

Kings River East Groundwater Sustainability Agency
Regular Board Meeting
Agenda

City of Dinuba – Council Chambers
405 East El Monte Way, Dinuba, CA 93618
June 15, 2017
2:00 p.m.

1. Call to Order

2. Pledge of Allegiance

3. Potential Conflicts of Interest

3.1 Any Director who has potential conflict of interest may now identify the Agenda item and recuse himself or herself from discussing and voting on the matter (FPPC § 87105).

4. Public Comment

4.1 Public will be given up to three minutes (3 min) to address the Board of Directors on any item not on the agenda but within the subject matter of the Board's jurisdiction. Board of Directors is prohibited from taking action on public comments and as appropriate, matters raised during this period may be referred to appropriate parties or added to the agenda of an upcoming Board meeting (Gov. Code § 54954.3(a)).

5. Additions to or Deletions from the Agenda

6. Review/Approval of Board Meeting Minutes

6.1 Review and approve minutes of May 18, 2017 meeting

Insert 6.1

7. Communications

7.1 Review and consider for action communications received during the prior month

Insert 7.1

8. Board of Director Reports – Discuss and Consider for Action

8.1 Report(s) by Director(s) on event(s) attended during the prior month

9. Consent Calendar Items – Take Action

None

10. Other Board Items – Take Action

10.1 Groundwater Sustainability Plan Professional Services – Review statement of qualifications and select a consultant to provide technical services to Kings River East GSA for compiling information from member agencies and developing a GSP.

10.2 Payables – Review and approve payment of the May 2017 invoices

Insert 10.2

10.3 Advisory Committee – Discuss and approve members to an Advisory Committee assisting the Board with developing policy recommendations for complying with the Sustainable Groundwater Management Act (SGMA). **Insert 10.3**

10.4 Liability Insurance – Update on obtaining liability insurance from ACWA JPIA.

10.5 California Supreme Court Cases – Review for possible action status of California Supreme Court cases regarding imposing of fees pursuant to SGMA.

11. Groundwater Sustainability Activities – Review for Possible Action

11.1 Sustainable Groundwater Management Act (SGMA) Update

11.2 Kings Basin coordination and hydrogeological investigations

11.3 DWR's Best Management Practices

12. Future Agenda Items(s) – No Action

13. Adjournment

Notes:

1. In compliance with the Americans with Disabilities Act of 1990, requests for special assistance to attend or participate in this meeting should be made to the City of Dinuba (559-315-5137) at least 48 hours in advance of the public meeting to enable the City to make reasonable accommodations.
2. Public records relating to an agenda item are available for public review, after posting of the agenda, at 289 North L Street during regular business hours.

AFFIDAVIT OF POSTING

I, Irma P. Faria, on behalf of the Kings River East Groundwater Sustainability Agency, hereby certify that I posted a copy of the foregoing agenda in the lobby of the City of Dinuba at 405 East El Monte Way, Dinuba, CA 93618, at least seventy-two (72) hours prior to the meeting, in accordance with Govt. Code § 54954.2(a).

June 12, 2017



Irma P. Faria

6. Review/Approval of Board Meeting Minutes

6.1 Review and approve minutes of May 18, 2017 meeting

Insert 6.1

Kings River East Groundwater Sustainability Agency

Board Meeting Minutes

City of Dinuba – Council Chambers
405 East El Monte Way, Dinuba, CA 93618
May 18, 2017

