

**BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF KINGS, STATE OF CALIFORNIA**

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**IN THE MATTER OF RE-ESTABLISHING                      RESOLUTION NO. 08-003  
THE KINGS COUNTY WATER  
COMMISSION TO ADVISE THE BOARD  
OF SUPERVISORS ON MATTERS RELATED  
TO WATER SUPPLY, DEVELOPMENT, USE,  
REPLENISHMENT AND CONSERVATION /**

**WHEREAS**, for over forty years the Kings County Water Commission has well and faithfully served the County of Kings on advice concerning water issues; and

**WHEREAS**, this Board of Supervisors remains keenly interested, on behalf of all persons in the County of Kings, in the development, use and conservation of water resources, both as to quantity and quality, for agricultural, commercial, industrial, domestic and recreational uses in the County of Kings; and

**WHEREAS**, Resolution No. 64-73, which created the Water Commission, as amended by Resolution No. 94-057, should be amended to reflect modern conditions and concerns and changes in the law.

**NOW, THEREFORE, IT BE RESOLVED**, as follows:

1. Resolution 64-73 as amended by Resolution No. 94-057 is hereby superseded by this Resolution.
2. Establishment of Kings County Water Commission. There is hereby re-created and re-established an advisory commission for water matters, which commission shall be known as the Kings County Water Commission (the "Commission").
3. Purposes and Functions. The purposes and functions of the Commission shall be to advise the Board of Supervisors on all water matters, as follows:

a. Upon request of the Board of Supervisors, to investigate and study designated water matters affecting Kings County and report and advise thereon to the Board of Supervisors.

b. Upon request of the Board of Supervisors, to advise and report to the Board concerning water matters which are proposed or enacted under State or Federal legislation or regulations affecting Kings County.

c. Upon its own motion, to call the attention of the Board of Supervisors to pending water matters, legislation or regulations affecting Kings County.

4. Membership Eligibility. The Commission shall consist of nine voting members to be appointed as follows:

a. Board of Supervisors' Representatives. Each member of the Board of Supervisors shall appoint one Commission member who shall be a resident of the appointing Supervisor's district.

b. City Selection Committee Representatives. The City Selection Committee shall appoint two Commission members, each of whom shall be a current city councilperson. The two City-selected Commission members shall not be from the same city.

c. Community Services Districts/Public Utility Districts Representative. The Boards of Directors of the Armona Community Services District, the Home Garden Community Services District, the Kettleman City Community Services District and the Stratford Public Utilities District shall appoint one Commission member, who shall be a current member of one of the Districts' Boards. In making this appointment, the four Districts shall utilize the procedure used for the appointment of their representative to the Kings County Local Agency Formation Commission.

d. At-Large Member. The Board of Supervisors shall appoint one at large member who shall be a resident of the County of Kings.

e. Ex-Officio Members. The Board of Supervisors may from time to time appoint ex-officio members to serve on a temporary basis to assist with particular matters or on a permanent basis as it deems appropriate. Ex-officio members may participate in meetings as regular members, except that ex-officio members may not vote on matters coming before the Commission, and they shall not be counted for the purposes of determining whether a quorum is present at the Commission meetings. The Board of Supervisors shall consider for appointment as ex-officio members representatives from the Lemoore Naval Air Station, the Tachi-Yokuts Tribe, school districts located in the County and other appropriate members.

f. Maddy Act Requirements. The appointment of Commission members under subsections 4.a and 4.d above shall be subject to the provisions of the Maddy Act (Government Code section 54970, et seq.).

5. Membership Term. Subject to the additional limitations set forth below, the term of office of each Water Commission regular member shall be four years from the date of appointment. Ex-officio members shall serve at the will of the Board of Supervisors.

a. Elected Officials. Each of those Commission members appointed under Sections 4.b and 4.c above shall serve only as long as his or her term of office as a city councilperson or a district board member continues.

b. Resident Members. Each of those Commission members appointed under Sections 4.a and 4.d above whose appointment requires residency in a particular geographical area shall serve only as long as his or her residency continues in the particular area.

c. At-Will Termination. Notwithstanding the provisions of Section 5 above, each of those Commission members appointed under Sections 4.a and 4.d above serve at the will of the appointing authority.

