

AGREEMENT NO. 77-264-A2
77-265-A2
77-266-A1

AGREEMENT AMENDING OPERATING AGREEMENTS

THIS AGREEMENT is entered into as of this _____ day of JUL 19 1982, 1981, by and between the BIG BEAR AREA REGIONAL WASTEWATER AGENCY (hereinafter referred to as "BBARWA"), the BIG BEAR CITY COMMUNITY SERVICES DISTRICT (hereinafter referred to as "BCCSD"), the COUNTY OF SAN BERNARDINO (hereinafter referred to as "County") on behalf of Improvement Zone "B" of San Bernardino County Service Area 53 (hereinafter referred to as "CSA 53-B"), and the CITY OF BIG BEAR LAKE (hereinafter referred to as "City"), as the successor in interest to the Big Bear Lake Sanitation District.

RECITALS

(1) Status of Parties. BBARWA is a joint exercise of powers agency operating under Chapter 5, Division 7, Title 1 of the Government Code (Section 6500, et seq.), and was created by Agreement dated March 22, 1974, between BCCSD, County and the Big Bear Lake Sanitation District. BCCSD is a community services district organized and existing under Division 3, Title 6 of the Government Code (Section 61000, et seq.), County is a county of the State of California. City is a general law city organized and

existing under Title 4 of the Government Code (Section 34000, et seq.).

(2) The Big Bear Lake Sanitation District was dissolved as of December 1, 1980, upon the incorporation of City, and the sewer system and sewerage facilities of said District are now owned and operated by City.

(3) On May 3, 1977 BBCCSD, County and the Big Bear Lake Sanitation District entered into three operating agreements with respect to the ownership, use, management, operation and maintenance of a regional sewerage system for the Big Bear Valley Area, said agreements being captioned as follows:

"OPERATING AGREEMENT NO. 1 AGREEMENT NO. *77-264-A2*

Agreement Between Big Bear Area Regional Wastewater Agency, Big Bear Lake Sanitation District, Big Bear City Community Services District and County of San Bernardino on Behalf of Improvement Zone 'B' of San Bernardino County Service Area 53 Regarding Capacity In and Operation and Maintenance of Regional Sewerage System for the Big Valley Area"

"OPERATING AGREEMENT NO. 2 AGREEMENT NO. *77-265-A2*

Agreement Between Big Bear Area Regional Wastewater Agency, Big Bear Lake Sanitation District, Big Bear City Community Services District and County of San Bernardino on Behalf of Improvement Zone 'B' of San Bernardino County Service Area 53 Regarding Sale and Transfer of Facilities by BBLSD and BBCCSD to Agency, Right of Agency to Purchase Surplus Real Property of BBLSD and BBCCSD, and Operation of Facilities, and Capacity and Connection Rights of BBLSD, BBCCSD and County in and to Certain Facilities'

"OPERATING AGREEMENT NO. 3 ~~AGREEMENT~~ :: 77-266-A1

Agreement Between Big Bear Area Regional Wastewater Agency, Big Bear Lake Sanitation District, Big Bear City Community Services District and County of San Bernardino on Behalf of Improvement Zone 'B' of San Bernardino County Service Area 53 Regarding Management and Operation of Regional Sewerage Facilities and Administration of Related Programs"

(4) The purpose of this Agreement is to provide for the substitution of City as a party to each of said agreements in place of the Big Bear Lake Sanitation District.

COVENANTS

NOW, THEREFORE, the parties agree as follows:

1. Each of the above referenced agreements shall be.. and is hereby amended to substitute City as a party thereto in place of the Big Bear Lake Sanitation District. All rights and privileges of said District and all obligations and responsibilities of said District pursuant to said agreements, and each of them, shall inure to and be binding upon City as the successor to said District.

2. Except as hereby amended, said agreements, and each of them, shall remain fully operational and effective and binding upon the parties, including City.


IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed and attested by their proper

officers thereunto duly authorized, and their official seals to be hereto affixed, as of the day and year first above written.


BIG BEAR AREA REGIONAL WASTEWATER AGENCY

By: 
JAMES L. WARD, Chairman of the
Governing Board

ATTEST:

By: 
W. L. PEERY, Secretary of the
Governing Board

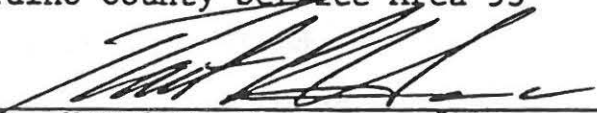
BIG BEAR CITY COMMUNITY SERVICES DISTRICT

By: 
ROBERT E. OLSEN, President of the
Board of Directors

ATTEST:

By: 
GARY N. WENTZ, Secretary of the
Board of Directors

COUNTY OF SAN BERNARDINO on behalf of
San Bernardino County Service Area 53

By: 
ROBERT L. HAMMOCK, Chairman of San
Bernardino County Board of Supervisors

ATTEST:

ANDREE DISHAROON, Clerk of said Board

By: 
Deputy Clerk

CITY OF BIG BEAR LAKE

By: *John C. Eminger*
JOHN C. EMINGER, Mayor of the City
of Big Bear Lake

ATTEST:

By: *Robert L. Van Nort*
ROBERT L. VAN NORT, City Clerk of
said City

APPROVED AS TO FORM this 30~~th~~ day of Sept, 1981.

ALAN K. MARKS, County Counsel

By: *Edmund Stuby*
Deputy County Counsel

APPROVED AS TO FORM this 24th day of July, 1981.

BEST, BEST & KRIEGER

By: *R. T. Anderson*
RICHARD T. ANDERSON

Legal Counsel, Big Bear Area
Regional Wastewater Agency and
Big Bear City Community Services
District

APPROVED AS TO FORM this 11th day of August, 1981.

By: *William E. Coombs*
WILLIAM E. COOMBS, City Attorney
City of Big Bear Lake