1. **Call to Order:** The Board Meeting was called to order by Vice Chair Fast at 2:00 p.m and following Directors were present: Cities, Vice-Chair Mary Fast; County of Fresno, Ernest "Buddy" Mendes; Irrigation/Water Districts, Loren Booth; Alta Irrigation District, Jack Brandt; Drinking Water Districts, Fernando Rubalcaba; and Production Ag, Steve Boos. Also in attendance: Alta Irrigation District, General Manager Chad Wegley; Attorney Lauren Layne and Alta Irrigation District Controller Irma Faria. There were no objections to the meeting being recorded.
2. **Pledge of Allegiance:** Secretary Brandt led the public in a Pledge of Allegiance.
3. **Potential Conflicts of Interest:**
 - 3.1 Secretary Brandt identified a possible conflict of interest on item #10.6 Development Activity regarding Kings Canyon Union School District.
4. **Public Comment:** None.
5. **Additions to or Deletions from the Agenda:** None.
6. **Review/Approval of Board Meeting Minutes:** It was **M/S/C Unanimously by Brandt/Rubalcaba (Booth abstained)** to approve the April 20, 2017 Meeting Minutes as written.
7. **Communications:** None.
8. **Board of Director Reports – Discuss and Consider for Action:** None.
9. **Consent Calendar Items – Take Action:** None.
10. **Other Board Items – Take Action**
 - 10.1 Groundwater Sustainability Plan Professional Services – The review for consultants to provide technical services to Kings River East GSA for compiling information from member agencies and developing a GSP was tabled for the next meeting.
 - 10.2 Prop 26 Professional Services – Attorney Layne reviewed the qualifications and hourly rates of the same two consulting firms who submitted SOQs last month Raftelis Financial Consultants and Lechowicz & Tseng Municipal Consultants. It was **M/S/C Unanimously by Mendes/Brandt** to award a contract to the lowest responsible bidder, Lechowicz & Tseng Municipal Consultants, to provide professional services to Kings River GSA for establishing a fee structure to pay for developing a GSP and initial operating costs. **Insert 14A**
 - 10.3 Payables – It was **M/S/C unanimously by Mendes/Rubalcaba** to approve the May 2017 payables in the amount of \$8,856.44. **Insert 14B**
 - 10.4 Advisory Committee – The discussion and approval of members to an Advisory Committee to assist the Board with developing policy recommendations for complying with the Sustainable

Groundwater Management Act (SGMA) was tabled until the next meeting.

- 10.5 Liability Insurance – It was **M/S/C Unanimously by Mendes/Brandt** to authorize Chad Wegley to apply for liability insurance from ACWA JPIA on behalf of the KREGSA. ACWA/JPIA is discussing creation, by 12/31/2019, of a separate litigation defense pool for GSA members.
- 10.6 Development Activity – Brandt excluded himself from discussion and voting. Chad Wegley informed the Board about proposed schools within Dinuba and Kings Canyon Union School Districts that would rely solely on groundwater as a source of supply. It was **M/S/C Unanimously by Mendes/Booth (Brandt abstained)** to direct staff to prepare comment letters, as part of the environmental impact report (EIR) process, to the school districts requesting that their draft EIRs explain how new groundwater demand in a critically over drafted groundwater basin complies with the sustainable groundwater management act.
- 10.7 California Supreme Court Cases – No update.

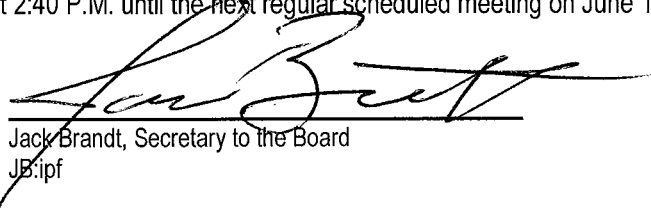
11. Groundwater Sustainability Activities – Review for Possible Action

- 11.1 Sustainable Groundwater Management Act (SGMA) Update – DWR sent out a survey to identify the need for facilitating services.
- 11.2 Kings Basin coordination and hydrogeological investigations – No update.
- 11.3 DWR's Best Management Practices – New best management practices are not anticipated until later this year. Chad Wegley responded to a question from the public on reporting of groundwater extractions. He explained that, at this time, landowners would only need to report groundwater extractions if the SWRCB declared a basin probationary.

12. Future Agenda Items(s) – None.

- 13. **Adjournment** - There being no further items to discuss, the meeting was adjourned by Vice Chair Fast at 2:40 P.M. until the next regular scheduled meeting on June 15, 2017.

Signed: _____


Jack Brandt, Secretary to the Board
JB:ipf



County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING
STEVEN E. WHITE, DIRECTOR

May 25, 2017

VIA EMAIL

South Kings Joint Powers Authority - Board of Directors
C/O Jeannie Davis, Interim City Manager
City of Fowler
128 S. Fifth Street
Fowler, CA 93625

Subject: South Kings Groundwater Sustainability Agency Joint Powers Authority
Formation of a Groundwater Sustainability Agency

Dear Members of the Board:

Since the passage of the Sustainable Groundwater Management Act (SGMA) in September 2014, the County of Fresno has taken an active role in coordinating and facilitating the formation of Groundwater Sustainability Agencies (GSAs) in the groundwater subbasins which the County overlies. The County understands that the Cities of Selma, Kingsburg, Sanger, Parlier and Fowler have entered into a Joint Powers Authority (JPA) with the intent to form the South Kings GSA, and include areas within each city's incorporated limits as well as each city's sphere of influence.

