediately available to, the owner of the property in question. In the case of Mesa Water's water rates and charges referenced herein, Mesa Water's services for water availability and delivery are imposed on customers where such service is actually used by, or is immediately available to (including, but not limited to, the availability of emergency water service), customers who are, and will be, subject to the revised water rates and charges. Mesa Water's revised rates and charges, as set forth herein, do not constitute any form of standby charge(s) as set forth in such section of the California Constitution.
6. Mesa Water's water rates and charges are imposed only on its customers for the particular and specific water functions and services referenced herein. Mesa Water's water rates and charges are, and will be, imposed pursuant to Mesa Water's Rules and Regulations as applicable to its customers. Mesa Water does not, and will not, impose such water rates and charges for purposes of the provision of general governmental services such as police, fire, ambulance, or library services which are available to the public at large.
7. Mesa Water's revised water rates and charges, as set forth herein, are part of an integrated finance and revenue system including water rates and charges, revenue sources, projected expenditures, dedicated funds, and other financial considerations. Mesa Water's water rates and charges are structured and implemented by Mesa Water in order to meet its financial obligations and responsibilities to operate, maintain, replace, restore and improve its water systems and facilities, address anticipated emergency service needs, to meet its legal and operational obligations and requirements and to conduct its business, administrative and governmental operations.
8. With respect to the water rate and charge schedule described herein, the within-referenced notices and proceedings complied with Government Code Sections 53756 and 53759(d). The Board determines

and directs that provisions of Government Code Section 53759 shall apply to the actions set forth in this Resolution.

9. The reasons and basis for the adoption and implementation of the revised water rates and charges, and the method of calculation thereof, have been identified in the notices provided as set forth in Section 2 hereof and in the documentation and information referenced in Section 3 hereof.
10. The revised water rates and charges adopted and implemented hereby are not taxes under Section 1(e)(2) and (7) of the provisions of Article XIII C of the California Constitution inasmuch as the referenced water rates and charges are: (i) services/products provided directly to the customer of record and do not exceed the reasonable costs to Mesa Water for the water and water service so provided; and (ii) under current California law such water rates and charges are considered to be property-related fees for which Mesa Water has complied with the applicable requirements of Article XIII D of the California Constitution.

Section 7. Adoption and Implementation of Revised Water Rates and Charges.

1. Mesa Water's Water Usage Rates are hereby revised to conform to the schedule attached hereto as Exhibit A, including the dates of implementation set out therein, which Exhibit is incorporated herein by this reference.
2. Mesa Water's Meter Basic Charge is hereby revised to conform to the schedule attached hereto as Exhibit A, including the dates of implementation set out therein.
3. Mesa Water's Capital Charge is hereby revised to conform to the schedule attached hereto as Exhibit A, including the dates of implementation set out therein.
4. Mesa Water's Fireline Stand-by Charge is hereby revised to conform to the schedule attached hereto as Exhibit A, including the dates of implementation set out therein.
5. Mesa Water's water rate and charge schedule is, and shall be, amended or revised to conform to the directives of this Resolution upon adoption hereof.
6. The revised water rates and charges adopted hereby shall be effective for Mesa Water's provision of water and water service as set forth in the schedule attached hereto as Exhibit A, including the date(s) of implementation set out therein.

7. Mesa Water's other existing rates, fees, and charges, which were not subject to the proceedings for revision undertaken as described herein, are not amended or revised by way of this Resolution.
8. In the event that the Board shall determine to impose the within-referenced water rates and charges at lower levels and/or at later dates than set forth in the attached schedule, the Board shall take such action(s) and thereafter provide notice of such change(s) and/or revision(s) to customers as required by applicable law.

Section 8. **Other Actions.** Mesa Water's General Manager, other officers, staff, and consultants are hereby authorized and directed to take all necessary and appropriate actions as may be required or desirable to carry out the findings and directives of this Resolution.

Section 9. **Partial Invalidity; Severability.** If any one or more of the findings or directives set forth in this Resolution should be contrary to law, then such findings or directives, or such portions thereof, shall be null and void and shall be deemed separable from the remaining findings and directives or portions thereof and shall in no way affect the validity of this Resolution or the other directives set out herein. The Board hereby declares that it would have adopted this Resolution and each and every other section, paragraph, subdivision, sentence, clause and phrase hereof and would have authorized and approved the findings or directives set forth herein irrespective of the fact that any one or more sections, paragraphs, subdivisions sentences, clauses or phrases of this Resolution or the application thereof to any person or circumstance may be held to be unconstitutional, unenforceable or invalid.

Section 10. **Authority.** This Resolution is adopted pursuant to the provisions of Water Code Sections 31000, 31001, 31007, 31024, 31025 and 30523 and the requirements of Government Code Sections 53755, 53756 and 53759.

Section 11. **Superseding Resolution No. 1559.** Resolution No. 1559 is superseded to the extent it is in conflict with the findings and directives of this Resolution. The water rate and charge schedules adopted by Resolution No. 1559 shall be superseded and replaced by the water rate and charge schedule incorporated herein as of the date(s) set forth herein.

