

Kings River East Groundwater Sustainability Agency
Regular Board Meeting
Agenda

City of Dinuba – Council Chambers
405 East El Monte Way, Dinuba, CA 93618
December 19, 2019
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. **Communications – Review and Consider for Action**
6. **Board of Director Reports – Discuss and Consider for Action**
 - 6.1. Report(s) by Director(s) on event(s) attended during the prior month
7. **Consent Calendar Items – All Consent Calendar items are considered routine and will be enacted in one motion. There will be no separate discussion of these matters, unless a request is made in which event the item will be removed from the Consent Calendar to be discussed and voted upon by a separate action.**
 - 7.1. Payables – Review and approve payment of November invoices (see Insert 7.1)
 - 7.2. Board Meeting Minutes – Review and approve minutes of November 21, 2019 regular Board meetings (see Insert 7.2)
8. **Other Board Items – Take Action**
 - 8.1. Treasurer's Statement – Review and approve November 2019 Treasurer's statement (see Insert 8.1)
 - 8.2. Grant Reimbursements – Review and discuss status of reimbursement from grants.
9. **Groundwater Sustainability Activities – Review for Possible Action**
 - 9.1. GSA Invoices – Provide an update on collections and typical questions from landowners
 - 9.2. Groundwater Sustainability Plan (GSP) – Update on the GSP and ongoing outreach efforts.)

**Kings River East Groundwater Sustainability Agency
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9.2.1. KREGSA GSP Comment Letters – Review list of commenters and consider action based on the recommendation of the Technical Advisory Committee

10. Public Hearing for Adoption of Kings River East – GSA Groundwater Sustainability Plan

10.1.1. KREGSA GSP Resolution – Review and consider adopting resolution 2019-1201 adopting Kings River East – GSA Groundwater Sustainability Plan. (see Insert 10.1.1)

11. Legal Issues – Review for Possible Action

11.1. Attorney Legal Update on Matters Affecting the GSA and Legislation

12. Future Agenda Item(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 (559-591-5900) 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, Dinuba, CA 93618 during regular business hours.

AFFIDAVIT OF POSITING

I, Marc Limas, 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).

Marc Limas

December 16, 2019

Kings River East GS Agency

Insert 7.1

BILL PAYMENT LIST

December 19, 2019

DATE	NUM	VENDOR	AMOUNT
Rabobank			
12/19/2019	10060	Alta Irrigation District	-7,023.93
12/19/2019	10061	Kenneth D. Schmidt & Associates	-2,123.90
12/19/2019	10062	Baker Manock & Jensen, PC	-3,289.26
12/19/2019	10063	Provost & Prichard Engineering	-6,668.30
12/19/2019	10064	ACWA/JPIA	-1,217.28
12/19/2019	10065	Alta Irrigation District	-12,319.00
Total for Rabobank			\$ -32,641.67

Kings River East GS Agency

Insert 8.1

BALANCE SHEET As of November 30, 2019

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
Bank of the Sierra Checking	0.00
Bank of the Sierra Money Market	0.00
LAIF	266,641.65
Rabobank	2,440.00
Rabobank Money Market	194,021.32
Total Bank Accounts	\$463,102.97
Accounts Receivable	
Accounts Receivable (A/R)	89,304.68
Total Accounts Receivable	\$89,304.68
Other Current Assets	
Interest Receivable	0.00
Total Other Current Assets	\$0.00
Total Current Assets	\$552,407.65
TOTAL ASSETS	\$552,407.65
LIABILITIES AND EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
Accounts Payable (A/P)	60,118.75
Total Accounts Payable	\$60,118.75
Other Current Liabilities	
Deferred Revenue	0.00
Other Payables	0.00
Total Other Current Liabilities	\$0.00
Total Current Liabilities	\$60,118.75
Total Liabilities	\$60,118.75
Equity	
Retained Earnings	396,317.26
Net Income	95,971.64
Total Equity	\$492,288.90
TOTAL LIABILITIES AND EQUITY	\$552,407.65

