

**RESOLUTION NO. 17-027**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF COLUSA AUTHORIZING EXECUTION OF THE JOINT EXERCISE OF POWERS AGREEMENT ESTABLISHING THE COLUSA GROUNDWATER AUTHORITY**

**WHEREAS**, the California Legislature has adopted, and the Governor has signed into law, the Sustainable Groundwater Management Act of 2014 (SGMA), which authorizes local agencies and mutual water companies to manage groundwater in a sustainable fashion;

**WHEREAS**, the County of Colusa (County) is a local agency, as defined by SGMA, duly organized and validly existing under the Constitution and laws of the State of California;

**WHEREAS**, in order to exercise the authority granted in SGMA, a local agency or combination of local agencies must elect to become or form a groundwater sustainability agency (GSA);

**WHEREAS**, a combination of local agencies may form a GSA by using a joint powers agreement;

**WHEREAS**, the County, upon authorization of its Board of Supervisors, may, pursuant to Article 1 (commencing with Section 6500) of Chapter 5 of Division 7 of Title 1 of the Government Code (JPA Act), enter into a joint exercise of powers agreement to jointly exercise any power common to the contracting parties;

**WHEREAS**, the County has negotiated, with other public agencies and a mutual water company, the terms of the Joint Exercise of Powers Agreement Establishing the Colusa Groundwater Authority (JPA Agreement), attached hereto as Exhibit A;

**WHEREAS**, the JPA Agreement is to be executed by the entities listed in Exhibit A of the JPA Agreement (Members);

**WHEREAS**, each of the Members is either a “public agency” as defined in Government Code section 6500 or a mutual water company;

**WHEREAS**, the JPA Agreement provides that the Colusa Groundwater Authority (Authority) will be a public entity separate and apart from the parties to the JPA Agreement and that the debts, liabilities, and obligations of the Authority will not be the debts, liabilities, or obligations of the Members;

**WHEREAS**, the Members intend to sustainably manage groundwater throughout portions of the Colusa Subbasin of the Sacramento Valley Groundwater Basin, California Department of Water Resources No. 5-21.52, and the West Butte Subbasin of the Sacramento Valley Groundwater Basin, California Department of Water Resources No. 5-21.58 (Basin), as shown in Exhibit B of the JPA Agreement;

**WHEREAS**, the County has previously elected to become a GSA for lands within the jurisdictional boundaries of the County;

**WHEREAS**, the JPA Agreement provides that the Authority will be the GSA for the Basin and shall make any and all necessary filings with regulatory agencies to become and serve as the GSA for the Basin prior to June 30, 2017;

**WHEREAS**, the County published notice pursuant to Government Code section 6066 of its public hearing to consider adoption of a resolution authorizing execution of the JPA Agreement, thereby forming the Authority and electing the Authority to serve as the GSA for the Basin, in the Colusa Sun Herald, a copy of which is attached hereto as Exhibit B;

**WHEREAS**, on this day, the County held a public hearing to consider whether to adopt a resolution authorizing execution of the JPA Agreement;

**WHEREAS**, the Board of the County has determined that execution of the JPA Agreement is in the County's best interest and in the public interest; and

**WHEREAS**, adoption of this resolution does not constitute a "project" under California Environmental Quality Act Guidelines section 15378(b)(5), including organization and administrative activities of government, because there would be no direct or indirect physical changes in the environment as a result of this action.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Colusa as follows:

1. The Chairperson of the Board is hereby authorized to execute the JPA Agreement on behalf of the County.
2. County Board of Supervisors' members appointed to the Authority's board of directors as a Director or Alternate Director are authorized and directed to take all actions appropriate and necessary to implement the terms and conditions of the JPA Agreement, subject to oversight by the Board.
3. Upon execution of the JPA Agreement by all the Members, the County Water Resources Manager shall notify the California Department of Water Resources that the County rescinds its previous election to become a GSA for lands within, the jurisdictional boundaries of the County.

PASSED AND ADOPTED this 13th day of June, 2017 by the following vote:

**AYES:** John D. Loudon, Kim Dolbow Vann, Kent S. Boes,  
and Gary J. Evans.

**NOES:** None.

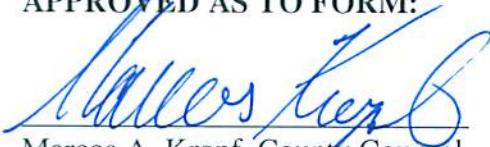
**ABSENT:** Denise J. Carter.

  
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Gary J. Evans, Chairperson  
Board of Supervisors  


**ATTEST:** Wendy G. Tyler,  
Clerk to the Board of Supervisors

By:   
\_\_\_\_\_  
Melissa Kitts, Deputy Clerk

**APPROVED AS TO FORM:**

  
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Marcos A. Kropf, County Counsel