



**TOWN OF DISCOVERY BAY
COMMUNITY SERVICES DISTRICT**

RESOLUTION 2021-15

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE TOWN OF DISCOVERY BAY,
A CALIFORNIA COMMUNITY SERVICES DISTRICT,
AUTHORIZING APPOINTMENT OF GENERAL MANAGER AS TREASURER AND AUTHORIZING TRANSFER OF ALL
TREASURY/AUDIT-CONTROLLER SERVICES AND MONIES TO THE TOWN OF DISCOVERY BAY COMMUNITY SERVICE
DISTRICT**

WHEREAS, the Town of Discovery Bay Community Services District (the "Town") is a community services district organized and operating pursuant to California Government Code section 61000 et seq.; and

WHEREAS, Government Code sections 61050 and 61052, provide that the Contra Costa County Treasurer shall be the Town's Treasurer, depository, and maintain custody of all the Town's funds, unless the Town establishes an alternative depository pursuant to Government Code section 61053; and

WHEREAS, to establish an alternative depository for the Town's funds, Government Code section 61053 requires the Town's Board of Directors to 1) state its intention to withdraw its money from the County treasury; 2) fix the amount of the bond for the Town's Treasurer and other Town employees who will be responsible for handling the Town's finances; 3) adopt a system of accounting and auditing that adheres to generally accepted accounting principles ("GAAP"); and 4) designate a bank as the depository for the Town's funds; and

WHEREAS, the Town's Board of Directors unanimously adopted a comprehensive Financial Policy to govern all financial procedures and internal controls in accordance with GAAP at the September 1, 2021, regular meeting; and

WHEREAS, the Town's Board of Directors adopted Resolution 2021-14, authorizing establishment of a bank account with Bank of Agriculture and Commerce ("BAC") as a depository for the Town's funds; and

WHEREAS, it is the desire of the Town's Board to establish an alternative depository to the County Treasurer, pursuant to Government Code section 61053.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE TOWN OF DISCOVERY BAY COMMUNITY SERVICES DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

- SECTION 1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
- SECTION 2. The Town's Board appoints the General Manager as its Treasurer who shall serve in the place of the County Treasurer.
- SECTION 3. The Town's Board hereby states its intention to withdraw monies held in depository at the Contra Costa Treasury on behalf of the Town's TODBCSD Water-Wastewater Fund 342800, DB L&L Zone 8 Fund 343000, and DB L&L Zone 9 Fund 343100.
- SECTION 4. The Town's Board and the County Board of Supervisors shall determine a mutually acceptable date for the withdrawal of the Town's monies from the County Treasury no later than 15 months from the date of this Resolution.
- SECTION 5. The Town's Board hereby designates Bank of Agriculture and Commerce as the depository of the Town's money.
- SECTION 6. The Town's Treasurer and all Town employees responsible for handling the Town's finances shall be covered in the amount set forth in the Town's Employee Dishonesty (Crime & Fidelity) Insurance Policy.
- SECTION 7. The Town's Treasurer shall make quarterly or more frequent written reports to the Town's Board, as the Town's Board shall determine, regarding the receipts and disbursements and balances in the accounts controlled by the Town's Treasurer.

SECTION 8. The Board Secretary shall certify the adoption of this Resolution.

PASSED, APPROVED AND ADOPTED THIS 3rd DAY OF NOVEMBER 2021.



Bryon Gutow
Board President

I hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the Town of Discovery Bay Community Services District at a regularly scheduled meeting, held on November 3rd, 2021, by the following vote of the Board:

AYES: 5
NOES: 0
ABSENT: 0
ABSTAIN: 0



Dina Breitstein
Board Secretary