Kings River East GS Agency

PROFIT AND LOSS

October - November, 2019

	TOTAL
Income	
Grant Income	
Prop 1 Grant Income	31,066.43
Total Grant Income	31,066.43
GSA Prop 26 Fee	123,346.54
Interest Income	679.19
Late Fee	7.57
Total Income	\$155,099.73
GROSS PROFIT	\$155,099.73
Expenses	
Administrative	
Administrative Services	8,952.18
Material	348.79
Mileage	221.56
Postage	19.25
Total Administrative Services	9,541.78
Bank Charges	84.98
Engineering Services	38,062.56
Insurance	1,217.28
Legal	4,816.02
Total Administrative	53,722.62
Dues	3,230.00
Grants/Outreach	
Grant Application	51.57
Total Grants/Outreach	51.57
Groundwater Sustainability	
Hydrogeology	2,123.90
Total Groundwater Sustainability	2,123.90
Total Expenses	\$59,128.09
NET OPERATING INCOME	\$95,971.64
NET INCOME	\$95,971.64

Kings River East GS Agency

STATEMENT OF CASH FLOWS

October - November, 2019

	TOTAL
OPERATING ACTIVITIES	
Net Income	95,971.64
Adjustments to reconcile Net Income to Net Cash provided by operations:	
Accounts Receivable (A/R)	280.67
Accounts Payable (A/P)	-48,972.31
Deferred Revenue	-123,311.71
Total Adjustments to reconcile Net Income to Net Cash provided by operations:	-172,003.35
Net cash provided by operating activities	\$ -76,031.71
INVESTING ACTIVITIES	
Interest Receivable	1,632.38
Net cash provided by investing activities	\$1,632.38
NET CASH INCREASE FOR PERIOD	\$ -74,399.33
Cash at beginning of period	537,502.30
CASH AT END OF PERIOD	\$463,102.97

Kings River East GS Agency
 Rabobank, Period Ending 11/30/2019

RECONCILIATION REPORT

Reconciled on: 12/13/2019

Reconciled by: Marc Llimas

Any changes made to transactions after this date aren't included in this report.

Summary		USD
Statement beginning balance		
Service charge		2,440.00
Checks and payments cleared (5)		-79.99
Deposits and other credits cleared (4)		-16,768.91
Statement ending balance		48,106.98
		33,880.08
Uncleared transactions as of 11/30/2019		
Register balance as of 11/30/2019		-31,240.08
Cleared transactions after 11/30/2019		2,440.00
Uncleared transactions after 11/30/2019		0.00
Register balance as of 12/13/2019		106.99
		2,548.99

Details

Checks and payments cleared (5)

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
11/19/2019	Transfer			-217.55
11/21/2019	Bill Payment	10059	Alta Irrigation District	-12,319.00
11/21/2019	Bill Payment	10056	Baker Manock & Jensen, PC	-1,526.76
11/21/2019	Bill Payment	10058	Alta Irrigation District	-2,498.60
11/21/2019	Bill Payment	10055	4Creeks, Inc.	-225.00
Total				-16,768.91

Deposits and other credits cleared (4)

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
11/01/2019	Transfer			60.00
11/05/2019	Transfer			19.99
11/15/2019	Receive Payment	36355273		217.55
11/25/2019	Transfer			47,809.44
Total				48,106.98

Additional Information

Uncleared checks and payments as of 11/30/2019

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
11/21/2019	Bill Payment	10054	Provost & Prichard Engineering	-31,169.26
11/21/2019	Bill Payment	10053	Cardmember Service	-19.25
11/21/2019	Bill Payment	10057	Kings River Conservation District	-61.57
Total				-31,240.08

Uncleared checks and payments after 11/30/2019

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
12/10/2019	Transfer			-3.32
12/12/2019	Transfer			-121.40
Total				-124.72

Uncleared deposits and other credits after 11/30/2019

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
12/03/2019	Receive Payment	CASH		63.52
12/09/2019	Receive Payment	1323		38.79
12/11/2019	Receive Payment	26190		131.40
Total				233.71



Mechanics Bank
P.O. Box 6010
Santa Maria, CA 93456-6010
www.RabobankAmerica.com
Return Service Requested



Account Number:
This Statement: November 29, 2019
Last Statement: October 31, 2019
Days in Statement Period: 29
Checks/Items Enclosed: 4

