

**SECOND AMENDMENT
TO
WATER CONSERVATION PARTICIPATION AGREEMENT**

This Second Amendment to the Water Conservation Participation Agreement (“Second Amendment”) is effective on July 1, 2025 (“Effective Date”), by and between the Municipal Water District of Orange County (“MWDOC”) and the City of La Habra (“Participant Agency”). MWDOC and Participant Agency may be collectively referred to as “Parties” and individually as “Party.”

RECITALS

- A. The Parties entered into a Water Conservation Participation Agreement dated July 1, 2015, regarding the Participant Agency’s participation in certain water conservation programs (“Agreement”). The Agreement was amended by the First Amendment to the Agreement (“First Amendment”).
- B. The Parties now intend to amend the Agreement with this Second Amendment to extend the term of the Agreement from June 30, 2025 to June 30, 2035.
- C. The Parties also intend to update the agreement administration and the retention policy, and to clarify the inclusion of all incentive programs as provided in the Agreement as amended.

NOW, THEREFORE, the Parties agree as follows:

AMENDED TERMS OF AGREEMENT

1. The following Sections of the Agreement are hereby amended and shall now read as follows:
- a. “1.1 This Agreement will be effective on July 1, 2015, and shall terminate on June 30, 2035 (“Term”). Continuance of this Agreement will be subject to annual budget approval by MWDOC’s Board of Directors.”
 - b. “1.4 This Agreement encompasses multiple conservation programs that provide incentives to consumers. Addenda to this Agreement will be issued for changes involving Metropolitan and/or MWDOC Board-approved items, grant funding, and changes to incentive programs, including funding and incentive levels. All Addenda are enforced for the duration of this Agreement unless the Addenda are amended or terminated by either Party.”
 - c. “2.2.1 Participant Agency may elect to take advantage of the MWDOC Administered Programs by having its authorized representative complete and sign


Addenda 3A through 3E in the spaces provided. If Participant Agency completes and signs Addenda 3A through 3E, Participant Agency agrees to be bound by the provisions of this Section 2.2, Sections 3, 5, 6, 7, and 8 of this Agreement, and Addenda 3A through 3E. If the Participant Agency does not complete, sign, and return Addenda 3A through 3E, notwithstanding any other provision of this Agreement, the Participant Agency will not be bound by Section 2.2 or the provisions in Addenda 3A through 3E.”

- d. “7.3 Participant Agency shall maintain all Participant Agency Administered Program information, including Participant Agency applications, water bills, and purchase receipts, for a period beginning on the date the incentive is first awarded for a given application and respective project and ending seven years later.”
- 2. The word “Addendums” is hereby replaced by the word “Addenda” throughout the entire Agreement.
- 3. Authority to enter into Second Amendment. Each Party represents that the person executing this Second Amendment has the requisite power and authority to execute the Second Amendment and to bind each respective Party.
- 4. Continuing Effect of Agreement. Except as amended by this Second Amendment, all other provisions of the Agreement remain in full force and effect. From and after the date of this Second Amendment, whenever the term “Agreement” appears in the Agreement, it shall mean the Agreement as amended by the First and Second Amendments.
- 5. Execution in Counterparts. This Second Amendment may be executed in duplicate counterparts, each of which shall be deemed an original.

MWDOC and Participant Agency have each caused this Second Amendment to be executed by its duly authorized representative as of the date set forth below the authorized signature.


IN WITNESS WHEREOF, the Parties hereto have executed this Second Amendment.

MUNICIPAL WATER DISTRICT
OF ORANGE COUNTY

By: 
DB0E5C258E3B412...
Harvey De La Torre
General Manager

Date: 5/1/2025 | 2:00 PM PDT

Approved as to Form:

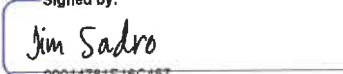
Signed by:
By: 
800D7933CT204EC...
Joseph Byrne
General Counsel

Date: 4/22/2025 | 10:12 AM PDT

PARTICIPANT AGENCY

City of La Habra

Approved as to Form:

By: 
Signed by:
Jim Sadro
09014781E16C457...
Jim Sadro

Title: City Manager

Date: 5/1/2025 | 1:59 PM PDT

By: _____
Name

Title: _____

Date: _____