Section 12. **Effective Date.** This Resolution shall be effective immediately upon adoption by the Board.

ADOPTED, SIGNED, and APPROVED this 13th day of December 2023 by a roll call vote.

AYES: DIRECTORS: Atkinson, Bockmiller, Fidler, DePasquale, Dewane
NOES: DIRECTORS:
ABSTAIN: DIRECTORS:
ABSENT: DIRECTORS:

DocuSigned by:
Denise Garcia
F61DD529C8E4B5
Denise Garcia
District Secretary

DocuSigned by:
Shawn Dewane
27DA17D0E3384E
Shawn Dewane
President, Board of Directors

RESOLUTION NO. 1584

EXHIBIT A

**RESOLUTION OF THE MESA WATER DISTRICT
BOARD OF DIRECTORS DETERMINING COMPLIANCE WITH
PROCEDURAL REQUIREMENTS, MAKING FINDINGS, REVISING
WATER RATES, REVISING METER RATES, REVISING CAPITAL CHARGES,
REVISING FIRELINE STAND-BY CHARGES,
ADOPTING A RATE AND CHARGE IMPLEMENTATION SCHEDULE,
AMENDING THE WATER RATE AND CHARGE SCHEDULE,
TAKING RELATED ACTIONS AND
SUPERSEDING RESOLUTION NO. 1559**

**MESA WATER DISTRICT
WATER RATE AND CHARGE SCHEDULE**

MESA WATER DISTRICT WATER RATE AND CHARGE SCHEDULE

Commodity (Usage) Charges for Potable, Recycled, Construction, and Fireline Water, Meter Basic Charges, Capital Charges and Fireline Stand-by Charges

**Effective for water used, and water service provided, on and after January 1, 2024
(and for the other dates of implementation as shown below)**

Rates					
	2024	2025	2026	2027	2028
EFFECTIVE DATE	1/1/2024	1/1/2025	1/1/2026	1/1/2027	1/1/2028
Usage, \$/CCF*					
Potable Water **	\$5.42	\$5.96	\$6.38	\$6.83	7.30
Recycled Water	\$3.47	\$3.82	\$4.09	\$44.38	\$4.68

** Also applies to construction and fireline water use.

Bimonthly Potable Water & Recycled Water Basic Charge					
Meter Size					
5/8-inch	\$32.93	\$36.22	\$38.75	\$41.47	\$44.37
3/4-inch	\$41.27	\$45.40	\$48.58	\$51.98	\$55.62
1-inch	\$57.97	\$63.76	\$68.23	\$73.00	\$78.11
1 1/2-inch	\$99.70	\$109.67	\$117.35	\$125.56	\$134.35
2-inch	\$149.78	\$164.76	\$176.29	\$188.63	\$201.83
3-inch	\$308.36	\$339.20	\$362.94	\$388.35	\$415.54
4-inch	\$542.07	\$596.28	\$638.02	\$682.68	\$730.46
6-inch	\$1,184.76	\$1,303.23	\$1,394.46	\$1,492.07	\$1,596.52
8-inch	\$2,019.42	\$2,221.36	\$2,376.85	\$2,543.23	\$2,721.26
10-inch	\$3,187.94	\$3,506.73	\$3,752.20	\$4,014.86	\$4,295.90
Monthly Potable Water & Recycled Water Basic Charge					
Meter Size					
5/8-inch	\$24.58	\$27.04	\$28.93	\$30.96	\$33.12
3/4-inch	\$28.75	\$31.63	\$33.84	\$36.21	\$38.75
1-inch	\$37.10	\$40.81	\$43.67	\$46.72	\$49.99
1 1/2-inch	\$57.97	\$63.76	\$68.23	\$73.00	\$78.11
2-inch	\$83.01	\$91.31	\$97.70	\$104.54	\$111.85
3-inch	\$162.30	\$178.53	\$191.03	\$204.40	\$218.71
4-inch	\$279.15	\$307.07	\$328.56	\$351.56	\$376.17
6-inch	\$600.50	\$660.54	\$706.78	\$756.26	\$809.20
8-inch	\$1,017.82	\$1,119.61	\$1,197.98	\$1,281.84	\$1,371.57
10-inch	\$1,602.09	\$1,762.30	\$1,885.66	\$2,017.65	\$2,158.89

*One unit equals 100 cubic feet (CCF) or 748 gallons.

