North Kings Groundwater Sustainability Agency JPA

Regular Board Meeting
January 26, 2023

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

AGENDA

Call to Order

1. Call to Order
2. Pledge of Allegiance
   - Special Teleconference Instructions
   - Roll Call

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19

Given the meeting restrictions created to limit the spread of the COVID-19 virus, the NKGSA has transitioned to offering its meetings via teleconference and in-person to participation in NKGSA Board meetings.

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

Written and Verbal Comments

Members of the public are encouraged to participate in the Board Meeting and will have an opportunity to provide public comments during the meeting under Agenda Item No. 7 and following each agenda item discussion. No prior arrangements are required to be able to make public comment but comments are limited to three (3) minutes.

Written Comments can also be provided up to one hour prior to the scheduled meeting. Written comments received in advance of the meeting will be read onto the record during the public comment portion when the item is heard. Any portion of your comment extending past three (3) minutes may not be read aloud due to time restrictions but will be made part of the record of proceedings.

AGENDA

3. NKGSA Resolution 2023-03

a. In accordance with AB361, the Board will consider adoption of NKGSA Resolution 2023-03: Resolution of the NKGSA Board of Directors – Resolution Continuing the North Kings GSA Board Authority to hold virtual meetings pursuant to AB 361.

RECOMMENDATION:

- For the NKGSA Board of Directors to approve Resolution No. 2023-03 and continue to have the option to hold virtual meetings due to the current state of emergency related to Covid-19.

SPECIAL NOTES:

- Permitted While in Declared State of Emergency – Ends 2/28/2023
- Requires Renewal Every 30 Days
- In-Person Participation Starting Feb. 2023
- AB2449 Provisions – Brown Act Compliance

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

Changes Coming: Traditional Teleconferencing Rules

- Post agenda at all teleconference locations
- Identify teleconference locations on meeting notice and agenda
- Allow public access to all teleconference locations
- Quorum of the Board must be present within the District's boundaries

AB 361

- Do not need to comply with traditional teleconferencing rules
- IF:
  1. Active state of emergency exists; AND
  2. Either:
     a. State or local officials have imposed or recommended measures to promote social distancing; OR
     b. Board has determined that, as result of state of emergency, meeting in person would present imminent health risks to attendees.
- Renew determination every 30 days
- Governor's state of emergency expires February 28, 2023

AB 2449

- Dates:
  - Signed September 2022
  - Effective January 1, 2023
  - Sunsets December 31, 2025

- Do not need to comply with traditional teleconferencing rules of:
  1. Identifying the teleconference location on the agency's agenda; or
  2. Making the teleconference location accessible to the public

AB 2449

- IF a quorum of the Board participates:
  1. In person; and
  2. From a singular physical location
     a. Listed on the agenda;
     b. Open to the public; and
     c. Located within the District

- THEN remaining Board members may participate remotely either:
  1. For "just cause"; or
  2. In "emergency circumstances"

AB 2449

- **Just Cause**:
  1. Childcare or caregiving of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner;
  2. Contagious illness;
  3. Physical or mental disability; or
  4. Travel while on District business or that of another state or local agency.

- At the earliest opportunity possible, including at the beginning of a meeting:
  1. Notify the Board of the Director's need to participate remotely; and
  2. Provide a general description of the circumstances relating to the need.

- A Director can only participate remotely for "just cause" two times per calendar year

AB 2449

- **Emergency circumstances** " include physical or family medical emergencies that prevent a Director from attending in person

- Director must request, at the earliest opportunity, to participate remotely because of emergency circumstances
- Board must take action to approve the request
- Board must request a general description (not more than 20 words) of the circumstances relating to the need to participate remotely
- If the request does not allow sufficient time to place the proposed request on the posted agenda for the meeting, the legislative body may take action at the beginning of the meeting by majority vote

AB 2449: Additional Requirements

- Publicly disclose at start of meeting if any person 18 years or older is present in the room with the Director and the relationship to that person
- Participate through audio and visual technology (must be seen and heard)
- Cannot be used by a Director for more than three consecutive months or 20% of the regular Board meetings during a calendar year
- Provide opportunity for public to attend by teleconference
- Pause meeting upon teleconference disruption

Which Teleconference Rules Apply?