6. Compensation and Expenses of Commission Members. Commission Members shall serve without compensation. With the prior approval of the County

Administrative Officer, ordinary and necessary expenses of members incurred in performing approved special projects on behalf of the Commission may be advanced or reimbursed.

7. Staff - County Departments. The County Administrator's Office, the County Counsel, the Planning Department, the Public Works Department, the Assessor and other County Departments shall provide information and services to the Commission from time to time when called upon by the Commission to do so. The County Planning Department shall have the primary responsibility for providing staff for the Commission.

8. Officers. The following officers shall be elected from the voting members of the Commission at the first meeting of the Commission in each calendar year:

a. Chairperson. The Chairperson shall be responsible for the conduct of all meetings and the calling of special meetings, and shall be the official representative of the Commission except when a representative is otherwise designated.

b. Vice-Chairperson. The Vice-Chairperson shall serve in the absence of the Chairperson, and shall succeed to the office of Chairperson if that office becomes vacant for any reason.

c. Temporary Chairperson. In the absence of the Chairperson and Vice-Chairperson, the Regular Members may elect a temporary Chairperson to conduct a properly scheduled meeting.

9. Secretary. The Kings County Administrative Officer shall designate a Secretary for the Commission. The Secretary shall maintain all records and conduct correspondence of the Commission, prepare agendas, official documents and resolutions, and give notice of meetings.

10. Voting; Participation. All Commission actions shall be by a majority vote at meetings of a quorum of Voting Members. A quorum of Voting Members shall

consist of a majority of the Voting Members (5 members). Ex-Officio Members have no vote but may otherwise actively participate at meetings of the Commission.

11. Meetings.

a. Place. Meetings of the Commission shall be held at the Kings County Government Center in Hanford unless unusual or special circumstances warrants a meeting elsewhere in the County.

b. Calling Meetings. The Board of Supervisors may call for special meetings of the Commission to address specified issues. The Commission may establish the date and time for regular meetings. The Chairperson or any three Voting Members may call a special meeting.

c. Brown Act; Rules of Order. The Commission is subject to the provisions of the Ralph M. Brown Act related to the meeting of local agencies (Chapter 9, Section 54950, Part I, Division 2 of Title 5 of the Government Code). Meetings shall be conducted according to Roberts Rules of Order.

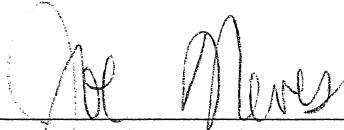
12. Bylaws. The Commission, with the prior approval of the Board of Supervisors, may adopt bylaws for the conduct of their business not inconsistent with the express terms of this Resolution.

13. Sub-Committees. The Commission may appoint special ad hoc sub-committees to research, study and make recommendations on special issues as determined by the Commission. Sub-committees shall be terminated when their functions are no longer necessary.

14. Reimbursement of Expenses. No engineering, legal or other professional service to the Commission shall be compensated by the County of Kings without prior approval of the Board of Supervisors entered upon the minutes of said Board, except that the County Counsel shall be the legal advisor to the Commission. The members of the Commission shall serve without salary or mileage reimbursement, except for mileage at the then current County rate when traveling outside of Kings County with prior approval of the Board of Supervisors.

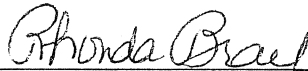
The foregoing resolution was adopted upon motion by Supervisor Taylor, seconded by Supervisor Rachford, at a regular meeting held on the 15<sup>th</sup> day of January, 2008, by the following vote:

AYES: Supervisors Taylor, Rachford, Barba, Oliveira, Neves  
NOES: None  
ABSENT: None



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Joe Neves, Chairman of the Board of Supervisors  
County of Kings, State of California

WITNESS my hand and seal of said Board of Supervisors this 15<sup>th</sup> day of January, 2008.



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Rhonda Bray, Deputy Clerk of said Board of Supervisors