50812 TR029STM113019113043 01 000000000 1 004



KINGS RIVER EAST GRNDWATER SUST AGENCY
289 N L ST
DINUBA CA 93618-2107

Customer Service Information

- Telephone Banking**
1-800-942-6222
- Written Inquiries:**
P.O. Box 6002, Arroyo Grande, CA 93421-6002
- Visit Us Online:**
www.RabobankAmerica.com/contact-us

50812 0186339 0001-0003 0000000000000000

PUBLIC CHECKING

Account Number:

Balance Summary

Beginning Balance as of 10/31/2019	\$2,440.00
+ Deposits and Credits (4)	48,106.98
- Withdrawals and Debits (8)	16,866.90
Ending Balance as of 11/29/2019	\$33,680.08
Low Balance	2,480.01
Average Balance	8,133.28

Balance
MM
12/13/19

Credits

Date	Description	Additions
11-01	CASH MGMT TRSFR CR REF 3051028L FUNDS TRANSFER FRM DEP 856912940 FROM TRANSFER FROM MM T O GF	60.00
11-05	CASH MGMT TRSFR CR REF 3090953L FUNDS TRANSFER FRM DEP 856912940 FROM TRANSFER FROM MM T O GF	19.99
11-18	REMOTE DEP CAPTURE	217.55
11-25	CASH MGMT TRSFR CR REF 3290510L FUNDS TRANSFER FRM DEP 856912940 FROM TRANSFER FROM MM T O GF	47,809.44

Debits

Date	Description	Subtractions
11-04	ACH DEBIT BANKCARD DEPOSIT FEES 191104 000912200487231	19.99
11-19	CASH MGMT TRSFR DR REF 3231127L FUNDS TRANSFER TO DEP 856912940 FROM TRANSFER FROM GF T O MM	217.55
11-26	ACH DEBIT MERCHPARTNRS 8662429933 191126 1397441392	10.00



If you have questions about FDIC insurance or would like to calculate coverage for your individual situation, please visit www.fdic.gov/deposit or call 877.ASK.FDIC

As of September 1, 2019, Rabobank, N.A. and Mechanics Bank merged and are considered insured by the same depository institution (Mechanics Bank). Basic FDIC insurance coverage for deposit accounts (checking, savings, money market, and certificates of deposit [CDs]) is \$250,000. If you have deposits at both banks at this time, your deposits will remain separately insured for at least six months from the date of merger – and possibly longer for CDs. This grace period gives you the opportunity to restructure your accounts, if necessary. You may also qualify for more than \$250,000 in FDIC insurance coverage if you own deposit accounts in different ownership categories. If you determine that you need to restructure your accounts, your local branch staff will be able to help you make those changes.

Kings River East GS Agency

Rabobank Money Market, Period Ending 11/30/2019

RECONCILIATION REPORT

Reconciled on: 12/13/2019

Reconciled by: Marc Limas

Any changes made to transactions after this date aren't included in this report.

Summary		USD
Statement beginning balance		210,306.57
Interest earned		318.20
Checks and payments cleared (3)		-47,889.43
Deposits and other credits cleared (2)		31,283.98
Statement ending balance		194,021.32
Register balance as of 11/30/2019		194,021.32
Cleared transactions after 11/30/2019		0.00
Uncleared transactions after 11/30/2019		121.40
Register balance as of 12/13/2019		194,142.72

Details

Checks and payments cleared (3)

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
11/01/2019	Transfer			-60.00
11/05/2019	Transfer			-19.99
11/25/2019	Transfer			-47,809.44
Total				-47,889.43

Deposits and other credits cleared (2)

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
11/04/2019	Deposit			31,066.43
11/19/2019	Transfer			217.55
Total				31,283.98

Additional information

Uncleared deposits and other credits after 11/30/2019

DATE	TYPE	REF NO.	PAYEE	AMOUNT (USD)
12/12/2019	Transfer			121.40
Total				121.40



Mechanics Bank
 P.O. Box 6010
 Santa Maria, CA 93456-6010
 www.RabobankAmerica.com
 Return Service Requested