- From *Now* Until *January 1, 2023*:
  1. Traditional Brown Act teleconferencing rules; or
  2. AB 361
- From *January 1, 2023* Until *February 28, 2023*:
  1. Traditional Brown Act teleconferencing rules; or
  2. AB 361; or
  3. AB 2449
- After *February 28, 2023*:
  1. Traditional Brown Act teleconferencing rules; or
  2. AB 2449

AGENDA

4. Review Agenda

5. Review of Future Meetings

   *Meeting Schedule Approved Oct. 27, 2022

6. Public Presentations

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

6. Public Presentation

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

AGENDA

7. Potential Conflicts of Interest

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

AGENDA

8. Administrative Matters:

a. Discussion/Possible Action on Board Meeting Minutes – October 27, 2022

b. ACWA/JPIA Special Recognition Award (Chauhan)

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

8.b. JPIA Insurance Recognition

- NKGSA received the "President's Special Recognition Award"
- Liability Program
- Loss Ratio of 20% or less (total losses/total premiums)

President's Special Recognition Award

The President of the
ACWA JPIA
hereby gives Special Recognition to

North Kings Groundwater Sustainability Agency

for achieving a low ratio of "Paid Claims and Case Reserves" to "Deposit Premiums"
in the Liability Program for the period 10/01/2018 - 09/30/2021
announced at the Board of Directors' Meeting in Indian Wells.

Melody McDonald, President

November 28, 2022

AGENDA

