

RESOLUTION NO. 2022-21

**RESOLUTION OF THE BOARD OF DIRECTORS OF MISSION SPRINGS WATER DISTRICT,
DIRECTING THE DISTRICT'S GENERAL COUNSEL TO PREPARE, SERVE AND FILE APPLICATION
FOR LEAVE TO SUE AND COMPLAINT IN QUO WARRANTO ON BEHALF OF THE DISTRICT,
BASED ON THE VERIFIED STATEMENT OF FACTS OF THE DISTRICT'S GENERAL MANAGER**

[STEVEN ALAN GRASHA]

WHEREAS, Steven Alan Grasha ("Director Grasha" or "Grasha") is currently an elected official and member of the Board of Directors ("Board") of the Mission Springs Water District ("District"), whose term of office expires on December 2, 2022; and

WHEREAS, on or about June 17, 2022, Russ Martin, an elected Director of the District ("Director Martin") and its Board president, notified the District of his request that a quo warranto application be submitted, based on the allegations concerning Director Grasha's residency in the District and compliance with Water Code section 30508; and

WHEREAS, at its regular meeting on June 20, 2022, the Board considered Director Martin's request that, on his complaint, the District initiate an application to the Attorney General's Office, seeking leave to sue in quo warranto, for a determination whether Director Grasha vacated his office by failing to reside within the District at the time of his election and/or for a period exceeding 180 days during his present term, as set forth in Water Code section 30508; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Mission Springs Water District orders and directs as follows:

SECTION 1. The District's General Counsel is authorized and directed to prepare, process and file an Application for Leave to Sue, and, upon authorization of the California Attorney General, to file the related Complaint in Quo Warranto, in accordance with Code of Civil Procedure section 803 and Title 11, California Code of Regulations, §§1 through 11, seeking a determination whether the office presently held by Director Grasha has been vacated, for failure to qualify for election, and/or pursuant to subsection (e) of Government Code section 1770 and Water Code section 30508.

SECTION 2. The Complaint in Quo Warranto shall be filed on behalf of the Mission Springs Water District as Relator, and supported by the Statement of Facts in Support of Application for Leave to Sue, prepared and verified by the District's General Manager and Secretary of the Board of Directors.

SECTION 3. The District's General Counsel is authorized and directed to serve the Notice of Application for Leave to Sue, Application for Leave to Sue, [Proposed] Verified Complaint in Quo Warranto, Verified Statement of Facts in Support of Application for Leave to

Sue, and Memorandum of Points and Authorities in Support of Application for Leave to Sue in Quo Warranto, on the proposed Defendant, Steven Alan Grasha, as required by 11 Cal. Code of Regs. §§ 1, 2(d).

ADOPTED this ____ day of July 2022, by the following vote:

Ayes:
Noes:
Abstain:
Absent

Russ Martin
President of Mission Springs Water District
and its Board of Directors

ATTEST:

Arden Wallum
Secretary of Mission Springs Water District
and its Board of Directors

CERTIFICATE OF ADOPTION

STATE OF CALIFORNIA)
)
COUNTY OF RIVERSIDE)

I, Arden Wallum, Secretary of the Board of Directors of Mission Springs Water District, certify that the foregoing is a full, true and correct copy of Resolution No. 2022-22 which was adopted by the Board of Directors of said District at its regular meeting held July 18 2022.

It has not been amended or repealed.

Dated _____, 2022

Arden Wallum,
Secretary of Mission Springs Water District
and its Board of Directors