Account Number:
 This Statement: November 29, 2019
 Last Statement: October 31, 2019
 Days in Statement Period: 29
 Checks/Items Enclosed: 0

Page 1 of 2

70623 TR029STM113019113043 01 000000000 1 003



KINGS RIVER EAST GRNDWATER SUST AGENCY
 289 N L ST
 DINUBA CA 93618-2107

Customer Service Information

- Telephone Banking**
1-800-942-6222
- Written Inquiries:**
P.O. Box 6002, Arroyo Grande, CA 93421-6002
- Visit Us Online:**
www.RabobankAmerica.com/contact-us

Balance 12/13

PUBLIC MONEY MARKET

Account Number:

Balance Summary

Earnings Summary

Beginning Balance as of 10/31/2019	\$210,308.57
+ Deposits and Credits (2)	31,283.98
+ Interest Paid	318.20
- Withdrawals and Debits (3)	47,889.43
Ending Balance as of 11/29/2019	\$194,021.32
Low Balance	193,703.12
Average Balance	229,923.51

Interest Paid This Period	318.20
Interest Paid Year to Date	3,380.57
Interest Earned	318.20
Interest-Bearing Days	29
Annual Percentage Yield Earned	1.76%

Credits

Date	Description	Additions
11-04	DEPOSIT	31,066.43
11-19	CASH MGMT TRSFR CR REF 3231127L FUNDS TRANSFER FRM DEP 564556711 FROM TRANSFER FROM GF T O MM	217.55
11-29	INTEREST CREDIT	318.20

Debits

Date	Description	Subtractions
11-01	CASH MGMT TRSFR DR REF 3051028L FUNDS TRANSFER TO DEP 564556711 FROM TRANSFER FROM MM T O GF	60.00
11-05	CASH MGMT TRSFR DR REF 3090953L FUNDS TRANSFER TO DEP 564556711 FROM TRANSFER FROM MM T O GF	19.99
11-25	CASH MGMT TRSFR DR REF 3290510L FUNDS TRANSFER TO DEP 564556711 FROM TRANSFER FROM MM T O GF	47,809.44



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As of September 1, 2019, Rabobank, N.A. and Mechanics Bank merged and are considered insured by the same depository institution (Mechanics Bank). Basic FDIC insurance coverage for deposit accounts (checking, savings, money market, and certificates of deposit [CDs]) is \$250,000. If you have deposits at both banks at this time, your deposits will remain separately insured for at least six months from the date of merger – and possibly longer for CDs. This grace period gives you the opportunity to restructure your accounts, if necessary. You may also qualify for more than \$250,000 in FDIC insurance coverage if you own deposit accounts in different ownership categories. If you determine that you need to restructure your accounts, your local branch staff will be able to help you make those changes.

Kings River East GS Agency

LAIF, Period Ending 11/30/2019

RECONCILIATION REPORT

Reconciled on: 12/13/2019

Reconciled by: Marc Limas

Any changes made to transactions after this date aren't included in this report.

Summary		USD
Statement beginning balance		266,641.65
Checks and payments cleared (0)		0.00
Deposits and other credits cleared (0)		0.00
Statement ending balance		<u>266,641.65</u>
Register balance as of 11/30/2019		266,641.65

California State Treasurer
Fiona Ma, CPA



Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

December 05, 2019

[LAIF Home](#)
[PMIA Average Monthly Yields](#)

KINGS RIVER EAST GROUNDWATER
SUSTAINABILITY AGENCY
TREASURER
289 NORTH L STREET
DINUBA, CA 93618

Tran Type Definitions

Account Number: :

November 2019 Statement

Account Summary

Total Deposit:	0.00	Beginning Balance:	266,641.65
Total Withdrawal:	0.00	Ending Balance:	266,641.65

*Balance
MM
12/13/19*

**RESOLUTION AUTHORIZING THE ADOPTION OF THE KINGS RIVER EAST
GROUNDWATER SUSTAINABILITY PLAN BY THE KINGS RIVER EAST
GROUNDWATER SUSTAINABILITY AGENCY**

