

**RESOLUTION NO. 2020-04**

**AUTHORIZING AN AMENDMENT TO THE PIPELINE EASEMENT AGREEMENT  
BETWEEN TNE MPWD AND SUTTER BAY MEDICAL FOUNDATION D/B/A  
PALO ALTO MEDICAL FOUNDATION FOR HEALTHCARE, RESEARCH AND EDUCATION  
(SAN CARLOS CENTER)**

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**MID-PENINSULA WATER DISTRICT**

**WHEREAS**, a Pipeline Easement Agreement dated June 13, 2012 (Easement) was entered into by and between the Mid-Peninsula Water District (MPWD) and Sutter Bay Medical Foundation d/b/a Palo Alto Medical Foundation (PAMF) for Healthcare, Research and Education (San Carlos Center), a California nonprofit, public benefit corporation; and

**WHEREAS**, the Easement was recorded on July 12, 2012, in San Mateo County, California, as Instrument No. 2012-098336; and

**WHEREAS**, Section 9 of the Easement requires that any amendment to the agreement be in writing between the parties; and

**WHEREAS**, the Board of Directors (Board) adopted the MPWD Comprehensive System Analysis and Capital Improvement Program (CIP), FY 2016/2017 Update, and authorized the MPWD 5-Year CIP for Fiscal Years 2016/2017 through 2020/2021 at its May 26, 2016, regular meeting; and

**WHEREAS**, the authorized MPWD 5-year CIP for Fiscal Years 2016/2017 through 2020/2021 included a project entitled State Route 101 Crossing and Water Main Construction at PAMF in San Carlos (Project), which was to be constructed within the MPWD's pipeline easement on PAMF property; and

**WHEREAS**, during engineering design of the Project it was determined by the MPWD and PAMF that the easement needed to be relocated to avoid significant additional project costs and elimination of trees planted by PAMF and growing within the MPWD's pipeline easement; and

**WHEREAS**, the MPWD proposed an Amended Pipeline Easement Agreement for the relocated easement on the PAMF property in San Carlos, which was reviewed and approved by PAMF; and

**WHEREAS**, the General Manager recommended the Board authorize an Amended Pipeline Easement Agreement, which was presented to the Board of Directors at its regular meeting on April 23, 2020.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Mid-Peninsula Water District hereby authorizes an Amendment to the Pipeline Easement Agreement between the MPWD and Sutter Bay Medical Foundation d/b/a PAMF in San Carlos.

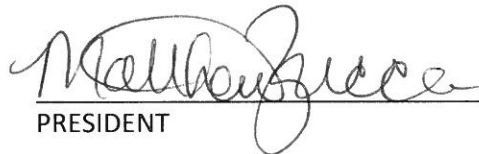
**REGULARLY PASSED AND ADOPTED** this 23<sup>rd</sup> day of April 2020.

AYES: *Director Vella, Schmidt, Wheeler, Warden, Zucca*

NOES: *Ø*

ABSTENTIONS: *Ø*

ABSENCES: *Ø*

  
PRESIDENT

ATTEST:

  
BOARD SECRETARY