

RESOLUTION NO. 2001-09

A RESOLUTION OF THE BOARD OF THE SPOKANE AQUIFER JOINT BOARD FOR THE SPOKANE COUNTY REGION AMENDING RESOLUTION NO. 95-01, ADOPTED AT THE INITIAL MEETING OF THE BOARD ON JULY 27, 1995, WHICH ADOPTED OPERATING PROCEDURES FOR THE BOARD; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

SPOKANE AQUIFER JOINT BOARD Spokane County, Washington

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SPOKANE AQUIFER JOINT BOARD OF SPOKANE COUNTY, WASHINGTON, as follows:

WHEREAS, the Spokane Aquifer Joint Board ("SAJB") has been created for the Spokane County region by action of the respective Boards of Directors and/or authorized representatives of certain public and private entities pursuant to RCW 39.34; and

WHEREAS, the members of the SAJB executed resolutions and agreements adopting rules, directions and operating procedures for the operation of the Board, which the Board now desires to amend; and

WHEREAS, aside from the modifications shown in this Resolution by underlining or overstriking, Resolution NO. 95-01 shall remain in full force and effect;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE SPOKANE AQUIFER JOINT BOARD as follows:

Section 1: AMENDMENT TO SECTION 7, SUBSECTION B OF RESOLUTION NO. 95-01 – PROCEDURE FOR BOARD ACTION.

Section 7, subsection B of Resolution No. 95-01 is hereby amended as follows:

B. Approval of resolutions, ~~and motions~~ and shall be by an affirmative vote of a majority of the Board members in attendance, provided, however, that an affirmative vote of two-thirds of the entire membership of the Board shall be required for major decisions including: annual budget adoption; modifications of Board composition; employment and removal of staff or consultants; and such other actions as may be designated major decisions by resolution of the Board, shall be by affirmative vote of a majority of the voting Board members in attendance at the meeting where action is taken. Board, shall only be made at a meeting where a quorum of the Board is present and shall be by an affirmative vote of a simple majority of the eligible voting Board Members There shall be no voting by proxy. A roll call vote on any action may be called for by any Boardmember at any time prior to the commencement of discussion on the next item or proposed action on the Agenda, and such vote shall be recorded in the minutes. No

Boardmember in attendance may abstain from voting on any matter proposed for action unless he/she believes that a vote on the matter may present a conflict of interest personal to the abstaining member. Such an abstention shall be indicated by the Boardmember prior to or at the conclusion of a voice vote or at the time of his/her roll call vote.

Section 2: AMENDMENT TO SECTION 9, SUBSECTION B OF RESOLUTION NO. 95-01 – PROCEDURE FOR COMMITTEE AND SUBCOMMITTEE ACTIONS.

Section 9, subsection B is hereby amended as follows:

B. Approval of motions shall be by an affirmative vote of a majority of the eligible voting members, ~~in attendance~~. Recommendations by Committees or subcommittees for Board action shall be transmitted to the Board in the form of proposed resolutions or motions, as applicable, and shall be included as part of the Board's Agenda, whenever feasible.

Section 3: AMENDMENT TO SECTION 14 – RULES SUSPENSION.

Section 14 is hereby amended as follows:

These rules of procedure may be temporarily suspended by an affirmative vote of two-thirds of the eligible voting Board members ~~in attendance~~ to facilitate consideration of an action by the Board in the event of emergencies or other special circumstances.

Section 4: EFFECTIVE DATE OF CHANGES CONTAINED HEREIN

The amendments to the operating rules of the SAJB contained herein shall take effect on the date of the adoption of this Resolution.

Section 5: RATIFICATION

All actions taken by the SAJB in connection with the adoption of this Resolution and the adopting of rule changes set forth herein are hereby in all respects ratified, approved, and confirmed.

Section 6: SEVERABILITY

If any one or more of the covenants or agreements provided in this Resolution to be performed on the part of the SAJB shall be declared by any court of competent jurisdiction to be contrary to law, then such covenant or covenants, agreement or agreements, shall be null and void and shall be deemed separable from the remaining covenants and agreements in this Resolution and shall in no way affect the validity of the other provisions of this Resolution.

Section 7: REPEALER

Any ordinance, resolution or part thereof in conflict herewith, to the extent of such conflict, are hereby repealed.

Section 8: EFFECTIVE DATE

This Resolution shall be effective on and after its approval by Board of Directors of the SAJB.

ADOPTED by the Board of Directors of the Spokane Aquifer Joint Board for the Spokane County Region on September 27, 2001.

SPOKANE AQUIFER JOINT BOARD
Spokane County, Washington

President of the Board

ATTEST:

Secretary of the Board

* * * * *

I, the undersigned, as Secretary of the Spokane Aquifer Joint Board, Spokane County, Washington hereby certify that the foregoing Resolution is a full, true and correct copy of a Resolution duly passed and adopted at a regular meeting of the Board of Directors of the SAJB, duly held at the regular meeting place thereof on September 27, 2001 of which meeting all members of said Board had due notice, and at which a majority thereof were present; and that at said meeting said Resolution was adopted by the following vote:

AYES, and in favor thereof, Boardmembers:

NAYS, Boardmembers:

ABSENT, Boardmembers:

ABSTAIN, Boardmembers:

I further certify that I have carefully compared the same with the original Resolution on file and of record in my office; that said Resolution is a full, true and correct copy of the original Resolution adopted at said meeting; and that said Resolution has not been amended, modified or rescinded since the date of its adoption, and is now in full force and effect.

IN WITNESS WHEREOF, I have set my hand on September 27, 2001.

Secretary