8. Administrative Matters:

c. Kings Subbasin Coordination Update (Samuelian)

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

Kings Basin Update

- GSP determination anticipated March/April 2023
- Annual report and groundwater change mapping – due 4/1
- Planning for new data gap studies and programs and determining cost-share alternatives
- Continuing discussion on allocations
- Submitted grant application to DWR in SGMA Round 2 funding
  - 2 DAC projects – City of Fresno and Bakman WC
- Implementing grant funding:
  - $4.8M DWR SGMA Implementation Grant Rd 1
  - $7.6M DWR SGMA Implementation Grant Rd 2
  - DWR Planning Grant - Well construction information on RMWs and new Monitor Wells
  - DWR Technical Support Services – new monitor wells in GSAs

AGENDA

8. Administrative Matters
   d. Water Conditions Update (Claes)

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

Water Conditions Report

2021-22 CVP & San Joaquin River:

- Friant Class 1 allocation at 35% (Dec 31, 2022)
- 200k AF Block of Uncontrolled Season (thru Feb 10)
  - Class 1, Class 2 up to contract max (prorated)
  - Recovered Water Account (RWA) water available
  - Section 215 water

Water Conditions Report

2021-22 CVP & San Joaquin River:

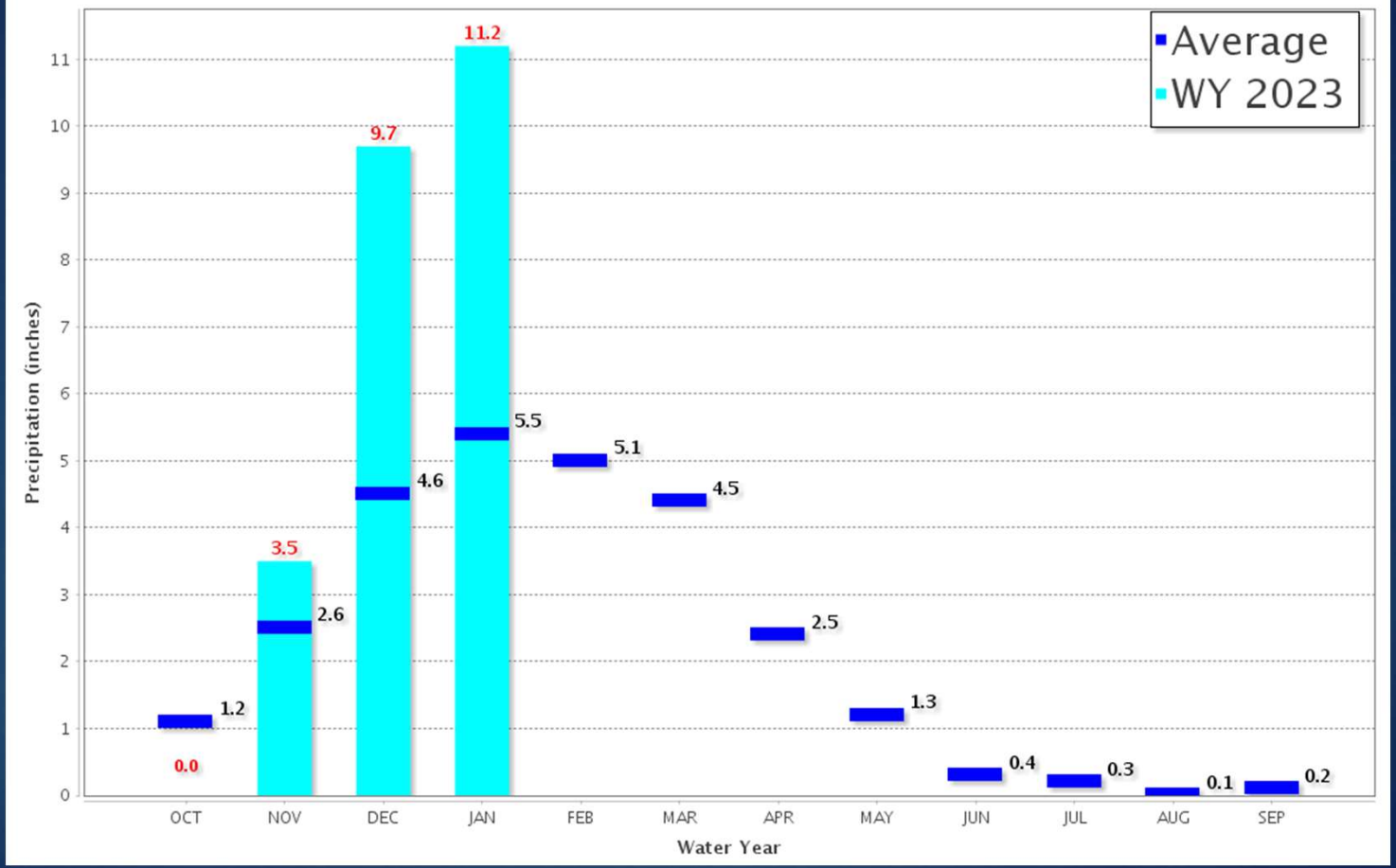
- Millerton Lake Storage: 430,800 AF
  - 151% of avg for date
- Friant Dam spilling 6k-7k cfs to San Joaquin River
- Friant water to be released into Kings River
  - Starting with 250 cfs Jan 13
  - Most/all will percolate into river channel

