JPA Board Meeting Minutes
Kern Groundwater Authority
Wednesday, August 26, 2015

JPA DISTRICT REPRESENTATIVES AND ALTERNATES PRESENT

Kevin Pascoe, Arvin-Edison WSD
Dave Fenn, Cawelo WD
Gene Lundquist, ID-4
Michael James, City of Shafter
Royce Fast and Marty Milobar, Kern County Water Agency
Supervisor David Couch, County of Kern
Rich Tillema and Kevin Antongiovanni, Kern Delta WD
Andrew Pandol, Kern-Tulare WD
Bill Taube, Kern Water Bank Authority
Kevin Andrew, North Kern WSD
Jason Selvidge and Gary Unruh, Rosedale-Rio Bravo WSD
Jim Regan, SSJMUD
Roger Riley, Shafter-Wasco ID
Dennis Atkinson, Tejon-Castaic WD
Gary Morris, West Kern WD
Joe MacIlvaine, Westside District Water Authority
Michael Blaine and George Cappello, Wheeler Ridge-Maricopa WSD

JPA DISTRICT REPRESENTATIVES AND ALTERNATES ABSENT

Jeff Siemens, Olcese WD
Rick Wegis, Semitropic WSD

OTHERS PRESENT

Terry Chicca & Maurice Etchechurry, Buena Vista WSD
Steve Collup & Jeevan Muhar, Arvin-Edison WSD
Dave Ansolabehere, Cawelo WD
Dave Beard, ID-4
Jim Beck, KCWA
Jon Parker, KWBA
Mark Mulkay, KDWD
Steve Dalke, Kern-Tulare WD
Dick Diamond, NKWSD
Lori Honea, Rosedale-Rio Bravo WSD
Eric Averett, Rosedale-Rio Bravo WSD
Jason Gianquinto, Semitropic WSD
Dana Munn, Shafter-Wasco ID

Harry Starkey, West Kern WD
Roland Gross, SSJMUD
Gary Sawyers, Bolen Fransen Sawyers LLP
Troy Carrington, Bolthouse
Emmy Cattani, Cattani Farms
Bob Smith, City of Bakersfield
John Wooner & Mario Gonzales, City of McFarland
Dee Jaspar, Dee Jaspar & Assoc
Timothy Ruiz, East Niles Community Services Dist
Larry Rodriguez & Tim Gobler, GEI Consultants
Patty Poire, Grimmway Farms
Phil Hall, Kern County
Supervisor Mike Gleason, Kern County
Beatris Sanders, Kern County Farm Bureau
Joe Hughes, Klein Law
Florn Core, Kern County
Ravi Patel, Klein Law
Robert Kuhs, Kuhs Parker Law
Robert Hartsock, McMurtrey, Hartsock & Worth
Doug Nunneley, Oildale Mutual
Rob Goff, Wonderful Orchards
Todd Turley, South Valley Farms
Angelica Martin, Tejon-Castaic Water District
Ernest Conant, Young Wooldridge
T. Mark Smith, Clifford-Brown Law
Rob Traceburn, Wonderful Orchards
Steve Teglia

1. **Call to Order** – Director MacIlvaine called the meeting to order at 8:00 a.m. after it was confirmed there was a quorum.

2. **Public Comments** – Director MacIlvaine recognized Terry Chicca in the audience. Mr. Chicca reported that Buena Vista Water Storage District has withdrawn from the Kern Groundwater Authority effective August 25, 2015.

3. **Minutes** – A motion was made by Director Andrew and seconded by Director Morris to approve the June 24, 2015 regular board meeting minutes as presented. A roll call vote was taken and the motion was unanimously carried.

4. **Treasurer's Report** –
    a. Accounts Payable/Receivable - Mr. Diamond gave a report to the Board on the July and August Accounts Payable. A motion was made by Director Riley and seconded by Director Andrew to ratify the July paid invoices and approve the

August accounts payable as presented. A roll call vote was taken and the motion was unanimously carried.

b. Cash Call – Mr. Diamond reviewed the current balance remaining in the Authority account and after discussion it was decided to do a minimum cash call to carry the Authority through the end of the year.

5. **Groundwater Management Work Plan**
   a. **GEI Update** – Mr. Rodriguez reported that they are working on the two task orders.
   b. **Committee Reports**
      i. **Urban Committee Report – Consumptive Use Analysis** – Mr. Beard reported they have met twice since the last meeting (07/16 & 08/20). Task Order #3 is developing an Urban and Domestic Groundwater User Map as well as compiling groundwater users' contact information in support of outreach efforts within KGA area of interest. The proposed map(s) will have the following layers:
         - San Joaquin Valley Groundwater Basin-Kern County subbasin boundaries
         - Water district boundaries
         - City boundaries
         - City spheres of influence
         - Locations of registered domestic groundwater wells, municipal wells and public water systems within the KGA area of interest subject to Sustainable Groundwater Management Act provisions
         - Proposed commercial/residential developments expected to be constructed by 2020