The County opposes the South Kings GSA's proposed action that would include each city's sphere of influence within the proposed GSA filing, as such action is not consistent with existing law. California Water Code § 10723(a) states that any local agency or combination of local agencies may elect to be a GSA. State Water Code § 10721(m) defines a local agency as a local public agency that has water supply, water management or land use responsibilities. The Cities do not have land use responsibilities or authorities outside of their cooperate limits, and the County is not aware of any water supply or water management responsibilities the cities hold within the sphere of influence areas, and therefore should not be included as part of the South Kings GSA filing.

In addition, on January 13, 2017, the North Kings Joint Powers Authority filed a notice of intent with the Department of Water Resources to become the exclusive GSA for a portion of the Kings groundwater subbasin. On April 13, 2017, following the required 90 day review period, the North Kings GSA was deemed the exclusive GSA by the State Department of Water Resources (DWR) for that portion of the subbasin. As you are area, portions of the sphere of influence of the Cities of Fowler and Sanger are located within the North Kings GSA and therefore cannot be included within the South Kings GSA filing.

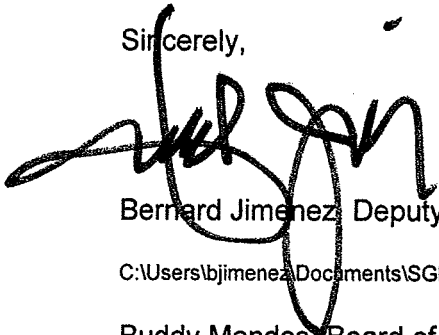
May 25, 2017

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If the JPA Board of Directors elects to form the South Kings GSA, the County of Fresno requests to be added to the GSAs list of interested persons as required by Water Code § 10723.4 and to receive notice of any meeting announcements including Board of Directors meetings, and any possible future advisory or technical committee meetings.

The County respectfully requests that this letter be made part of today's public record and be included with the South Kings GSA's filing to DWR. If you have any questions, please feel free to contact me at (559) 600-4234.

Sincerely,



Bernard Jimenez, Deputy Director

C:\Users\bjimenez\Documents\SGMA\South Kings GSA\SOI letter to South Kings GSA.doc

Buddy Mendes, Board of Supervisors, District 4
Brian Pacheco, Board of Supervisors, District 1
Gary Serrato, North Kings GSA
Phil Desatoff, Central Kings GSA
Chad Wegley, Kings River East GSA
Don Cameron, McMullin Area GSA
Scott Sills, North Fork GSA
Steve Stadler, James ID GSA
Steven Sopp, Planner III, Public Works and Planning

10. Other Board Items – Take Action

- 10.1 Groundwater Sustainability Plan Professional Services – Review statement of qualifications and select a consultant to provide technical services to Kings River East GSA for compiling information from member agencies and developing a GSP.

- 10.2 Payables – Review and approve payment of the May 2017 invoices **Insert 10.2**

- 10.3 Advisory Committee – Discuss and approve members to an Advisory Committee assisting the Board with developing policy recommendations for complying with the Sustainable Groundwater Management Act (SGMA). **Insert 10.3**

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- 10.5 California Supreme Court Cases – Review for possible action status of California Supreme Court cases regarding imposing of fess pursuant to SGMA.

Insert 10.2

Payables

Kings River East GSA - Payables for June 15, 2017

Vendor	Date	Memo	Amount
Alta Irrigation District	5/30/2017	Fiscal and Administrative Services	\$ 3,202.34
Baker, Manock & Jensen	6/2/2017	Legal	\$ 1,478.73
Provost & Pritchard	5/19/2017	Consulting Engineer	\$ 4,563.67
			\$ 9,244.74

5010 Kings River East GSA

Administrative and Fiscal Services For the Month of May 2017

	Admin	Fiscal	Fiscal	Secretary	Secretary	Total Wages & Payroll Burden
Rate	\$ 111.90	\$ 74.04	\$ 31.43	\$ 34.67	\$ 24.01	
Admin	23.00	2.50				
Fiscal			3.00			
Secretary				-	7.00	
Hours	23.00	2.50	3.00	-	7.00	
Total	\$ 2,573.61	\$ 185.11	\$ 94.29	\$ -	\$ 168.07	\$ 3,021.08
Postage						
Material					6%	\$ 181.26
Mileage						
Total Invoiced for the Month of May 2017						\$ 3,202.34