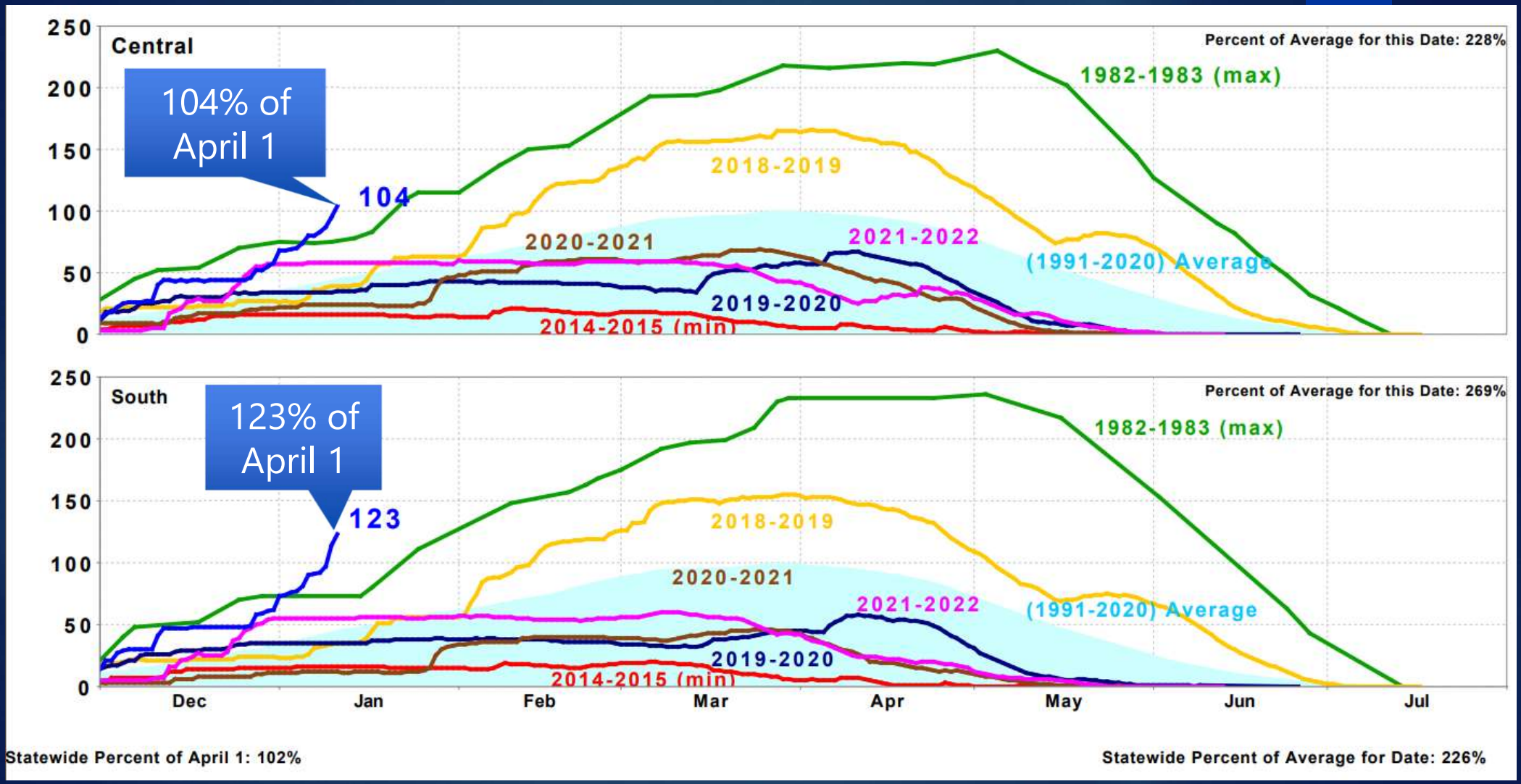
Tulare Basin 6-Station

Precipitation Index for Water Year 2023 - Updated on January 26, 2023 04:33 PM

Note: Monthly totals may not add up to seasonal total because of rounding

Water Year Monthly totals are calculated based on Daily precipitation data from 12am to 12am PST




Central
Percent of Average for this Date: 228%
104% of April 1
104
1982-1983 (max)
2018-2019
2020-2021
2021-2022
(1991-2020) Average
2019-2020
2014-2015 (min)
South
Percent of Average for this Date: 269%
123% of April 1
123
1982-1983 (max)
2018-2019
2020-2021
2021-2022
(1991-2020) Average
2019-2020
2014-2015 (min)
250
200
150
100
50
0
Dec
Jan
Feb
Mar
Apr
May
Jun
Jul
Statewide Percent of April 1: 102%
Statewide Percent of Average for Date: 226%

AGENDA

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

8. Administrative Matters

e. Advisory Committee Update (Redelfs)

Recommended Actions:

- Approval of Expense Reports for September - November 2022
- Approval of the Financial Statements as of November 30, 2022
- Recommend Approval of Resolution NKGSA 2023-02 – DWR Grant – Authorizing Resolution
- Approved 2023 Advisory Committee Mtg Dates – 2nd Friday at 1:30

8.f. NKGSA Board Resolution – NKGSA 23-02

- Required by DWR for SGM Grant – Round 2
  - Projects for City of Fresno and Bakman Water Company

- RECOMMENDATION:
  - For the Board of Directors of NKGSA to adopt Resolution 23-02: Resolution of the Board of Directors – Authorization to File an Application for a grant under the 2021 SGM Grant Program – SGMA Implementation Grant and to enter into an agreement.

8.g. Well Intake Portal Development Update

- P&P Contracted with Break9
  - Development of Intake Form for Landowners
  - Beta Testing/Vetting – Local Landowners/Internal
  - Development of Outreach and Communication Program
  - Development of Rules and Regulations
  - Rollout – Summer 2023
- Data Sharing Agreement – KRWQC and NKGSA

8. Admin.

h. Governor's Executive Order N-7-22: Well Permitting Update

New/Destruction	Count
New Well	428
Well Destruction	55
Grand Total	483

All Well Permits Issued	Number
January	20
February	25
March	24
April	31
May	52
June	65
July	49
August	38
September	50
October	47
November	58
December	24
Total	**483**

8. Admin.

h. Governor's Executive Order N-7-22: Well Permitting Update

6-month lead time.

Well Type	Number
Cathodic	1
Agricultural	149
Domestic Private	322
Domestic Public	2
Industrial	3
Monitoring	1
Soil Boring	4
TOTAL	**483**