RESOLUTION NO. 2019-1201

A. WHEREAS, in August 2014, the California Legislature passed, and in September 2014 the Governor signed, legislation creating the Sustainable Groundwater Management Act (“SGMA”) “to provide local groundwater sustainability agencies with the authority and technical and financial assistance necessary to sustainably manage groundwater” (Wat. Code, Section 10720, subd. (d)); and

B. WHEREAS, groundwater sustainability under SGMA is to be achieved through groundwater sustainability plans (“GSPs”), which can be a single plan developed by one or more groundwater sustainability agency (“GSA”) or multiple coordinated plans within a basin or subbasin (Wat. Code Section 10727); and

C. WHEREAS, the Kings River East GSA (“KREGSA”) is a special act district formed for the purposes of implementing SGMA (Wat. Code Section 10723, subd. (c)). KREGSA was formed pursuant to SB 37 (Vidak) which was signed by the Governor and passed into law on January 1, 2017. Accordingly, KREGSA is a public agency authorized to contract with the State or Federal governments and agencies, and to exercise powers related to groundwater management, land use, or both, within its jurisdictional boundaries; and

D. WHEREAS, KREGSA is governed by a board of directors (“Board of Directors”) identified in its enabling legislation; and

E. WHEREAS, KREGSA’s jurisdictional area (the “Plan Area”) overlies a portion of the Kings Subbasin number 5-22.08 of the San Joaquin Valley Groundwater Basin identified in DWR Bulletin 118, as its boundaries may be modified from time to time as provided by law. DWR has designated the entire Kings Subbasin as critically overdrafted. Under SGMA, GSAs in critically overdrafted subbasins are required to submit separate and/or joint GSPs to DWR by January 31, 2020; and

F. WHEREAS, there are seven GSAs in the Kings Subbasin: North Kings GSA, McMullin Area GSA, James Irrigation District GSA, North Fork Kings GSA, Central Kings GSA, South Kings GSA, and Kings River East GSA (individually, a “Party” and in the plural or collectively, the “Parties”). Each Party is developing its own GSP; and

G. WHEREAS, GSAs in a subbasin developing and implementing multiple GSPs must enter into a Coordination Agreement to ensure consistent interpretations of the basin setting and use of data and methodologies (Wat. Code Section 357.4, subd. (a)). The Parties have entered into a Coordination Agreement, which also appoints a subbasin Plan Manager to contact and submit information for the entire Kings Subbasin to DWR; and

H. WHEREAS, the purpose of KREGSA is to exercise the powers and authorities of a GSA granted by SGMA, as defined in the California Water Code; and

I. WHEREAS, KREGSA released its draft GSP (the “KREGSP”) in September 2019, by posting it on KREGSA’s website and making hard copies available at Alta’s office, the Oroshi and Reedley libraries, the Tulare County Resource Management Agency, and the Fresno County Planning Department; and

J. WHEREAS, KREGSA has conducted public outreach, including holding public workshops on October 28, 2019 and November 13, 2019 to accept public comments on the KREGSP, holding public board meetings, distributing postcards and e-mails to residents in the Plan Area, and posting social media updates; and

K. WHEREAS, on September 19, 2019, KREGSA provided a 90-day notice to the County of Fresno, County of Tulare, and the Cities of Dinuba and Reedley, that it would be conducting a public hearing on December 19, 2019 to adopt the KREGSP, pursuant to Water Code Section 10728.4; and

L. WHEREAS, public comments were accepted and KREGSA has reviewed the comments received, and revised the KREGSP as appropriate; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of KREGSA finds as follows:

1. The above Recitals are true and correct, and the Board of Directors so finds, orders, and determines.

2. The Board of Directors hereby approves and adopts the KREGSP for the Plan Area in substantially the form presented, subject to such modifications as the executing officer shall approve, said execution to provide conclusive proof of approval of any such modifications.

3. The Board of Directors authorizes its representatives, its consultants, and the Plan Manager to take such other actions as may be reasonably necessary to file the KREGSP with DWR by January 31, 2020, and implement the purpose of this Resolution.

PASSED, APPROVED, AND ADOPTED this 19th day of December, 2019 by the following vote:

AYES:

NAYS:

ABSTAIN:

ABSENT:

Ernest “Buddy” Mendes, Chairman

Attest:

Jack Brandt, Secretary

Date: _____