Bimonthly Fireline Class I and II					
	2024	2025	2026	2027	2028
EFFECTIVE DATE	1/1/2024	1/1/2025	1/1/2026	1/1/2027	1/1/2028
Fireline Service Size					
5/8-inch	\$17.52	\$19.27	\$20.62	\$22.06	\$23.61
3/4-inch	\$17.52	\$19.27	\$20.62	\$22.06	\$23.61
1-inch	\$17.52	\$19.27	\$20.62	\$22.06	\$23.61
1 1/2-inch	\$19.97	\$21.97	\$23.50	\$25.15	\$26.91
2-inch	\$24.19	\$26.61	\$28.48	\$30.47	\$32.60
3-inch	\$39.35	\$43.29	\$46.32	\$49.56	\$53.03
4-inch	\$65.50	\$72.05	\$77.10	\$82.50	\$88.27
6-inch	\$159.36	\$175.29	\$187.56	\$200.69	\$214.74
8-inch	\$321.23	\$353.36	\$378.09	\$404.56	\$432.88
10-inch	\$564.73	\$621.20	\$664.68	\$711.21	\$761.00
Monthly Fireline Class I and II					
Fireline Service Size					
5/8-inch	\$16.88	\$18.56	\$19.86	\$21.25	\$22.74
3/4-inch	\$16.88	\$18.56	\$19.86	\$21.25	\$22.74
1-inch	\$16.88	\$18.56	\$19.86	\$21.25	\$22.74
1 1/2-inch	\$18.10	\$19.91	\$21.30	\$22.80	\$24.39
2-inch	\$20.21	\$22.23	\$23.79	\$25.46	\$27.24
3-inch	\$27.79	\$30.57	\$32.71	\$35.00	\$37.45
4-inch	\$40.87	\$44.96	\$48.10	\$51.47	\$55.07
6-inch	\$87.79	\$96.57	\$103.33	\$110.57	\$118.31
8-inch	\$168.73	\$185.61	\$198.60	\$212.50	\$227.38
10-inch	\$290.48	\$319.53	\$341.90	\$365.83	\$391.44
Capital Charge (Collected by property owner's annual property tax bill)					
Potable Water Meter Size					
5/8-inch	\$163.45	\$180.00	\$231.00	\$284.00	\$340.00
3/4-inch	\$245.17	\$270.00	\$346.00	\$425.00	\$510.00
1-inch	\$408.61	\$450.00	\$576.00	\$708.00	\$850.00
1 1/2-inch	\$817.21	\$899.00	\$1,151.00	\$1,416.00	\$1,699.00
2-inch	\$1,307.54	\$1,439.00	\$1,842.00	\$2,265.00	\$2,718.00
3-inch	\$2,860.23	\$3,147.00	\$4,028.00	\$4,954.00	\$5,945.00
4-inch	\$5,148.40	\$5,664.00	\$7,249.00	\$8,917.00	\$10,700.00
6-inch	\$11,440.89	\$12,585.00	\$16,109.00	\$19,814.00	\$23,777.00
8-inch	\$19,612.96	\$21,575.00	\$27,616.00	\$33,967.00	\$40,760.00
10-inch	\$31,053.84	\$34,160.00	\$43,724.00	\$53,781.00	\$64,537.00

Certificate Of Completion

Envelope Id: DF9A45A747714814939EA1B67CA43D38	Status: Completed
Subject: Complete with DocuSign: RES 1584 - REVISING WATER RATES.docx	
Source Envelope:	
Document Pages: 12	Signatures: 2
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator: Kathy Pham kathyp@mesawater.org
Envelopeld Stamping: Enabled	IP Address: 135.84.126.20
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	

Record Tracking

Status: Original 12/21/2023 8:07:40 AM	Holder: Kathy Pham kathyp@mesawater.org	Location: DocuSign
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Signer Events

Denise Garcia
DeniseG@mesawater.org
Chief Administrative Officer
Mesa Water District
Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:
Denise Garcia
F81DD5296C8E4B5...

Signature Adoption: Pre-selected Style
Using IP Address: 135.84.126.20

Timestamp

Sent: 12/21/2023 8:09:05 AM
Viewed: 12/21/2023 9:06:03 AM
Signed: 12/21/2023 9:06:18 AM

Electronic Record and Signature Disclosure:
Accepted: 12/21/2023 9:06:03 AM
ID: 7929358f-f010-4b54-bb9b-4276818c46e4

Shawn Dewane
Sdewane@me.com
Security Level: Email, Account Authentication (None)

DocuSigned by:
Shawn Dewane
27DA17D0F23344E...

Signature Adoption: Pre-selected Style
Using IP Address: 104.34.8.138

Sent: 12/21/2023 8:09:06 AM
Viewed: 12/21/2023 11:02:46 AM
Signed: 12/21/2023 11:03:31 AM

Electronic Record and Signature Disclosure:
Accepted: 12/21/2023 11:02:46 AM
ID: 537a1e68-69da-45a2-9a19-51baf9dcc6e0

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	12/21/2023 8:09:06 AM
Certified Delivered	Security Checked	12/21/2023 11:02:46 AM
Signing Complete	Security Checked	12/21/2023 11:03:31 AM

Envelope Summary Events	Status	Timestamps
Completed	Security Checked	12/21/2023 11:03:31 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, Mesa Water District (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Mesa Water District:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: marwank@mesawater.org

To advise Mesa Water District of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at marwank@mesawater.org and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from Mesa Water District

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to marwank@mesawater.org and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Mesa Water District

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to marwank@mesawater.org and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify Mesa Water District as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Mesa Water District during the course of your relationship with Mesa Water District.