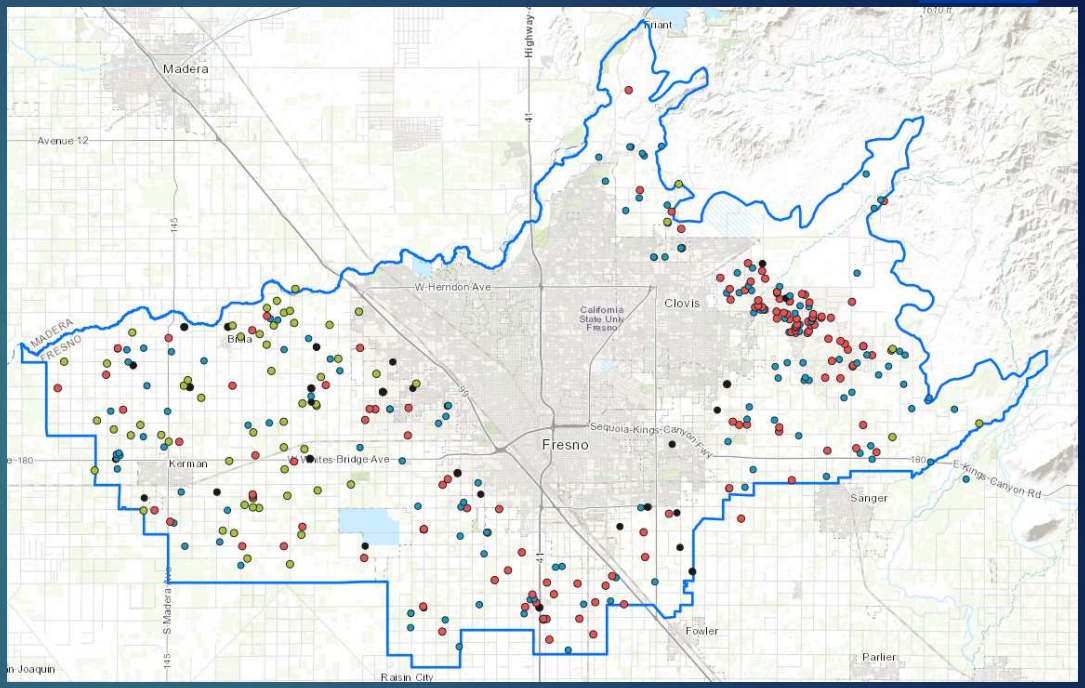
8. Admin.

h. Well Permitting Update – All GSAs in Fresno County

GSA	Count
Central Delta-Mendota	10
Central Kings	274
City of Firebaugh	2
City of Mendota	0
Farmers Water District	2
James	7
Kings River East	103
McMullin	46
North Fork Kings	117
North Kings	483
Oro Loma Water District	0
Pleasant Valley	4
San Joaquin River Ex Cont	4
South Kings	3
Westlands	55
Westside Subbasin	3
Wildren Water District	0
Grand Total	1113

8. Administrative

h. Governor's Executive Order N-7-22: Well Permitting Update



Well Activity in NKGSA Since January 2020

AGENDA

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

9. Financial Report:
   - a. Discussion/Possible Action – Expense Reports – Sept – Nov. 2022
   - b. Discussion/Possible Action – Financial Statements as of Nov. 30th
   - c. Local Agency Investment Fund Update

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

10. Executive Officer Report

2022

Year-End Review

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

This Photo by Unknown Author is licensed under CC BY-SA

Highlights for 2022

- New Directors – Alternate Directors
- New Policies – 1: GW Impact Mitigation Policy
- Representative Monitoring Well Data Collection
- Stakeholder Engagement – Social Media
- Joint Outreach Events
- Review of Well Permit Applications and Planning Documents
- Updated Project List – Solicitation
- Implementation Projects Completed – 1 – Savory Basin (FID)
- Speaking Engagements

Priorities for 2023

- Assessing Member Agency Mitigation Efforts and Progress
- 2022 Annual Report
- Well Intake Portal
- Shallow Well Mitigation Program
- Interconnected SW/GW Investigations and Coordination
- Quantify Boundary Flows
- Continued Outreach and Stakeholder Engagement
- Additional Policy Development
- Explore Projects and Funding Sources
- Engage with Elected Officials and Policy Makers
- Routine Engagement with NKGSA Board of Directors

10. b. GSP Comments SGMA/NKGSA Update
*DWR Released Determinations Today

10. c. DWR Prop 68 Grant Projects Update

10. d. Outreach/External Affairs

10. e. Representative Monitoring Network

10. f. Miscellaneous

10.c. SGMA Implementation Projects

- Biola CSD – Biola Recharge Project – Funding Gap
- Big Dry Creek Channel Improvements – Increased Flows to Region
- Round 2 – Prop 68 SGMA Implementation Projects

AGENDA

11. Directors Reports

12. Adjournment

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY

Thank you for joining us for the NKGSA JPA Regular Board Meeting.

NORTH KINGS GROUNDWATER SUSTAINABILITY AGENCY