286 W. Cromwell Avenue
Fresno, CA 93711
(559) 449-2700
Fax (559) 449-2715

EST. 1968
**PROVOST &
PRITCHARD**
CONSULTING GROUP
An Employee Owned Company

Kings River East GSA
289 N L St
Dinuba, CA 93618

May 19, 2017
Project No: 02664-17-001
Invoice No: 62981

Project Name: Kings Basin SGMA Coordination

Kings Basin coordination efforts associated with Tasks 1-4 of the approved scope of work including regularly monthly meeting preparation, attendance, coordination and follow up items. Initiation of work on Tasks 2 and 3. Development of base of unconfined aquifer map and location of clay layers. Preparation of available cross-sections. Identification of specific yield data available for the region and establishment of initial grid. Collection of available groundwater data from Kings Basin and neighboring agencies.

Professional Services from April 01, 2017 to April 30, 2017

Phase:	0001	Tasks 1 - 4	
Labor			3,172.91
Consultants			1,376.05
Reimbursable Expenses			14.71
Total this Phase:			\$4,563.67
Total this Invoice			\$4,563.67

INVOICE DATE: 5/19/17
G/L#: 9500.3
AMOUNT: 4563.67
DUE DATE: ~~5/01/17~~ 6/8/17
JOB#: 5010
PHASE: 1
CODE#: 3000

 **ENTERED**

Kings River East GSA Monthly Treasurer's Statement

As of 4/30/2017

Balance Sheet	Year To Date
	<u>Balance</u>
	4/30/2017
Assets	
Current Assets	
Cash - Checking account	
Accounts Receivable	
Total Assets	\$ -
Liabilities	
Current Liabilities	
Accounts Payable / Misc	
Accounts Payable / AID Service Agreement	\$ 19,822.86
Total Liabilities	\$ 19,822.86
Net Position	
Net position	\$ (19,822.86)
Total Net Position	\$ -

Cash Revenues and Expenses		For Period Ending 4/30/2017		
	Year To Date	Budget	%	Year to Date
	<u>Rev & Exp</u>	<u>2017</u>		<u>Variance</u>
Income				
Assessments				
Alta Irrigation District				
Hills Valley Irrigation District				
City of Reedley				
City of Dinuba				
City of Orange Cove				
County - Fresno				
County - Tulare				
Tri-Valley Irrigation District				
Kings River Water District				
Orange Cove Irrigation District				
Misc income - Grant Funding		\$ 58,000.00	0%	\$ 58,000.00
Total Income	\$ -	\$ 58,000.00	0%	\$ 58,000.00
Expenses				
Administrative	\$ 13,846.36	\$ 34,155.00	41%	\$ 20,308.64
Misc		\$ 3,795.00	0%	\$ 3,795.00
Engineering			0%	\$ -
Groundwater Sustainability Plan		\$ 151,070.70	0%	\$ 151,070.70
Insurance		\$ 3,795.00	0%	\$ 3,795.00
Legal	\$ 5,976.50	\$ 13,510.20	44%	\$ 7,533.70
Outreach		\$ 2,656.50	0%	\$ 2,656.50
Per Diem		\$ 6,375.60	0%	\$ 6,375.60
Total Expenses	\$ 19,822.86	\$ 215,358.00	9%	\$ 195,535.14
Net Cash Flow	\$ (19,822.86)	\$ (157,358.00)		\$ (137,535.14)

Potential Members of the Advisory Committee

Name	Interest
Jared Plumlee	Citrus and Rangeland
Kristen Dobbin	Disadvantaged Communities
David TeVelde/ Gerbin	Dairy
Lyndeckker/ Bert DeJong	
Marco Rinaldi	Stone Fruit
Zack Stuller	Kiwi, Citrus, and Stone Fruit
Ismael Hernandez	City/Urban
Dean Thonesen/ Tim Gobler	Stone Fruit

Note(s)

1. Name are subject to change.
2. Working with dairy industry to find a single representative for the committee. Multiple people involved with the dairy