      Mr. Tim Gobler from GEI reviewed the maps (hand-out) with the Authority Board. He reported:
         - Working on getting well data from the County
            i. Will put together for entire Basin. Each District can request one from GEI if they would like

      Mr. Beard reported that at the 08/20 meeting they reviewed the letter from Chris Mynk from the Kern County Planning and Development Department regarding the DEIR for Revisions to the Kern County Zoning Ordinance – 2015 C, focused on Oil and Gas Local Permitting. They brought it to the Authority Board for review and approval before signing. After discussion, a motion was made by Director Blaine and seconded by Director Taube to approve submittal of this letter to the County. A roll call vote was taken and the motion was unanimously carried. David Couch abstained from the motion.

ii. **Surface Supply Workgroup Report-Yield Analysis** - Mr. Mulkay reported that the committee met on 08/03 to discuss Task Order #4 with GEI. GEI would like to have a forward looking basin balance and a historic look at the basin within Task #4. The committee also discussed the GSA process. Task Order #4 will develop a preliminary, forward-looking basin-wide water budget for the Kern Subbasin and a draft template for collection of district-level data to support the development of a more comprehensive basin water budget.

Task Order #4 is intended to develop a preliminary basin-wide evaluation of the following:

- Groundwater elevations
- Groundwater extractions
- Surface water supply
- Total water use
- Change in groundwater storage
- Water budget (defined in SGMA)
- Sustainable yield (defined in SGMA)

6. **Discussion on Approach to Implementation of Groundwater Regulations**
   a. **Report on Option 1a DWR & State Board Feedback** – Mr. Averett did a Power Point Presentation on GSA Issues. The Q&A discussion included:
      - Will DWR and the State Board approve the Kern Groundwater Authority GSA/GSP approach? Yes
      - If I disagree with an action or position of the KGA can I be outvoted and forced to accept the action/position? No
      - Can the KGA take an action that would affect or impact my water supplies? No
      - Can I get out of the KGA and become my own GSA after the June 30, 2017? Yes
      - What is the benefit of participating in the KGA effort/approach?
        i. Aggregate reporting for members on larger scale
        ii. Act as intermediary between DRW & State
        iii. Act as intermediary between Member & landowners
        iv. Provide input to regulatory/legislative interest
        v. KGA act on their behalf with respect to implementation of GSP's

      Mr. Averett reported on the difference between Actively Managed vs. Probationary:

      - DWR is currently developing guidance documents – will be put on their website after completion

- Would like to avoid a rush to designate GSA's within the overlapping basin areas
- HAVE to coordinate with overlapping areas or it will show the State we can't coordinate
- Nobody can do a plan until the basin is coordinated
- If we can't coordinate, the entire basin goes probationary versus single areas
    i. The State will be forced to give you your plan

Mr. Averett stressed that the Authority acts on ***behalf of*** the members ***not upon*** its members unless they are asked to.
We won't lose autonomy in each of our service areas. The authority still has to get an acceptable plan to the State for a GSA. We could do special activities agreement within our GSA.

b. **Review/Discussion of proposed amendments to JPA** – Mr. Sawyers reported that all the attorneys have reviewed the JPA. He reported this is the first draft and a future meeting with the managers and their legal counsel will be scheduled to combine all the comments and come up with a fluid document to present to the Authority Board.
He reported on some key components:
    - Provide flexibility
    - SIGMA is the new law – not AB 3030
    - Gives Authority power to be GSA within some or all of the subbasin
    - Power to implement 1A
        i. Allows adopting GSP
        ii. Allows delegation power to members to implement
        iii. Precludes Authority from taking action without permission
        iv. Let's the JPA be the Authority – can't over reach
    - Provision – can't impact water supplies
    - Dispute Resolution – waiting for attorney comments

c. **Report on Department of Water Resources Practitioner Advisory Panel(s)**
    i. Water Budget Coordination – Mr. Averett gave a report to the Authority Board. He reported that discussion topics included:
        1. Surface water available for recharge?
            - Evaluating what basins come up with and compile into a report
        2. Consistency questions
            - What do we assume for planning purposes?
    ii. Data Collection, Management & Reporting – No report

iii. Adaptive Management & Focus Areas – Mr. Averett reported that this allows us the ability to aggregate data. Some areas need focus areas and these can be carved out.

7. **Legislative Update**
    a. **SB226** – Mr. Averett reported they are working with Senator Pavley's office currently on this bill.
    b. **AB1390** – No report

8. **Coordination Activities**
    a. **SB4** – nothing to report
    b. **CASGEM** – nothing to report
    c. **ILRP** – nothing to report

9. **Old or New Business** – Mr. Averett reported that there are a number of people developing software tools and we will be looking into these platforms. We will make this information available when we receive it to see if it is valuable.
   Director Riley would like to have crop use data discussions regarding getting additional years' worth of data at future meetings.

10. **Attorney(s) Report** – None

11. **Adjournment** – Director Taube made a motion and Director James seconded the motion to adjourn the meeting at 9:23 a.m.